

John Doe #15

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**United States District Court
 Eastern District of California
 Sacramento Division**

<p>19 ProtectMarriage.com, et al., 20 21 <i>Plaintiffs,</i> 22 v. 23 Debra Bowen, et al., 24 <i>Defendants.</i></p>	<p>Case No. 2:09-CV-00058-MCE-DAD DECLARATION OF REDACTED REDACTED IN SUPPORT OF PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT Date: TBD Time: TBD. Judge England</p>
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 28 Declaration of REDACTED in
 Support of Plaintiffs' Motion for
 Summary Judgment

1 I, [REDACTED], make the following declaration pursuant to 28 U.S.C. § 1746:

2 1. I am a resident of the state of California over 18 years of age, and my statements herein
3 are based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. In support of Proposition 8, I signed up to help to circulate the petition to get
6 Proposition 8 on the November 2008 ballot. However, I was unable to participate because the
7 times assigned to me conflicted with my schedule.

8 4. I have a brother who is openly gay.

9 5. I never discussed the issue of Proposition 8 with my brother; however, during one of
10 our regular phone conversations, he pressed me about how I planned to vote. I told him that I
11 could vote “yes” or “no,” just like anyone else could on Proposition 8 or any other ballot
12 measure. He interpreted this comment as a suggestion that he should vote “yes” on Proposition
13 8.

14 6. As a result of the above conversation, I received an ugly and inflammatory e-mail
15 from my brother’s partner. A true and correct copy of this email is attached as Exhibit A. A
16 true and correct copy of the series of emails that I exchanged after this initial email with my
17 brother’s partner is attached as Exhibit B.

18 7. This email was also forwarded to my sister-in-law, who supports gay marriage.

19 8. My brother will no longer speak to me as a result of my support for Proposition 8,
20 and I believe that our family dynamics have changed forever.

21 9. I am deeply saddened that merely participating in the democratic process could have
22 such adverse consequences for my family.

23 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE
24 AND CORRECT.

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28 Declaration of [REDACTED] in
Support of Plaintiffs’ Motion for
Summary Judgment

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Executed on: **REDACTED**

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Declaration of **REDACTED** in
Support of Plaintiffs' Motion for
Summary Judgment

1 **CERTIFICATE OF SERVICE**

2 I, Scott F. Bieniek, am over the age of 18 years and not a party to the within action. My
3 business address is 1 South Sixth Street, Terre Haute, Indiana 47807.

4 On June 3, 2009, I electronically filed the foregoing document described as Declaration of
5 John Doe #15 in Support of Plaintiffs’ Motion for Summary Judgment, with the Clerk of Court
6 using the CM/ECF system which will send notification of such filing to:

7 Zackery P. Morazzini
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15 Department of Elections - City and Count of San Francisco*

16 Lawrence T. Woodlock
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*Attorney for Defendant Members of the Fair Political
Practices Commission*

18 I declare under the penalty of perjury under the laws of the State of Indiana that the above is
19 true and correct. Executed this 3rd day of June, 2009.

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22 /s/ Scott F. Bieniek
23 Scott F. Bieniek (Ill. State Bar No. 6295901)
24 Counsel for All Plaintiffs
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