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January 6, 2010

Re: *Perry v. Schwarzenegger, et al.*,
N.D. Cal. Case No. 09-CV-22292 VRW

The Honorable Vaughn R. Walker
Chief Judge of the U.S. District Court
for the Northern District of California
450 Golden Gate Ave.
San Francisco, CA 94102

Dear Chief Judge Walker:

I write on behalf of Objector Doug Swardstrom in response to the Court's December 30, 2009 order regarding recording or broadcasting the hearing today. Doc 332. Mr. Swardstrom objects to the recording and/or broadcasting of today's hearing as well as the trial as a whole. As a witness, Mr. Swardstrom is concerned not only with the procedural deficiencies of the Court's notice (as noted by the Defendant-Intervenors' letters, Doc 324 and 336), but also by the potential harm such recording and broadcasting could have on his First Amendment right of association. Recording and/or broadcasting these proceedings will increase the already substantial harassment against Proposition 8 supporters. For these reasons, Mr. Swardstrom respectfully requests that no proceedings be recorded nor broadcast.

Sincerely,

/s/ James Bopp, Jr.

James Bopp, Jr

Counsel for Objector Doug Swardstrom

(*Pro hac vice* motion pending)