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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

POWELL'S BOOKS, INC., et al.,

Plaintiffs,

v.

HARDY MYERS, in his official capacity as
ATTORNEY GENERAL OF THE STATE
OF OREGON, et al.,

Defendants.

Case No. 08-501-MO

JUDGMENT

The court having issued its December 12, 2008 Opinion and Order (#48), in which the court denied plaintiffs' Motion for Permanent Injunction and Declaration of Unconstitutionality, and the court hereby incorporating that Opinion and Order in this judgment,

NOW, THEREFORE, IT IS HEREBY ADJUDGED as follows:

(1) ORS 167.054 and 167.057, as interpreted by the court in its Opinion and Order, are not substantially overbroad under the First and Fourteenth Amendments to the United States Constitution;

(2) ORS 167.054 and 167.057, as interpreted by the court in its Opinion and Order, are not unconstitutionally vague under the Fifth and Fourteenth Amendments to the United States Constitution;

(3) ORS 167.054 and 167.057, as interpreted by the court in its Opinion and Order, are not facially invalid;

(4) Plaintiffs' complaint is dismissed with prejudice, plaintiffs taking nothing thereby.

DATED this ____ day of December, 2008.

MICHAEL W. MOSMAN
U. S. District Court Judge

Submitted by: Katherine G. Georges
Senior Assistant Attorney General
Michael A. Casper
Assistant Attorney General
Of Attorneys for Defendants

CERTIFICATE OF SERVICE

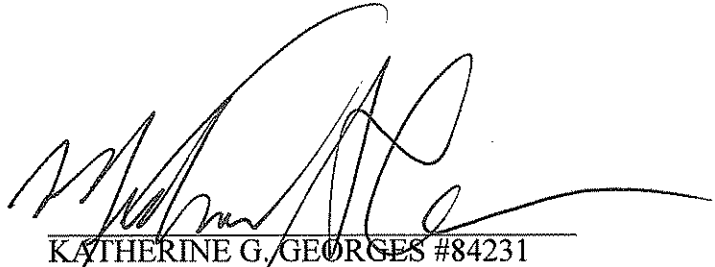
I certify that on December 19, 2008, I served the foregoing JUDGMENT upon the parties hereto by the method indicated below, and addressed to the following:

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