

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

AMERICAN SOCIOLOGICAL ASSOCIATION;
AMERICAN ASSOCIATION OF UNIVERSITY
PROFESSORS; AMERICAN-ARAB ANTI-
DISCRIMINATION COMMITTEE; BOSTON
COALITION FOR PALESTINIAN RIGHTS, and
ADAM HABIB,

Plaintiffs,

v.

MICHAEL CHERTOFF, in his official capacity as
Secretary of the Department of Homeland Security;
CONDOLEEZZA RICE, in her official capacity as
Secretary of State,

Defendants.

Case No. 07-11796 (GAO)

PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, plaintiffs in the above-captioned action respectfully move the Court to enter summary judgment in their favor. In this suit, U.S. plaintiffs challenge the government's violation of their First Amendment and statutory rights by its exclusion of Professor Adam Habib, a prominent South African scholar whom U.S. plaintiffs have invited to speak at upcoming events in the U.S.. There are no genuine issues of material fact in dispute. For the reasons stated in the attached Memorandum in Support of Plaintiffs' Motion for Summary Judgment and in Opposition to Defendants' Motion to Dismiss Complaint, plaintiffs are entitled to judgment as a matter of law. The plaintiffs also rely on their Statement of Undisputed Facts and the Declarations of Adam Habib, Sally T. Hillsman, Sherif Fam, Merrie Najimy, and Cary Nelson.

REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), plaintiffs request oral argument because plaintiffs believe that oral argument may assist the Court.

Respectfully submitted,

/s/ Melissa Goodman

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Attorneys for Plaintiffs

February 13, 2008

RULE 7.1(A)(2) CERTIFICATION

Pursuant to Local Rule 7.1(A)(2), I certify that on January 3, 2007, Melissa Goodman, counsel for the plaintiffs, conferred with Victor Lawrence, counsel for defendants, regarding plaintiffs' intent to file this motion.

/s/ Melissa Goodman

MELISSA GOODMAN (Admitted *Pro Hac Vice*)

CERTIFICATE OF SERVICE

In accordance with Local Rule 5.2(b) and Section E.2 of the Electronic Case Filing Administrative Procedures of the United States District Court for the District of Massachusetts, I, Melissa Goodman, hereby certify that on February 13, 2008, the within Plaintiffs' Motion For Summary Judgment filed through the ECF system will be sent electronically to registered participants as identified on the Notice of Electronic Filing.

Respectfully submitted,

/s/ Melissa Goodman
MELISSA GOODMAN (*Admitted Pro Hac Vice*)