

John Doe #20

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 16 ** *Designated Counsel for Service*

**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] 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 donated **\$X,XXX** to ProtectMarriage.com - Yes on 8, a
6 Project of California Renewal.

7 4. In support of Proposition 8, I also organized and hosted wave parties, where supporters
8 of Proposition 8 would gather and wave at passing motorists. I also made phone calls and
9 participated in phone banks on several occasions, making calls in support of Proposition 8. On
10 November 4, 2008, I called supporters of Proposition 8 from 10:00 a.m. until 6:00 p.m.

11 5. In support of Proposition 8, I also placed a Yes on 8 yard sign in my front yard.

12 6. There is a lesbian couple who lives near me. These women have been customers of my
13 business for several years, and I have helped them with yard work in the past. When the couple
14 saw the sign in my front yard, they told me that they would no longer patronize my business.
15 They have not patronized my business since I placed the yard sign in my yard.

16 7. Sometime in October, this Yes on 8 yard sign disappeared from my yard.

17 8. My business is listed on YellowPages.com. YellowPages.com allows customers of a
18 business to post reviews of the services provided by the business. As of February 6, 2008, the
19 only review for my business on YellowPages.com states: "This company was a donor to the
20 California "Yes on 8" campaign, which took away existing equal rights for same-gender
21 couples." The review then lists my name and the Secretary of State's website, which lists the
22 donation that I made in support of Proposition 8. A true and correct copy of this review as it
23 appeared on February 6, 2008 is attached as Exhibit A.

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

1 9. These incidents would not change my support for a cause similar to Proposition 8 in
2 the future. However, at any future wave parties, I would make sure that we have at least one man
3 with each group of wavers, to ensure the protection and safety of the teenagers who are
4 participating, and to keep confrontations with people opposing a cause similar to Proposition 8 at
5 a minimum.

6 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE
7 AND CORRECT.

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9 Executed on:

REDACTED

REDACTED

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 #20 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:

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*Attorney for Defendants Dennis J. Herrera and
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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