

EXHIBIT 8



MALDEF

Mexican American Legal Defense and Educational Fund

**San Antonio
Regional Office**
110 Broadway
Suite 300
San Antonio, TX 78205
Tel: 210.224.5476
Fax: 210.224.5382

VIA FEDERAL EXPRESS

**National Headquarters
Los Angeles
Regional Office**
634 S. Spring Street
Los Angeles, CA 90014
Tel: 213.629.2512
Fax: 213.629.0266

March 27, 2006

The Honorable Jan Brewer
Arizona Secretary of State
1700 West Washington Street, 7th Floor
Phoenix, Arizona 85007-2888

**Atlanta
Regional Office**
41 Marietta Street
Suite 1000
Atlanta, GA 30303
Tel: 678.559.1071
Fax: 678.559.1079

Re: *Notice of Intent to Bring Civil Action Pursuant to 42 U.S.C.
Section 1973gg-9(b) of the National Voter Registration Act*

**Chicago
Regional Office**
11 E. Adams
Suite 1405
Chicago, IL 60603
Tel: 312.782.1422
Fax: 312.782.1428

Dear Secretary Brewer:

This letter is notice, pursuant to 42 U.S.C. § 1973gg-9(b), of our intent to bring a civil action on behalf of aggrieved persons and/or organizations under the National Voter Registration Act of 1993 ("NVRA" or "Act").

**Washington, D.C.
Regional Office**
1717 K Street, NW
Suite 311
Washington, DC 20036
Tel: 202.293.2828
Fax: 202.293.2849

As the chief election official for Arizona, you are charged with the proper implementation of the NVRA. Your refusal to accept, and your instruction to Arizona county recorders not to accept, the Federal Mail Voter Registration Form (*see* 42 U.S.C. 1973gg-4) without accompanying, documentary proof of citizenship, constitutes a violation of the NVRA.

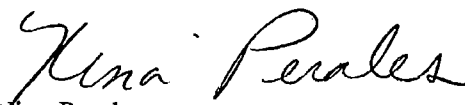
**Houston
Program Office**
Ripley House
4410 Navigation
Suite 118
Houston, TX 77011
Tel: 713.315-6494
Fax: 713.315-6404

Among the persons and organizations aggrieved by the violation are: Southwest Voter Registration Education Project, Maria Magdalena Flores Gonzalez and Jesus Maria Gonzalez.

Please feel free to contact me with any questions regarding this letter.

**Sacramento
Satellite Office**
1107 9th Street
Suite 240
Sacramento, CA 95814
Tel: 916.443.7531
Fax: 916.443.1541

Truly yours,


Nina Perales
Regional Counsel

*Celebrating Our 37th Anniversary
Protecting and Promoting Latino Civil Rights
www.maldef.org*



MALDEF

Mexican American Legal Defense and Educational Fund

**San Antonio
Regional Office**
110 Broadway
Suite 300
San Antonio, TX 78205
Tel: 210.224.5476
Fax: 210.224.5982

VIA FEDERAL EXPRESS

**National Headquarters
Los Angeles
Regional Office**
634 S. Spring Street
Los Angeles, CA 90014
Tel: 213.629.2512
Fax: 213.629.0266

April 17, 2006

The Honorable Jan Brewer
Arizona Secretary of State
1700 West Washington Street, 7th Floor
Phoenix, Arizona 85007-2888

**Atlanta
Regional Office**
41 Marietta Street
Suite 1000
Atlanta, GA 30303
Tel: 678.559.1071
Fax: 678.559.1079

Re: *Second Notice of Intent to Bring Civil Action Pursuant to 42 U.S. C.
Section 1973gg-9(b) of the National Voter Registration Act*

**Chicago
Regional Office**
11 East Adams Street
Suite 700
Chicago, IL 60603
Tel: 312.427.0701
Fax: 312.427.0691

Dear Secretary Brewer:

**Washington, D.C.
Regional Office**
1717 K Street, NW
Suite 311
Washington, DC 20036
Tel: 202.293.2828
Fax: 202.293.2849

This letter is our second notice to you, pursuant to 42 U.S.C. § 1973gg-9(b), of our intent to bring a civil action on behalf of aggrieved persons and/or organizations under the National Voter Registration Act of 1993 ("NVRA" or "Act"). To date, we have not received a reply from your office to our first letter, dated March 27, 2006.

