



ORRICK, HERRINGTON & SUTHERLAND
THE ORRICK BUILDING
405 HOWARD STREET
SAN FRANCISCO, CALIFORNIA 94102
Tel: 415 773 1200
Fax: 415 773 1200
WWW.ORRICK.COM

February 11, 2010

Stephen V. Bomse
(415) 773-4145
sbomse@orrick.com

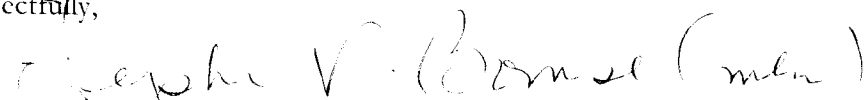
Magistrate Judge Joseph C. Spero
United States District Court
Northern District of California
450 Golden Gate Avenue
San Francisco, CA 94102

Re: Perry et al v. Schwarzenegger et al, Case 3:09-cv-02292-VRW

Dear Magistrate Judge Spero:

In accordance with your request, we have spoken with counsel for all parties concerned with Defendant-Intervenors' Motion to Compel and they all have graciously consented to continue the hearing on the Motion to Compel until February 25th at 2:30 p.m. We greatly appreciate Your Honor's willingness to accommodate my scheduling issues.

Respectfully,


Stephen V. Bomse

cc: All Counsel