

1 GIBSON, DUNN & CRUTCHER LLP
Theodore B. Olson, SBN 38137
2 *tolson@gibsondunn.com*
Matthew D. McGill, *pro hac vice*
3 Amir C. Tayrani, SBN 229609
1050 Connecticut Avenue, N.W., Washington, D.C. 20036
4 Telephone: (202) 955-8668, Facsimile: (202) 467-0539

5 Theodore J. Boutrous, Jr., SBN 132009
tboutrous@gibsondunn.com
6 Christopher D. Dusseault, SBN 177557
Ethan D. Dettmer, SBN 196046
7 Sarah E. Piepmeier, SBN 227094
Theane Evangelis Kapur, SBN 243570
8 Enrique A. Monagas, SBN 239087
333 S. Grand Avenue, Los Angeles, California 90071
9 Telephone: (213) 229-7804, Facsimile: (213) 229-7520

10 BOIES, SCHILLER & FLEXNER LLP
David Boies, *pro hac vice*
11 *dboies@bsflp.com*
Theodore H. Uno, SBN 248603
12 333 Main Street, Armonk, New York 10504
Telephone: (914) 749-8200, Facsimile: (914) 749-8300

13
14 Attorneys for Plaintiffs KRISTIN M. PERRY, SANDRA B. STIER,
PAUL T. KATAMI, and JEFFREY J. ZARRILLO

15 **UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 KRISTIN M. PERRY, SANDRA B. STIER,
18 PAUL T. KATAMI, and JEFFREY J.
ZARRILLO,

19 Plaintiffs,

20 v.

21 ARNOLD SCHWARZENEGGER, in his official
capacity as Governor of California; EDMUND
22 G. BROWN, JR., in his official capacity as
Attorney General of California; MARK B.
23 HORTON, in his official capacity as Director of
the California Department of Public Health and
State Registrar of Vital Statistics; LINETTE
24 SCOTT, in her official capacity as Deputy
Director of Health Information & Strategic
25 Planning for the California Department of Public
Health; PATRICK O'CONNELL, in his official
26 capacity as Clerk-Recorder for the County of
Alameda; and DEAN C. LOGAN, in his official
27 capacity as Registrar-Recorder/County Clerk for
the County of Los Angeles,

28 Defendants.

CASE NO. 09-CV-2292 VRW

**PLAINTIFFS' STATEMENT OF
NON-OPPOSITION TO PROPOSED
INTERVENORS' MOTION TO
INTERVENE**

Date: July 2, 2009
Time: 10:00 a.m.
Judge: Chief Judge Walker
Location: Courtroom 6, 17th Floor

1 Plaintiffs Kristin M. Perry, Sandra B. Stier, Paul T. Katami, and Jeffrey J. Zarrillo hereby
2 state that they do not oppose the motion by Proposed Intervenors to intervene in the District Court
3 proceeding before Chief Judge Walker. Plaintiffs do not concede any facts or legal arguments
4 advanced in Proposed Intervenors' moving papers, but rather do not wish to consume the Court's
5 attention or resources with an unnecessary dispute over intervention in the District Court proceeding.
6 Plaintiffs expressly reserve all other rights and arguments they may have.

7 Respectfully submitted,

8 DATED: June 11, 2009

9 GIBSON, DUNN & CRUTCHER LLP

10
11 By: _____ /s/
12 Theodore B. Olson

13 and

14 BOIES, SCHILLER & FLEXNER LLP
15 David Boies, *pro hac vice*

16 Attorneys for Plaintiffs KRISTIN M. PERRY,
17 SANDRA B. STIER, PAUL T. KATAMI, and
18 JEFFREY J. ZARRILLO
19
20
21
22
23
24
25
26
27
28