

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF CALIFORNIA
3 SACRAMENTO DIVISION
4

5 **X CORP. ,**

6 Plaintiff,

7
8 **v.**

9 **ROBERT A. BONTA, ATTORNEY GENERAL**
10 **OF CALIFORNIA, IN HIS OFFICIAL**
11 **CAPACITY,**

12 Defendant.

2:23-CV-01939-WBS-AC

**ORDER AND FINAL JUDGMENT AND
PERMANENT INJUNCTION**

13 The Court having considered the parties' Stipulation for
14 Entry of Final Judgment and Permanent Injunction and finding good
15 cause,

16 **IT IS HEREBY ORDERED** as follows:

17 **I. DEFINITIONS**

18 For purposes of this Order, the following definitions apply:

19 1. "Assembly Bill 587" means California Assembly Bill No.
20 587, passed by the California Legislature on August 30, 2022,
21 during the 2021-2022 legislative session, and signed by the
22 Governor of California on September 13, 2022. Assembly Bill
23 587's provisions are codified in sections 22675 through 22681 of
24 the California Business and Professions Code.

25 2. "Section 22677" refers to California Business and
26 Professions Code section 22677.

27 3. "Section 22678" refers to California Business and
28 Professions Code section 22678.

1 4. "Plaintiff" refers to Plaintiff X Corp., its
2 successors, and assigns.

3 5. "Defendant" refers to Defendant Rob Bonta, in his
4 official capacity as Attorney General of the State of California,
5 his successors in office, and their agents acting within the
6 scope of their official duties.

7 6. "Complaint" refers to the Complaint for Declaratory and
8 Injunctive Relief filed in this action on September 8, 2023, ECF
9 No. 1.

10 II. JUDGMENT

11 Judgment is hereby entered in favor of Plaintiff and against
12 Defendant on the First Cause of Action in the Complaint as to
13 subdivisions (a) (3), (a) (4) (A), and (a) (5) of Section 22677. The
14 Court dismisses the First Cause of Action in the Complaint, as to
15 all remaining provisions of Assembly Bill 587, including all
16 remaining provisions of Section 22677, with prejudice. The Court
17 also dismisses the Second and Third Causes of Action in the
18 Complaint with prejudice.

19 III. JUDICIAL DECLARATION

20 **IT IS HEREBY DECLARED** that subdivisions (a) (3), (a) (4) (A),
21 and (a) (5) of California Business and Professions Code section
22 22677 violate the First Amendment of the United States
23 Constitution facially and as applied to Plaintiff.

24 IV. PERMANENT INJUNCTION

25 **IT IS HEREBY ORDERED** that Defendant, as defined, is hereby
26 permanently enjoined from enforcing the following provisions of
27 the California Business and Professions Code against Plaintiff,
28 as defined: (1) subdivisions (a) (3), (a) (4) (A), and (a) (5) of

1 section 22677; and (2) section 22678 insofar as that section
2 applies to violations of subdivisions (a) (3), (a) (4) (A), and
3 (a) (5) of section 22677.

4 **V. OTHER ORDERS**

5 **It is ORDERED** that this Court shall retain jurisdiction of
6 this matter for the purpose of enforcing this Final Judgment and
7 Permanent Injunction.

8 **It is ORDERED** that Plaintiff shall recover from Defendant
9 the amount of \$345,576 in full compensation for the attorneys'
10 fees and costs incurred by Plaintiff in connection with this
11 action and the related preliminary injunction appeal.

12 **It is ORDERED** that all other relief sought in Complaint is
13 denied.

14 **FINAL JUDGMENT IS ENTERED** pursuant to the terms of this
15 Order.

16 **IT IS SO ORDERED.**

17 Dated: March 3, 2025



18 **WILLIAM B. SHUBB**

19 **UNITED STATES DISTRICT JUDGE**