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14 PAUL T. KATAMI, and JEFFREY J. ZARRILLO

15 **UNITED STATES DISTRICT COURT**  
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 KRISTIN M. PERRY, SANDRA B. STIER,  
18 PAUL T. KATAMI, and JEFFREY J.  
ZARRILLO,

19 Plaintiffs,

20 v.

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

28 Defendants.

CASE NO. 09-CV-2292 VRW

**PROOF OF SERVICE**

HEARING DATE: July 2, 2009  
HEARING TIME: 10:00 a.m.  
HEARING PLACE: Courtroom 6, 17th Fl.  
Chief Judge Walker

**PROOF OF SERVICE**

I, Lindie S. Joy, declare as follows:

I am employed in the County of Los Angeles, State of California; I am over the age of eighteen years and am not a party to this action; my business address is Gibson, Dunn & Crutcher LLP, 333 South Grand Avenue, Los Angeles, CA 90071-3197, in said County and State. On May 27, 2009, I served the following document:

1. **PROOF OF SERVICE**
2. **SUMMONS IN A CIVIL ACTION**
3. **COMPLAINT FOR DECLARATORY, INJUNCTIVE, OR OTHER RELIEF**
4. **ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES**
5. **ORDER SETTING CASE MANAGEMENT CONFERENCE**
6. **STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA – CONTENTS OF JOINT CASE MANAGEMENT STATEMENT**
7. **PLAINTIFFS’ CERTIFICATION OF INTERESTED ENTITIES OR PERSONS**
8. **STANDING ORDERS OF THE HONORABLE VAUGHN R. WALKER, U.S. DISTRICT CHIEF JUDGE**
9. **NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION**
10. **NOTICE OF LAWSUIT AND REQUEST FOR WAIVER OF SERVICE OF SUMMONS**
11. **WAIVER OF THE SERVICE OF SUMMONS**
12. **COURT GUIDELINES**
13. **CIVIL COVER SHEET**
14. **PLAINTIFFS’ NOTICE OF MOTION AND MOTION FOR A PRELIMINARY INJUNCTION, AND MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR A PRELIMINARY INJUNCTION**

- 1       15. **DECLARATION OF PAUL T. KATAMI IN SUPPORT OF PLAINTIFFS'**  
2           **MOTION FOR A PRELIMINARY INJUNCTION**
- 3       16. **DECLARATION OF KRISTIN M. PERRY IN SUPPORT OF PLAINTIFFS'**  
4           **MOTION FOR A PRELIMINARY INJUNCTION**
- 5       17. **DECLARATION OF SANDRA B. STIER IN SUPPORT OF PLAINTIFFS'**  
6           **MOTION FOR A PRELIMINARY INJUNCTIOND**
- 7       18. **DECLARATION OF JEFFREY J. ZARRILLO IN SUPPORT OF**  
8           **PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION; and**
- 9       19. **[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION FOR A**  
10           **PRELIMINARY INJUNCTION**

11       on the parties stated below, by placing a true copy thereof in an envelope addressed as shown  
12       below by the following means of service:

13                               Dean C. Logan,  
14                               *in his official capacity as Registrar-Recorder/County Clerk for the County of Los Angeles*  
15                               **LOS ANGELES COUNTY REGISTRAR-RECORDER/COUNTY CLERK**  
16                               Department Headquarters  
17                               12400 Imperial Highway  
18                               Norwalk, CA 90650

19       **BY MAIL:** I placed a true copy in a sealed envelope addressed as indicated above, on the above-  
20       mentioned date. I am familiar with the firm's practice of collection and processing correspondence  
21       for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of  
22       business. I am aware that on motion of party served, service is presumed invalid if postal  
23       cancellation date or postage meter date is more than one day after date of deposit for mailing in  
24       affidavit.

25        **BY PERSONAL SERVICE:** I placed a true copy in a sealed envelope addressed to each person[s]  
26       named at the address[es] shown and giving same to a messenger for personal delivery before 5:00  
27       p.m. on the above-mentioned date.

28        **BY FACSIMILE:** From facsimile number (213) 229-7520. I caused each such document to be  
29       transmitted by facsimile machine, to the parties and numbers indicated above, pursuant to  
30       Rule 2008. The facsimile machine I used complied with Rule 2003(3) and no error was reported by  
31       the machine. Pursuant to Rule 2008(e)(4), I caused the machine to print a transmission record of  
32       the transmission, a copy of which is attached to the original of this declaration.

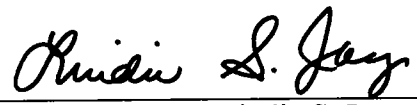
33        **BY UPS NEXT DAY AIR:** On the above-mentioned date, I placed a true copy of the above-  
34       mentioned document(s), together with an unsigned copy of this declaration, in a sealed envelope or  
35       package designated by the United Parcel Service with delivery fees paid or provided for, addressed  
36       to the person(s) as indicated above and deposited same in a box or other facility regularly  
37       maintained by United Parcel Service or delivered same to an authorized courier or driver authorized  
38       by United Parcel Service to receive documents.

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I am employed in the office of Christopher D. Dusseault, a member of the bar of this court, and that the foregoing document was printed on recycled paper.

**(FEDERAL)** I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 27, 2009.



\_\_\_\_\_  
Lindie S. Joy

100664908\_1.DOC

**CERTIFICATE OF SERVICE**

**OF MESSENGER BY HAND DELIVERY**

I, David Yu, hereby certify as follows:

I am employed in the County of Los Angeles, State of California; I am over the age of eighteen years and am not a party to this action; my business address is 1511 West Beverly Boulevard, Los Angeles, CA 90026, in said County and State; I am employed as a messenger by First Legal Support Services. On January 4, 2007, I received an envelope(s) from Gibson, Dunn & Crutcher LLP, along with the following document(s) for each envelope:

1. **PROOF OF SERVICE**
2. **SUMMONS IN A CIVIL ACTION**
3. **COMPLAINT FOR DECLARATORY, INJUNCTIVE, OR OTHER RELIEF**
4. **ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES**
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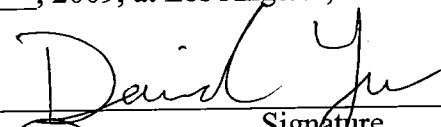
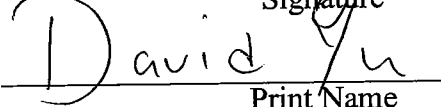
11 and which envelope(s) was/were addressed as follows:

12 Dean C. Logan,  
13 *in his official capacity as Registrar-Recorder/County Clerk for the County of*  
14 *Los Angeles*  
15 LOS ANGELES COUNTY REGISTRAR-RECORDER/COUNTY CLERK  
16 Department Headquarters  
17 12400 Imperial Highway  
18 Norwalk, CA 90650

19 and on the same date I placed the aforementioned document(s) in its/their respective  
20 envelope(s), sealed the envelopes, and served such document(s):

- 21  by personally delivering such envelope to said person(s) at the address(es) listed above;
- 22  in the absence of the attorney(s) named above, by personally delivering such envelope  
23 to his/her clerk or the person in charge of said office; or
- 24  by leaving such envelope between the hours of 9:00 in the morning and 5:00 in the  
25 afternoon in a conspicuous place in the office, because no person was in the office.

26 I declare under penalty of perjury that the foregoing is true and correct and that this  
27 declaration was executed on May 27, 2009, at Los Angeles, California.

28   
 \_\_\_\_\_  
 Signature  
  
 \_\_\_\_\_  
 Print Name