

Carolyn B. Lamm (*pro hac vice*)
Counsel of Record
President
American Bar Association
321 North Clark Street
Chicago, Illinois 60654-7598
(312) 988-5000
clamm@whitecase.com

Stephen N. Zack (*pro hac vice*)
President-Elect
American Bar Association
321 North Clark Street
Chicago, Illinois 60654-7598
(312) 988-5000
szack@bsflp.com

Sara Elizabeth Dill (*pro hac vice*)
Perry, Krumsiek & Jack, LLP
P.O. Box 578924
Chicago, Illinois 60657
(312) 857-3455
sdill@pkjlaw.com

Andrew Silverman
Arizona State Bar No. 002440
Joseph M. Livermore Professor and
Director, Clinical Programs
James E. Rogers College of Law
University of Arizona
P.O. Box 210176
Tucson, AZ 85721-0176
(520) 621-1975
silverman@law.arizona.edu

Attorneys for Amicus Curiae AMERICAN BAR ASSOCIATION

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

The United States of America,)
)
 Plaintiffs,)
 v.)
)
 The State of Arizona; and Janice K.)
 Brewer, Governor of the State of)
 Arizona, in her Official Capacity,)
)
 Defendants.)
 _____)

No. 2:10-cv-01413-SRB

**MOTION BY
AMERICAN BAR ASSOCIATION
TO FILE *AMICUS CURIAE* BRIEF
IN SUPPORT OF
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION**

Come now, Carolyn B. Lamm, Stephen N. Zack, Sara Elizabeth Dill and Andrew Silverman, counsel for *amicus curiae* American Bar Association (“ABA”) and move this

Court for leave to file an *amicus curiae* brief in support of Plaintiffs' Motion for Preliminary Injunction.

The ABA is the largest voluntary professional membership organization in the United States and the leading organization of the American legal profession. It has nearly 400,000 members, who come from each state and territory and the District of Columbia, and include attorneys in private law firms, corporations, non-profit organizations, government agencies, and prosecutorial, public defender and law enforcement and corrections fields, as well as judges, legislators, law professors, law students, and non-lawyer associate members in allied fields.¹

Since the ABA's founding in 1878, and as cornerstones of its mission, the ABA has worked for civil rights, just laws, and fair legal process. The ABA respectfully suggests that its views, which represent the perspectives of a broad range of practitioners and others involved with immigration and criminal justice issues, may be of value to the Court in its consideration of the impact that S.B. 1070, if implemented, will have on four issues that are of deep concern to the ABA: (A) the increased use of racial profiling in law enforcement; (B) the mandatory detention of citizens and noncitizens; (C) the increased burden and new obligations on Arizona's indigent defense system, as well as its courts and prosecutors; and (D) the attempted usurpation of exclusive federal authority to manage and supervise immigration law enforcement matters.

¹ Neither this brief nor the decision to file it should be interpreted to reflect the views of any judicial member of the ABA. No member of the ABA Judicial Division Council participated in the adoption or endorsement of the positions in this brief.

Therefore, the ABA moves this Court for leave to file its brief in support of Plaintiffs' Motion for Preliminary injunction.

Respectfully submitted this 14th day of July, 2010.

/s/ Carolyn B. Lamm

Carolyn B. Lamm

/s/ Stephen N. Zack

Stephen N. Zack

/s/ Sara Elizabeth Dill

Sara Elizabeth Dill

/s/ Andrew Silverman

Andrew Silverman

*Attorneys for Amicus Curiae
AMERICAN BAR ASSOCIATION*

CERTIFICATE OF SERVICE

I, Carolyn B. Lamm, certify that this Motion to file Memorandum Brief of Amicus Curiae American Bar Association In Support of the Plaintiff's Motion For a Preliminary Injunction was filed and served using the court's CM/ECF system for all registered users on the 14th day of July, 2010.

/s/ Carolyn B. Lamm

CAROLYN B. LAMM

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

The United States of America,)	No. 2:10-cv-01413-SRB
)	
Plaintiffs,)	ORDER GRANTING
v.)	LEAVE FOR
)	AMERICAN BAR ASSOCIATION
The State of Arizona, et al.,)	TO FILE <i>AMICUS CURIAE</i> BRIEF
)	IN SUPPORT OF
Defendants.)	PLAINTIFFS' MOTION FOR
)	PRELIMINARY INJUNCTION
_____)	

THIS COURT, having been fully apprised of the Motion of the American Bar Association for leave to file a Memorandum Brief in Support of Plaintiff's Motion for Preliminary Injunction, hereby

GRANTS the motion.

Dated this ____ day of _____, 2010.

Susan R. Bolton
UNITED STATES DISTRICT
COURT JUDGE

cc: All counsel and parties of record