

Linton Joaquin*
Karen C. Tumlin*
Shiu-Ming Cheer*
Melissa S. Keaney*
NATIONAL IMMIGRATION LAW
CENTER
3435 Wilshire Boulevard, Suite 2850
Los Angeles, California 90010
Telephone: (213) 639-3900
Facsimile: (213) 639-3911
joaquin@nilc.org
tumlin@nilc.org
cheer@nilc.org
keaney@nilc.org

Omar C. Jadwat*
Andre I. Segura*
Elora Mukherjee*
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
125 Broad Street, 18th Floor
New York, New York 10004
Telephone: (212) 549-2660
Facsimile: (212) 549-2654
ojadwat@aclu.org
asegura@aclu.org
emukherjee@aclu.org

Attorneys for Plaintiffs

* Pro hac vice motion pending
+ Counsel for all plaintiffs except SEIU and
Workers' United

Cecillia D. Wang*
Katherine Desormeau*
AMERICAN CIVIL LIBERTIES
UNION FOUNDATION IMMIGRANTS'
RIGHTS PROJECT
39 Drumm Street
San Francisco, California 94111
Telephone: (415) 343-0775
Facsimile: (415) 395-0950
cwang@aclu.org
kdesormeau@aclu.org

Darcy M. Goddard (USB No. 13426)
Esperanza Granados (USB No. 11894)
AMERICAN CIVIL LIBERTIES
UNION OF UTAH FOUNDATION, INC.
355 North 300 West
Salt Lake City, Utah 84103
Telephone: (801) 521-9862
Facsimile: (801) 532-2850
dgoddard@acluutah.org
egranados@acluutah.org

Bradley S. Phillips*+
MUNGER, TOLLES & OLSON LLP
355 South Grand Avenue
Thirty-Fifth Floor
Los Angeles, CA 90071-1560
Telephone: (213) 683-9100
Facsimile: (213) 687-3702
brad.phillips@mto.com

**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
FOUNDATION, IMMIGRANTS'
RIGHTS PROJECT

/s/ Shiu-Ming Cheer
NATIONAL IMMIGRATION LAW CENTER

/s/ Darcy M. Goddard
AMERICAN CIVIL LIBERTIES UNION
OF UTAH FOUNDATION, INC.

/s/ Elora Mukherjee
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION, RACIAL JUSTICE PROGRAM

/s/ Bradley S. Phillips
MUNGER, TOLLES & OLSON LLP

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:

Jerrold S. Jensen
UTAH ATTORNEY GENERAL'S
OFFICE (160-140857)
160 E 300 S
PO BOX 140857
SALT LAKE CITY, UT 84114-0857
(801)366-0350
Email: jerroldjensen@utah.gov

Thomas D. Roberts
UTAH ATTORNEY GENERAL'S
OFFICE (160-140857)
160 E 300 S
PO BOX 140857
SALT LAKE CITY, UT 84114-0857
(801)366-0353
Email: ThomRoberts@utah.gov

Dated: May 6, 2011

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