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U.S. District Judge Rules in Favor of San Jose’s DACA Lawsuit

San Jose, Calif. – On January 9, U.S. District Court Judge William Alsup issued a 49-page order that offered provisional relief to the City of San Jose, and several other plaintiffs, who had taken legal action seeking to block the Trump Administration from rescinding the DACA program. The ruling provides a preliminary injunction that blocks the Trump Administration from eliminating the program, pending final judgment from the courts.

“These young men and women are getting college degrees, often working multiple jobs and giving back to their community in ways that would make any American citizen proud,” said Mayor Sam Liccardo. “It’s unconscionable that we would kick them out of the communities in which they were raised. If Congress is not going to defend the aspirations of our best and brightest young people, we’ll continue to fight for them – all the way to the Supreme Court, if necessary.”

The City of San Jose was the first city in the U.S. to file a legal complaint challenging the DACA rescission. It’s September 5, 2018 complaint was based the tangible losses that the city would suffer from the Trump Administration's actions given that the City currently employs had-working DACA recipients who provide crucial services, work product, and taxes to their community. The City’s case was consolidated with several other lawsuits, including those from the University of California, State of California and County of Santa Clara, and the ruling issued last night encompassed several of those cases.

“I’d like to Joe Cotchett and Justin Berger from Cotchett, Pitre and McCarthy for generously taking this case on a pro-bono basis, as well as Rick Doyle and Nora Frimann from the City Attorney’s Office for their efforts and counsel during this process.”

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