**Houston
Program Office**
Ripley House
4410 Navigation
Suite 118
Houston, TX 77011
Tel: 713.315-6494
Fax: 713.315-6404

As the chief election official for Arizona, you are charged with the proper implementation of the NVRA. Your refusal to accept, and your instruction to Arizona county recorders not to accept, the Federal Mail Voter Registration Form (*see* 42 U.S.C. 1973gg-4) without accompanying, documentary proof of citizenship, constitutes a violation of the NVRA.

Among the persons and organizations aggrieved by the violation are: Southwest Voter Registration Education Project, Valle del Sol, Maria Magdalena Flores Gonzalez and Jesus Maria Gonzalez.

**Sacramento
Satellite Office**
11079th Street
Suite 240
Sacramento, CA 95814
Tel: 916.443.7531
Fax: 916.443.1541

Please feel free to contact me with any questions regarding this letter.

Truly yours,

Nina Perales
Regional Counsel

*Celebrating Our 37th Anniversary
Protecting and Promoting Latino Civil Rights
www.maldef.org*

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Date **4/17/06** Sender's FedEx Account Number **0782-0600-4**

Sender's Name **Nina Perales** Phone **(210) 224-5476**

Company **MEXICAN-AMERICAN LEGAL DEFENSE**

Address **110 BROADWAY ST**

City **SAN ANTONIO** State **TX** ZIP **78205-2228**

Our Internal Billing Reference
24 characters will appear on invoice.

Recipient's Name **Hon. Jan Brewer** Phone ()

Company **MALDEF**

Recipient's Address **1700 W. Washington, St., 7th floor**

Address **Phoenix** State **AZ** ZIP **85007-2888**

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- FedEx First Overnight**
Earliest next business morning delivery to select locations.* Saturday Delivery NOT available.
- FedEx 2Day**
Second business day.* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Express Saver**
Third business day.* Saturday Delivery NOT available.

Packages up to 150 lbs.

4b Express Freight Service

- FedEx 1Day Freight***
Next business day.** Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx 2Day Freight**
Second business day.** Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx 3Day Freight**
Third business day.** Saturday Delivery NOT available.

Packages over 150 lbs.

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NOT Available for FedEx Standard Overnight, FedEx First Overnight, FedEx Express Saver, or FedEx 3Day Freight.
 - HOLD Weekday at FedEx Location**
NOT Available for FedEx First Overnight.
 - HOLD Saturday at FedEx Location**
Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.
- Does this shipment contain dangerous goods?
One box must be checked.
- No
 - Yes As per attached Shipper's Declaration.
 - Yes Shipper's Declaration not required.
 - Dry Ice Dry ice, 3, UN 1845 x kg
 - Cargo Aircraft Only

7 Payment Bill to:

- Sender**
Acct. No. in Section 1 will be billed.
- Recipient**
- Third Party**
- Credit Card**
- Cash/Check**

FedEx Acct. No. Credit Card No. Exp. Date

Total Packages	Total Weight	Total Declared Value†
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Package may be left without obtaining a signature for delivery.
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- Indirect Signature**
If no one is available at recipient's address, anyone at a neighboring address may sign for delivery. Fee applies.

519

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Detailed Results

 Quick Help

Tracking number	854635029013	Delivered to Service type	Receptionist/Front Desk Priority Envelope
Signed for by	M.CAVINOS		
Ship date	Apr 17, 2006		
Delivery date	Apr 18, 2006 10:35 AM		
Status	Delivered		

Date/Time	Activity	Location	Details
Apr 18, 2006	10:35 AM	Delivered	
	10:26 AM	Delivery exception	TEMPE, AZ Recipient location security delay. Delivery will be reattempted.
	8:13 AM	On FedEx vehicle for delivery	TEMPE, AZ
	7:09 AM	At local FedEx facility	TEMPE, AZ
	4:55 AM	At dest sort facility	PHOENIX, AZ
	3:59 AM	Departed FedEx location	MEMPHIS, TN
Apr 17, 2006	12:26 AM	Arrived at FedEx location	MEMPHIS, TN
	8:47 PM	Left origin	SAN ANTONIO, TX
	5:33 PM	Picked up	SAN ANTONIO, TX

