

John Doe #52

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

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| <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. Our [REDACTED] was retained in mid-October 2008 by the [REDACTED]
5 [REDACTED] campaign. I handled the public relations, to assist [REDACTED], the Deputy
6 Communications Director for [REDACTED], with the overwhelming international news
7 interest in this case.

8 3. During the campaign leading up to the November 2008 election, my public relations
9 firm received approximately one to three telephone calls per day from angry callers who swore or
10 threatened us because of our representation of the [REDACTED] campaign.

11 4. The day after Proposition 8 passed, the amount of telephone calls and emails we
12 received of this nature increased, and became significantly more threatening..

13 5. Early on November 5, 2008, we received a telephone call from a man who wanted the
14 address of [REDACTED], so that he could send her a "gift." I referred the caller to the [REDACTED]
15 website, but he wanted her home or office address. I refused to give him her address, and he
16 became very angry. He made numerous threats to me personally and my business.

17 6. He continued calling, and immediately re-calling, my [REDACTED] firm all day.
18 Three of the many voice mail messages that he left are attached as Exhibits A, B, and C.

19 7. The man began calling my office so often that we could not use the telephone to
20 conduct business. At this point, we called the sheriff's office to report his behavior. The Sheriff
21 identified the man because he had caller i.d. The sheriff called this man, and said that if he
22 continued this behavior, he would be arrested.

23 8. I also received a number of emails. True and correct copies of the text of some of these
24 emails are attached as Exhibit D.

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

1 9. I regularly handle REDACTED for controversial issues. For example, several years
2 ago, REDACTED County retained me to help handle media pertaining to the Catholic priest
3 molestation issues. The harassment I personally endured as a result of my work on the REDACTED
4 campaign was much worse than during the molestation issues or any other issue I have dealt
5 with.

6 10. Because of these incidents, I was afraid for my own safety and the safety of my
7 daughters. The internet has a large amount of information about people, and it would be easy for
8 a person to find my business and home addresses.

9 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE
10 AND CORRECT.

11 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 #52 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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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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