

No. 17-1351

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**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT**

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**INTERNATIONAL REFUGEE ASSISTANCE PROJECT, ET AL.,**

*Plaintiffs-Appellees,*

**vs.**

**DONALD TRUMP, PRESIDENT OF THE UNITED STATES, Et AL.,**

*Defendants-Appellants.*

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**On Appeal from the United States District Court  
for the District of Maryland**

Civil Action No. 1:17-cv-00361

The Honorable Theodore D. Chuang

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**MOTION FOR LEAVE TO FILE BRIEF OF EPISCOPAL BISHOPS AS  
*AMICI CURIAE* IN SUPPORT OF APPELLEES AND AFFIRMANCE**

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UNOPPOSED MOTION FOR LEAVE TO FILE AMICUS BRIEF IN  
SUPPORT OF APPELLEES, IN OPPOSITION TO APPELLANTS'  
MOTION FOR STAY AND ON THE MERITS

Pursuant to Federal Rule of Appellate Procedure 29 and Circuit

Rule 29(a), the Rt. Rev. Gladstone B. Adams III, Bishop Provisional of the Episcopal Church of South Carolina; the Rt. Rev. Patrick Bell, Bishop of the Diocese of Eastern Oregon; the Rt. Rev. Barry L. Beisner, Bishop of the Diocese of Northern California; Rt. Rev. Ian T. Douglas, Bishop Diocesan of the Episcopal Church of Connecticut; the Rt. Rev. Thomas Ely, Bishop of the Diocese of Vermont; the Rt. Rev. Mary Gray-Reeves, Bishop of the Diocese of El Camino Real; the Rt. Rev. Scott Hayashi, Bishop of the Diocese of Utah; the Rt. Rev. Mark Lattime, Bishop of the Diocese of Alaska; the Rt. Rev. Robert O'Neill, Bishop of the Diocese of Colorado; the Rt. Rev. Rayford Ray, Bishop of the Diocese of Northern Michigan; the Rt. Rev. David Rice, Bishop of the Diocese of San Joaquin; and the Rt. Rev. Gregory Rickel, Bishop of the Diocese of Olympia (also known as the Episcopal Church of Western Washington) respectfully move for leave to file an *amicus curiae* brief in support of Plaintiffs-Appellees. All parties consented to the submission of amici briefs in this case. *Amici* state as follows:

1. Amici curiae are 12 bishops of the Episcopal Church (collectively, the "Bishops").

2. Among the central tenets of the Episcopal Church (the “Church”) are to welcome the immigrant and the stranger, especially those who are poor, sick, and most in need of help, to provide a safe haven for those seeking freedom from oppression, and to uphold the dignity of every human being. To that end, the Church has an active global missionary program and a refugee resettlement program here in the United States. The Church’s multicultural ministries promote and develop culturally and ethnically diverse congregations. The Church encourages the dioceses to form global relationships as part of the Episcopalian belief in the cross-cultural nature of the Communion.

3. Welcoming immigrants and helping refugees are some of the ways in which Episcopalians honor their baptismal covenant with God. The Bishops have committed to honoring immigrants, refugees, and neighbors from different religions. They are deeply concerned that the President’s Revised Executive Order, dated March 6, 2017, violates these values and will impair their opportunities to practice these sacred commitments. The Bishops earnestly believe that the Revised Executive Order impedes the ability of Episcopalians to practice their faith.

6. Both as leaders in the Episcopal Church and as members of the broader faith community, the Bishops have a deep interest in preserving this country’s special status as a safe haven for immigrants and as a protector of the

fundamental principle—enshrined in the United States Constitution—of religious tolerance.

7. The proposed *amicus brief*, attached to the motion as EXHIBIT A, explains that, since its inception, the United States has been a safe haven for practitioners of all religions, in part because religious tolerance is a value enshrined in our Constitution through the Establishment Clause. The President’s original executive order and his recently-revised order directly contradict those values, and in doing so undermine America’s longstanding and special status as a place of refuge for the world’s most vulnerable populations.

### CONCLUSION

*Amici* respectfully request that this Court grant them leave to file the *amicus* brief attached hereto.

RESPECTFULLY SUBMITTED this 19th day of April, 2017.

HILLIS CLARK MARTIN & PETERSON P.S.

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United States Court of Appeals for the Fourth Circuit

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**Case Number:** [17-1351](#)

**Document(s):** [Document\(s\)](#)

**Docket Text:**

MOTION by The Episcopal Bishops to file amicus curiae brief (FRAP 29(e)) with consent of all parties on appeal within time allowed by FRAP 29(e).  
Date and method of service: 04/19/2017 ecf. [1000065189] [17-1351] Michael Scott

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