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Email address	Language	Exception updates	Delivery updates
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<input type="text"/>	English	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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634 South Spring Street, 11th Floor
Los Angeles, CA 90014
Ph: (213) 629-2512

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Daniel R. Ortega, Jr., AZ. SBN: 005015
**ROUSH, MCCrackEN, GUERRERO,
MILLER & ORTEGA**
650 North Third Avenue
Phoenix, Arizona 85003
Ph: (602) 253-3554

Additional Attorneys Listed on Following Page

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

CIV 04 649 TUC DCB

FRIENDLY HOUSE; SAMUEL U.
CHAVIRA; TAMMY GREGOIRE;
JULIA V.; BETO V., by and through
his guardian ad litem, JULIA V.;
MARISOL C.; ADAN C.,
FRANCISCO C., and ALEJANDRA C.,
by and through their guardian ad litem,
MARISOL C.; LUCY A.; JOAQUIN
G.; MANUEL G. and JOSE G., by and
through their guardian ad litem,
JOAQUIN G.; MARIA S.; SERGIO S.,
JUANITA S., NATHAN S., MARCO
S., and CLAUDIA S., by and through
their guardian ad litem, MARIA S.;
LYDIA HERNANDEZ,

Plaintiffs,

vs.

JANET NAPOLITANO, in her official
capacity as Governor of the State of
Arizona; JAN BREWER, in her official
capacity as Secretary of State of the
State of Arizona; DAVID A. BERNIS,
Director of the Arizona Department of
Economic Security,

Defendants.

Case No. _____

**COMPLAINT FOR INJUNCTIVE
AND DECLARATORY RELIEF**

[Civil Rights; Class Action]

1 Michael W. Sillyman, AZ. SBN: 4259
KUTAK ROCK, LLP
2 8601 North Scottsdale Road, Suite 300
Scottsdale, AZ 85253-2742
3 Ph: (480) 429-5000

4 **Attorneys for Plaintiffs.**

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2 **PLAINTIFFS**

3 5. PLAINTIFF Friendly House is a non-profit 501(c)(3) organization
4 that has served the Maricopa County community since 1920. Friendly House is a
5 comprehensive family service agency whose mission is to foster excellence in the
6 community by serving the educational and human service needs of its residents.
7 Friendly House services about 40,000 families, youth, and children each year and
8 provides numerous direct services in several program areas, including
9 immigration, family, youth, and adult services, workforce development, home care
10 services, and charter school education. Many of the services provided by Friendly
11 House overlap with services provided by state and local governments. Friendly
12 House contracts with the State of Arizona to provide case management for
13 Department of Economic Security's Child Protective Services. Friendly House
14 also provides adult education through the Arizona Department of Education and
15 also is licensed by Arizona Department of Health Services to serve as an
16 outpatient clinic, where Friendly House provides family counseling and preventive
17 services. Proposition 200 could jeopardize the services provided by Friendly
18 House.

19 6. PLAINTIFF Samuel U. Chavira is a firefighter and resident of
20 Maricopa County. He has been a firefighter with the Phoenix Fire Department for
21 six years. As a firefighter, Mr. Chavira provides life-saving aid to victims of fires,
22 car crashes, violent assaults and medical emergencies. The Phoenix Fire
23 Department does not currently verify victims' immigration status. He is concerned
24 that if Proposition 200 is implemented, he will have to start asking victims for
25 immigration documents before he can provide his services. He fears that having to
26 do this will violate his ethical obligation as a firefighter to provide victims with
27 the best care possible and will place victims in further danger. In addition, Mr.
28 Chavira is not trained in immigration laws and does not believe he can accurately

///

1 determine whether someone is in this country legally or has committed a violation
2 of any immigration law.

