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- + Counsel for all plaintiffs except SEIU and Workers' United

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**UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF UTAH  
 CENTRAL DIVISION**

Utah Coalition of La Raza, *et al.*,

Plaintiffs,

v.

Gary R. Herbert, *et al.*,

Defendants.

**PLAINTIFFS' NOTICE OF MOTION  
 AND MOTION FOR PRELIMINARY  
 INJUNCTION**

Oral Argument Requested

Case No. 2:11-cv-00401-BCW

Judge: Brooke C. Wells

PLEASE TAKE NOTICE that Plaintiffs Utah Coalition of La Raza, et al., hereby move the Court for a preliminary injunction enjoining all Defendants from enforcing Utah's House Bill ("HB") 497. As set forth in detail in the Memorandum of in Support of Plaintiffs' Motion for Preliminary Injunction filed herewith, Plaintiffs have established that they are likely to succeed on the merits of their claims that HB 497 violates the Supremacy Clause, the Fourth Amendment, and the fundamental constitutional right to travel; that Plaintiffs will suffer irreparable harm if the Court does not enjoin HB 497; that Defendants will suffer little to no harm if the Court were to preserve the status quo pending adjudication of this matter on the merits; that the balance of hardships tips strongly in their favor; and that a preliminary injunction in this case advances the public interest.

Dated: May 6, 2011

Respectfully submitted,

/s/ Cecillia D. Wang  
AMERICAN CIVIL LIBERTIES UNION  
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/s/ Shiu-Ming Cheer  
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/s/ Darcy M. Goddard  
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/s/ Elora Mukherjee  
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION, RACIAL JUSTICE PROGRAM

/s/ Bradley S. Phillips  
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**CERTIFICATE OF SERVICE**

I, Darcy M. Goddard, hereby certify that on this 6th day of May 2011, I electronically filed the foregoing PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR PRELIMINARY INJUNCTION and [PROPOSED] ORDER with the Clerk of the Court using the CM/ECF system, which sent notification to the following:

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Dated: May 6, 2011

Signed: /s/ Darcy M. Goddard  
Darcy M. Goddard