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15 ATTORNEYS FOR PROPOSED INTERVENORS DENNIS HOLLINGSWORTH,
 GAIL J. KNIGHT, MARTIN F. GUTIERREZ, HAK-SHING WILLIAM TAM,
 16 MARK A. JANSSON, and PROTECTMARRIAGE.COM – YES ON 8, A
 PROJECT OF CALIFORNIA RENEWAL

17 * Admitted *pro hac vice*
 18 + *Pro hac vice* application forthcoming

19 **UNITED STATES DISTRICT COURT**
 20 **NORTHERN DISTRICT OF CALIFORNIA**

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

22 Plaintiffs,

23 v.

24 ARNOLD SCHWARZENEGGER, in his official
 25 capacity as Governor of California; EDMUND G.
 26 BROWN, JR., in his official capacity as Attorney
 27 General of California; MARK B. HORTON, in his
 28 official capacity as Director of the California
 Department of Public Health and State Registrar of
 Vital Statistics; LINETTE SCOTT, in her official

CASE NO. 09-CV-2292 VRW

**[PROPOSED] ORDER DENYING
 PLAINTIFFS' MOTION FOR
 PRELIMINARY INJUNCTION**

1 capacity as Deputy Director of Health Information
2 & Strategic Planning for the California Department
3 of Public Health; PATRICK O'CONNELL, in his
4 official capacity as Clerk-Recorder for the County
of Alameda; and DEAN C. LOGAN, in his official
capacity as Registrar-Recorder/County Clerk for
the County of Los Angeles,

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6 Defendants,

7 and

8 PROPOSITION 8 OFFICIAL PROPONENTS
9 DENNIS HOLLINGSWORTH, GAIL J.
KNIGHT, MARTIN F. GUTIERREZ, HAK-
SHING WILLIAM TAM, and MARK A.
10 JANSSON; and PROTECTMARRIAGE.COM –
YES ON 8, A PROJECT OF CALIFORNIA
RENEWAL,

11 Proposed Intervenors.
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1 Plaintiffs have failed to demonstrate that they are likely to succeed on the merits of their
2 claim that Article I, Section 7.5 of the California Constitution violates their federal constitutional
3 rights under the Due Process and Equal Protection Clauses of the Fourteenth Amendment.
4 Plaintiffs have also failed to show that they will be irreparably harmed if this relief is not granted,
5 that the balance of equities weighs in their favor, or that injunctive relief will promote the public
6 interest. For those reasons, the Court finds that Plaintiffs' Motion for Preliminary Injunction should
7 be **DENIED**.

8 **IT IS THEREFORE ORDERED** that Plaintiffs' Motion for Preliminary Injunction is
9 denied.

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11 Date: _____

12 UNITED STATES DISTRICT JUDGE
13 CHIEF JUDGE VAUGHN R. WALKER
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