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

20 KRISTIN M. PERRY, *et al.*,
 21 Plaintiffs,
 and
 22 CITY AND COUNTY OF SAN FRANCISCO,
 23 Plaintiff-Intervenor,
 v.
 24 ARNOLD SCHWARZENEGGER, *et al.*,
 25 Defendants,
 and
 26 PROPOSITION 8 OFFICIAL PROPONENTS
 27 DENNIS HOLLINGSWORTH, *et al.*,
 28 Defendant-Intervenors.

CASE NO. 09-CV-2292 VRW

DECLARATION OF KAIPONANEA T. MATSUMURA IN SUPPORT OF PLAINTIFFS' OPPOSITION TO MOTIONS OF BILL CRISWELL, JAMES L. GARLOW, AND MILES MCPHERSON TO QUASH SUBPOENAS TO APPEAR AND TESTIFY

1 I, Kaiponanea T. Matsumura, declare as follows:

2 1. I am an attorney licensed to practice law in the State of California and in the Northern
3 District of California. I am an associate in the law firm of Gibson, Dunn & Crutcher LLP, counsel of
4 record for Plaintiffs Kristin M. Perry, Sandra B. Stier, Paul T. Katami, and Jeffrey J. Zarrillo in the
5 above-captioned matter. I make this declaration in support of Plaintiffs' Opposition to Motions of
6 Bill Criswell, James L. Garlow, and Miles McPherson to Quash Subpoenas to Appear and Testify.
7 The information below is stated on personal knowledge and if called as a witness, I could and would
8 testify competently thereto.

9 2. Attached hereto as **Exhibit A** is a true and correct copy of Jessica Garrison, "Churches
10 Plan a Big Push Against Same-Sex Marriage," *L.A. Times*, Aug. 24, 2008, downloaded from
11 <http://articles.latimes.com/2008/aug/24/local/me-faith24> on January 12, 2010.

12 3. Attached hereto as **Exhibit B** is a true and correct copy of Blog Post, Pastors
13 Defending Marriage, *Ministry Today*, July 14, 2008, downloaded from
14 <http://www.ministrytodaymag.com/blog/2008/07/pastors-defending-marriage.html> on January 12,
15 2010.

16 4. Attached hereto as **Exhibit C** is a true and correct copy of Ashley Surdin, "Calif. Gay-
17 Marriage Ban Appears to Lose Support," *Washington Post*, Oct. 2, 2008, downloaded from
18 <http://www.washingtonpost.com/wp-dyn/content/article/2008/10/01/AR2008100103037.html> on
19 January 12, 2010.

20 5. Attached hereto as **Exhibit D** is a true and correct copy of Jennifer Kearns,
21 "iProtectMarriage.com Targets the Youth Vote with Facts about California's Proposition 8
22 Campaign," *Christian Newswire*, Sept. 2, 2008, downloaded from
23 <http://www.christianwire.com/news/401657717.html> on January 12, 2010.

24 6. Attached hereto as **Exhibit E** is a true and correct copy of the cover letter, subpoena to
25 appear and testify at a hearing or trial in a civil action, and check, sent by Enrique A. Monagas to Bill
26 Criswell, dated December 23, 2009.

ATTESTATION PURSUANT TO GENERAL ORDER NO. 45

Pursuant to General Order No. 45 of the Northern District of California, I attest that concurrence in the filing of the document has been obtained from each of the other signatories to this document.

/s/ Theodore Boutrous, Jr

Theodore Boutrous, Jr.

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