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20 **UNITED STATES DISTRICT COURT**  
21 **SOUTHERN DISTRICT OF CALIFORNIA**

22 **AL OTRO LADO, INC., et al.,**  
23 **Plaintiffs,**  
24 **v.**  
25 **ALEJANDRO N. MAYORKAS, et al.,**  
26 **Defendants.**

Case No.: 3:23-cv-01367-AGS-BLM

**Hon. Andrew G. Schopler**

**PLAINTIFFS' NOTICE OF  
MOTION AND MOTION FOR  
PRELIMINARY INJUNCTION**

**Hearing Date:  
September 22, 2023, 3:00 pm**

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**PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR  
PRELIMINARY INJUNCTION**

PLEASE TAKE NOTICE that, on September 22, 2023, the individual Plaintiffs will and hereby do move for a preliminary injunction enjoining Defendants from turning back, or directing or encouraging others to turn back, non-citizens arriving or attempting to arrive at a Port of Entry on the U.S.-Mexico border, regardless of whether those arriving non-citizens have an appointment made on the CBP One App. As explained in the accompanying memorandum, Plaintiffs are likely to succeed on the merits of their *Accardi* claim, Plaintiffs are likely to suffer irreparable harm in the absence of preliminary injunctive relief, the balance of the equities tips in Plaintiffs' favor, and an injunction is in the public interest.

Dated: August 9, 2023.   MAYER BROWN LLP

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By: /s/ Ori Lev  
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