

SCOTT HALLABRIN, General Counsel, SBN: 076662
 LAWRENCE T. WOODLOCK, SBN: 137676
 Fair Political Practices Commission
 428 J Street, Suite 620
 Sacramento, CA 95814
 Telephone: (916) 322-5660
 Fax: (916) 327-2026
 E-mail: lwoodlock@fppc.ca.gov
*Attorneys for Defendants Members of the Fair
 Political Practices Commission*

IN THE UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF CALIFORNIA

PROTECTMARRIAGE.COM, et al.,

Plaintiffs,

v.

Debra Bowen, Secretary of State for the State of California, in her official capacity; **Edmund G. Brown, Jr.**, Attorney General for the State of California, in his official capacity; **Dean C. Logan**, Registrar-Recorder of Los Angeles County, California, in his official capacity; **Department of Elections – City and County of San Francisco; Jan Scully**, District Attorney for Sacramento County, California, in her official capacity and as a representative of the Class of District Attorneys in the State of California; **Dennis J. Herrera**, City Attorney for the City and County of San Francisco, California, in his official capacity and as a representative of the Class of Elected City Attorneys in the State of California; **Ross Johnson, Timothy Hodson, Eugene Huguenin, Jr., Lynn Montgomery and Ronald Rotunda**, members of the California Fair Political Practices Commission, in their official capacities,

Defendants

2:09-cv-00058-MCE-DAD

**NOTICE OF SUBSTITUTION OF
 PARTIES AND AMENDMENT OF
 CAPTION**

The Honorable Morrison C. England, Jr.
 Trial Date: March 14, 2011
 Action Filed: January 7, 2009

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that the undersigned defendants hereby notify the Court,
3 pursuant to Fed. R. Civ. P. 25(d)(1) of the following changes in the membership of the Fair
4 Political Practices Commission, asking that the Court amend the caption of this case to reflect
5 these changes, as follows:

- 6 1. Substitute Commissioner Lynn Montgomery, in her official capacity as a
7 Commissioner of the Fair Political Practices Commission in place of former
8 Commissioner Robert Leidigh, who was sued in his official capacity as a member of
9 the Fair Political Practices Commission, on the ground that Mr. Leidigh's term in
10 that office has expired, and his position has been filled by the current Commissioner
11 Lynn Montgomery.
- 12 2. Substitute Commissioner Ronald Rotunda in his official capacity as a Commissioner
13 of the Fair Political Practices Commission in place of former Commissioner Ray
14 Remy, who was sued in his official capacity as a member of the Fair Political
15 Practices Commission, on the ground that Mr. Remy's term in that office has
16 expired, and that his position has been filled by the current Commissioner Ronald
17 Rotunda.

18 Included with this Notice is a proposed Order, whose Caption accurately reflects the current
19 membership of the Fair Political Practices Commission.

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21
22 Date: June 23, 2009

Respectfully submitted:

23 Fair Political Practices Commission
24 SCOTT HALLABRIN, General Counsel
LAWRENCE T. WOODLOCK, Senior Commission Counsel

25 By: /s/ Lawrence T. Woodlock
26 Lawrence T. Woodlock
27 *Attorneys for Fair Political Practices Commission*
28 *Defendants Johnson, Hodson, Huguenin, Montgomery, and*
Rotunda