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*Via E-MACS Appellate Filing*

Clerk of Appellate Courts  
MINNESOTA COURT OF APPEALS  
Minnesota Judicial Center  
25 Rev. Dr. Martin Luther King Jr. Blvd., Suite 305  
Saint Paul MN 55155

Re: *Quest v. Rekieta, et al.*  
Appellate Court File No. A23-1337

Dear Clerk of Court:

Pursuant to Minn. R. Civ. App. P. 128.05, I am writing to provide the Court with notice of certain legislative developments that have transpired since oral argument in the above-captioned matter in February 2024.

On March 11, 2024, the Minnesota House of Representatives unanimously passed HF 3309 as amended, which would repeal Minnesota's prior Anti-SLAPP statute codified at Minn. Stat. §§ 554.01-.06, and adopt new statutory language, the Uniform Public Expression Protection Act ("UPEPA") to be codified at Minn. Stat. §§ 554.07-.19. As noted by Uniform Law Commissioners Harriet Lansing and Michele Timmons, the UPEPA language serves the same goals and purposes as the 1994 legislation that adopted Minnesota's Anti-SLAPP statute held unconstitutional in *Leindecker v. Asian Women United of Minn.*, 895 N.W.2d 623, but contains better procedures and evidentiary standards that do not jeopardize the constitutional right to a jury trial on factual determinations or provide a higher burden-of-proof standard than would be required at trial. The text of the bill directly incorporates the standards under Minn. R. Civ. P. 12 and 56, similar to the revised Washington Statute discussed in the briefing on this matter. (See Respondent's Brief at p. 11-13). The bill has been given its second reading in the Minnesota State Senate, but a floor vote has not yet been scheduled.

Sincerely,

MADIGAN, DAHL & HARLAN, P.A.  
/s/ Christopher W. Bowman  
Christopher W. Bowman

cc: Counsel of Record (via E-Macs System)