

1 COOPER AND KIRK, PLLC
 Charles J. Cooper (DC Bar No. 248070)*
 2 *ccooper@cooperkirk.com*
 David H. Thompson (DC Bar No. 450503)*
 3 *dthompson@cooperkirk.com*
 Howard C. Nielson, Jr. (DC Bar No. 473018)*
 4 *hnielson@cooperkirk.com*
 Nicole J. Moss (DC Bar No. 472424)*
 5 *nmoss@cooperkirk.com*
 Jesse Panuccio (DC Bar No. 981634)*
 6 *jpanuccio@cooperkirk.com*
 Peter A. Patterson (OH Bar No. 0080840)*
 7 *ppatterson@cooperkirk.com*
 1523 New Hampshire Ave. N.W., Washington, D.C. 20036
 8 Telephone: (202) 220-9600, Facsimile: (202) 220-9601

9 LAW OFFICES OF ANDREW P. PUGNO
 Andrew P. Pugno (CA Bar No. 206587)
 10 *andrew@pugnotlaw.com*
 101 Parkshore Drive, Suite 100, Folsom, California 95630
 11 Telephone: (916) 608-3065, Facsimile: (916) 608-3066

12 ALLIANCE DEFENSE FUND
 Brian W. Raum (NY Bar No. 2856102)*
 13 *braum@telladf.org*
 James A. Campbell (OH Bar No. 0081501)*
 14 *jcampbell@telladf.org*
 15100 North 90th Street, Scottsdale, Arizona 85260
 15 Telephone: (480) 444-0020, Facsimile: (480) 444-0028

16 ATTORNEYS FOR DEFENDANT-INTERVENORS DENNIS HOLLINGSWORTH,
 GAIL J. KNIGHT, MARTIN F. GUTIERREZ, MARK A. JANSSON, and
 17 PROTECTMARRIAGE.COM – YES ON 8, A PROJECT OF CALIFORNIA RENEWAL

18 * Admitted *pro hac vice*

19 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA

20 KRISTIN M. PERRY, SANDRA B. STIER, PAUL
 21 T. KATAMI, and JEFFREY J. ZARRILLO,

22 Plaintiffs,

23 CITY AND COUNTY OF SAN FRANCISCO,

24 Plaintiff-Intervenor,

25 v.

26 ARNOLD SCHWARZENEGGER, in his official
 27 capacity as Governor of California; EDMUND G.
 28 BROWN, JR., in his official capacity as Attorney

CASE NO. 09-CV-2292 VRW

**[PROPOSED] ORDER GRANTING
 DEFENDANT-INTERVENORS
 PROPOSITION 8 PROPONENTS
 AND PROTECTMARRIAGE.COM'S
 MOTION TO EXCLUDE PROPOSED
 WITNESS RYAN KENDALL**

Date: January 15, 2010

Time: 8:30 a.m.

Location: Courtroom 6, 17th Floor

Judge: Chief Judge Vaughn R. Walker

1 General of California; MARK B. HORTON, in his
2 official capacity as Director of the California
3 Department of Public Health and State Registrar of
4 Vital Statistics; LINETTE SCOTT, in her official
5 capacity as Deputy Director of Health Information
6 & Strategic Planning for the California Department
7 of Public Health; PATRICK O'CONNELL, in his
8 official capacity as Clerk-Recorder for the County
9 of Alameda; and DEAN C. LOGAN, in his official
10 capacity as Registrar-Recorder/County Clerk for
11 the County of Los Angeles,

12 Defendants,

13 and

14 PROPOSITION 8 OFFICIAL PROPONENTS
15 DENNIS HOLLINGSWORTH, GAIL J.
16 KNIGHT, MARTIN F. GUTIERREZ, HAK-
17 SHING WILLIAM TAM, and MARK A.
18 JANSSON; and PROTECTMARRIAGE.COM –
19 YES ON 8, A PROJECT OF CALIFORNIA
20 RENEWAL,

21 Defendant-Intervenors.

22 Additional Counsel for Defendants-Intervenors

23 ALLIANCE DEFENSE FUND
24 Timothy Chandler (CA Bar No. 234325)
25 *tchandler@telladf.org*
26 101 Parkshore Drive, Suite 100, Folsom, California 95630
27 Telephone: (916) 932-2850, Facsimile: (916) 932-2851

28 Jordan W. Lorence (DC Bar No. 385022)*
jlorence@telladf.org
Austin R. Nimocks (TX Bar No. 24002695)*
animocks@telladf.org
801 G Street NW, Suite 509, Washington, D.C. 20001
Telephone: (202) 637-4610, Facsimile: (202) 347-3622

* Admitted *pro hac vice*

1 Defendant-Intervenors Proposition 8 Official Proponents Dennis Hollingsworth, Gail J.
2 Knight, Martin F. Gutierrez, and Mark A. Jansson, and Proposition 8 Campaign Committee
3 ProtectMarriage.com – Yes on 8, a Project of California Renewal, have demonstrated that Plaintiff-
4 Intervenor’s proposed witness Ryan Kendall should be excluded from testifying at trial. Therefore,
5 the Court finds that Defendants-Intervenors’ Motion to Exclude Ryan Kendall should be
6 **GRANTED.**

7 **IT IS THEREFORE ORDERED** that Ryan Kendall is excluded from testifying at trial in
8 this case.

9
10 Date: _____

11 UNITED STATES DISTRICT JUDGE
12 CHIEF JUDGE VAUGHN R. WALKER
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28