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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 Plaintiffs, 22 vs. 23 DEBRA BOWEN, et al., 24 Defendants.</p>	<p>Case No. 2:09-CV-00058-MCE-DAD PLAINTIFFS’ REQUEST TO EXCEED PAGE LIMIT FOR PLAINTIFFS’ MEMORANDUM IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT Judge Morrison C. England, Jr.</p>
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1 Plaintiffs ProtectMarriage.com—Yes on 8, a Project of California Renewal
2 (“**ProtectMarriage.com**”), National Organization for Marriage—Yes on 8, Sponsored by
3 National Organization for Marriage (“**NOM-California**”), and John Doe #1, an individual, and
4 as a representative of the proposed Class of Major Donors (“**Major Donors**”) respectfully
5 request that this Court extend the page limitations for briefing set forth in the Court’s Pretrial
6 Scheduling Order filed May 18, 2009.

7 In support of this request, Plaintiffs state that they have made every effort to eliminate
8 extraneous arguments from their Memorandum in Support of Motion for Summary Judgment but
9 have been unable to comply with the page limitation given the complex constitutional issues
10 involved in this case.

11 WHEREFORE, Plaintiffs respectfully request that:

- 12 1) Plaintiffs be allowed to up to fifty-five (55) pages for their Memorandum in Support of
13 Motion for Summary Judgment;
- 14 2) Any opposition to said motion may also be up to fifty-five (55) pages in length;
- 15 3) Any reply shall not exceed twenty-five (25) pages.

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17 Respectfully submitted this 20th day of May, 2009.

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/s/ Scott F. Bieniek

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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 May 20, 2009, I electronically filed the foregoing document described as Plaintiffs'
5 Request to Exceed Page Limit, with the Clerk of Court using the CM/ECF system which will
6 send notification of such filing to:

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15 Department of Elections - City and Count of San Francisco*

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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 on May 20, 2009.

20 /s/ Scott F. Bieniek
21 Scott F. Bieniek (Ill. State Bar No. 6295901)
22 Counsel for All Plaintiffs
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