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 16 GAIL J. KNIGHT, MARTIN F. GUTIERREZ, MARK A. JANSSON,  
 and PROTECTMARRIAGE.COM – YES ON 8, A  
 17 PROJECT OF CALIFORNIA RENEWAL

18 \* Admitted *pro hac vice*

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

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

23 Plaintiffs,

24 CITY AND COUNTY OF SAN FRANCISCO,

25 Plaintiff-Intervenor,

26 v.

27 EDMUND G. BROWN, JR., in his official  
 capacity as Governor of California; KAMALA  
 28 D. HARRIS, in her official capacity as Attorney

CASE NO. 09-CV-2292 JW

**[PROPOSED] ORDER GRANTING  
 DEFENDANT-INTERVENORS  
 DENNIS HOLLINGSWORTH, GAIL  
 J. KNIGHT, MARTIN F. GUTIERREZ,  
 MARK A. JANSSON, AND  
 PROTECTMARRIAGE.COM'S  
 MOTION TO VACATE JUDGMENT**

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

13  
14 Defendants,

15 and

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

23 Defendant-Intervenors.

24  
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1 Defendant-Intervenors Dennis Hollingsworth, Gail J. Knight, Martin F. Gutierrez, Mark A.  
2 Jansson, and ProtectMarriage.com – Yes on 8, A Project of California Renewal have filed a  
3 motion to vacate the judgment and all prior orders entered in this case on the grounds that the  
4 then-presiding judge was disqualified from this action. Pursuant to FED. R. CIV. P. 62.1(a)(3), the  
5 Court states that it would GRANT Defendant-Intervenors’ motion and VACATE the judgment  
6 and all prior orders if the court of appeals remands for that purpose.  
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8 **IT IS SO ORDERED.**

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10 Dated the \_\_\_\_\_ of \_\_\_\_\_, 2011

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11 Chief Judge James Ware  
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