

1 MAYER BROWN LLP
 2 Matthew H. Marmolejo (CA Bar No. 242964)
 3 *mmarmolejo@mayerbrown.com*
 350 S. Grand Avenue
 25th Floor
 Los Angeles, CA 90071-1503
 4 Ori Lev (DC Bar No. 452565)
 (pro hac vice)
 5 *olev@mayerbrown.com*
 Stephen M. Medlock (VA Bar No. 78819)
 6 (pro hac vice)
smedlock@mayerbrown.com
 7 1999 K Street, N.W.
 Washington, D.C. 20006
 8 Telephone: +1.202.263.3000
 Facsimile: +1.202.263.3300
 9

10 SOUTHERN POVERTY LAW CENTER
 Melissa Crow (DC Bar No. 453487)
 (pro hac vice)
 11 *melissa.crow@splcenter.org*
 1101 17th Street, N.W., Suite 705
 Washington, D.C. 20036
 Telephone: +1.202.355.4471
 13 Facsimile: +1.404.221.5857

14 *Additional counsel listed on next page*
 15 *Attorneys for Plaintiffs*

16 **UNITED STATES DISTRICT COURT**
 17 **SOUTHERN DISTRICT OF CALIFORNIA**

18 Al Otro Lado, Inc., *et al.*,

19 Plaintiffs,

20 v.

21 Chad F. Wolf,¹ *et al.*,

22 Defendants.

Case No.: 17-cv-02366-BAS-KSC

**PLAINTIFFS' MOTION FOR
 TEMPORARY RESTRAINING
 ORDER PROHIBITING
 APPLICATION OF ASYLUM
 COOPERATIVE AGREEMENT
 RULE TO PROVISIONAL CLASS
 MEMBERS**

Hearing Date: January 6, 2020

**NO ORAL ARGUMENT UNLESS
 REQUESTED BY THE COURT**

26
 27
 28 ¹ Acting Secretary Wolf is automatically substituted for former Acting Secretary
 McAleenan pursuant to Fed. R. Civ. P. 25(d).

CENTER FOR CONSTITUTIONAL RIGHTS

1 Baher Azmy (NY Bar No. 2860740) (*pro hac vice*)
bazmy@ccrjustice.org
2 Ghita Schwarz (NY Bar No. 3030087) (*pro hac vice*)
gschwarz@ccrjustice.org
3 Angelo Guisado (NY Bar No. 5182688) (*pro hac vice*)
aguisado@ccrjustice.org
4 666 Broadway, 7th Floor
New York, NY 10012
5 Telephone: +1.212.614.6464
Facsimile: +1.212.614.6499
6

SOUTHERN POVERTY LAW CENTER

7 Sarah Rich (GA Bar No. 281985) (*pro hac vice*)
sarah.rich@splcenter.org
8 Rebecca Cassler (MN Bar No. 0398309) (*pro hac vice*)
rebecca.cassler@splcenter.org
9 150 E. Ponce de Leon Ave., Suite 340
Decatur, GA 30030
10

AMERICAN IMMIGRATION COUNCIL

11 Karolina Walters (DC Bar No. 1049113) (*pro hac vice*)
kwalters@immcouncil.org
12 1331 G St. NW, Suite 200
Washington, D.C. 20005
13 Telephone: +1.202.507.7523
Facsimile: +1.202.742.5619
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 PLEASE TAKE NOTICE that on Monday, January 6, 2020, at a time the Court
2 deems proper, or as soon as the parties may be heard, Plaintiffs will and hereby do
3 move for a temporary restraining order prohibiting the Government from applying
4 the Interim Final Rule, “Implementing Bilateral and Multilateral Asylum
5 Cooperative Agreements Under the Immigration and Nationality Act,” 84 Fed. Reg.
6 63,994 (Nov. 19, 2019) (“ACA Rule”), to provisional class members who were
7 unable to make a direct asylum claim at a U.S. port of entry before November 19,
8 2019 because of the U.S. Government’s metering policy. This motion is based on the
9 attached memorandum of points and authorities, all pleadings, papers, and files in
10 this action, and on any arguments that may be presented at a hearing on this motion.

11
12 Dated: December 6, 2019

MAYER BROWN LLP
Matthew H. Marmolejo
Ori Lev
Stephen S. Medlock

SOUTHERN POVERTY LAW CENTER
Melissa Crow
Sarah Rich
Rebecca Cassler

CENTER FOR CONSTITUTIONAL
RIGHTS
Baher Azmy
Ghita Schwarz
Angelo Guisado

AMERICAN IMMIGRATION
COUNCIL
Karolina Walters

24
25 By: /s/ Stephen M. Medlock
Stephen M. Medlock

26 *Attorneys for Plaintiffs*
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I certify that on December 6, 2019, I served a copy of the foregoing document by filing it with the Clerk of Court through the CM/ECF system, which will provide electronic notice and an electronic link to this document to all attorneys of record.

/s/ Stephen M. Medlock

Counsel for Plaintiffs