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

15 STATE OF ARIZONA, et al.,
16 Plaintiffs,
17 vs.
18 UNITED STATES OF AMERICA, et al.,
19 Defendants.

Case No. 11-CV-01072-PHX-SRB

**PLAINTIFFS' NOTICE OF
INTENT TO FILE A MOTION
FOR LEAVE TO AMEND
COMPLAINT**

(Honorable Susan R. Bolton)

20 The Plaintiffs, State of Arizona; Janice K. Brewer, Governor of the State of Arizona, in
21 her Official Capacity; Will Humble, Director of Arizona Department of Health Services, in his
22 Official Capacity; and Robert C. Halliday, Director of Arizona Department of Public Safety, in
23 his Official Capacity (collectively "Plaintiffs"), hereby give notice to the Court and other
24 parties of their intent to file a Motion for Leave to Amend their Complaint.

25 Pursuant to the Court's request during oral argument, and Federal Rule of Civil
26 Procedure 15(a)(2), Plaintiffs will be seeking to amend their Complaint to refine their position
27

1 and resolve any case or controversy issues. Due to the intervening holidays and other staff and
2 scheduling issues, Plaintiffs advise the Court and the other parties that they will be filing their
3 Motion for Leave to Amend Complaint on or before Monday, January 9, 2011.

4 Plaintiffs respectfully request that the Court withhold any ruling on the pending
5 Motions to Dismiss until the Court has considered the Plaintiffs' future filings and the
6 December 14, 2011 filings of prospective Plaintiff-Intervenors Maricopa County and Joy Rich.

7 DATED this 16th day of December, 2011.

8 THOMAS C. HORNE
9 Attorney General

10 s/Kevin Ray_____

11 Kevin D. Ray
12 Aubrey Joy Corcoran
13 Assistant Attorneys General

14 *Attorneys for Plaintiffs*

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CERTIFICATE OF SERVICE

I certify that I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following, if CM/ECF registrants, and mailed a copy of same to any non-registrants, this 16th day of December, 2011 to:

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By: /s/ Lisa Danczewski
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