

**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

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March 08, 2012

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 11-14532-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

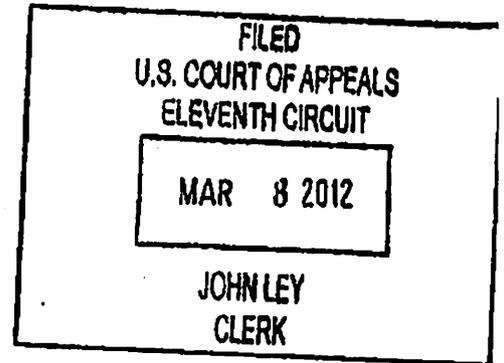
Reply to: Joe Caruso, CC /bmc  
Phone #: (404) 335-6177

MOT-2 Notice of Court Action

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,

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

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(March 8, 2012)

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

BY THE COURT:

These appeals involve challenges to the Beason-Hammon Alabama Taxpayer and Citizen Protection Act, Ala. Laws Act 2011-535 (H.B. 56). Upon consideration of the parties' briefs and the cited case law, and after having the benefit of oral argument, we modify the injunction entered by this court on October 14, 2011. *See United States v. Alabama*, No. 11-14532, 2011 WL 4863957 (order of motions panel granting in part and denying in part plaintiffs' motion for injunction pending appeal); 11th Cir. R. 27-1(g) (permitting the merits panel to "alter, amend, or vacate" the prior ruling of a motions panel).

We conclude that the plaintiffs in these matters have met their burden as to

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

two additional sections of H.B. 56. We therefore expand the October 14, 2011 order and hereby ENJOIN the State of Alabama's enforcement of Section 27 and Section 30 of H.B. 56 pending complete resolution of these appeals.

**SO ORDERED.**