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7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE DISTRICT OF ARIZONA**

9 United States of America,  
10 *Plaintiff*

11 v.

12 State of Arizona, *et al.*  
13 *Defendants*

CV-10-1413-PHX-SRB

MOTION FOR LEAVE TO FILE  
BRIEF *AMICUS CURIAE* ON  
BEHALF OF AMERICAN  
UNITY LEGAL DEFENSE  
FUND

14  
15 American Unity Legal Defense Fund, Inc. (“AULDF”) hereby MOVES for leave  
16 to file a brief *amicus curiae* in this case. A copy of the proposed brief, not exceeding ten  
17 pages and otherwise conforming to the Court’s July 1 Order in *Friendly House v.*  
18 *Whiting*, No. 2:10-cv-1061-PHX-SRB (Doc. 282), has been lodged with this Motion.

19  
20 AULDF is a national non-profit educational organization dedicated to maintaining  
21 American national unity into the twenty-first century. [www.americanunity.org](http://www.americanunity.org). AULDF  
22 has filed *amicus* briefs in recent cases involving Arizona laws, including *Horne v. Flores*,  
23 \_\_\_ U.S. \_\_\_, \_\_\_, n. 10, 129 S.Ct. 2579, 2601 n. 10 (2009) (*citing* AULDF brief on  
24 Arizona’s language instruction program), and *Arizona Contractors Assn. v. Candelaria*,  
25

1 544 F.3d 976 (9th Cir. 2009), *cert. granted, sub nom., Chamber of Commerce v.*  
2 *Candelaria*, No. 09-115.

3 AULDF writes in response and in opposition to the Motion for Preliminary  
4 Injunction filed by Plaintiff United States of America. The Motion omits critical  
5 information necessary for the Court to evaluate the claim, including information on the  
6 collapse of immigration law enforcement in the interior of the United States, and the  
7 effect the collapse of immigration law enforcement has on the appropriate standard of  
8 review. This information is essential for determining the proper position of the parties,  
9 and the probability of success on the merits of the Motion for Preliminary Injunction.  
10

11 THEREFORE, AULDF respectfully requests the Court to grant leave to file the  
12 attached proposed brief *amicus curiae* in this case.  
13

14 RESPECTFULLY SUBMITTED,

15  
16 /s/ Barnaby Zall

17  
18 Barnaby Zall (*admitted pro hac vice*)  
19 *Counsel for Amicus American Unity*  
20 *Legal Defense Fund*  
21 WEINBERG & JACOBS, LLP  
22 11300 Rockville Pike, #1200  
23 Rockville, MD 20852  
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**CERTIFICATE OF SERVICE**

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I hereby certify that on July 19, 2010, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing, and sent a Notice of Electronic Filing to the ECF registrants on record.

**A COPY** was also sent with Notice of Electronic Filing, via overnight Express Mail, the 19th day of July, 2010, to:

The Honorable Susan R. Bolton  
United States District Court  
Sandra Day O’Connor U.S. Courthouse, Suite 522  
401 West Washington Street, SPC 50  
Phoenix, AZ 85003-2153

And, pursuant to Local Rule, a Microsoft Word version of the proposed Order and a .pdf version of this Motion and the attached lodged proposed brief was e-mailed to Bolton\_chambers@azd.uscourts.gov.

/s/ Barnaby Zall

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

United States of America,  
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v.  
State of Arizona, *et al.*  
*Defendants*

CV-10-1413-PHX-SRB

PROPOSED ORDER TO FILE  
BRIEF *AMICUS CURIAE* ON  
BEHALF OF AMERICAN  
UNITY LEGAL DEFENSE  
FUND

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American Unity Legal Defense Fund (“AULDF”) has MOVED for leave to file a brief *amicus curiae* in this case. A copy of the proposed brief was lodged with this Motion.

**IT IS ORDERED:** the Motion is GRANTED and the lodged brief is deemed FILED as of this date.