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17 CITY AND COUNTY OF SAN FRANCISCO

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

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

CASE NO. 09-CV-2292 VRW

**PLAINTIFFS' AND PLAINTIFF-  
INTERVENOR'S OPPOSITION TO  
DEFENDANT-INTERVENORS' MOTION  
FOR ADMINISTRATIVE RELIEF**

Trial: January 11-27, 2010  
Closing: June 16, 2010

Judge: Chief Judge Vaughn R. Walker  
Magistrate Judge Joseph C. Spero

Location: Courtroom 6, 17th Floor

1 Plaintiffs and Plaintiff-Intervenor respectfully request that the Court deny Defendant-  
2 Intervenor's motion for administrative relief. Doc #696. On May 31, 2010, the Court informed the  
3 parties that the trial video would be made available "[i]n the event any party wishes to use portions of  
4 the trial recording during closing arguments." Doc #672. The Court stated that "[p]arties will of  
5 course be obligated to maintain as strictly confidential any copy of the video pursuant to paragraph  
6 7.3 of the protective order, Doc #425." *Id.* Plaintiffs and Plaintiff-Intervenor both requested copies  
7 of the trial video, Docs #674, 675, and Plaintiffs used portions of the video during closing argument.

8 Because this Court has yet to issue its decision and may request additional arguments or  
9 briefing before doing so, Defendant-Intervenor's request for the immediate return of the trial video  
10 should be denied as premature. Plaintiffs and Plaintiff-Intervenor respectfully propose that once  
11 judgment is entered, the parties and the Court evaluate whether, and to what degree, the trial  
12 recording would be useful to the parties or to the Court in connection with any additional proceedings  
13 and/or appeal. In the meantime, the protective order remains in place and ensures that the trial  
14 recording will not be publicly disclosed.

15 Respectfully submitted,

16 DATED: June 29, 2010

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23 By: \_\_\_\_\_ /s/  
24 Theodore B. Olson

25 and

26 ///

27 ///

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28 CITY AND COUNTY OF SAN FRANCISCO

1 **ATTESTATION PURSUANT TO GENERAL ORDER NO. 45**

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

5 By: \_\_\_\_\_ /s/  
6 Theodore B. Olson