

1 COOPER AND KIRK, PLLC
 Charles J. Cooper (DC Bar No. 248070)*
 2 *ccooper@cooperkirk.com*
 David H. Thompson (DC Bar No. 450503)*
 3 *dthompson@cooperkirk.com*
 Howard C. Nielson, Jr. (DC Bar No. 473018)*
 4 *hnielson@cooperkirk.com*
 Nicole J. Moss (DC Bar No. 472424)*
 5 *nmoss@cooperkirk.com*
 Jesse Panuccio (DC Bar No. 981634)*
 6 *jpanuccio@cooperkirk.com*
 Peter A. Patterson (Ohio Bar No. 0080840)*
 7 *ppatterson@cooperkirk.com*
 1523 New Hampshire Ave. N.W., Washington, D.C. 20036
 8 Telephone: (202) 220-9600, Facsimile: (202) 220-9601

9 LAW OFFICES OF ANDREW P. PUGNO
 Andrew P. Pugno (CA Bar No. 206587)
 10 *andrew@pugnotlaw.com*
 101 Parkshore Drive, Suite 100, Folsom, California 95630
 11 Telephone: (916) 608-3065, Facsimile: (916) 608-3066

12 ALLIANCE DEFENSE FUND
 Brian W. Raum (NY Bar No. 2856102)*
 13 *braum@telladf.org*
 James A. Campbell (OH Bar No. 0081501)*
 14 *jcampbell@telladf.org*
 15100 North 90th Street, Scottsdale, Arizona 85260
 15 Telephone: (480) 444-0020, Facsimile: (480) 444-0028

16 ATTORNEYS FOR DEFENDANT-INTERVENORS DENNIS HOLLINGSWORTH,
 GAIL J. KNIGHT, MARTIN F. GUTIERREZ, MARK A. JANSSON,
 17 and PROTECTMARRIAGE.COM – YES ON 8, A PROJECT OF CALIFORNIA RENEWAL

18 * Admitted *pro hac vice*

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

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

23 Plaintiffs,

24 v.

25 ARNOLD SCHWARZENEGGER, in his official
 capacity as Governor of California; EDMUND
 26 G. BROWN, JR., in his official capacity as At-
 27 torney General of California; MARK B. HOR-
 TON, in his official capacity as Director of the
 28 California Department of Public Health and State

CASE NO. 09-CV-2292 VRW
 Chief Judge Vaughn R. Walker

**DEFENDANT-INTERVENORS' DEN-
 NIS HOLLINGSWORTH, GAIL J.
 KNIGHT, MARTIN F. GUTIERREZ,
 MARK A. JANSSON,
 AND PROTECTMARRIAGE.COM'S
 NOTICE OF FILING OF REDACTED
 DECLARATION OF RONALD
 PRENTICE**

1 Registrar of Vital Statistics; LINETTE SCOTT,
2 in her official capacity as Deputy Director of
3 Health Information & Strategic Planning for the
4 California Department of Public Health; PAT-
5 RICK O'CONNELL, in his official capacity as
6 Clerk-Recorder for the County of Alameda; and
7 DEAN C. LOGAN, in his official capacity as
8 Registrar-Recorder/County Clerk for
9 the County of Los Angeles,

10
11 Defendants,

12 and

13 PROPOSITION 8 OFFICIAL PROPONENTS
14 DENNIS HOLLINGSWORTH, GAIL J.
15 KNIGHT, MARTIN F. GUTIERREZ, HAK-
16 SHING WILLIAM TAM, and MARK A. JANS-
17 SON; and PROTECTMARRIAGE.COM – YES
18 ON 8, A PROJECT OF CALIFORNIA RE-
19 NEWAL,

20 Defendant-Intervenors.

21
22 Additional Counsel for Defendant-Intervenors

23 ALLIANCE DEFENSE FUND

24 Timothy Chandler (CA Bar No. 234325)

25 *tchandler@telladf.org*

26 101 Parkshore Drive, Suite 100, Folsom, California 95630

27 Telephone: (916) 932-2850, Facsimile: (916) 932-2851

28 Jordan W. Lorence (DC Bar No. 385022)*

jlorence@telladf.org

Austin R. Nimocks (TX Bar No. 24002695)*

animocks@telladf.org

801 G Street NW, Suite 509, Washington, D.C. 20001

Telephone: (202) 393-8690, Facsimile: (202) 347-3622

* Admitted *pro hac vice*

1 At a hearing before Magistrate Judge Spero on January 6, 2010, the Court ruled that Defendant-
2 Intervenor may submit under seal for *in camera* review a declaration relating to “the core group of
3 person engaged in the formulation of campaign strategy and messages” for ProtectMarriage.com.
4 *Perry v. Schwarzenegger*, No. 09-17241, slip op. at 36 n.12. See Hr’g of Jan. 6, 2010, Tr. (rough) at
5 103:7-9.

6
7 The Court also noted, however, that it preferred that Plaintiffs have access to the declaration.
8 See *id.* at 103:13-21. Accordingly, Defendant-Intervenors, pursuant to an agreement with Plaintiffs’
9 counsel, have provided the enclosed declaration to Plaintiffs’ counsel on an attorneys’ eyes only
10 basis. Also pursuant to an agreement with Plaintiffs’ counsel, Defendant-Intervenors are hereby
11 filing a redacted version of the attached declaration on the Court’s electronic docket.

12
13 There was a question at the hearing regarding whether a particular name that the Court deemed
14 within the “core group” was already public, and Proponents have confirmed that that name—
15 Michael Spence—was already disclosed on the privilege log previously filed on the Court’s public
16 docket. This information was disclosed to Plaintiffs’ counsel following the hearing.

17 Following the January 6 hearing, Defendant-Intervenors assessed the production schedule the
18 Court has ordered. Defendant-Intervenors continue to believe it is not possible to meet that sched-
19 ular. Defendant-Intervenors will, however, review, produce, and log documents as quickly as
20 possible with the resources available.

21
22 Defendant-Intervenors thus respectfully submit the attached, redacted declaration.

23 Dated: January 7, 2010

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27 MARTIN F. GUTIERREZ, MARK A. JANSSON, and
28 PROTECTMARRIAGE.COM – YES ON 8, A PROJECT
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By: /s/Charles J. Cooper
Charles J. Cooper