

1 LAW OFFICE OF TERRY L. THOMPSON
 2 Terry L. Thompson (CA Bar No. 199870)
 3 *tl_thompson@earthlink.net*
 4 P.O. Box 1346, Alamo, CA 94507
 5 Telephone: (925) 855-1507, Facsimile: (925) 820-6034

6 ATTORNEY FOR DEFENDANT-INTERVENOR HAK-SHING WILLIAM TAM

7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**

9 KRISTIN M. PERRY, SANDRA B. STIER, PAUL
 10 T. KATAMI, and JEFFREY J. ZARRILLO,

11 Plaintiffs,

12 CITY AND COUNTY OF SAN FRANCISCO,

13 Plaintiff-Intervenor,

14 v.

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

Defendants,

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

Defendant-Intervenors,

CASE NO. 09-CV-2292 VRW

**DECLARATION OF TERRY L.
 THOMPSON IN SUPPORT OF
 REPLY BRIEF**

Courtroom: 6, 17th Floor
 Judge: Chief Judge Vaughn R. Walker
 Trial Date: January 11, 2010
 Action Filed: May 22, 2009

1 I, Terry L. Thompson, hereby declare:

- 2 1. I am the attorney representing Hak-Shing William Tam (Dr. Tam), one of the Proposition 8
3 Official Proponent Defendant-Intervenors in the subject case.
- 4 2. I have personal knowledge of the matters set forth herein and, if called on to testify, I could
5 and would competently testify thereto.
- 6 3. On January 13, 2010 I e-mailed Ethan Dettmer, counsel for Plaintiffs confirming that Dr.
7 Tam would be in Court available to testify on Friday, January 15, 2010. Attached hereto as
8 Exhibit A is a true and correct copy of that e-mail chain.
- 9 4. Dr. Tam received a subpoena from Plaintiffs on January 8, 2010, to appear in this case.
10 Attached hereto as Exhibit B, is Dr. Tam's signed "Acknowledgement of Service of Civil
11 Subpoena and Agreement to Appear", which was attached to the aforementioned subpoena.
- 12 5. On January 12, 2010 I e-mailed Ethan Dettmer, counsel for Plaintiffs confirming that Dr.
13 Tam's supplemental production of documents ordered by the court on January 8, 2010 will
14 be included in the Proponents' rolling production, which was started on January 10, 2010
15 and will be completed by January 17, 2010. Attached hereto as Exhibit C is a true and
16 correct copy of that e-mail chain.

17 I declare under penalty of perjury under the laws of the United States of America that the
18 foregoing is true and correct.

19 Executed on January 13, 2010, at Alamo, California.

20
21 s/Terry L. Thompson
22 Terry L. Thompson
23
24
25
26
27
28