



# ZACHOR LEGAL INSTITUTE

November 13, 2018

Zachor Legal Institute ([www.zachorlegal.org](http://www.zachorlegal.org)) is pleased to announce that it has filed an amicus curiae (friend of the court) brief with the Ninth Circuit Court of Appeals in support of the State of Arizona's anti-BDS law.

The State of Arizona, like many other US states, enacted a law that disqualifies certain participants in the discriminatory BDS movement's boycott of Israel from entering into contracts with the state. Zachor Legal Institute has been a proponent of these types of laws, lending scholarly support as states draft the legislation and submitting friend of the court briefs when the laws have been challenged.

When Arizona's law was recently challenged, the federal district court in Arizona granted BDS supporters a preliminary injunction, leading to the suspension of enforcement of the law. The State of Arizona immediately appealed to the Ninth Circuit Court of Appeals and that appeal is the subject of Zachor's amicus brief.

Zachor carefully reviewed the district court's order and found that the court made a number of serious misstatements of law and fact. Zachor's amicus brief, based on Zachor's widely lauded constitutional scholarship on BDS and the First Amendment, provides the Ninth Circuit Court of Appeals with clear guidance on why the district court's preliminary injunction should be reversed. Included in our brief is a full discussion of the nature of the BDS movement, with an emphasis on the extensive ties BDS has to foreign designated terror organizations, and a robust defense of the constitutionality of all state anti-BDS laws.

We believe that for courts to properly rule on First Amendment rights of BDS proponents they first have to understand that BDS is a proxy for foreign terror organizations and not a civil rights movement. Further, courts (and the public) have to know that the goal of BDS is to use American commercial markets as a weapon, harming American consumers, companies and other institutions. The amicus brief we filed today puts this information on the record.

A copy of Zachor's brief can be found at: <https://zachorlegal.org/wp-content/uploads/2018/11/Zachor-Amicus-Brief-A.pdf>.

The generous support of our donors enabled Zachor to prepare and file this important amicus brief and we look forward to sharing news of future legal initiatives we undertake with your continued support.

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