

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EDITH SCHLAIN WINDSOR,,

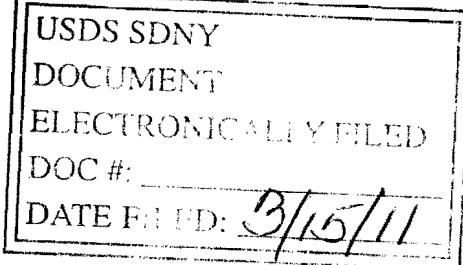
10 civ. 8435 (BSJ) (JCF)

Plaintiff,

v.

THE UNITED STATES OF AMERICA,,

Defendant.

PROPOSED ORDER

The Court hereby orders that:

- 1) Congress, should it wish to intervene in this matter, shall do so by April 18, 2011, by motion pursuant to Fed. R. Civ. Pro. 24(a), consistent with 28 U.S.C. §530D; and
- 2) Counsel for the plaintiff, the Department of Justice, and any Congressional intervenor shall appear on ~~April~~ May 9, 2011 at ~~9:30~~ 9:30 am for a conference with the Court to discuss how JCF this case should proceed in light of the President's decision, as announced by the Attorney General on February 23, 2011, that Section 3 of the Defense of Marriage Act ("DOMA"), 1 U.S.C. § 7 as applied to same-sex couples who are legally married under state law, violates the equal protection component of the Fifth Amendment.

SO ORDERED.

James C. Francis

UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York

March 15, 2011