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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

STEVEN HUBBARD, et al.,  
Plaintiffs,  
v.  
CITY OF SAN DIEGO, et al.,  
Defendants.

Case No.: 3:24-cv-972-CAB-MMP  
**ORDER GRANTING  
PRELIMINARY INJUNCTION**

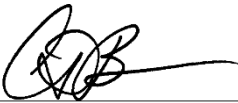
On July 8, 2024, the Court denied Plaintiffs’ motion for a preliminary injunction enjoining Defendants from enforcing San Diego Municipal Code (“SDMC”) § 63.0102 against Plaintiffs. [Doc. No. 11.] Plaintiffs appealed. On June 4, 2025, the Ninth Circuit held that teaching yoga was protected speech, and, based on the record, Plaintiffs had satisfied the *Winter* factors necessary for a preliminary injunction. *Hubbard v. City of San Diego*, No. 24-4613, 2025 WL 1572736, at \*4, \*7 (9th Cir. 2025). The Ninth Circuit reversed and remanded, instructing the Court to enter a preliminary injunction in favor of Plaintiffs on their as-applied challenge. *Id.* at \*7.

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1 Accordingly, the Court **GRANTS** Plaintiffs' motion for a preliminary injunction.  
2 During the pendency of this action, Defendants and all others acting in concert with them  
3 are enjoined from using SDMC § 63.0102 to prohibit Plaintiffs from teaching yoga classes  
4 or lecturing in San Diego shoreline parks.

5 It is **SO ORDERED**.

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7 Dated: June 13, 2025

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10 Hon. Cathy Ann Bencivengo  
11 United States District Judge  
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