

[PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 99-12216  
\_\_\_\_\_

D. C. Docket No. 96-02399-CV-TWT-1

<p><b>FILED</b> U.S. COURT OF APPEALS ELEVENTH CIRCUIT JULY 19 2000 THOMAS K. KAHN CLERK</p>
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DANIEL WEBSTER and  
PEGGY WEBSTER, et al.,

Plaintiffs-Cross-Appellants,

WEBSTER GREEN THUMB COMPANY,  
and others similarly situated,

Plaintiff-Appellee, Cross-Appellant,

versus

FULTON COUNTY, GEORGIA,

Defendant-Appellant, Cross-Appellee,

MIKE KENN; MICHAEL HIGHTOWER, et al.,

Defendants-Cross-Appellees.

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Appeal from the United States District Court  
for the Northern District of Georgia  
\_\_\_\_\_

**(July 19, 2000)**

Before ANDERSON, Chief Judge, DUBINA and HILL, Circuit Judges.

PER CURIAM:

The judgment of the district court is affirmed on the basis of the opinion of the district court published at 51 F.Supp.2d 1354 (N.D. Ga. 1999).

AFFIRMED.<sup>1</sup>

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<sup>1</sup> We decline to address appellants' challenge to the scope of the injunction. The argument was not presented to the district court; rather, it was raised for the first time on appeal.