3 7. PLAINTIFF Tammy Gregoire is a resident of Pima County. She is an
4 employee of the Arizona Department of Economic Security (DES). As a Program
5 Services Evaluator III for DES, it is her job to determine whether applicants are
6 eligible for Temporary Assistance for Needy Families, food stamps, and the
7 Arizona Health Care Cost Containment System (AHCCCS). She is uncertain
8 about what she will be required to do if Proposition 200 is implemented and fears
9 she will be exposed to criminal liability if she makes a mistake. She is not familiar
10 with immigration laws and does not feel competent to determine when an
11 individual has violated a federal immigration law. She is required under federal
12 law to maintain client confidentiality. If she is required to reveal the immigration
13 status of applicants to immigration authorities, she feels she will be violating the
14 existing federal law prohibiting her from doing so. If she does not reveal
15 immigration status, she will be exposing herself to criminal liability under
16 Proposition 200.

17 8. PLAINTIFF Julia V. is a 30 year old resident of Maricopa County
18 and is undocumented. She was born in Mexico and lived there until her mother
19 passed away when she was ten years old. After her mother's passing, a family
20 friend brought Julia V. to the United States and had plans to adopt her. The
21 adoption never took place. Julia V. has a son, Beto V., who is two years old and is
22 a United States citizen. She applies for and receives public benefits, including
23 food stamps, housing assistance, and medical insurance for her son. Because she
24 is the applicant for her son's benefits, she fears that they will be taken away from
25 him if Proposition 200 is implemented. Without these benefits, she and her son
26 will be left homeless, and without enough food or medical care. Julia V. appears
27 by a pseudonym because of her fear of adverse action by the Department of
28 Homeland Security.

1 9. PLAINTIFF Beto V., by and through his guardian ad litem, Julia V.,
2 is two years old and a resident of Maricopa County. He was born in the United
3 States and is a United States citizen. His mother, Julia V., is undocumented. Beto
4 V.'s mother applies for him to receive public benefits, including food stamps,
5 housing assistance, and medical insurance. Beto V. cannot apply for his own
6 public benefits because he is a minor. Beto V. fears that if Proposition 200 is
7 implemented, he will lose his public benefits. He appears by a pseudonym
8 because of his fears of adverse action by the Department of Homeland Security
9 against his family members.

10 10. PLAINTIFF Marisol C. is a 29 year old resident of Maricopa County.
11 She was born in Mexico and has lived in the United States for five years. Marisol
12 C. is undocumented. She has three children who are undocumented. They all
13 attend public schools. She fears that if Proposition 200 is implemented, her
14 children's status will be revealed at school, they will be reported to immigration
15 officials and will be unable to continue receiving free breakfast and lunch at
16 school. Her family does not have medical insurance. She fears seeking medical
17 assistance during an emergency because firemen, policemen, and doctors will ask
18 her and her children for immigration documents and will have to report them to
19 immigration officials because they are undocumented. Marisol C. appears by a
20 pseudonym because of her fears of adverse action by the Department of Homeland
21 Security against her and her family members.

22 11. PLAINTIFF Adan C., by and through his guardian ad litem, Marisol
23 C., is a 12 year old resident of Maricopa County. He was born in Mexico and has
24 lived in the United States for five years. He is undocumented. He attends a public
25 school and fears that if Proposition 200 is implemented, he will have to reveal his
26 status to school staff, will be reported to immigration officials and will not receive
27 free breakfast and lunch at school. He does not have medical insurance and fears
28 he will be unable to receive help in case of an emergency because doctors,

1 firemen, and policemen will ask for his immigration documents. Adan C. appears
2 by a pseudonym because of his fears of adverse action by the Department of
3 Homeland Security against him and his family members.

4 12. PLAINTIFF Francisco C., by and through his guardian ad litem,
5 Marisol C., is an 11 year old resident of Maricopa County. He was born in
6 Mexico and has lived in the United States for five years. He is undocumented. He
7 attends a public school and fears that if Proposition 200 is implemented, he will
8 have to reveal his status to school staff, will be reported to immigration officials
9 and will not receive free breakfast and lunch. He does not have medical insurance
10 and fears he will be unable to receive help in case of an emergency because
11 doctors, firemen, and policemen will ask for his immigration documents.
12 Francisco C. appears by a pseudonym because of his fears of adverse action by the
13 Department of Homeland Security against him and his family members.

