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10
11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

13
14 CITY OF SAN JOSE, *et al.*,

15 Plaintiffs,

16 v.

17 WILBUR L. ROSS, JR., in his official
capacity as United States Secretary of
18 Commerce, *et al.*,

19 Defendants.

Civil Action No. 5:18-cv-02279-RS

**NOTICE OF FILING SUPPLEMENT TO
ADMINISTRATIVE RECORD**

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21 To provide further background and context regarding the March 26, 2018
22 Memorandum of Secretary of Commerce Wilbur Ross, Defendants hereby file the attached
23 June 21, 2018 Supplemental Memorandum of the Secretary. The Supplemental Memorandum
24 is to be incorporated as page 1321 into the Administrative Record filed in this case on June 8,
25 2018. ECF No. 38.
26

1 Dated: June 21, 2018

2 Respectfully submitted,

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UNITED STATES DEPARTMENT OF COMMERCE
The Secretary of Commerce
Washington, D.C. 20230

**Supplemental Memorandum by Secretary of Commerce Wilbur Ross
Regarding the Administrative Record in Census Litigation**

This memorandum is intended to provide further background and context regarding my March 26, 2018, memorandum concerning the reinstatement of a citizenship question to the decennial census. Soon after my appointment as Secretary of Commerce, I began considering various fundamental issues regarding the upcoming 2020 Census, including funding and content. Part of these considerations included whether to reinstate a citizenship question, which other senior Administration officials had previously raised. My staff and I thought reinstating a citizenship question could be warranted, and we had various discussions with other governmental officials about reinstating a citizenship question to the Census. As part of that deliberative process, my staff and I consulted with Federal governmental components and inquired whether the Department of Justice (DOJ) would support, and if so would request, inclusion of a citizenship question as consistent with and useful for enforcement of the Voting Rights Act.

Ultimately, on December 12, 2017, DOJ sent a letter formally requesting that the Census Bureau reinstate on the 2020 Census questionnaire a question regarding citizenship. My March 26, 2018, memorandum described the thorough assessment process that the Department of Commerce conducted following receipt of the DOJ letter, the evidence and arguments I considered, and the factors I weighed in making my decision to include the citizenship question on the 2020 Census.

A handwritten signature in black ink that reads "Wilbur Ross".

Wilbur Ross
June 21, 2018