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5 Attorneys for DEAN C. LOGAN,  
 6 LOS ANGELES REGISTRAR-  
 RECORDER/COUNTY CLERK

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 8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

11 KRISTIN M. PERRY, SANDRA B. STIER,  
 PAUL T. KATAMI, and JEFFREY J.  
 12 ZARRILLO,

13 Plaintiffs,

14 v.

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

22 Defendants.

CASE NO. 09-CV-2292 VRW

**STIPULATION AND [PROPOSED]  
 ORDER REGARDING  
 ATTENDANCE OF TRIAL BY  
 DEFENDANT DEAN C. LOGAN,  
 LOS ANGELES COUNTY  
 REGISTRAR-  
 RECORDER/COUNTY CLERK**

Trial Date: January 11, 2010  
 Action Filed: May 27, 2009

1 PROPOSITION 8 OFFICIAL PROPONENTS  
2 DENNIS HOLLINGSWORTH, GAIL J.  
3 KNIGHT, MARTIN F. GUTIERREZ,  
4 HAKSHING WILLIAM TAM, and MARK A.  
5 JANSSON; and PROTECTMARRIAGE.COM-  
6 YES ON 8, A PROJECT OF CALIFORNIA  
7 RENEWAL,

8 Defendant-Intervenors,

9 CITY AND COUNTY OF SAN FRANCISCO,

10 Plaintiff-Intervenor,

11 v.

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

28 Defendants.

WHEREAS, the Los Angeles County Registrar-Recorder/County Clerk's Dean C. Logan ("Los Angeles County Clerk"), has stated in his trial memorandum filed on December 4, 2009, that he takes no position on the merits of the case as to the validity of Proposition 8.

WHEREAS, in the same trial memorandum, Defendant Los Angeles County Clerk further indicated that he does not intend on presenting any evidence or argument on the merits, but reserves the right to provide a defense as to any specific wrongdoing as to him.

1 NOW, THEREFORE, the parties, through their respective counsel of record, do  
2 hereby stipulate and agree, and ask the Court to enter an order pursuant to Federal Rule of  
3 Civil Procedure 16 as follows:

4 1. The attendance at trial by counsel of record for Defendant Dean C. Logan,  
5 the Los Angeles County Clerk, will not be necessary, but Defendant Logan's counsel may  
6 attend the hearing, as budgetary restraints permit, for selected arguments.

7 2. Defendant County Registrar will continue to be served in the normal practice  
8 throughout the proceedings.

9 3. Defendant County Registrar will be bound by the final judgment of the  
10 Court in this matter.

11 IT IS SO STIPULATED.

12  
13 DATED: January 7, 2010

OFFICE OF THE COUNTY COUNSEL

14 By  /s/ \_\_\_\_\_  
15 Judy W. Whitehurst  
16 Principal Deputy County Counsel

17 Attorneys for DEAN C. LOGAN,  
18 LOS ANGELES REGISTRAR-  
RECORDER/COUNTY CLERK

19 DATED: January 7, 2010

GIBSON, DUNN & CRUTCHER LLP

21 By  /s/ \_\_\_\_\_  
22 Christopher Dusseault

23 Attorneys for Plaintiffs KRISTIN M. PERRY,  
24 SANDRA B. STIER, PAUL T. KATAMI, and  
25 JEFFREY J. ZARRILLO

26  
27  
28

1 DATED: January 7, 2010  
8

OFFICE OF THE CITY ATTORNEY

2

By  /s/  
Therese Stewart

3

4

Attorneys Plaintiff-Intervenor CITY AND  
COUNTY OF SAN FRANCISCO

5

6 DATED: January 7, 2010

COOPER AND KIRK, PLLC

7

By  /s/  
David Thompson

8

9

Attorneys for Defendant-Intervenors  
PROPOSITION 8 OFFICIAL PROPONENTS;  
and PROTECTMARRIAGE.COM – YES ON 8,  
A PROJECT OF CALIFORNIA RENEWAL

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11

12 DATED: January 7, 2010

LAW OFFICE OF TERRY L. THOMPSON

13

By  /s/  
Terry L. Thompson

14

15

Attorney for Defendant-Intervenors  
HAK-SHING WILLIAM TAN

16

17

18 DATED: January 7, 2010

OFFICE OF THE ATTORNEY GENERAL

19

By  /s/  
Tamar Pachter

20

21

Attorneys for Defendant ATTORNEY  
GENERAL EDMUND G. BROWN, JR.

22

23 DATED: January 7, 2010

MENNEMEIER, GLASSMAN & STROUD LLP

24

By  /s/  
Andrew W. Stroud

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Attorneys for Defendants ARNOLD  
SCHWARZENEGGER, MARK B. HORTON,  
and LINETTE SCOTT (the "Administration  
Defendants")

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DATED: January 7, 2010

OFFICE OF THE COUNTY COUNSEL

By  /s/ \_\_\_\_\_  
Claude F. Kolm  
Deputy County Counsel

Attorneys for Defendant PATRICK  
O'CONNELL, Clerk Recorder for the County of  
Alameda

**ORDER**

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_

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HON. VAUGHN R. WALKER  
Chief Judge of the  
United States District Court



**DECLARATION OF SERVICE**  
Case No. 09-CV-02292 VRW

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STATE OF CALIFORNIA, County of Los Angeles:

Hazel T. Bataclan states: I am employed in the County of Los Angeles, State of California, over the age of eighteen years and not a party to the within action. My business address is 648 Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012-2713.

That on January 7, 2010, I served the attached

**DEAN C. LOGAN, LOS ANGELES COUNTY REGISTRAR-RECORDER  
COUNTY CLERK'S STATEMENT OF NON-OPPOSITION IN RESPONSE TO  
COUNTY OF IMPERIAL OF THE STATE OF CALIFORNIA, BOARD OF  
SUPERVISORS OF IMPERIAL COUNTY AND ISABEL VARGAS'S MOTION TO  
INTERVENE**

upon the non-ECP Participating Interested Party(ies) by placing  the original  a true copy thereof enclosed in a sealed envelope addressed  as follows  as stated on the attached list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 7, 2010, at Los Angeles, California.

\_\_\_\_\_  
Hazel T. Bataclan

\_\_\_\_\_  
/s/ Hazel T. Bataclan

**Signature**



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**SERVICE LIST**

(**BY MAIL**) by sealing and placing the envelope for collection and mailing on the date and at the place shown above following our ordinary business practices. I am readily familiar with this office’s practice of collection and processing correspondence for mailing. Under that practice the correspondence would be deposited with the United States Postal Service that same day with postage thereon fully prepaid.

David Boies  
BOIES SCHILLER & FLEXNER LLP  
1999 Harrison Street, Suite 900  
Oakland, CA 94612

Jesse Panuccio  
COOPER & KIRK PLLC  
1523 New Hampshire Avenue N.W.  
Washington, D.C. 20036

Michael W. Kirk  
Cooper & Kirk PLLC  
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Washington, D.C. 20036

Rena M Lindevaldsen  
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Theane Evangelis Kapur  
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333 South Grand Avenue  
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Tobias Barrington Wolff  
University of Pennsylvania Law School  
3400 Chestnut Street  
Philadelphia, PA 19104-6204