



he had "not a clue." Alassaf filmed the entire incident on his phone and later posted it to YouTube.<sup>1</sup>

The officer then asked if Winski and Alassaf had sought permission from Falcon Center director Robin Yeager before gathering signatures. After being informed that they had not, the officer told them "soliciting requires you to talk to one of the people, especially Falcon Center, and ask permission to do it, they set something up, a time for you."

Winski cited his First Amendment right to speak to fellow students on campus and explained his intention to gain signatures for YAL. The officer replied that it was "not a problem," but requested that they speak to Yeager, who he believed would not object to Winski and Alassaf setting up a table. The officer noted that students inside the Student Center were distributing literature and went on to tell Winski, "I think what the deal is though, is that you're out here, you're kind of engaging people, you know how it is nowadays. People get freaked out by any outgoing person, basically." He advised Winski to get a table, and warned that he would have to ask Winski to stop gathering signatures if he failed to obtain a permit and more students complained.

Immediately after this interaction, Winski and Alassaf spoke with Falcon Center assistant director Kevin Philyaw about FSU's free speech policies. This interaction was also filmed by Alassaf.<sup>2</sup> Citing FSU's 33 0 0t.3884 535.68 cm BT 50 0 0 50 a

#### On-Campus Organizations:

- Must apply for and be granted a solicitation permit by the Falcon Center/Student Activities to solicit on campus;
- Are exempt from obtaining a solicitation permit when the activity pertains to University /Community College business or activities; and
- Must clearly identify the sponsoring organization.

#### Off-campus Organizations:

- Must apply for and be granted a solicitation permit by Falcon Center/Student Activities Center to solicit on campus;
- Must apply for and be granted an [sic] solicitation permit by Falcon Center/Student Activities Center to solicit with intent to advertise and/or sell merchandise on campus; and
- Must be sponsored by an on-campus organization in order to solicit on campus.

Additionally, FSU's "NON-COMMERCIAL SOLICITATION PERMIT APPLICATION"<sup>4</sup> requires that, after explaining the nature of their proposed speech, applicants "attach a copy of any handouts, literature, etc. to be distributed" before they can be given permission to distribute them.

By requiring students to obtain a permit for core protected expression in the public outdoor spaces of campus and provide a copy of literature they intend to distribute before doing so, FSU unconstitutionally burdens its students' First Amendment rights and impermissibly



for parades and demonstrations where it vested “virtually unbridled” authority on government actors to decide what permits to grant or deny. *Id.* at 150.

