

STATE OF TEXAS,	§	IN THE DISTRICT COURT OF
<i>Plaintiff,</i>	§	
	§	
v.	§	
	§	TRAVIS COUNTY, TEXAS
MULTI MEDIA, LLC D/B/A	§	
CHATURBATE.COM,	§	
<i>Defendants.</i>	§	
	§	459 <sup>TH</sup> JUDICIAL DISTRICT

**Agreed Motion for Entry of Agreed Final Order**

Comes now Plaintiff the State of Texas and files this Agreed Motion for Entry of Agreed Final Order requesting the Court enter the agreement reached by the parties to this suit as a final order resolving all claims and controversies at issue in this cause. Defendant Multi Media, LLC, joins in this Motion. The State would show as follows:

**BACKGROUND AND AGREEMENT**

On March 19, 2024, the State filed its Original Verified Petition and Application for Permanent Injunction alleging Multi Media, LLC was operating the website [www.chaturbate.com](http://www.chaturbate.com) in violation of Texas Civil Practice and Remedies Code Chapter 129B by failing to implement reasonable age verification methods as described by section 129B.003 of the Code.

Promptly after suit was filed, on March 21, 2024, Multi Media, LLC implemented the age verification required by Texas law.

Subsequently, the parties' respective counsel conferred and agreed to the terms of a final order that fully resolves the issues alleged in the State's Petition. The terms of the parties' agreement are set out in the Agreed Final Order, attached as Exhibit A.

**PRAYER**

Therefore, the parties respectfully request the Court grant the relief sought herein by submission and enter the Agreed Final Order, attached as Exhibit A, as a final order in this cause disposing of all issues in the State's Petition.

Respectfully submitted,

KEN PAXTON  
Attorney General

BRENT WEBSTER  
First Assistant Attorney General

JAMES LLOYD  
Deputy Attorney General for Civil Litigation

ERNEST C. GARCIA  
Chief Administrative Law Division

/s/Clay Watkins

CLAYTON R. WATKINS  
Assistant Attorney General  
State Bar No. 24103982

JERRY BERGMAN  
Assistant Attorney General  
State Bar No. 24081694  
Administrative Law Division

OFFICE OF THE ATTORNEY GENERAL OF TEXAS  
P.O. Box 12548, Capitol Station  
Austin, Texas 78711-2548  
Telephone: (512) 475-3204  
Facsimile: (512) 320-0167

***ATTORNEYS FOR PLAINTIFF  
STATE OF TEXAS***

/s/Chris Lipscomb  
CHRIS LIPSCOMB

**AUTHORIZED REPRESENTATIVE  
MULTI MEDIA, LLC**

### **CERTIFICATE OF CONFERENCE**

I hereby certify that prior to the filing of this Motion, the parties conferred and agree to the relief sought in this motion.

/s/ Clay Watkins  
CLAYTON R. WATKINS  
Assistant Attorney General

### **CERTIFICATE OF SERVICE**

I hereby certify that on April 26, 2024, a true and correct copy of the foregoing document has been served on the following via e-service and/or email:

JASON A. FISCHER  
Florida Bar No. 68762  
California Bar No. 275469  
Nevada Bar No. 16077  
FISCHER LAW, P.L.

/s/ Clay Watkins  
CLAYTON R. WATKINS  
Assistant Attorney General

CAUSE NO. D-1-GN-24-001779

STATE OF TEXAS,	§	IN THE DISTRICT COURT OF
<i>Plaintiff,</i>	§	
	§	
v.	§	
	§	TRAVIS COUNTY, TEXAS
MULTI MEDIA, LLC D/B/A	§	
CHATURBATE.COM,	§	
<i>Defendants.</i>	§	
	§	459 <sup>TH</sup> JUDICIAL DISTRICT

**[PROPOSED] Agreed Final Order**

On this day, Plaintiff the State of Texas, and Defendant Multi Media, LLC, submitted this Agreed Final Order to the Court for approval. After considering the State’s petition, and the agreement of the parties, the Court hereby GRANTS the relief stated herein and enters this Agreed Final Order.

**BACKGROUND**

1. On March 19, 2024, the State filed its Original Verified Petition and Application for Permanent Injunction alleging Multi Media, LLC was operating the website www.chaturbate.com in violation of Texas Civil Practice and Remedies Code Chapter 129B by failing to implement reasonable age verification methods as described by section 129B.003 of the Code.
2. Promptly after suit was filed, on March 21, 2024, Multi Media, LLC implemented the age verification required by Texas law.
3. Subsequently, counsel for the parties conferred and agreed to the terms of this Agreed Final Order, resolving the issues alleged in the State’s Petition.

