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11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13 COUNTY OF SANTA CLARA,

14 Plaintiff,

15 v.

16 DONALD J. TRUMP, President of the  
 17 United States of America, JOHN F.  
 18 KELLY, in his official capacity as  
 19 Secretary of the United States Department  
 20 of Homeland Security, JEFFERSON B.  
 21 SESSIONS, in his official capacity as  
 Attorney General of the United States,  
 JOHN MICHAEL "MICK" MULVANEY,  
 in his official capacity as Director of the  
 Office of Management and Budget, and  
 DOES 1-50,

22 Defendants.

Case No. 3:17-cv-00574-WHO

**ADMINISTRATIVE MOTION FOR  
 LEAVE TO FILE AMICUS BRIEF OF  
 34 CITIES AND COUNTIES IN  
 SUPPORT OF COUNTY OF SANTA  
 CLARA'S MOTION FOR  
PRELIMINARY INJUNCTION**

Date: April 5, 2017  
 Time: 2:00 p.m.  
 Dept.: Courtroom 2  
 Judge: Hon. William H. Orrick

1 Pursuant to this Court's February 24, 2017 Order Regarding Amicus Briefing, Amici  
2 hereby request leave to file the attached Amicus Brief of 34 Cities and Counties in Support of  
3 County of Santa Clara's Motion for Preliminary Injunction.

4 Amici represent 34 cities and counties from across the country. Each possesses an interest  
5 in Santa Clara's Motion for Preliminary Injunction, as set forth below, and all believe they can  
6 assist the Court in resolving the issues raised by the motion. Amici's proposed brief elaborates on  
7 the many reasons Section 9 of Executive Order 13768 violates the Constitution, and Amici are  
8 uniquely positioned to demonstrate that adequate relief cannot be provided to any individual city  
9 or county without a nationwide injunction. Amici include:

10 **County of Alameda** is in California. County of Alameda has 1,510,271 residents,  
11 according to the 2010 United States Census. Every year, County of Alameda receives federal  
12 funding directly, and also indirectly, through California.

13 **Cook County** is in Illinois. Cook County has 5,194,675 residents, according to the 2010  
14 United States Census. Every year, Cook County receives federal funding directly, and also  
15 indirectly, through Illinois.

16 **King County** is in Washington. King County has 1,931,249 residents, according to the  
17 2010 United States Census. Every year, King County receives federal funding directly, and also  
18 indirectly, through Washington.

19 **County of Los Angeles** is in California. County of Los Angeles has 9,818,605 residents,  
20 according to the 2010 United States Census. Every year, County of Los Angeles receives federal  
21 funding directly, and also indirectly, through California.

22 **County of Marin** is in California. County of Marin has 252,409 residents, according to  
23 the 2010 United States Census. Every year, County of Marin receives federal funding directly,  
24 and also indirectly, through California.

25 **County of Monterey** is in California. County of Monterey has 415,057 residents,  
26 according to the 2010 United States Census. Every year, County of Monterey receives federal  
27 funding directly, and also indirectly, through California.

28 **County of Santa Cruz** is in California. County of Santa Cruz has 262,382 residents,

1 according to the 2010 United States Census. Every year, County of Santa Cruz receives federal  
2 funding directly, and also indirectly, through California.

3 **County of Sonoma** is in California. County of Sonoma has 483,878 residents, according  
4 to the 2010 United States Census. Every year, County of Sonoma receives federal funding  
5 directly, and also indirectly, through California.

6 **Albany** is a city within Albany County, in New York. Albany has 97,856 residents,  
7 according to the 2010 United States Census. Every year, Albany receives federal funding  
8 directly, and also indirectly, through Albany County and New York.

9 **Austin** is a city within Travis County, in Texas. Austin has 790,390 residents, according  
10 to the 2010 United States Census. Every year, Austin receives federal funding directly, and also  
11 indirectly, through Travis County and Texas.

12 **Berkeley** is a city within County of Alameda, in California. Berkeley has 112,580  
13 residents, according to the 2010 United States Census. Every year, Berkeley receives federal  
14 funding directly, and also indirectly, through County of Alameda and California.

15 **Chicago** is a city within Cook County, in Illinois. Chicago has 2,695,598 residents,  
16 according to the 2010 United States Census. Every year, Chicago receives federal funding  
17 directly, and also indirectly, through Cook County and Illinois.

18 **Denver** is a city and county in Colorado. Denver has 600,158 residents, according to the  
19 2010 United States Census. Every year, Denver receives federal funding directly, and also  
20 indirectly, through Colorado.

21 **East Palo Alto** is a city within San Mateo County, in California. East Palo Alto has  
22 28,155 residents, according to the 2010 United States Census. Every year, East Palo Alto  
23 receives federal funding directly, and also indirectly, through San Mateo County and California.

24 **Jersey City** is a city within Hudson County, in New Jersey. Jersey City has 247,597  
25 residents, according to the 2010 United States Census. Every year, Jersey City receives federal  
26 funding directly, and also indirectly, through Hudson County and New Jersey.

