



MALDEF

Mexican American Legal Defense and Educational Fund

National Headquarters
Los Angeles
Regional Office
634 S. Spring Street
Los Angeles, CA 90014
Tel: 213.629.2512
Fax: 213.629.0266

June 27, 2012

Re: Section 2(B)

Chicago
Regional Office
11 East Adams
Suite 700
Chicago, IL 60603
Tel: 312.427.0701
Fax: 312.427.0691

To: All Counsel for Defendants in *Friendly House v. Whiting*:

I write to remind Defendants and Intervenor-Defendants (collectively, "Defendants") that Section 2(B) of SB 1070 remains enjoined unless and until the District Court or the Ninth Circuit dissolves the injunction currently in place.

San Antonio
Regional Office
110 Broadway
Suite 300
San Antonio, TX 78205
Tel: 210.224.5476
Fax: 210.224.5382

The Supreme Court's decision in *Arizona v. United States* did not lift the injunction as to Section 2(B). Instead, it stated that the Court would remand the case for further proceedings. And as the Supreme Court stated in a June 25, 2012 letter to the Ninth Circuit that Defendants have also received, "The judgment or mandate of this Court will not issue for at least twenty-five days pursuant to Rule 45." Attached as Ex. 1. After the Supreme Court mandate is issued, the proceedings on remand can follow, and only if the Section 2(B) injunction is actually lifted can that provision lawfully be implemented.

Washington, D.C.
Regional Office
1016 16th Street, NW
Suite 100
Washington, DC 20036
Tel: 202.293.2828
Fax: 202.293.2849

We are aware that some Defendants have stated that Section 2(B) is now in effect. We ask you to correct your clients regarding this fact and correct any public statements indicating that Section 2(B) is currently operative. Please notify Plaintiffs' Counsel immediately if you disagree with Plaintiffs' position and if you intend to implement Section 2(B) before the federal courts rule that the injunction is dissolved. Please provide any authority for your position, if you do take a contrary position to Plaintiffs. You can reach me at (213) 629-2512 ex. 133.

Sacramento
Policy Office
1512 14th Street
Sacramento, CA 95814
Tel: 916.444.3031
Fax: 916.444.7207

Regards,

Victor Viramontes
Plaintiffs' Counsel

Ex. 1

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

William K. Suter
Clerk of the Court
(202) 479-3011

June 25, 2012

Clerk
United States Court of Appeals for the Ninth Circuit
95 Seventh Street
San Francisco, CA 94103-1526

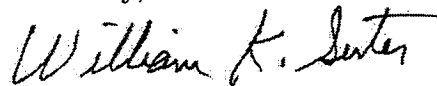
Re: Arizona, et al.
v. United States
No. 11-182
(Your No. 10-16645)

Dear Clerk:

The opinion of this Court was announced today in the above stated case. A copy of the opinion is available on the Court's website at www.supremecourt.gov.

The judgment or mandate of this Court will not issue for at least twenty-five days pursuant to Rule 45. Should a petition for rehearing be filed timely, the judgment or mandate will be further stayed pending this Court's action on the petition for rehearing.

Sincerely,



William K. Suter, Clerk

by

Cynthia Rapp
Deputy Clerk
(202) 479-3031