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PAUL T. KATAMI, and JEFFREY J. ZARRILLO

15 **UNITED STATES DISTRICT COURT**

16 **NORTHERN DISTRICT OF CALIFORNIA**

17 KRISTIN M. PERRY, SANDRA B. STIER,  
18 PAUL T. KATAMI, and JEFFREY J.  
ZARRILLO,

19 Plaintiffs,

20 v.

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

28 Defendants.

CASE NO. 09-CV-2292 VRW

**PLAINTIFFS' STATEMENT OF  
NON-OPPOSITION TO PROPOSED  
INTERVENORS' MOTION TO  
INTERVENE**

Date: July 2, 2009

Time: 10:00 a.m.

Judge: Chief Judge Walker

Location: Courtroom 6, 17th Floor

1 Plaintiffs Kristin M. Perry, Sandra B. Stier, Paul T. Katami, and Jeffrey J. Zarrillo hereby  
2 state that they do not oppose the motion by Proposed Intervenors to intervene in the District Court  
3 proceeding before Chief Judge Walker. Plaintiffs do not concede any facts or legal arguments  
4 advanced in Proposed Intervenors' moving papers, but rather do not wish to consume the Court's  
5 attention or resources with an unnecessary dispute over intervention in the District Court proceeding.  
6 Plaintiffs expressly reserve all other rights and arguments they may have.

7 Respectfully submitted,

8 DATED: June 11, 2009

9 GIBSON, DUNN & CRUTCHER LLP

10  
11 By: \_\_\_\_\_/s/  
12 Theodore B. Olson

13 and

14 BOIES, SCHILLER & FLEXNER LLP  
15 David Boies, *pro hac vice*

16 Attorneys for Plaintiffs KRISTIN M. PERRY,  
17 SANDRA B. STIER, PAUL T. KATAMI, and  
18 JEFFREY J. ZARRILLO  
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