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**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

**MARTIN H. ESCOBAR,**  
**Plaintiff,**

**vs.**

**JAN BREWER, Governor of the  
State of Arizona, in her Official and  
Individual Capacity; THE CITY OF  
TUCSON, a municipal corporation,**  
**Defendants.**

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**THE CITY OF TUCSON, a municipal  
corporation,**  
**Cross-plaintiff,**

**vs.**

**THE STATE OF ARIZONA, a body  
politic; and JAN BREWER, in her  
capacity as Governor of the State  
of Arizona,**  
**Cross-defendants.**

**No. CV10-00249-TUC-SRB  
ORDER**

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In light of this Court's rulings dismissing the claims of Plaintiff Martin Escobar and issuing a preliminary injunction against the enforcement of certain sections of SB 1070 in *United States of America v. State of Arizona, et. al.*, the Court

HEREBY DISMISSES the cross-claim filed by the City of Tucson without prejudice the City's right to reassert such claims in the event either of the above orders is reversed on appeal.