

April 18, 2017

The Honorable Douglas A. Ducey
Governor of Arizona
1700 West Washington
Phoenix, AZ 85007

Dear Governor Ducey:

On behalf of the U.S. Chamber Institute for Legal Reform, I write to express our support for SB 1406, and respectfully request that you sign it into law. This legislation will allow for firm enforcement of the Arizonans with Disabilities Act, Ariz. Rev. Stat. 41-1492 *et seq.* (AZDA), while preventing abusive lawsuits from being filed or threatened against Arizona's small business owners.

Currently, unscrupulous attorneys can use serial plaintiffs to allege AZDA violations at multiple businesses—particularly small businesses—and then demand payments from business owners as a means of settling these complaints.

SB 1406 would resolve this problem. Critically, it promotes compliance with the AZDA by giving a business owner time to cure an alleged violation of the AZDA before enforcement proceedings begin. It would also prohibit lawyers from demanding payments during the notice and cure period, allow the court discretion to stay actions pending investigation to determine if the party is a vexatious litigant, and authorize consolidation of claims and sanctions for frivolous claims.

This legislation will ensure that genuine AZDA claims are addressed without exposing Arizona's small business owners to abusive litigation that impedes economic growth and job creation. ILR supports SB 1406 and asks that you sign it into law.

Sincerely,



Harold Kim, Executive Vice President
U.S. Chamber Institute for Legal Reform