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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 AMERICAN BROADCASTING)
COMPANIES, INC., THE ASSOCIATED)
11 PRESS, CABLE NEWS NETWORK LP,)
LLP, CBS BROADCASTING INC., FOX)
12 NEWS NETWORK, LLC, and NBC)
UNIVERSAL, INC.,)
13)
Plaintiffs,)
14)
vs.)
15)
DEAN HELLER, in his official capacity as)
16 the SECRETARY OF STATE OF NEVADA,)
17)
Defendant.)
18)

2:06-cv-01268-PMP-RJJ

[PROPOSED] FINAL JUDGMENT AND
PERMANENT INJUNCTION

19 The Court having issued its ORDER and PRELIMINARY INJUNCTION (Doc. # 20) on
20 November 1, 2006, denying Defendant's Motion to Dismiss Plaintiffs' Complaint and granting
21 Plaintiffs' Emergency Motion for Preliminary Injunction and;

22 The Parties hereto having stipulated to the entry of a final judgment declaring Nev. Rev.
23 Stat. § 293.740 unconstitutional as applied to exit polling activities of Plaintiffs and permanently
24 enjoining the Secretary of State, his officers, agents, servants, employees and attorneys, and
25 any person in active concert or participation with them who receives actual notice of this FINAL
26 JUDGMENT and PERMANENT INJUNCTION by personal service or otherwise, from prohibiting
27 exit polling activities of Plaintiffs within 100 feet of Nevada polling places on election days on the
28 future;

1 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:
2 Nev. Rev. Stat. § 293.740 is unconstitutional as applied to Plaintiffs' exit polling activities.
3 The Secretary of State of Nevada, his officers, agents, servants, employees and
4 attorneys, and any person in active concert or participation with them who receives actual notice
5 of this FINAL JUDGMENT and PERMANENT INJUNCTION by personal service or otherwise,
6 are permanently enjoined from prohibiting exit polling activities of Plaintiffs within 100 feet of
7 Nevada polling places on election days in the future.

8 The Secretary of State shall forthwith advise all State election officials of this FINAL
9 JUDGMENT and PERMANENT INJUNCTION.

10 DATED this ____ day of _____, 2006.

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13 _____
14 PHILIP M. PRO
15 Chief United States District Judge
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