



**Paul Day**  
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September 16, 2020

To: Local Membership of Mid American District Hockey, Inc.,

From: Paul Day

As you may know, Judge William S. Stickman IV, of the U.S. District Court for Western Pennsylvania issued the following Declaratory Judgement Order two days ago:

*AND NOW, this 14th day of September 2020, IT IS HEREBY ORDERED that judgment is entered in favor of Plaintiffs Mike Kelly, Daryl Metcalfe, Marci Mustello, Tim Bonner, Nancy Gifford and Mike Gifford, d/b/a Double Image, Prima Capelli, Inc., Steven Schoeffel, Paul F. Crawford, t/d/b/a Marigold Farm, Cathy Hoskins, t/d/b/a Classy Cuts Hair Salon, R.W. McDonald & Sons, Inc., Starlight Drive-In, Inc., and, Skyview Drive-In, LLC for the reasons outlined in the Opinion filed by the Court this same day. The Court holds and declares: (1) that the congregate gathering limits imposed by Defendants' mitigation orders violate the right of assembly enshrined in the First Amendment; (2) that the stay-at-home and business closure components of Defendants' orders violate the Due Process Clause of the Fourteenth Amendment; and (3) that the business closure components of Defendants' orders violate the Equal Protection Clause of the Fourteenth Amendment.*

The results of this order makes several of Governor Wolf's Executive Orders impacting congregate gathering limits, business closure and stay-at-home provisions unenforceable at this time. The Governor has already indicated their intention to appeal and request a stay. There are varying opinions as to whether the Governor will be successful in obtaining the stay.

With this in mind, it is the Affiliate's position that ice hockey games in the Commonwealth of Pennsylvania may now occur with full participation of team rosters, officials and coaches. I strongly recommend that your Clubs limit access to only those essential players (two rosters of teams participating in a game) staff, and officials in occupying the ice rink and immediate adjacent area of the playing surface; ie No spectators. Just for the immediate term. COVID mitigation remains important. It's important that all of our clubs in Pennsylvania show restraint.

Mid American District Hockey, Inc (Mid Am) does require that **all other lawful COVID mitigation orders, policies and procedures**, as provided by the Commonwealth of Pennsylvania and other Government authorities, (Local Governments included) be strictly followed during all USA Hockey sanctioned activities. We want to keep Midam / USA Hockey in a favorable position, in case these legal matters change, either by way of judicial process or new Executive Orders issued should COVID have an uptick.

Yours truly

Paul M. Day



USA Hockey, the national governing body for the sport of ice hockey, is a member of the International Ice Hockey Federation and the United States Olympic Committee