14 13. PLAINTIFF Alejandra C., by and through her guardian ad litem,
15 Marisol C., is an 8 year old resident of Maricopa County. She was born in Mexico
16 and has lived in the United States for five years. She is undocumented. She
17 attends a public school and fears that if Proposition 200 is implemented, she will
18 have to reveal her status to school staff, will be reported to immigration officials
19 and will not receive free breakfast and lunch. She does not have medical
20 insurance and fears she will be unable to receive help in case of an emergency
21 because doctors, firemen, and policemen will ask for her immigration documents.
22 Alejandra C. appears by a pseudonym because of her fears of adverse action by the
23 Department of Homeland Security against her and her family members.

24 14. PLAINTIFF Lucy A. is a 24 year old resident of Maricopa County.
25 She has lived in the United States for five years and is undocumented. She lives
26 with her parents and younger sister who are also undocumented. She is currently a
27 student at Phoenix Community College and hopes to obtain her A.A. degree in
28 general business. She is the first in her family to go to college. She fears that if

1 Proposition 200 is implemented she will be unable to continue going to school
2 because school staff will ask for her immigration documentation and will report
3 her to immigration officials. Lucy A. appears by a pseudonym because of her
4 fears of adverse action by the Department of Homeland Security against her and
5 her family members.

6 15. PLAINTIFF Joaquin G. is a 29 year old resident of Maricopa
7 County. He has lived in the United States since 1999. He has two children, ages
8 three and one, who were born in the United States and are United States citizens.
9 His children obtain public benefits, including food, milk, and baby formula from
10 Women Infant and Children (W.I.C.), and medical care through Arizona Health
11 Care Cost Containment System (AHCCCS). He fears that if Proposition 200 is
12 implemented, his children will no longer receive these benefits because he is
13 undocumented and he is the one that applies for these benefits. He relies on
14 W.I.C. to provide his children with enough food and on AHCCCS to provide his
15 children with regular medical check-ups and vaccines. He fears renewing these
16 benefits for his children because he will be required to reveal his immigration
17 status and will be reported to immigration officials. Joaquin G. appears by a
18 pseudonym because of his fears of adverse action by the Department of Homeland
19 Security against him and his family.

20 16. PLAINTIFF Manuel G., by and through his guardian ad litem,
21 Joaquin G., is three years old and a resident of Maricopa County. He was born in
22 the United States and is a United States citizen. His father, Joaquin G, is
23 undocumented. Manuel G.'s father applies for him to receive public benefits,
24 including, food, milk and baby formula from Women Infant and Children (W.I.C.)
25 and medical care through Arizona Health Care Cost Containment System
26 (AHCCCS). Manuel G. cannot apply for his own public benefits because he is a
27 minor. Manuel G. fears that if Proposition 200 is implemented, he will lose his

28 ///

1 public benefits. He appears by a pseudonym because of his fears of adverse action
2 by the Department of Homeland Security against his family members.

3 17. PLAINTIFF Jose G., by and through his guardian ad litem, Joaquin
4 G., is one year old and a resident of Maricopa County. He was born in the United
5 States and is a United States citizen. His father, Joaquin G., is undocumented.
6 Jose G.'s father applies for him to receive public benefits, including, food, milk
7 and baby formula from Women Infant and Children (W.I.C.), and medical care
8 through Arizona Health Care Cost Containment System (AHCCCS). Jose G.
9 cannot apply for his own public benefits because he is a minor. Jose G. fears that
10 if Proposition 200 is implemented, he will lose his public benefits. He appears by
11 a pseudonym because of his fears of adverse action by the Department of
12 Homeland Security against his family members.

13 18. PLAINTIFF Maria S. is a resident of Maricopa County. She was
14 born in Mexico and has lived in the United States since 1993. Maria S. is
15 undocumented. She has five children. Two of her children, ages 16 and 13, are
16 undocumented, and the other three, ages 10, 7, and 4, are United States citizens.
17 The four older children attend public schools. She fears that if Proposition 200 is
18 implemented, her two undocumented children will be reported to immigration
19 officials and will be unable to continue receiving free breakfast and lunch or
20 transportation to and from school. Two of her United States citizen children suffer
21 from asthma and get asthma attacks in the winter. She fears that if she has to call
22 the paramedics during one of their asthma attacks, they will not come to help her
23 children because she is undocumented. Maria S. appears by a pseudonym because
24 of her fears of adverse action by the Department of Homeland Security against her
25 and her family members.