27 **Los Angeles** is a city within County of Los Angeles, in California. Los Angeles has  
28 3,792,621 residents, according to the 2010 United States Census. Every year, Los Angeles

1 receives federal funding directly, and also indirectly, through County of Los Angeles and  
2 California.

3 **Menlo Park** is a city within San Mateo County, in California. Menlo Park has 32,026  
4 residents, according to the 2010 United States Census. Every year, Menlo Park receives federal  
5 funding directly, and also indirectly, through San Mateo County and California.

6 **Minneapolis** is a city within Hennepin County, in Minnesota. Minneapolis has 382,578  
7 residents, according to the 2010 United States Census. Every year, Minneapolis receives federal  
8 funding directly, and also indirectly, through Hennepin County and Minnesota.

9 **Morgan Hill** is a city within Santa Clara County, in California. Morgan Hill has 37,882  
10 residents, according to the 2010 United States Census. Every year, Morgan Hill receives federal  
11 funding directly, and also indirectly, through Santa Clara County and California.

12 **New Orleans** is a city within Louisiana. New Orleans has 343,829 residents, according to  
13 the 2010 United States Census. Every year, New Orleans receives federal funding directly, and  
14 also indirectly, through Louisiana.

15 **Oakland** is a city within County of Alameda, in California. Oakland has 390,724  
16 residents, according to the 2010 United States Census. Every year, Oakland receives federal  
17 funding directly, and also indirectly, through County of Alameda and California.

18 **Portland** is a city within Multnomah County, in Oregon. Portland has 583,776 residents,  
19 according to the 2010 United States Census. Every year, Portland receives federal funding  
20 directly, and also indirectly, through Multnomah County and Oregon.

21 **Princeton** is a city within Mercer County, in New Jersey. Princeton has 28,572 residents,  
22 according to the 2010 United States Census. Every year, Princeton receives federal funding  
23 directly, and also indirectly, through Mercer County and New Jersey.

24 **Sacramento** is a city within Sacramento County, in California. Sacramento has 466,488  
25 residents, according to the 2010 United States Census. Every year, Sacramento receives federal  
26 funding directly, and also indirectly, through Sacramento County and California.

27 **Saint Paul** is a city within Ramsey County, in Minnesota. Saint Paul has 285,068  
28 residents, according to the 2010 United States Census. Every year, Saint Paul receives federal

1 funding directly, and also indirectly, through Ramsey County and Minnesota.

2 **Salinas** is a city within County of Monterey, in California. Salinas has 150,441 residents,  
3 according to the 2010 United States Census. Every year, Salinas receives federal funding  
4 directly, and also indirectly, through County of Monterey and California.

5 **Salt Lake City** is a city within Salt Lake County, in Utah. Salt Lake City has 186,440  
6 residents, according to the 2010 United States Census. Every year, Salt Lake City receives  
7 federal funding directly, and also indirectly, through Salt Lake County and Utah.

8 **Santa Ana** is a city within Orange County, in California. Santa Ana has 324,528  
9 residents, according to the 2010 United States Census. Every year, Santa Ana receives federal  
10 funding directly, and also indirectly, through Orange County and California.

11 **Santa Clara** is a city within Santa Clara County, in California. Santa Clara has 116,448  
12 residents, according to the 2010 United States Census. Every year, Santa Clara receives federal  
13 funding directly, and also indirectly, through Santa Clara County and California.

14 **Santa Fe** is a city within Santa Fe County, in New Mexico. Santa Fe has 67,947  
15 residents, according to the 2010 United States Census. Every year, Santa Fe receives federal  
16 funding directly, and also indirectly, through New Mexico.

17 **Santa Monica** is a city within County of Los Angeles, in California. Santa Monica has  
18 89,736 residents, according to the 2010 United States Census. Every year, Santa Monica receives  
19 federal funding directly, and also indirectly, through County of Los Angeles and California.

20 **Seattle** is a city within King County, in Washington. Seattle has 608,660 residents,  
21 according to the 2010 United States Census. Every year, Seattle receives federal funding directly,  
22 and also indirectly, through King County and Washington.

23 **Somerville** is a city within Middlesex County, in Massachusetts. Somerville has 75,754  
24 residents, according to the 2010 United States Census. Every year, Somerville receives federal  
25 funding directly, and also indirectly, through Middlesex County and Massachusetts.

26 **West Hollywood** is a city within County of Los Angeles, in California. West Hollywood  
27 has 34,399 residents, according to the 2010 United States Census. Every year, West Hollywood  
28 receives federal funding directly, and also indirectly, through County of Los Angeles and

1 California.

2 For the foregoing reasons, Amici respectfully request the Court’s permission to file the  
3 attached Amicus Brief, a copy of which accompanies this Administrative Motion.

4  
5 Dated: March 22, 2017

Respectfully submitted,

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7 By: /s/ Kelly M. Dermody

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**APPENDIX**  
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**CERTIFICATE OF SERVICE**

I hereby certify that on March 22, 2017, a copy of the foregoing Administrative Motion for Leave to File Amicus Brief of 34 Cities and Counties, the Amicus Brief of 34 Cities and Counties, and a Proposed Order were filed and served pursuant to the Court’s electronic filing procedures using CM/ECF.

/s/ Kelly M. Dermody  
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