

John Doe #43

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15 * *Admitted Pro Hac Vice*
 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, my family donated a total of approximately **\$X,XXX** to
6 groups supporting Proposition 8.

7 4. My wife and I were very involved in supporting Proposition 8. We called people on
8 the phone to discuss the vote for Proposition 8, we passed out voting reminders shortly before the
9 election, we went door-to-door talking to people about the vote and passing out literature, we
10 joined online groups, discussed Proposition 8 with people on Facebook, blogs, and chat rooms,
11 my wife started a blog (which she still maintains), we called people on the day of the election to
12 remind them to vote, and I went to a local precinct to see which people who had earlier indicated
13 that they were going to vote had already voted.

14 5. In support of Proposition 8, we also placed a large, 4 x 8 hand-painted sign on our
15 fence. On Halloween night, someone vandalized the sign. A true and correct copy of a picture I
16 took of the vandalized sign is attached as Exhibit A. I filed a police report with the local police
17 after this incident.

18 6. Prior to the vandalism of the large sign, we had smaller “Yes on 8” signs stolen and
19 defaced. One of these yard signs was stolen from our front yard, and another was ripped in half
20 with some anti-Proposition 8 literature placed beside it. I also filed police reports after these
21 incidents.

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

1 7. In the future, if I was asked to support a cause similar to Proposition 8, I would be
2 more careful about any donation made by my family, so that we would not be identified.

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

5
6 Executed on: [REDACTED]

[REDACTED]
[REDACTED]

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 4, 2009, I electronically filed the foregoing document described as Declaration of
5 John Doe #43 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 Debra Bowen and Edmund G. Brown, Jr.

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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 4th 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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