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*\*Pro hac vice application pending*

*Attorneys for Amici Curiae*  
HUMAN RIGHTS FIRST,  
KIND (Kids in Need of Defense),  
TAHIRIH JUSTICE CENTER, and  
HIAS

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII**

STATE OF HAWAII and ISMAIL  
ELSHIKH,

Plaintiffs,

v.

DONALD J. TRUMP, in his official  
capacity as President of the United States;  
U.S. DEPARTMENT OF HOMELAND  
SECURITY; JOHN F. KELLY, in his  
official capacity as Secretary of Homeland  
Security; U.S. DEPARTMENT OF STATE;  
REX TILLERSON, in his official capacity  
as Secretary of State; and the UNITED  
STATES OF AMERICA,

Defendants.

CV. NO. 1:17-cv-00050-DKW-KSC

**MOTION FOR LEAVE TO FILE  
BRIEF OF HUMAN RIGHTS  
FIRST, KIND (KIDS IN NEED OF  
DEFENSE), TAHIRIH JUSTICE  
CENTER, AND HIAS AS *AMICI  
CURIAE* IN SUPPORT OF  
PLAINTIFFS' MOTION FOR  
TEMPORARY RESTRAINING  
ORDER**

Human Rights First, KIND (Kids in Need of Defense), Tahirih Justice Center, and HIAS (collectively, “*Amici*”) respectfully move for leave to file an *amicus curiae* brief in support of Plaintiffs’ Motion for Temporary Restraining Order. Plaintiffs have consented to the filing of this brief, while Defendants have taken no position. *Amici* state as follows:

1. *Amici* are non-profit organizations that, among other things, provide legal assistance and other forms of support to immigrant communities and refugees, advocate in favor of immigrant and refugee rights, educate the public and policymakers about the enduring contributions of America’s immigrants, and promote justice and equality of treatment in various areas of immigration and refugee law. All *amici* have a direct interest in the outcome of this case.

2. *Amici* are concerned about the real-life implications of the Executive Order issued on March 6, 2017, entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” (the “Executive Order”). *Amici* are fundamentally concerned with the interference in familial relations that will result from enforcement of the Executive Order, as well as its limitations on immigration, non-immigrant travel, and refugee resettlement.

3. The proposed *amicus* brief, attached hereto as Exhibit A, explains why the Executive Order is reviewable by this Court, how the Executive Order will harm *amici* and the populations they serve, and how the Executive Order is unlawful.

4. *Amici* file this motion out of an abundance of caution because neither the Federal Rules of Civil Procedure nor this Court's Rules expressly address the filing of an *amicus curiae* brief in connection with a motion for a temporary restraining order. Plaintiffs have consented to this filing, while Defendants have taken no position.

### **CONCLUSION**

*Amici* respectfully request that this Court grant them leave to file the *amicus curiae* brief attached hereto.

Dated: Honolulu, Hawai'i, March 10, 2017.

Respectfully submitted,

By: /s/ Lisa Woods Munger  
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