26 19. PLAINTIFF Sergio S., by and through his guardian ad litem, Maria
27 S., is 16 years old and a resident of Maricopa County. He was born in Mexico and
28 has lived in the United States since 1993. He is undocumented. His parents are

1 undocumented. He has a sister that is also undocumented and has three siblings
2 that are United States citizens. He attends a public school and fears that if
3 Proposition 200 is implemented, he will have to reveal his status to school staff
4 and will be reported to immigration officials. He also fears she will not receive
5 free breakfast, lunch, and school busing. He does not have medical insurance and
6 fears he will be unable to receive help in case of an emergency because doctors,
7 firemen, and policemen will ask for his immigration documents. Sergio S. appears
8 by a pseudonym because of his fears of adverse action by the Department of
9 Homeland Security against him and his family members.

10 20. PLAINTIFF Juanita S., by and through her guardian ad litem, Maria
11 S., is 13 years old and a resident of Maricopa County. She was born in Mexico
12 and has lived in the United States since 1993. She is undocumented. Her parents
13 are undocumented. She has a brother that is also undocumented and has three
14 siblings that are United States citizens. She attends a public school and fears that if
15 Proposition 200 is implemented, she will have to reveal her status to school staff
16 and will be reported to immigration officials. She also fears she will not receive
17 free breakfast, lunch, and school busing. She does not have medical insurance and
18 fears she will be unable to receive help in case of an emergency because doctors,
19 firemen, and policemen will ask for her immigration documents. Juanita S.
20 appears by a pseudonym because of her fears of adverse action by the Department
21 of Homeland Security against her and her family members.

22 21. PLAINTIFF Nathan S., by and through his guardian ad litem, Maria
23 S., is 10 years old and a resident of Maricopa County. He was born in the United
24 States and is a United States citizen. His parents are undocumented. He has two
25 siblings that are undocumented and two siblings that are United States citizens.
26 He and three of his siblings attend public school and fear that if Proposition 200 is
27 implemented, they will have to reveal their status to school staff and his two
28 undocumented siblings will be reported to immigration officials. He also fears

1 that they will not receive free breakfast, lunch, and school busing. He suffers from
2 asthma and he does not have medical insurance and fears he will be unable to
3 receive help in case of an emergency because his parents will not want to call
4 doctors, firemen, and policemen because they will ask for his parents' immigration
5 documents. Nathan S. appears by a pseudonym because of his fears of adverse
6 action by the Department of Homeland Security against his family members.

7 22. PLAINTIFF Marco S., by and through his guardian ad litem, Maria
8 S., is 7 years old and a resident of Maricopa County. He was born in the United
9 States and is a United States citizen. His parents are undocumented. He has two
10 siblings that are also undocumented and two siblings that are United States
11 citizens. He and three of his siblings attend public school and fears that if
12 Proposition 200 is implemented, they will have to reveal their status to school staff
13 and his two undocumented siblings will be reported to immigration officials. He
14 also fears that they will not receive free breakfast, lunch, and school busing. He
15 suffers from severe asthma and does not have medical insurance and fears he will
16 be unable to receive help in case of an emergency because his parents will not
17 want to call doctors, firemen, and policemen because they will ask for his parents'
18 immigration documents. Marco S. appears by a pseudonym because of his fears of
19 adverse action by the Department of Homeland Security against his family
20 members.

21 23. PLAINTIFF Claudia S., by and through her guardian ad litem, Maria
22 S., is 4 years old and a resident of Maricopa County. She was born in the United
23 States and is a United States citizen. Her parents are undocumented. She has two
24 siblings that are also undocumented and two siblings that are United States
25 citizens. She does not have medical insurance and fears she will be unable to
26 receive help in case of an emergency because her parents will not want to call
27 doctors, firemen, and policemen because they will ask for his parents' immigration
28 documents. She also fears that her parents will not want to take her to the doctor