

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION**

**FAYETTEVILLE PUBLIC LIBRARY, a political subdivision
in the City of Fayetteville, State of Arkansas;
EUREKA SPRINGS CARNEGIE PUBLIC LIBRARY;
CENTRAL ARKANSAS LIBRARY SYSTEM;
NATE COULTER; OLIVIA FARRELL; MIEL PARTAIN,
in her own capacity and as parent and next friend of
MADELINE PARTAIN; LETA CAPLINGER; ADAM WEBB;
ARKANSAS LIBRARY ASSOCIATION;
ADVOCATES FOR ALL ARKANSAS LIBRARIES;
PEARL'S BOOKS, LLC; WORDSWORTH COMMUNITY
BOOKSTORE, LLC d/b/a WORDSWORTH BOOKS;
AMERICAN BOOKSELLERS ASSOCIATION;
ASSOCIATION OF AMERICAN PUBLISHERS, INC.;
AUTHORS GUILD, INC.;
COMIC BOOK LEGAL DEFENSE FUND;
and FREEDOM TO READ FOUNDATION**

PLAINTIFFS

V. CASE NO. 5:23-CV-5086

**CRAWFORD COUNTY, ARKANSAS; CHRIS KEITH,
in his official capacity as Crawford County Judge;
TODD MURRAY; SONIA FONTICIELLA; DEVON HOLDER;
MATT DURRETT; JEFF PHILLIPS; WILL JONES;
TERESA HOWELL; BEN HALE, CONNIE MITCHELL,
DAN TURNER, JANA BRADFORD; FRANK SPAIN;
TIM BLAIR; KYLE HUNTER; DANIEL SHUE; JEFF ROGERS;
DAVID ETHREDGE; TOM TATUM, II; DREW SMITH;
REBECCA REED MCCOY; MICHELLE C. LAWRENCE;
DEBRA BUSCHMAN; TONY ROGERS; NATHAN SMITH;
CAROL CREWS; KEVIN HOLMES; CHRIS WALTON;
and CHUCK GRAHAM, each in his or her official capacity
as a prosecuting attorney for the State of Arkansas**

DEFENDANT

JUDGMENT

For the reasons set forth in the Memorandum Opinion and Order filed this day, **IT IS HEREBY ORDERED AND ADJUDGED** as follows:

1. Sections 1 and 5 of Arkansas Act 372 are **DECLARED** unconstitutional. Section 1 is unconstitutionally overbroad and void for vagueness, and its implementation will violate the First and Fourteenth Amendment rights of Plaintiffs and others. Section 5 is similarly void for vagueness and will violate Plaintiffs' First Amendment rights by imposing content-based restrictions on protected speech that are not narrowly tailored to serve compelling state interests.
2. The Court hereby **PERMANENTLY ENJOINS** all Defendants, their employees, agents, and successors in office, and all persons acting in concert with them, from enforcing Sections 1 and 5 of Act 372

IT IS SO ORDERED AND ADJUDGED on this 23rd day of December, 2024.



TIMOTHY L. BROOKS
UNITED STATES DISTRICT JUDGE