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*Counsel for Defendants*

**UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON**

AYMAN LATIF, et al.,  <i>Plaintiffs,</i>	Case 3:10-cv-00750
v.  ERIC H. HOLDER, JR., et al.,  <i>Defendants.</i>	<b>DEFENDANTS’ MOTION FOR PARTIAL SUMMARY JUDGMENT</b>

**DEFENDANTS’ MOTION FOR PARTIAL SUMMARY JUDGMENT**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Defendants move for summary judgment and ask this Court to grant judgment in their favor with respect to Plaintiffs’ claims to procedural due process. *See* Third Am. Compl., First and Third Claims for Relief. As explained in the accompanying memorandum, the undisputed facts in this matter show that Plaintiffs’ constitutional rights have not been violated because they have not been denied the

right to reenter and reside in the United States, nor have they been denied the ability to travel. In addition, to the extent Plaintiffs' liberty interest in travel has been curtailed, the existing government redress program, known as the Department of Homeland Security Traveler Inquiry Redress Program, provides them with sufficient notice and opportunity to be heard, thus satisfying the requirements of due process.

In support of this motion, Defendants rely on the following:

1. Defendants' Memorandum of Law
2. The Parties' Stipulated Facts
3. Declaration of Cindy A. Coppola, Acting Deputy Director of Operations, Terrorist Screening Center
4. *Ex Parte, In Camera* Material lodged for submission with the Clerk's Office.

These materials show that Defendants are entitled to summary judgment on these matters.

Dated: February 13, 2013.

Respectfully submitted,

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/s/ Scott Risner

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