

**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.



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SHARON LOVELACE BLACKBURN  
CHIEF UNITED STATES DISTRICT JUDGE