

The Honorable Douglass A. North
Noted for Hearing: October 26, 2022
Without Oral Argument

**STATE OF WASHINGTON
KING COUNTY SUPERIOR COURT**

STATE OF WASHINGTON,

Plaintiff,

v.

META PLATFORMS, INC., formerly doing
business as FACEBOOK, INC.,

Defendant.

NO. 20-2-07774-7 SEA

~~PROPOSED~~ JUDGMENT AGAINST
META PLATFORMS, INC.

I. JUDGMENT SUMMARY (RCW 4.64.030)

- A. JUDGMENT CREDITOR: Plaintiff STATE OF WASHINGTON
- B. JUDGMENT DEBTOR: META PLATFORMS, INC.,
formerly doing business as FACEBOOK, INC.
- C. PRINCIPAL JUDGMENT: \$24,660,000.00 civil penalty
(\$8,220,000.00 penalty trebled)
- D. COSTS AND FEES: To be determined by separate order following entry of
final judgment (costs and fees amount trebled)
- E. INTEREST: No prejudgment interest is owed. Interest will accrue on
total judgment amount (principal plus costs and fees) at
12% per year starting from the date the payments are due.
- F. ATTORNEYS FOR JUDGMENT CREDITOR: ROBERT W. FERGUSON, Attorney General
S. TODD SIPE, WSBA #23203
PAUL M. CRISALLI, WSBA #40681
ELANA S. MATT, WSBA #37719
CRISTINA SEPE, WSBA #53609
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II. JUDGMENT

THIS MATTER came before the Court for hearing on cross-motions for summary judgment on September 2, 2022. Plaintiff State of Washington (State) appeared by and through its counsel, Assistant Attorneys General S. TODD SIPE, ELANA S. MATT, and PAUL M. CRISALLI. Defendant Meta Platforms, Inc., formerly doing business as Facebook, Inc. (Meta), appeared by and through its counsel K. WINN ALLEN, TRACIE BRYANT, and GABRIELLE BELZIL, of Kirkland & Ellis LLP, and ROBERT M. MCKENNA and MARK S. PARRIS, of Orrick Herrington & Sutcliffe LLP.

The Court, having considered the parties' briefing and arguments, along with the prior records and files in this case, and having issued an oral ruling on September 2, 2022, and written orders on October 6, 2022, granting the State's Motion for Summary Judgment and denying Meta's Motion for Summary Judgment, and additionally having considered the State's Motion for Entry of Judgment, Meta's Response, and the State's Reply, and being otherwise fully advised in the premises, now therefore enters Judgment as follows:

A. Judgment Amount

1. Meta shall be assessed a civil penalty under RCW 42.17A in the amount of \$24,660,000.00 for 822 violations of Washington's Commercial Advertiser Law, as set forth in

1 the Court's September 2, 2022 oral ruling and October 6, 2022 order, inclusive of trebling
2 ordered by the Court as punitive damages in its October 6, 2022 order for Meta's intentional
3 violations of state law.

4 2. Meta shall pay the amount awarded in Paragraph 1 by wire transfer, pursuant to
5 instructions that will be provided by the State of Washington, or by check or money order made
6 payable to the Washington State Treasurer and sent to the Public Disclosure Commission,
7 PO Box 40908, Olympia, WA 98504-0908 within 30 days from the date of the entry of this
8 Judgment. Payment should reference/identify the case number and Defendant's name for
9 reference.

10 3. Costs and attorneys' fees previously awarded to the State of Washington in the
11 October 6, 2022 order shall be in an amount determined by separate order.

12 4. Pursuant to the Court's October 6, 2022 order, the amount of costs and attorneys'
13 fees awarded in Paragraph 3 of this Order shall also be trebled as punitive damages for Meta's
14 intentional violations of state law.

15 5. Meta shall pay the amounts awarded for costs and attorneys' fees by wire transfer,
16 pursuant to instructions that will be provided by the State of Washington, or by check or money
17 order made payable to the Washington State Treasurer and sent to the Public Disclosure
18 Commission, PO Box 40908, Olympia, WA 98504-0908 within 30 days from the date of the
19 Court's order determining the amount of costs and attorneys' fees awarded to the State. Payment
20 should reference/identify the case number and Defendant's name for reference.

21 **B. Injunction**

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that within 30 days of
23 this final judgment and into the future that:

24 Meta shall come into full compliance with the requirements of RCW 42.17A.345 and
25 WAC 390-18-050 for any and all political advertising and electioneering communications that
26 pertain to Washington state or local elections and ballot measures (Washington Political

1 Advertisements) that have appeared or will appear on any of Meta's platforms. These
2 requirements, include, but are not limited to, (1) timely responding to all inspection requests
3 Meta receives from any member of the public for information about Washington Political
4 Advertisements that Meta is required to maintain under RCW 42.17A.345 and/or
5 WAC 390-18-050; and (2) timely making available for public inspection all information that
6 Meta is required to maintain under RCW 42.17A.345 and/or WAC 390-18-050.

7 Meta is permanently enjoined from conditioning, limiting, or otherwise restricting its
8 compliance with RCW 42.17A.345 and/or WAC 390-18-050 to requests that (a) identify the
9 requestor's citizenship or residency status; (b) that include a timeframe less than authorized by
10 RCW 42.17A.345 or WAC 390-18-050; (c) that limit the number or scope of advertisements to
11 less than authorized by RCW 42.17A.345 or WAC 390-18-050; or (d) are otherwise limited or
12 burdened in a manner not authorized by RCW 42.17A.345 or WAC 390-18-050.

13 Furthermore, 30 days after the entry of the final judgment, Meta shall file with this Court
14 a sworn certification signed by a person or persons authorized to attest for Meta that Meta has
15 come into full compliance with the terms of this injunction set forth herein.

16 A violation of the Court's injunction will constitute a violation of RCW 42.17A.345.

17 For the purposes of effectuating the injunction entered in this matter, the Court will retain
18 jurisdiction over the parties and the subject matter herein after entry of final judgment, as well
19 as the implementation, enforcement, and performance of the terms included in this injunction.

20 IT IS SO ORDERED.

21 DATED this 26th day of October 2022.

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24 HONORABLE DOUGLASS A NORTH
25
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1 Presented by:

2 ROBERT W. FERGUSON
Attorney General

3 /s/ S. Todd Sipe

4 S. TODD SIPE, WSBA #23203
PAUL M. CRISALLI, WSBA #40681
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