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 California, Mark B. Horton, in his official capacity as Director of the
 8 California Department of Public Health and State Registrar of Vital
 Statistics, and Linette Scott, in her official capacity as Deputy Director
 9 of Health Information & Strategic Planning for the California Department
 of Public Health

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN FRANCISCO DIVISION**

14 KRISTIN M. PERRY, SANDRA B. STIER,)
 PAUL T. KATAMI, and JEFFREY J.)
 15 ZARRILLO,)

16 Plaintiffs,)

17 v.)

18 ARNOLD SCHWARZENEGGER, in his)
 official capacity as Governor of California;)
 19 EDMUND G. BROWN, JR., in his official)
 capacity as Attorney General of California;)
 20 MARK B. HORTON, in his official)
 capacity as Director of the California)
 21 Department of Public Health and State)
 Registrar of Vital Statistics; LINETTE)
 22 SCOTT, in her official capacity as Deputy)
 Director of Health Information & Strategic)
 23 Planning for the California Department)
 of Public Health; PATRICK O'CONNELL,)
 24 in his official capacity as Clerk-Recorder for)
 the County of Alameda; and DEAN C.)
 25 LOGAN, in his official capacity as)
 Registrar-Recorder/County Clerk for the)
 26 County of Los Angeles,)

27 Defendants.)
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Case No. 09 CV 2292 VRW

**THE ADMINISTRATION'S FORMAL
 WRITTEN REQUEST TO APPEAR BY
 TELEPHONE AT HEARING ON
 DEFENDANT-INTERVENORS' MOTION
 FOR PROTECTIVE ORDER**

Date: September 25, 2009
 Time: 10:00 a.m.
 Judge: Hon. Vaughn R. Walker
 Courtroom: 6

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PLEASE TAKE NOTICE that defendants Arnold Schwarzenegger, in his official capacity as Governor of California, Mark B. Horton, in his official capacity as Director of the California Department of Public Health and State Registrar of Vital Statistics, and Linette Scott, in her official capacity as Deputy Director of Health Information & Strategic Planning for the California Department of Public Health (collectively, the "Administration"), hereby formally request leave of this Court to appear by telephone at the hearing on Defendant-Intervenors' Motion For Protective Order. The Administration neither supports nor opposes Defendant-Intervenors' Motion For Protective Order and does not intend to be heard on the matter.

Dated: September 21, 2009

MENNEMEIER, GLASSMAN & STROUD LLP
KENNETH C. MENNEMEIER
ANDREW W. STROUD
KELCIE M. GOSLING
LANDON D. BAILEY

By: 
Kenneth C. Mennemeier
Attorneys for Defendants Arnold Schwarzenegger, in his official capacity as Governor of California, Mark B. Horton, in his official capacity as Director of the California Department of Public Health and State Registrar of Vital Statistics, and Linette Scott, in her official capacity as Deputy Director of Health Information & Strategic Planning for the California Department of Public Health

1 Case Name: *Perry, et al. v. Schwarzenegger, et al.*;
Case No: US District Court, Northern District, Case No. 3:09-cv-2292 VRW

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3 **CERTIFICATE OF SERVICE**

4 I declare as follows:

5 I am a resident of the State of California and over the age of eighteen years, and
6 not a party to the within action; my business address is 980 9th Street, Suite 1700, Sacramento,
California 95814. On September 21, 2009, I served the within document(s):

7 **THE ADMINISTRATION'S FORMAL WRITTEN REQUEST TO APPEAR BY**
8 **TELEPHONE AT HEARING ON DEFENDANT-INTERVENORS' MOTION FOR**
9 **PROTECTIVE ORDER**

10 by placing the document(s) listed above in a sealed Federal Express
11 envelope and affixing a pre-paid air bill, and delivering to a Federal
Express agent for delivery.

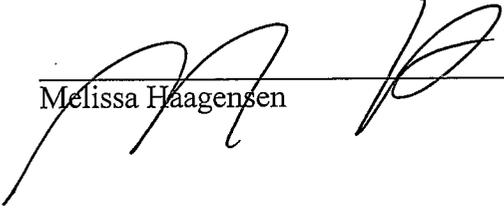
12 by placing the document(s) listed above in a sealed envelope, with postage
13 thereon fully prepared, in the United States mail at Sacramento, California
addressed as set forth below.

14 **SEE ATTACHED SERVICE LIST**

15 I am readily familiar with the firm's practice of collection and processing
16 correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal
Service on that same day with postage thereon fully prepared in the ordinary course of business.

17 I declare that I am employed in the office of a member of the bar of this Court at
18 whose direction this service was made.

19 Executed on September 21, 2009, at Sacramento, California.

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22 _____
23 Melissa Haagensen
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SERVICE LIST

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