

**John Doe #18**

1 James Bopp, Jr. (Ind. State Bar No. 2838-84)\*  
 Richard E. Coleson (Ind. State Bar No. 11527-70)\*  
 2 Barry A. Bostrom (Ind. State Bar No.11912-84)\*  
 Sarah E. Troupis (Wis. State Bar No. 1061515)\*  
 3 Scott F. Bieniek (Ill. State Bar No. 6295901)\*  
 BOPP, COLESON & BOSTROM  
 4 1 South Sixth Street  
 Terre Haute, IN 47807-3510  
 5 Telephone: (812) 232-2434  
 Facsimile: (812) 235-3685  
 6 Counsel for All Plaintiffs

7 Benjamin W. Bull (AZ Bar No. 009940)\*  
 ALLIANCE DEFENSE FUND  
 8 15100 North 90th Street  
 Scottsdale, Arizona 85260  
 9 Telephone: (480) 444-0020  
 Facsimile: (480) 444-0028  
 10 Counsel for All Plaintiffs

11 Timothy D. Chandler (Cal. State Bar No. 234325)\*\*  
 ALLIANCE DEFENSE FUND  
 12 101 Parkshore Drive, Suite 100  
 Folsom, CA 95630  
 13 Telephone: (916) 932-2850  
 Facsimile: (916) 932-2851  
 14 Counsel for All Plaintiffs

15 \* *Admitted Pro Hac Vice*  
 16 \*\* *Designated Counsel for Service*

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

<p>19 <b>ProtectMarriage.com, et al.,</b>          20          21 <i>Plaintiffs,</i>          22 <b>v.</b>          23 <b>Debra Bowen, et al.,</b>          24 <i>Defendants.</i></p>	<p>Case No. 2:09-CV-00058-MCE-DAD          DECLARATION OF <b>REDACTED</b> 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 served as a coordinator for Proposition 8 at my parish.  
6 Among the tasks that I performed as the coordinator were to go to the diocese and obtain inserts  
7 for our weekly church bulletins. I also distributed these inserts to other churches, including some  
8 churches that were not Catholic churches.

9 4. On November 2, 2008, the Sunday before the November 2008 election, two of these  
10 inserts were placed in each church bulletin.

11 5. After Mass on November 2, 2008, I attended a pancake breakfast at my church.

12 6. On my way to the pancake breakfast, I noticed that several signs supporting  
13 Proposition 8 that had been placed near the church had been removed. I replaced those signs  
14 with ones I had in my car.

15 7. After replacing the signs, a woman and her daughter told me that she did not like me  
16 putting up signs supporting Proposition 8.

17 8. I asked the woman if she was a parishioner at my church, and she replied that she was a  
18 parishioner. I am not a confrontational person, and I told her that our faith required the woman  
19 and her daughter to support Proposition 8, and discussed the basic elements of Proposition 8.

20 9. The woman and her daughter continued ranting about my support of Proposition 8 for  
21 several minutes, before leaving.

22 10. As a coordinator for Proposition 8 at my parish, I also distributed signs supporting  
23 Proposition 8. This is why I had signs in my car on November 2, 2008, which I could use to  
24 replace the ones that had been removed near the church.

25 11. On five occasions in the weeks leading up to the November 2008 election, I put out  
26 Yes on 8 signs. On each of these five occasions, the signs were removed. On one of these

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

1 occasions, the sign was gone within two or three hours of me putting it out.

2 12. Although I would support a cause similar to Proposition 8 in the future, these  
3 incidents shook me to the core.

4 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE  
5 AND CORRECT.

6 Executed on: [REDACTED] [REDACTED]  
7 [REDACTED]  
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28 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 #18 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  
8 zackery.morazzini@doj.ca.gov  
*Attorney for Defendants Debra Bowen and Edmund G. Brown, Jr.*

9 Judy W. Whitehurst  
10 jwhitehurst@counsel.lacounty.gov  
*Attorney for Defendant Dean C. Logan*

11 Terence J. Cassidy  
12 tcassidy@porterscott.com  
*Attorney for Defendant Jan Scully*

13 Mollie M. Lee  
14 mollie.lee@sfgov.org  
*Attorney for Defendants Dennis J. Herrera and  
15 Department of Elections - City and Count of San Francisco*

16 Lawrence T. Woodlock  
17 lwoodlock@fppc.ca.gov  
*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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21  
22 /s/ Scott F. Bieniek  
23 Scott F. Bieniek (Ill. State Bar No. 6295901)  
24 Counsel for All Plaintiffs  
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