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GAIL J. KNIGHT, MARTIN F. GUTIERREZ, HAK-SHING WILLIAM TAM,
15 MARK A. JANSSON, and PROTECTMARRIAGE.COM – YES ON 8, A
PROJECT OF CALIFORNIA RENEWAL

16 * Admitted *pro hac vice*

17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**

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

21 Plaintiffs,

22 v.

23 ARNOLD SCHWARZENEGGER, in his official
capacity as Governor of California; EDMUND G.
24 BROWN, JR., in his official capacity as Attorney
General of California; MARK B. HORTON, in his
25 official capacity as Director of the California
Department of Public Health and State Registrar of
26 Vital Statistics; LINETTE SCOTT, in her official
capacity as Deputy Director of Health Information
27 & Strategic Planning for the California Department
of Public Health; PATRICK O'CONNELL, in his
28

CASE NO. 09-CV-2292 VRW

**DECLARATION OF CHARLES J.
COOPER IN SUPPORT OF
DEFENDANT-INTERVENOR
PROPOSITION 8 PROPONENTS'
OPPOSITION TO MOTION TO
SHORTEN TIME**

Date: None
Time: None
Judge: Chief Judge Vaughn R. Walker
Location: None

1 official capacity as Clerk-Recorder for the County
2 of Alameda; and DEAN C. LOGAN, in his official
3 capacity as Registrar-Recorder/County Clerk for
the County of Los Angeles,

4 Defendants,

5 and

6 PROPOSITION 8 OFFICIAL PROPONENTS
7 DENNIS HOLLINGSWORTH, GAIL J.
8 KNIGHT, MARTIN F. GUTIERREZ, HAK-
9 SHING WILLIAM TAM, and MARK A.
JANSSON; and PROTECTMARRIAGE.COM –
YES ON 8, A PROJECT OF CALIFORNIA
RENEWAL,

10 Defendant-Intervenors.

11
12 Additional Counsel for Defendant-Intervenors

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1 I, Charles J. Cooper, attorney for Defendant-Intervenors Proposition 8 Proponents Dennis
2 Hollingsworth, Gail J. Knight, Martin F. Gutierrez, Hak-Shing William Tam, Mark A. Jansson, and
3 Proposition 8 Campaign Committee ProtectMarriage.com – Yes on 8, a Project of California
4 Renewal, have personal knowledge of the facts in this declaration and, if called as a witness, I could
5 and would competently testify to these facts under oath:

6 1. Proposed Intervenors Our Family Coalition, Lavender Seniors of the East Bay, and
7 Parents, Families, and Friends of Lesbians and Gays (“PFLAG”) (collectively referred to as
8 “Proposed Intervenors”) are represented by the ACLU Foundation of Northern California, Lambda
9 Legal Defense and Education Fund, Inc., and the National Center for Lesbian Rights.

10 2. Counsel for Proposed Intervenors previously filed an *amicus* brief in this case.

11 3. Counsel for Proposed Intervenors did not file Proposed Intervenors’ Motion to Intervene
12 until six weeks after this case commenced.

13 4. The Proposition 8 Proponents will be prejudiced by the Court’s granting Proposed
14 Intervenors’ Motion to Shorten Time.

15 5. The parties to this case are currently working to prepare the joint case-management
16 statement, which is due on August 7, 2009.

17 6. Preparing the joint case-management statement requires the parties to determine their
18 overall litigation strategy, which includes, among other things, extensive legal research and factual
19 investigation.

20 7. Preparing the joint case-management statement requires the parties to confer about the
21 intricacies of the relevant legal and factual questions, determine which issues can be agreed upon,
22 and decide how best to address the disputed questions.

23 8. The Proposition 8 Proponents intend to oppose the Proposed Intervenors’ Motion to
24 Intervene.

1 I declare under the penalty of perjury under the laws of the United States that the foregoing is true
2 and correct. Executed in Washington, D.C. on July 10, 2009.

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4 s/Charles J. Cooper
5 Charles J. Cooper
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