Florida SB 7072 Lawsuit

What the law does:
- Fines online businesses if they remove candidates for public office on their sites—up to $250k per day
- Picks winners and losers by creating an arbitrary "blacklist" that outsources decision-making to other states
  - Any online business *accused* of violating *any* antitrust law is automatically added and barred from doing business with Florida
  - State AG can overrule the blacklist and arbitrarily protect favored businesses and threaten others to their bidding
  - Excludes Disney, Comcast Universal, Theme Park Owners
- Fines online businesses when they remove *any* content except porn from political candidates or journalistic enterprises—up to $100k per claim

Our lawsuit's argument:
- **SB 7072 Violates the First Amendment**
  - Compels platforms to host speech they would otherwise remove
  - First Amendment protects private businesses' right to moderate
- **SB 7072 Violates the Equal Protection Clause of the 14th Amendment**
  - Unfairly exempts favored businesses like Disney and Comcast
  - Pretext for punishing online businesses for their protected First Amendment activity because of alleged anticonservative bias
- **SB 7072 Violates Due Process Clause of the 5th and 14th Amendments**
  - Does not fully explain what they regulate or what key requirements are
    - Vague, ill-defined words and terms like moderating in a "consistent manner" are impossible to gauge

The harm this unconstitutional bill in Florida could do:
- Will hurt Florida consumers
  - Will lead to far more harmful content online
- Will hurt Florida small businesses
  - Will make online advertising less valuable and viable
  - No advertiser wants to associate their goods next to harmful content
- Will hurt constitutional free speech
  - Will limit the 1A speech rights of private actors
- Sets precedent for crony capitalism by picking winners and losers
  - Singles out a handful of disfavored businesses
  - Excludes many online platforms
  - Explicit exempts companies like Disney and Universal

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