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

19 * Admitted *pro hac vice*

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

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

24 Plaintiffs,

25 v.

26 ARNOLD SCHWARZENEGGER, in his official
 capacity as Governor of California; EDMUND
 27 G. BROWN, JR., in his official capacity as
 28 Attorney General of California; MARK B.

CASE NO. 09-CV-2292 VRW

**DEFENDANT-INTERVENORS
 DENNIS HOLLINGSWORTH, GAIL
 KNIGHT, MARTIN GUTIERREZ,
 MARK JANSSON, AND
 PROTECTMARRIAGE.COM'S
 RESPONSE TO APRIL 17, 2010
 ORDER**

Judge: Chief Judge Vaughn R. Walker

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

12 Defendants,

13 and

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

21 Defendant-Intervenors.

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* Admitted *pro hac vice*

1 On April 17, 2010, the Court ordered the parties to continue to “confer and negotiate” in an
2 effort to “reach a stipulation that will resolve remaining discovery issues.” Doc # 634 at 2. The Court
3 directed that if “the parties and nonparties are unable to reach a resolution,” they were “to inform the
4 court in writing, either jointly or separately, not later than 5 PM PDT on April 22, 2010.” *Id.*

5
6 As directed, the parties have engaged in further conferences and negotiations, but unfortunately
7 they have not been able to come to a resolution. *See* Declaration of Jesse Panuccio (April 22, 2010)
8 and exhibits attached thereto. Accordingly, Proponents respectfully renew their motion to hold
9 nonparties No on Proposition 8, Campaign for Marriage Equality, A Project of the American Civil
10 Liberties Union and Equality California in contempt for their failure to produce pursuant to this
11 Court’s orders. *See* Doc # 632.

12
13 Dated: April 22, 2010

14 COOPER AND KIRK, PLLC
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17 MARTIN F. GUTIERREZ, MARK A. JANSSON, AND
18 PROTECTMARRIAGE.COM – YES ON 8, A PROJECT
19 OF CALIFORNIA RENEWAL

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By: /s/ Charles J. Cooper
Charles J. Cooper