

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

Phoenix Division

CIV 10-1413-PHX-SRB      DATE: 4-1-11

Year    Case No.

HON: SUSAN R. BOLTON      Judge # 7026

United States of America      v. State of Arizona, et al.  
Plaintiff(s)      Defendant(s)

Deputy Clerk: Maureen Williams    Court Reporter: Elizabeth Lemke

Varu Chilakamarri, Joshua Wilkenfeld and Michael Walker  
Plaintiff(s) counsel

John Bouma, G. Michael Tryon, Joseph Kanefield, Robert Henry, Kelly Kszywinski and Evan Hiller  
Defense counsel

Geoffrey Kercksmar, Paul Orfanedes and James Peterson with Senator Russell Pearce  
Movant(s) counsel

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**PROCEEDINGS:**    X Open Court       Chambers       SEALED

This is the time set for Hearing re: Motion of the Arizona State Legislature for Intervention as Defendant [Doc. 142]. Argument presented.

IT IS ORDERED taking the Motion of the Arizona State Legislature for Intervention as Defendant [Doc. 142] under advisement.

Regarding the counterclaim, Plaintiff's counsel Chilakamarri advises the Court a Motion to Dismiss will be filed no later than **April 14, 2011**. Discussion held regarding the status of the case. The parties orally request to stay all further proceedings on the main action, but not on the counterclaim, until the 9th Circuit Court of Appeals

issues its ruling on the preliminary injunction appeal. IT IS ORDERED the parties shall jointly advise the Court in writing within **30 days** of receiving the 9th Circuit Court of Appeals' decision whether or not the parties intend to pursue further appeals. The Court may set a scheduling conference depending upon the parties' filing.

Hearing length: 46 minutes