

BRONSTER FUJICHAKU ROBBINS
A Law Corporation

MARGERY S. BRONSTER 4750
mbronster@bfrhawaii.com
MELINDA WEAVER 10464
mweaver@bfrhawaii.com
1003 Bishop Street, Suite 2300
Honolulu, HI 96813
Telephone: (808) 524-5644
Facsimile: (808) 599-1881

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

ROBERT A. ATKINS (*pro hac vice pending*)
ratkins@paulweiss.com
ANDREW J. EHRLICH (*pro hac vice pending*)
aehrlich@paulweiss.com
PIETRO J. SIGNORACCI (*pro hac vice pending*)
psignoracci@paulweiss.com
1285 Avenue of the Americas
New York, NY 10019-6064
Telephone: (212) 373-3000
Facsimile: (212) 492-3990

Attorneys for Proposed *Amici Curiae*
Technology Companies and Other Businesses

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

STATE OF HAWAII, *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, President of
the United States, *et al.*,

Defendants.

Case No. 1:17-cv-00050-DKW-KSC

**MOTION FOR LEAVE TO FILE
BRIEF OF *AMICI CURIAE*
TECHNOLOGY COMPANIES
AND OTHER BUSINESSES
IN SUPPORT OF PLAINTIFFS'
MOTION FOR A TEMPORARY
RESTRAINING ORDER [DKT.
NO. 65]; EXHIBIT "1";
CERTIFICATE OF SERVICE**

Hearing

Date: March 15, 2017

Time: 9:30 a.m.

Judge: Hon. Derrick K. Watson

**MOTION FOR LEAVE TO FILE BRIEF OF *AMICI CURIAE*
TECHNOLOGY COMPANIES AND OTHER BUSINESSES
IN SUPPORT OF PLAINTIFFS' MOTION FOR A TEMPORARY
RESTRAINING ORDER**

This motion is brought pursuant to Federal Rule of Civil Procedure 7, Local Rules of Practice for the United States District Court for the District of Hawaii 7.1 and 7.2, and the *Brief of Amici Curiae Technology Companies and Other Businesses in Support of Plaintiffs' Motion for a Temporary Restraining Order*, attached as Exhibit "1," together with the papers and pleadings on file herein.

The undersigned represents that counsel for the *Amici* have received the consent of the Plaintiffs to file brief of *Amici Curiae*. Further, Defendants' counsel has represented that Defendants take no position on the *Amici's* motion for leave to file brief of *Amici Curiae*.

INTEREST OF *AMICI CURIAE*

Amici curiae are 58 leading businesses from the technology sector and other parts of the U.S. economy. A list of the *Amici* is set forth in Appendix A. These companies operate throughout the United States, including in Hawai'i, and collectively employ millions of Americans as well as hundreds of thousands of individuals from around the globe.

ARGUMENT IN SUPPORT OF LEAVE TO FILE

The role of *amici curiae* is to assist in a case of general public interest, to supplement the efforts of counsel, and to draw the court's attention to law that escaped consideration. *Miller-Wohl Co. v. Comm'r of Labor & Indus. State of Mont.*, 694 F.2d 203, 204 (9th Cir. 1982); citing *Alexander v. Hall*, 64 F.R.D. 152, 155 (D.S.C.1974); 3A C.J.S. *Amicus Curiae* § 6, at 427 (1973).

In this matter, *Amici* provide an important perspective because a ruling denying Plaintiffs' motion for a temporary restraining order would result in constitutional injuries to employees and customers of *Amici*. These injuries would inflict significant and irreparable harm on U.S. businesses and their employees, stifling the growth of the United States' most prominent industries.

As a result, *Amici* are uniquely suited to inform the Court of the consequences to the United States' burgeoning industries should the temporary restraining order be denied.

CONCLUSION

Amici respectfully request that this Court grant leave for the *Amici* to file their *Brief of Amici Curiae Technology Companies and*

Other Businesses in Support of Plaintiffs' Motion for a Temporary Restraining Order, attached as Exhibit "1".

DATED: Honolulu, Hawai'i, March 14, 2017.

/s/ Margery S. Bronster
MARGERY S. BRONSTER
MELINDA WEAVER
ROBERT A. ATKINS*
ANDREW P. EHRLICH*
PIETRO J. SIGNORACCI*
Attorneys for Amici Curiae

**Pro hac vice* application pending