

1 **UNIFORM PUBLIC EXPRESSION PROTECTION ACT**

2 **Errata**

3 **July 7, 2020**

4 **SECTION 4. STAY.**

5 (a) Except as otherwise provided in this section,;

6 (1) all proceedings between the moving party and responding party in an action,
7 including discovery and a pending hearing or motion, are stayed on the filing of a motion under
8 Section 3. ~~The stay remains in effect until entry of an order ruling on the motion and the~~
9 ~~expiration of the time to appeal the order.; and~~

10 (2) on motion by the moving party and for good cause, the court may stay:

11 (A) a hearing or motion involving another party if the hearing or motion
12 would adjudicate a legal or factual issue that is material to the motion under Section 3; or

13 (B) discovery by another party if the discovery relates to the issue.

14 (b) A stay under subsection (a) remains in effect until entry of an order ruling on the
15 motion filed under Section 3 and the expiration of the time to appeal the order.

16 ~~(b)(c)~~ If a party appeals from an order ruling on a motion under Section 3, all proceedings
17 between all parties in an action are stayed. The stay remains in effect until the conclusion of the
18 appeal.

19 ~~(e)(d)~~ During a stay under subsection (a), the court may allow limited discovery if a party
20 shows that specific information is necessary to establish whether a party has satisfied or failed to
21 satisfy a burden imposed by Section 7(a) and is not reasonably available without discovery.

22 ~~(d)(e)~~ A motion for costs and expenses under Section 10 is not subject to a stay under this
23 section.

1 ~~(e)~~(f) A stay under this section does not affect a party's ability to voluntarily [dismiss]
2 [nonsuit] a cause of action or part of a cause of action or move to sever a cause of action.

3 ~~(f)~~(g) During a stay under this section, the court for good cause may hear and rule on a
4 motion unrelated to the motion under Section 3.