

John Doe #9

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16 Counsel for All Plaintiffs

17 **United States District Court**
 18 **Eastern District of California**

<p>19 ProtectMarriage.com, et al.,</p> <p>20 <i>Plaintiffs,</i></p> <p>21 v.</p> <p>22 Debra Bowen, et al.,</p> <p>23 <i>Defendants.</i></p>	<p>Case No. 2:09-CV-00058-MCE-DAD</p> <p>DECLARATION OF [REDACTED] [REDACTED] IN SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION</p> <p>Date: TBD Time: TBD Judge England</p>
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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 are
3 based on personal knowledge.

4 2. I supported the passage of Proposition 8.

5 3. On November **X**, 2008, I attended an election night gathering at a hotel in **REDACTED**, California
6 for supporters of Proposition 8.

7 4. On November **X**, 2008, a photograph of me at this election night gathering appeared in the **REDACTED**
8 **REDACTED**, and may have appeared in other
9 publications. A true and correct copy of the photograph that appeared in these papers is attached as
10 Exhibit A.

11 5. After the publication of this picture, I began to receive harassing messages on my MySpace
12 and Facebook accounts. Many of these messages contained profanity, and one threatened me with
13 assault.

14 6. When I arrived home on the evening of November **X**, 2008, there was a harassing message on
15 my answering machine. The message was from a man, who stated in a mocking tone that the people in
16 the picture with me were “Nazis” and against human rights. He also said, “I certainly hope that
17 someday somebody takes away something from you and then you’ll realize what a fucking bitch you
18 are.”

19 7. On November **X**, 2008, I received several harassing e-mails and phone calls at work because
20 of my support of Proposition 8. Some of these messages stated that the authors or callers knew where I
21 worked and the authors or callers were going to attempt to have me fired from my job. One caller knew
22 my actual job position as it was listed online. Like the message I received on my home answering
23 machine, the tone of these messages was mocking.

24 8. Because of the photograph of me at the election night gathering, other departments and
25 employees at my workplace received a harassing e-mail that stated that I “come from a long line of
26 bigots and racists.”

1 9. On November [REDACTED], 2008, because I was concerned for my safety after receiving the e-mails and
2 phone calls stating that the authors and callers knew where I worked, I filed a police report with the
3 [REDACTED] Police Department detailing the incidents that are documented here.

4 10. On November [REDACTED], 2008, I also began working with the security department at my workplace
5 to ensure my safety while at work.

6 11. As a result of this harassment, I have had to change my home phone number.

7 12. Because of these experiences, I would not donate to or publicly support a similar cause in the
8 future without thinking carefully about the possible consequences of my donation and/or support.

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

SIGNATURE REDACTE

11 Executed on: [REDACTED]

REDACTE

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1 **PROOF OF SERVICE**

2 I, Timothy D. Chandler, am over the age of 18 years and not a party to the within action. My
3 business address is 101 Parkshore Drive, Suite 100; Folsom, California 95630.

4 On January 15, 2009, I electronically filed the foregoing document described as Declaration of
5 John Doe #9 in Support of Plaintiffs' Motion for Preliminary Injunction, with the Clerk of Court using
6 the CM/ECF system which will send notification of such filing to:

7 Zackery Paul Morazzini
8 Zackery.Morazzini@doj.ca.gov
9 *Attorney for Defendants Debra Bowen and Edmund C. Brown, Jr.*

10 And, pursuant to Rule 5-135(f), on January 15, 2009, I served the foregoing document
11 described as Declaration of John Doe #9 in Support of Plaintiffs' Motion for Preliminary Injunction by
12 placing true and correct copies of the documents in sealed envelopes with postage thereon fully
13 prepaid, in the United States mail at Folsom, California, addressed to the following non-CM/ECF
14 participants:

15 Dean C. Logan
16 Office of the Registrar-Recorder
17 12400 Imperial Highway
18 Norwalk, California 90650

19 Department of Elections, City and County of San Francisco
20 c/o Office of the Mayor Gavin Newsom
21 1 Dr. Carlton B. Goodlett Place
22 San Francisco, California 94102

23 Jan Scully
24 Office of the District Attorney
25 901 G Street
26 Sacramento, California 95814

27 Eileen Teichert
28 Office of the City Attorney
New City Hall Building
915 I Street, 4th Floor
Sacramento, California 95814

Ross Johnson
California Fair Political Practices Commission
428 J. Street, Suite 620
Sacramento, California 95814

1 Timothy Hodson
2 California Fair Political Practices Commission
3 428 J. Street, Suite 620
4 Sacramento, California 95814

5 Eugene Huguenin, Jr.
6 California Fair Political Practices Commission
7 428 J. Street, Suite 620
8 Sacramento, California 95814

9 Robert Leidigh
10 California Fair Political Practices Commission
11 428 J. Street, Suite 620
12 Sacramento, California 95814

13 and

14 Ray Remy
15 California Fair Political Practices Commission
16 428 J. Street, Suite 620
17 Sacramento, California 95814

18 *Defendants*

19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct. Executed on January 15, 2009 at Folsom, California.

21 s/Timothy D. Chandler
22 Timothy D. Chandler (CA Bar No. 234325)
23 Attorney for Plaintiff
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