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2 **IN THE UNITED STATES DISTRICT COURT**
3 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
4

5 **KRISTIN M PERRY, SANDRA B STIER,**
6 **PAUL T KATAMI and JEFFREY J**
7 **ZARRILLO,**

8 **Plaintiffs,**

9 **CITY AND COUNTY OF SAN FRANCISCO,**

10 **Plaintiff-Intervenor,**

11 **v**

12 **ARNOLD SCHWARZENEGGER, in his**
13 **official capacity as governor of**
14 **California; EDMUND G BROWN JR, in**
15 **his official capacity as attorney**
16 **general of California; MARK B**
17 **HORTON, in his official capacity**
18 **as director of the California**
19 **Department of Public Health and**
20 **state registrar of vital**
21 **statistics; LINETTE SCOTT, in her**
22 **official capacity as deputy**
23 **director of health information &**
24 **strategic planning for the**
25 **California Department of Public**
26 **Health; PATRICK O'CONNELL, in his**
27 **official capacity as clerk-**
28 **recorder of the County of**
Alameda; and DEAN C LOGAN, in his
official capacity as registrar-
recorder/county clerk for the
County of Los Angeles,

Defendants,

23 **DENNIS HOLLINGSWORTH, GAIL J**
24 **KNIGHT, MARTIN F GUTIERREZ,**
25 **HAKSHING WILLIAM TAM, MARK A**
26 **JANSSON and PROTECTMARRIAGE.COM -**
27 **YES ON 8, A PROJECT OF**
28 **CALIOFORNIA RENEWAL, as official**
proponents of Proposition 8,

Defendant-Intervenors.
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No C 09-2292 VRW
ORDER

1 On March 22, 2010, the court ordered proponents not later
2 than April 12, 2010 to "make the appropriate motion or submission"
3 to supplement the trial record with documents obtained through
4 third party production. Doc #623 at 24. The Ninth Circuit stayed
5 the court's order "pending appeal." Doc #6 in 10-15649 (9th Cir
6 March 26, 2010). The appeal was dismissed on April 12, 2010 at 5
7 PM PDT. Id Doc #14.

8 Proponents have made no submission or motion to
9 supplement the trial record. Accordingly, proponents are ORDERED
10 to SHOW CAUSE in writing not later than April 16, 2010 at 5 PM PDT
11 why the evidentiary record should not now be closed. Failure to
12 respond to this order shall be deemed grounds to close the
13 evidentiary record.

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15 IT IS SO ORDERED.

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18 VAUGHN R WALKER
19 United States District Chief Judge
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