

**FILED**

## UNITED STATES COURT OF APPEALS

## FOR THE NINTH CIRCUIT

DEC 03 2009

MOLLY C. DWYER, CLERK OF COURT  
U.S. COURT OF APPEALS

KRISTIN M. PERRY; SANDRA B.  
STIER; PAUL T. KATAMI; JEFFREY J.  
ZARRILLO,

Plaintiffs - Appellees,

and

CITY AND COUNTY OF SAN  
FRANCISCO,

Plaintiff-intervenor,

v.

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

Defendants,

and

No. 09-17241

D.C. No. 3:09-cv-02292-VRW

Northern District of California,  
San Francisco

**ORDER**

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

Defendant-intervenors -  
Appellants..

KRISTIN M. PERRY; SANDRA B. STIER; PAUL T. KATAMI; JEFFREY J. ZARRILLO,

Plaintiffs - Appellees,

and

OUR FAMILY COALITION;  
LAVENDER SENIORS OF THE EAST BAY PARENTS, FAMILIES, AND FRIENDS OF LESBIANS AND GAYS, CITY AND COUNTY OF SAN FRANCISCO,

Plaintiff-intervenors -  
Appellees,

v.

ARNOLD SCHWARZENEGGER;  
EDMUND G. BROWN, Jr.; MARK B. HORTON; LINETTE SCOTT; PATRICK O'CONNELL; DEAN C. LOGAN,

No. 09-17551  
D.C. No. 3:09-cv-02292-VRW  
Northern District of California,  
San Francisco

## **ORDER**

Defendants,

and

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

Defendant-intervenors -  
Appellants..

The Letter submitted on 11/30/09 is filed.

No paper copies of this brief are required.

FOR THE COURT:

Molly C. Dwyer  
Clerk of Court

By: Fred Taylor  
Deputy Clerk