**PARTIES BOUND**

4. This Agreed Final Order applies to and is binding upon the parties and their agents,

representatives, successors, divisions, subsidiaries, officers, and all other persons acting in concert with them. Any change in the ownership or corporate status of Multi Media, LLC, or the website www.chaturbate.com, shall in no way alter the scope or effect of this Agreed Final Order.

5. Nothing in this Agreed Final Order shall be construed to create any right in or grant any cause of action to any person not a party to this Order.

#### **AFFIRMATIONS**

6. This Agreed Final Order resolves any and all claims based on the facts alleged in the State's Petition filed in this cause.

7. Neither the parties' agreement nor any act performed pursuant to such is, or may be deemed, an admission of wrongdoing, fault, omission, or liability.

#### **FINAL INJUNCTION**

8. Pursuant to Texas Civil Practice and Remedies Code section 129B.006, Multi Media, LLC, and its agents, assigns, employees, and successor entities, and all persons or entities acting on its behalf or subject to its control, is hereby enjoined from knowingly and intentionally violating section 129B.003 of the Code.

9. The State, through the Office of the Attorney General, may bring an action to enforce this injunction in a Travis County district court.

#### **CIVIL PENALTIES**

10. Pursuant to Texas Civil Practice and Remedies Code section 129B.006, Multi Media, LLC, is ordered to pay a civil penalty in the amount of SIX HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$675,000.00) for operating its website, www.chaturbate.com, without an age verification method as described by Section 129B.003 of the Code.

## **PAYMENTS**

11. Multi Media, LLC, shall make full payment of the civil penalty to the State of Texas and deliver it to at the following address:

Office of the Attorney General  
Attention: Division Chief of Administrative Law Division  
P.O. Box 12548  
Austin, Texas 78711-2548

12. Payment of the full civil penalty must be received by the Office of the Attorney General no later than the thirtieth calendar day after the date this Agreed Final Order is signed by the Court.

13. Payment shall be made by either a cashier's check or money order made payable to the State of Texas.

14. The State may immediately file an abstract of judgment for the entire amount due under this Agreed Final Order. The State shall take no further action to collect the civil penalty assessed herein, other than abstracting it, unless the payment due under this Order becomes more than fifteen calendar days late, or if a check or other form of payment is returned for insufficient funds.

## **COURT COSTS AND FEES**

15. Each of the parties shall bear their own court costs and attorney fees.

## **RETENTION OF JURISDICTION**

16. This Court retains jurisdiction over both the subject matter of this Agreed Final Order and the parties for the duration of the performance of the terms and provisions of this Agreed Final Order for the purposes of enabling the parties to apply to the Court, at any time, for such further relief as may be necessary or appropriate for the construction of modification of this Agreed Final Judgment, to effectuate or enforce compliance with its terms, or to resolve a dispute related to it.

## **GENERAL PROVISIONS**

17. This Agreed Final Order constitutes the entire agreement between the parties to this Order

and supersedes any and all prior agreements and understandings between the parties, if any.

18. This Agreed Final Order may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreed Final Order may be transmitted by facsimile or email to the other party, which shall constitute an original signature for all purposes.

19. Each of the undersigned representatives of a party to this Agreed Final Order certifies that he or she is fully authorized to enter into the terms and conditions of the Agreed Final Order and to legally execute and bind that party to this Agreed Final Order. The parties to this Agreed Final Order further agree that no term of this Order shall be construed against any party on the basis of who drafted the term.

20. If any provision of this Agreed Final Order is held to be invalid or unenforceable, the remainder of the Agreed Final Order shall continue in full effect and shall in no way be impaired or invalidated.

21. The State shall be allowed such writs and processes as may be needed for the enforcement of this Agreed Final Order.

22. The State is not required to file a bond in support of this Agreed Final Order or in any enforcement of the Order.

23. All relief not expressly granted herein is denied.

24. Multi Media, LLC hereby waives the right to appeal from this Agreed Final Order.

25. This Agreed Final Order finally disposes of all claims arising out of the facts alleged in the State's Petition in this cause.

**IT IS ORDERED** that all relief in this case not expressly granted in this Agreed Final Order is denied. This is a final order, for which all writs and processes necessary to enforce this

Order shall issue. This final order disposes of all parties and all claims in this cause.

SIGNED this \_\_\_\_ day of \_\_\_\_\_, 2024.

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PRESIDING JUDGE

*Agreed in form and substance:*

/s/ Clay Watkins

CLAYTON R. WATKINS

Assistant Attorney General

State Bar No. 24103982

JERRY BERGMAN

Assistant Attorney General

State Bar No. 24081694

Administrative Law Division

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/s/ Chris Lipcomb

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