

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

**STATE OF ALABAMA and
GOVERNOR ROBERT J. BENTLEY,**

Defendants.

Case Number: 2:11-CV-2746-SLB

ORDER

In accordance with the Memorandum Opinion entered contemporaneously herewith, it is hereby **ORDERED** as follows:

1. The United States's Motion for Preliminary Injunction, (doc. 2), is **GRANTED IN PART**. Its Motion is **GRANTED** as to Sections 11(a), 13, 16, and 17 of H.B. 56.

2. Defendants are **ENJOINED** from executing or enforcing Section 11(a) of H.B. 56 – “It is unlawful for a person who is an unauthorized alien to knowingly apply for work, solicit work in a public or private place, or perform work as an employee or independent contractor in this state,” – pending final judgment in this case.

3. Defendants are **ENJOINED** from executing or enforcing Section 13 – which prohibits concealing, harboring, transporting, etc., of unlawfully-present aliens – pending final judgment in this case.

4. Defendants are **ENJOINED** from executing or enforcing Section 16 – which concerns the taking of a state tax deduction for wages paid to an unauthorized alien employee – pending final judgment in this case.

5. Defendants are **ENJOINED** from executing or enforcing Section 17 – which creates a state “discrimination” cause of action based on the retention or hiring of an unauthorized alien – pending final judgment in this case.

6. The United States’s Motion for Preliminary Injunction, (doc. 2), is **DENIED IN PART**. Its Motion is **DENIED** as to Sections 10, 12(a), 18, 27, 28, and 30.

DONE, this 28th day of September, 2011.

A handwritten signature in black ink, reading "Sharon Lovelace Blackburn". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

SHARON LOVELACE BLACKBURN
CHIEF UNITED STATES DISTRICT JUDGE