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**IN THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF UTAH, CENTRAL DIVISION**

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UTAH COALITION OF LA RAZA, *et al.*

Plaintiff,

v.

GARY HERBERT, *et al.*

Defendant.

**MOTION FOR LEAVE TO JOIN  
 BRIEF OF THE UNITED  
 MEXICAN STATES AS  
 AMICUS CURIAE IN SUPPORT OF  
 PLAINTIFFS**

Case No. 2:11-cv-00401 BCW

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The Governments of Argentina, Brazil, Chile, Columbia, Costa Rica, Ecuador, El Salvador, Guatemala, Honduras, Nicaragua, Paraguay, Peru and Uruguay (collectively, the “Governments”) respectfully file this motion for leave of Court to join the *amicus curiae* brief

filed by the United Mexican States (“Mexico”) on June 6, 2011, expressing grave concerns over The Illegal Immigration Enforcement Act, Utah House Bill 497 (“HB 497”) and underscoring the importance of preliminarily enjoining HB 497 and declaring it unconstitutional in its entirety.

Mexico and the Governments share a commonality of interests – differing not in substance, but merely in proportionality and degree of impact – with regard to HB 497. Similar to Mexico, the Governments have a substantial and compelling interest in ensuring that their respective bilateral diplomatic relations with the government of the United States of America (“United States” or “U.S.”) are transparent, consistent and reliable, and not frustrated by the actions of individual U.S. states; in this case Utah. As with U.S.–Mexico relations, HB 497 raises substantial challenges to the bilateral economic, immigration and security policies of the United States and the Governments.

Furthermore, the Governments have a substantial and compelling interest to ensure that their citizens are accorded human and civil rights when present in the United States in accordance with international treaties, the U.S. Constitution, and federal immigration law. Like Mexico, the Governments are gravely concerned that HB 497 will lead to racial profiling and disparate treatment of their nationals. Accordingly, the Governments have a substantial and compelling interest to ensure that the ethnicity of their citizens is not used as basis for state-sanctioned acts of discrimination.

As such, the Governments have a compelling interest in seeing that HB 497 be preliminarily enjoined and declared unconstitutional in its entirety.

DATED this 7<sup>th</sup> day of June, 2011.

**JONES WALDO HOLBROOK & McDONOUGH**

/s/ Lon A. Jenkins  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of June 2011, I electronically filed the foregoing **MOTION FOR LEAVE TO JOIN BRIEF OF THE UNITED MEXICAN STATES AS *AMICUS CURIAE* IN SUPPORT OF PLAINTIFFS** with the Clerk of the Court using the CM/ECF system, which sent notification to the following:

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