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 6 REGISTRAR-RECORDER/COUNTY
 CLERK, COUNTY OF LOS ANGELES

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

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

13 Plaintiffs,

14 v.

15 ARNOLD SCHWARZENEGGER, in
 his official capacity as Governor of
 16 California; EDMUND G. BROWN,
 JR., in his official capacity as Attorney
 17 General of California; MARK B.
 HORTON, in his official capacity as
 18 Director of the California Department
 of Public Health and State Registrar of
 19 Vital Statistics; LINETTE SCOTT, in
 her official capacity as Deputy Director
 20 of Health Information & Strategic
 Planning for the California Department
 21 of Public Health; PATRICK
 O'CONNELL, in his official capacity as
 22 Clerk-Recorder for the County of
 Alameda; and DEAN C. LOGAN, in
 23 his official capacity as Registrar-
 Recorder/County Clerk for the County
 24 of Los Angeles,

25 Defendants.

CASE NO. 09-CV-2292 VRW

**REQUEST FOR TELEPHONIC
 APPEARANCE BY DEFENDANT
 DEAN C. LOGAN, LOS ANGELES
 COUNTY REGISTRAR-
 RECORDER/ COUNTY CLERK RE
 MOTION FOR PRELIMINARY
 INJUNCTION AND MOTION TO
 INTERVENE**

Date: July 2, 2009
 Time: 10:00 a.m.
 Judge: Chief Judge Vaughn R. Walker
 Location: Courtroom 6 17th Floor

1 Defendant Dean C. Logan, Los Angeles County Registrar-Recorder/County
2 Clerk (hereinafter "LA County Registrar) respectfully requests to appear
3 telephonically at the July 2, 2009 hearing on Plaintiffs' Motion for Preliminary
4 Injunction and Proposed Intervenors' Motion to Intervene, and in support thereof
5 state:

6 1. On May 27, 2009, Plaintiffs filed their Motion for Preliminary
7 Injunction. The hearing is set for July 2, 2009 at 10:00 a.m.

8 2. On May 28, 2009, Proposed Intervenors filed their Motion to Intervene.
9 The hearing is set for July 2, 2009 at 10:00 a.m.

10 3. On June 11, 2009, LA County Registrar filed Statements of No
11 Position in response to both of the above-referenced motions. The LA County
12 Registrar takes no position on either motion and as such will abide by the decision
13 of this Court on the motions.

14 4. Scarce Government resources are better preserved by allowing this
15 neutral defendant to appear telephonically.

16 Therefore, Defendant LA County Registrar respectfully requests that the
17 Court grant the request for a telephonic appearance at the July 2, 2009 hearing.
18 Counsel's direct telephone number for the morning of the hearing is: 213-974-1845.

19

20 DATED: June 23, 2009

Respectfully submitted,

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OFFICE OF THE COUNTY COUNSEL

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By /s/ Judy W. Whitehurst

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JUDY W. WHITEHURST

Principal Deputy County Counsel

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Attorneys for DEAN C. LOGAN

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REGISTRAR-RECORDER/COUNTY

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CLERK, COUNTY OF LOS ANGELES

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DECLARATION OF SERVICE
USDC – Northern District Case No. 09-CV-2292 VRW
Perry, et al. v. Schwarzenegger, et al.

STATE OF CALIFORNIA, County of Los Angeles:

Hazel T. Bataclan states: I am employed in the County of Los Angeles, State of California, over the age of eighteen years and not a party to the within action. My business address is 648 Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012-2713.

That on June 23, 2009, I served the attached

- 1. LA County Registrar's Request for Telephonic Appearance re Motions Set for Hearing on July 2, 2009;**
- 2. [Proposed] Order re Request for Telephonic Appearance**

upon the *non-CM/ECF participants/Interested Party(ies)* by placing the original a true copy thereof enclosed in a sealed envelope addressed as follows as stated on the attached mailing list:

(BY MAIL) by sealing and placing the envelope for collection and mailing on the date and at the place shown above following our ordinary business practices. I am readily familiar with this office's practice of collection and processing correspondence for mailing. Under that practice the correspondence would be deposited with the United States Postal Service that same day with postage thereon fully prepaid.

I declare that I am employed in the offices of a member of this court at whose direction the service was made.

Executed on June 23, 2009, at Los Angeles, California.

<u>Hazel T. Bataclan</u> Type or Print Name of Declarant and, for personal service by a Messenger Service, include the name of the Messenger Service	<u>/s/ Hazel T. Bataclan</u> Signature
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SERVICE LIST

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