

Case No. S189476

SUPREME COURT OF THE STATE OF CALIFORNIA

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

Plaintiffs/Respondents,

CITY AND COUNTY OF SAN FRANCISCO,

Plaintiff-Intervener/Respondent,

vs.

EDMUND G. BROWN JR ET AL.,

Defendants,

**DENNIS HOLLINGSWORTH; GAIL J. KNIGHT; MARTIN F.
GUTIERREZ; MARK A. JANSSON; PROTECTMARRIAGE.COM -
YES ON 8, A PROJECT OF CALIFORNIA RENEWAL,** as official
proponents of Proposition 8,

Defendants-Interveners/Petitioners,

HAK-SHING WILLIAM TAM,

Defendant-Intervener.

**[PROPOSED] ORDER GRANTING
REQUEST FOR JUDICIAL NOTICE**

On Request from the United States Court of Appeals for the Ninth Circuit,
Case No. 10-16696

DENNIS J. HERRERA, SB #139669
City Attorney
THERESE M. STEWART, SB #104930
Chief Deputy City Attorney
VINCE CHHABRIA, SB #208557
MOLLIE M. LEE, SB #251404
Deputy City Attorneys
City Hall, Room 234
One Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-5408
Telephone: (415) 554-4708

DANNY CHOU, SB #180240
Chief of Complex and Special
Litigation
CHRISTINE VAN AKEN, SB #241755
ERIN BERNSTEIN, SB #231539
Deputy City Attorneys
1390 Market Street, 7th Floor
San Francisco, CA 94102
Telephone: (415) 554-3800

*Attorneys for Plaintiff-Intervener/Respondent
CITY AND COUNTY OF SAN FRANCISCO*

The City and County of San Francisco, Plaintiff-
Intervener/Respondent in this matter, has requested that the Court take
judicial notice of the following documents.

A. Docket (Register of Actions), *Beckley v. Schwarzenegger et al.*, Case Number C065920, California Court of Appeal, Third Appellate District.

B. Docket (Register of Actions), *Beckley v. Schwarzenegger (Perry)*, Case Number S186072, Supreme Court of California.

C. Letter Brief from Attorney General Edmund G. Brown Jr., Sept. 8, 2010, *Beckley v. Schwarzenegger (Perry)*, Case Number S186072, Supreme Court of California

D. Brief of the State of California as *Amicus Curiae*, *Reitman v. Mulkey* (1966) U.S. Sup. Ct. No. 483.

E. Excerpt from Ballot Pamphlet, Proposition 14, 1964 General Election.

F. Letter from United States Attorney General Eric H. Holder to the Honorable John A. Boehner, Speaker of the United States House of Representatives, Feb. 23, 2011.

G. California Senate Bill No. 5, 2011-2012 Legislative Session.

H. Petition for Review, Proposition 22 Legal Defense and Education Fund v. City and County of San Francisco, Supreme Court Case No. S147999.

The Court hereby GRANTS the request for judicial notice in its entirety.

IT IS SO ORDERED.

Dated: _____, 2011

PROOF OF SERVICE

I, Catheryn M. Daly, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the above-entitled action. I am employed at the City Attorney's Office of San Francisco, Fox Plaza Building, 1390 Market Street, Seventh Floor, San Francisco, CA 94102.

On April 4, 2011, I served the following document(s):

**[PROPOSED] ORDER GRANTING
REQUEST FOR JUDICIAL NOTICE**

on the following persons at the locations specified:

Jesse Panuccio
David Thompson
Charles J. Cooper
Nichole Jo Moss
Peter A. Patterson
COOPER & KIRK, PLLC
1523 New Hampshire Avenue, N.W.
Washington, DC 20036

Attorneys for Defendants, Intervenor, and
Appellants Hollingsworth, Inight, Gutierrez,
Jansson, and Protect Marriage.com

Andrew P. Pugno
Law Offices of Andrew P. Pugno
101 Parkshore Drive, Suite 100
Folsom, CA 95630

Attorneys for Defendants, Intervenor, and
Appellants Hollingsworth, Inight, Gutierrez,
Jansson, and Protect Marriage.com

David Boies
Rosanne C. Baxter
BOIES, SCHILLER & FLEXNER
333 Main Street
Armonk, NY 10504

Theodore J. Boutrous, Jr.
Christopher D. Dusseault
Theane Evangelis Kapur
GIBSON DUNN & CRUTCHER, LLP
333 South Grand Avenue, Suite 5350
Los Angeles, CA 90071-3197

Brian William Raum, Senior Counsel
James Andrew Campbell
Litigation Staff Counsel
ALLIANCE DEFENSE FUND
15100 N 90th Street
Scottsdale, AZ 85260

Attorneys for Defendants, Intervenor, and
Appellants Hollingsworth, Inight, Gutierrez,
Jansson, and Protect Marriage.com

Terry L. Thompson
Law Office of Terry L. Thompson
P.O. Box 1346
Alamo, CA 94507

Theodore Olson
Matthew McGill
Amir C. Tayrani
GIBSON DUNN & CRUTCHER, LLP
1050 Connecticut Ave., NW
Washington, DC 20036-5306

Ethan Douglas Dettmer
Enrique Antonio Monagas
Sarah E. Piepmeier
GIBSON DUNN & CRUTCHER, LLP
555 Mission Street, Suite 3000
San Francisco, CA 94105-2933

Jeremy Michael Goldman
BOIES, SCHILLER & FLEXNER, LLP
1999 Harrison Street
Oakland, CA 94612

Theodore H. Uno
BOIES, SCHILLER & FLEXNER, LLP
2435 Hollywood Blvd.
Hollywood, FL 33020

Joshua Irwin Schiller
Richard Jason Bettan
BOIES, SCHILLER & FLEXNER, LLP
575 Lexington Avenue, 7th Floor
New York, NY 10022

Tamar Pachter, Deputy Attorney General
Daniel Powell, Deputy Attorney General
CALIFORNIA DEPT. OF JUSTICE
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102

Kenneth C. Mennemeier, Jr.
Andrew W. Stroud
MENNEMEIER, GLASSMAN &
STROUD LLP
980 9th Street, Suite 1700
Sacramento, CA 95814

Claude Franklin Kolm
OFFICE OF COUNTY COUNSEL
1221 Oak Street, Suite 450
Oakland, CA 94612-4296

Judy W. Whitehurst
Principal Deputy County Counsel
LOS ANGELES COUNTY COUNSEL
6th Floor
648 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012-2713

Clerk of the Court
United States Court of Appeals for the
Ninth Circuit
James Browning Courthouse
95 7th Street
San Francisco, CA 94103
[Served via ECF]

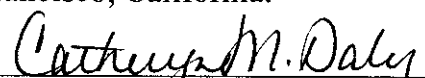
in the manner indicated below:

BY UNITED STATES MAIL: Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

BY ELECTRONIC SERVICE: Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed:

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

Executed April 4, 2011, at San Francisco, California.


Catheryn M. Daly