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 6 LOS ANGELES REGISTRAR-
 RECORDER/COUNTY CLERK
 7

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

11 KRISTIN M. PERRY, SANDRA B. STIER,
 12 PAUL T. KATAMI, and JEFFREY J.
 ZARRILLO,
 13 Plaintiffs,
 14
 v.
 15 ARNOLD SCHWARZENEGGER, in his
 16 official capacity as Governor of California;
 EDMUND G. BROWN, JR., in his official
 17 capacity as Attorney General of California;
 MARK B. HORTON, in his official capacity as
 18 Director of the California Department of Public
 Health and State Registrar of Vital Statistics;
 19 LINETTE SCOTT, in her official capacity as
 Deputy Director of Health Information &
 20 Strategic Planning for the California
 Department of Public Health; PATRICK
 21 O'CONNELL, in his official capacity as Clerk-
 Recorder for the County of Alameda; and
 22 DEAN C. LOGAN, in his official capacity at
 Registrar-Recorder/County Clerk for the
 23 County of Los Angeles,
 24 Defendants.

CASE NO. 09-CV-2292 VRW
**TRIAL MEMORANDUM OF
 DEFENDANT DEAN C. LOGAN,
 LOS ANGELES COUNTY
 REGISTRAR-RECORDER/
 COUNTY CLERK**

Trial Date: January 11, 2010
 Action Filed: May 27, 2009

1 PROPOSITION 8 OFFICIAL PROPONENTS
DENNIS HOLLINGSWORTH, GAIL J.
2 KNIGHT, MARTIN F. GUTIERREZ,
HAKSHING WILLIAM TAM, and MARK A.
3 JANSSON; and PROTECTMARRIAGE.COM-
YES ON 8, A PROJECT OF CALIFORNIA
4 RENEWAL,

5 Defendant-Intervenors,

6 CITY AND COUNTY OF SAN FRANCISCO,

7 Plaintiff-Intervenor,

8 v.

9 ARNOLD SCHWARZENEGGER, in his
official capacity as Governor of California;
10 EDMUND G. BROWN, JR., in his official
capacity as Attorney General of California;
11 MARK B. HORTON, in his official capacity as
Director of the California Department of Public
12 Health and State Registrar of Vital Statistics;
LINETTE SCOTT, in her official capacity as
13 Deputy Director of Health Information &
Strategic Planning for the California
14 Department of Public Health; PATRICK
O'CONNELL, in his official capacity as Clerk-
15 Recorder for the County of Alameda; and
DEAN C. LOGAN, in his official capacity at
16 Registrar-Recorder/County Clerk for the
County of Los Angeles,

17 Defendants.
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19
20 As stated in the Registrar-Recorder/County Clerk's ("Registrar")
21 answer, the Registrar had a duty to uphold State law when Proposition 8 was passed
22 by the voters at the November 4, 2008 election. Other than providing any necessary
23 defense of the Registrar's actions in abiding by Proposition 8 upon passage, the
24 Registrar takes no position on the merits of the case as to the validity of Proposition
25 8. The Registrar does not intend on presenting any evidence or arguments on the
26 merits, but reserves the right to provide a defense as to any asserted wrongdoing in
27 abiding by Proposition 8 once passed.
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Respectfully submitted,

OFFICE OF THE COUNTY COUNSEL

By /s/ Judy W. Whitehurst
JUDY W. WHITEHURST
Principal Deputy County Counsel

Attorneys for DEAN C. LOGAN, LOS
ANGELES REGISTRAR-
RECORDER/COUNTY CLERK

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DECLARATION OF SERVICE
Case No. 09-CV-2292 VRW

STATE OF CALIFORNIA, County of Los Angeles:

Hazel T. Bataclan states: I am employed in the County of Los Angeles, State of California, over the age of eighteen years and not a party to the within action. My business address is 648 Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012-2713.

That on December 4, 2009, I served the attached

**TRIAL MEMORANDUM OF DEFENDANT DEAN C. LOGAN,
LOS ANGELES COUNTY REGISTRAR-RECORDER/
COUNTY CLERK**

upon Interested Party(ies) by placing the original a true copy thereof enclosed in a sealed envelope addressed as follows as stated on the attached mailing list:

BY ELECTRONIC MAIL

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on December 4, 2009, at Los Angeles, California.

Hazel T. Bataclan

/s/ Hazel T. Bataclan
Signature

Service List Here

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