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**JUDGE RULES ADULT FILM INDUSTRY'S ATTACKS ON PROP. 60 WERE UNTRUE
Industry's Ballot Arguments Would Have Misled Millions of California Voters**

Sacramento, Wednesday, Aug. 10, 2016 - A Superior Court Judge ruled Wednesday that adult film industry supporters illegally used false and misleading arguments in their campaign to defeat Proposition 60, a November ballot measure that would strengthen the ability of state health officials to require adult film performers to wear condoms.

In his ruling, Judge Timothy M. Frawley declared that numerous statements made in the anti-Prop. 60 ballot arguments were "false and misleading." These arguments were to appear in the official voter information guides sent to millions of Californians. But the judge's ruling now requires that these false statements be deleted from the guide – which has not yet been published.

"Judge Frawley's ruling is a stunning defeat for the adult film industry's desperate and underhanded efforts to smear and distort the real meaning and impact of Prop. 60," said Rick Taylor, chief strategist for the campaign. Prop. 60 is also known as the California Safer Sex in the Adult Film Industry Act. Recent campaign statements disclosed that the campaign against Prop. 60 is being bankrolled by the adult film industry.

Prop. 60 seeks to give state health officials new tools to enforce a rule that performers wear condoms during the filming of sexually explicit scenes. The rule, in effect since 1992, seeks to protect the health and safety of performers, their partners and the film crews from serious sexually transmitted diseases, including HIV. But adult film industry bosses routinely bully and blackball performers who seek to wear condoms to protect themselves from STDs.

Cal/OSHA – the agency charged with providing employees with safe workplaces – has successfully issued hundreds of thousands of dollars in citations against adult film companies for refusing to obey the condom safety rule. But the agency's enforcement efforts have also been frequently stymied by loopholes in the condom regulations. Prop. 60 seeks to close those loopholes.

In a ruling that found more than a half-dozen false and misleading statements in the anti-Prop. 60 ballot arguments, Frawley notably said Prop. 60 "does not impose any liability on....adult film performers or [film] crew members." The anti-Prop. 60 forces have repeatedly – and falsely – claimed performers and crew members could be sued if condoms were not worn during the shooting of an adult film. The measure specifically states, as Frawley pointed out, that only producers, the agents of producers, film distributors and talent agents could be sued.

Frawley ruled in a lawsuit filed by former adult film performer, Derrick Burts, a Prop. 60 supporter. Burts was represented by Los Angeles attorney Bradley Hertz. The judge's ruling orders California Secretary of

State Alex Padilla to delete the “false and misleading” statements from the ballot arguments submitted for publication by Prop. 60 opponents.

The judge’s ruling was the second setback in recent days for the adult film industry’s fight against condom safety rules. Last week, Cal/OSHA released the last of two reports that said condom use is the gold standard for protecting adult film performers from STDs while rejecting an adult film industry request to scrap the condom rule.

COPIES OF THE JUDGE'S 16-PAGE RULING CAN BE MADE AVAILABLE UPON REQUEST.