

**FOR PUBLICATION**  
**UNITED STATES COURT OF APPEALS**  
**FOR THE NINTH CIRCUIT**

UNITED STATES OF AMERICA,  
*Plaintiff-Appellee,*

v.

STATE OF ARIZONA and JANICE K.  
BREWER, Governor of the State of  
Arizona, in her official capacity,  
*Defendants-Appellants.*

No. 10-16645  
D.C. No.  
2:10-cv-01413-SRB  
District of Arizona,  
Phoenix  
ORDER

On Remand From The United States Supreme Court

Filed August 8, 2012

Before: John T. Noonan, Richard A. Paez, and  
Carlos T. Bea, Circuit Judges.

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**ORDER**

Pursuant to the Supreme Court's decision in *Arizona v. United States*, 132 S. Ct. 2492 (2012), the district court's preliminary injunction is **AFFIRMED** in part and **REVERSED** in part, as follows:

- 1.** The district court's grant of a preliminary injunction enjoining enforcement of Section 2(B) of S.B. 1070 is **REVERSED**; and
- 2.** The district court's grant of a preliminary injunction enjoining enforcement of Sections 3, 5(C), and 6 of S.B. 1070 is **AFFIRMED**.

The matter is remanded to the district court for further proceedings consistent with the opinion and judgment of the

Supreme Court. The filing of this order shall serve as the court's mandate.