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13 *Counsel for Amici Curiae Current and Former Prosecutors and
 14 Law Enforcement Leaders*

15 **UNITED STATES DISTRICT COURT**
 16 **EASTERN DISTRICT OF CALIFORNIA**

		Case No. 2:18-cv-00490 (JAM) (KJN)
THE UNITED STATES OF AMERICA,)	
	)	<u>UNOPPOSED MOTION BY AMICI</u>
Plaintiff,	)	<u>CURIAE CURRENT AND</u>
	)	<u>FORMER PROSECUTORS AND</u>
v.	)	<u>LAW ENFORCEMENT LEADERS</u>
	)	<u>FOR LEAVE TO FILE AMICI</u>
THE STATE OF CALIFORNIA;	)	<u>CURIAE BRIEF IN SUPPORT OF</u>
EDMUND GERALD BROWN JR.,	)	<u>DEFENDANTS' OPPOSITION TO</u>
Governor of California, in his Official	)	<u>PLAINTIFF'S MOTION FOR</u>
Capacity; and XAVIER BECERRA,	)	<u>PRELIMINARY INJUNCTION</u>
Attorney General of California, in his)	
Official Capacity,	)	Hearing Date: June 20, 2018
	)	Hearing Time: 10:00 a.m.
Defendants.	)	Courtroom: 6
)	
	)	The Honorable John A. Mendez

1 Pursuant to the Court’s March 27, 2018 Minute Order (Dkt. No. 37), Proposed Amici
2 Current and Former Prosecutors and Law Enforcement Leaders respectfully move this Court for
3 leave to file the attached amici curiae brief in support of Defendants’ Opposition to Plaintiff’s
4 Motion for Preliminary Injunction. No party opposes the granting of this motion.
5

6 Proposed Amici are a leading law enforcement organization and individual current and
7 former prosecutors, police chiefs, and sheriffs from cities and counties throughout the country.
8 Amici have extensive expertise in local law enforcement and in cooperative federal-state law
9 enforcement activities. A full list of Proposed Amici is attached as Exhibit A to the proposed brief.
10

11 District courts have broad discretion to appoint *amici curiae*. *Hoptowit v. Ray*, 682 F.2d
12 1237, 1260 (9th Cir. 1982).¹ Proposed Amici’s brief is both relevant and helpful to the Court. In
13 their accompanying brief, Proposed Amici supplement Defendants’ Opposition to Plaintiff’s
14 Motion for a Preliminary Injunction by drawing on their knowledge and experiences with local
15 law enforcement practices and effective policing. In particular, proposed *amici* demonstrate that
16 the preliminary injunction sought by Plaintiff will threaten public safety by undermining
17 community policing efforts, decreasing reporting of crime and cooperation with police by
18 immigrant communities, and forcing reallocation of limited resources from effective public safety
19 efforts.
20

21 Proposed Amici state that (a) there is no party or counsel for a party in the pending case
22 who authored the amicus brief in whole or in part; (B) there is no party or counsel for a party in
23 the pending case who contributed money that was intended to fund preparing or submitting the
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26 ¹ Abrogated on other grounds by *Sandin v. Conner*, 515 U.S. 472 (1995).

1 brief; and (C) no person or entity contributed money that was intended to fund preparing or
2 submitting the brief.

3 Proposed Amici respectfully request that this Court grant this motion, allow them to
4 participate as amici curiae, and accept for filing the brief submitted with this motion.
5

6
7 May 18, 2018

Respectfully Submitted,

8 /s/ Joshua A. Geltzer

9 Joshua A. Geltzer
10 Mary B. McCord
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24 *Counsel for Amici Curiae*

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies that a copy of UNOPPOSED MOTION BY AMICI
3 CURIAE CURRENT AND FORMER PROSECUTORS AND LAW ENFORCEMENT
4 LEADERS FOR LEAVE TO FILE AMICI CURIAE BRIEF IN SUPPORT OF DEFENDANTS'
5 OPPOSITION TO PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION was served on
6 May 18, 2018 via this Court's ECF filing system, whereupon all counsel of record were served.
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9 /s/ Joshua A. Geltzer
10 Joshua A. Geltzer
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