

David J. Bodney (006065)
bodneyd@ballardspahr.com
Matthew E. Kelley (037353)
kelley@ballardspahr.com
Kennison Lay (037098)
layk@ballardspahr.com
BALLARD SPAHR LLP
1 East Washington Street, Suite 2300
Phoenix, AZ 85004-2555
Telephone: 602.798.5400
Facsimile: 602.798.5595

*Attorneys for Plaintiffs Arizona
Broadcasters Association; Arizona
Newspapers Association; Fox Television
Stations, LLC; Gray Media Group, Inc.
d/b/a KTVK-KPHO and d/b/a KOLD;
KPNX-TV Channel 12, a division of
Multimedia Holdings Corp.; National
Press Photographers Association;
Phoenix Newspapers, Inc.; Scripps
Media, Inc. d/b/a KGUN-TV and d/b/a
KNXV-TV; States Newsroom/Arizona
Mirror; and Telemundo of Arizona LLC*

Jared G. Keenan (027068)
K. M. Bell (037611)
American Civil Liberties Union
Foundation of Arizona
3707 North 7th Street, Suite 235
Phoenix, AZ 85014
Telephone: (602) 650-1854
jkeen@acluaz.org
kmbell@acluaz.org

Esha Bhandari
Vera Eidelman
American Civil Liberties Union
Foundation
125 Broad Street, 18th Floor
New York, NY 10004
Telephone: (212) 549-2500
veidelman@aclu.org
ebhandari@aclu.org

Attorneys for Plaintiff ACLU of Arizona

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Arizona Broadcasters Association, et al.,

Plaintiff,

v.

Kris Mayes, et al.,

Defendants.

Case No: CV-22-01431-PHX-JJT

**JOINT STIPULATION REGARDING
ATTORNEYS' FEES AND COSTS**

(Assigned to the Hon. J. John Tuchi)

1 Plaintiffs and Defendant Kris Mayes, in her official capacity of Attorney General
2 for the State of Arizona, having agreed to entry of an agreed order granting Plaintiffs'
3 requests for a declaratory judgment of unconstitutionality and permanent injunction against
4 enforcement of the statute known as HB2319, hereby enter into this joint stipulation
5 regarding attorneys' fees and costs. Pursuant to 42 U.S.C. § 1988(b), in an action such as
6 this one involving claims under 42 U.S.C. § 1983, prevailing plaintiffs may be awarded
7 their reasonable attorneys' fees and costs.

8 In full settlement of any and all claims for attorneys' fees and costs in this action,
9 the Office of the Arizona Attorney General, on behalf of Defendant Kris Mayes, in her
10 official capacity, agrees to pay Plaintiffs the total sum of \$69,000.00 at the conclusion of
11 this litigation. Of that total, \$23,000.00 shall be paid to Plaintiff ACLU of Arizona and
12 \$46,000 shall be paid to the News Media Plaintiffs in care of their attorneys, Ballard Spahr
13 LLP.

14 By entering into this Stipulation, Defendant does not admit that Plaintiffs are
15 entitled to an award of attorneys' fees and costs, and Plaintiffs do not admit that, were this
16 issue to be litigated, their entitlement to an award of fees and costs would be limited to the
17 agreed amount herein. Rather, this Stipulation is entered into solely to compromise and
18 settle a disputed claim.

19 A proposed form of order accompanies this Stipulation.

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ////

1 RESPECTFULLY SUBMITTED this 12th day of July, 2023.

2
3 **AMERICAN CIVIL LIBERTIES UNION**
4 **FOUNDATION OF ARIZONA**

5 By: /s/ K.M. Bell

6 K. M. Bell
7 Jared G. Keenan
8 3707 North 7th Street, Suite 235
9 Phoenix, AZ 85014

10 **AMERICAN CIVIL LIBERTIES UNION**
11 **FOUNDATION**

12 Esha Bhandari
13 Vera Eidelman
14 American Civil Liberties Union Foundation
15 125 Broad Street, 18th Floor
16 New York, NY 10004

17 *Attorneys for Plaintiff American Civil Liberties*
18 *Union of Arizona*

19 **BALLARD SPAHR LLP**

20 By: /s/ Matthew E. Kelley

21 David J. Bodney
22 Matthew E. Kelley
23 Kennison Lay
24 1 East Washington Street, Suite 2300
25 Phoenix, AZ 85004-2555

26 *Attorneys for Plaintiffs Arizona Broadcasters*
27 *Association; Arizona Newspapers Association;*
28 *Fox Television Stations, LLC; Gray Media*
Group, Inc. d/b/a KTVK-KPHO and d/b/a
KOLD; KPNX-TV Channel 12, a division of
Multimedia Holdings Corp.; National Press
Photographers Association; Phoenix
Newspapers, Inc.; Scripps Media, Inc. d/b/a
KGUN-TV and d/b/a KNXV-TV; States
Newsroom/Arizona Mirror; and Telemundo of
Arizona LLC

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**KRIS MAYES
ATTORNEY GENERAL**

By: /s/ Hayleigh S. Crawford (by permission)

Hayleigh S. Crawford
Office of the Arizona Attorney General
2005 N. Central Ave.
Phoenix, Arizona 85004
Telephone: (602) 542-3333
Hayleigh.Crawford@azag.gov
ACL@azag.gov

*Attorneys for Defendant
Arizona Attorney General Kris Mayes*