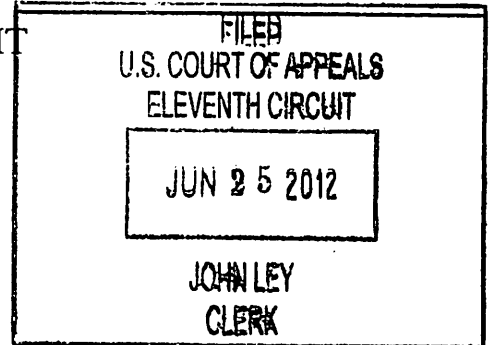


IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 11-14532-CC



UNITED STATES OF AMERICA,

Plaintiff - Appellant
Cross Appellee,

versus

STATE OF ALABAMA,
GOVERNOR OF ALABAMA,

Defendants - Appellees
Cross Appellants,

No. 11-14535-CC

HISPANIC INTEREST COALITION OF ALABAMA,
AIDS ACTION COALITION, et al.

Plaintiffs - Appellants
Cross Appellees,

versus

GOVERNOR OF ALABAMA,
ATTORNEY GENERAL, STATE OF ALABAMA, et al.,

Defendants - Appellees
Cross Appellants,

SUPERINTENDENT OF HUNTSVILLE CITY SCHOOL SYSTEM, et al.,

Defendants - Appellees,

Appeals from the United States District Court
for the Northern District of Alabama

Before WILSON and MARTIN, Circuit Judges, and VOORHEES,* District Judge.

BY THE COURT:

As the parties are aware, today the Supreme Court released its opinion in *Arizona v. United States*. In light of this opinion, we will permit the parties to file a supplemental brief addressing the effect of that opinion on the issues raised in these appeals. In addition, the briefing should address two questions related to the recent amendments to the challenged legislation:

- 1) Does the enactment into law of H.B. 658 render moot the facial challenges to sections 8, 13(a), 18, 27, and 30 of H.B. 56? *See, e.g., Naturist Soc'y, Inc. v. Fillyaw*, 958 F.2d 1515, 1519–20 (11th Cir. 1992).
- 2) If so, as to any portion of the appeals that is moot, should this court vacate and remand for further proceedings, or should this court vacate and

* Honorable Richard L. Voorhees, United States District Judge for the Western District of North Carolina, sitting by designation.

remand with instructions to dismiss? *See, e.g., Lewis v. Cont'l Bank Corp.*,
494 U.S. 472, 482, 110 S. Ct. 1249, 1256 (1990).

Supplemental briefing shall be filed on or before July 6, 2012 and may not exceed
fifteen pages.

SO ORDERED.

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

John Ley
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

June 25, 2012

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 11-14532-CC ; 11-14535 -CC
Case Style: USA v. State of Alabama, et al
District Court Docket No: 2:11-cv-02746-SLB

The following action has been taken in the referenced case:

The enclosed order has been ENTERED.

Sincerely,

JOHN LEY, Clerk of Court

Reply to: Joe Caruso
Phone #: (404) 335-6177

MOT-2 Notice of Court Action