

1 GIBSON, DUNN & CRUTCHER LLP  
Theodore B. Olson, SBN 38137  
2 *tolson@gibsondunn.com*  
Matthew D. McGill, *pro hac vice*  
3 1050 Connecticut Avenue, N.W., Washington, D.C. 20036  
Telephone: (202) 955-8668, Facsimile: (202) 467-0539

4 Theodore J. Boutros, Jr., SBN 132009  
*tboutros@gibsondunn.com*  
5 Christopher D. Dusseault, SBN 177557  
Ethan D. Dettmer, SBN 196046  
6 333 S. Grand Avenue, Los Angeles, California 90071  
Telephone: (213) 229-7804, Facsimile: (213) 229-7520

7 BOIES, SCHILLER & FLEXNER LLP  
David Boies, *pro hac vice*  
8 *dboies@bsflp.com*  
333 Main Street, Armonk, New York 10504  
9 Telephone: (914) 749-8200, Facsimile: (914) 749-8300

Jeremy M. Goldman, SBN 218888  
10 *jgoldman@bsflp.com*  
1999 Harrison Street, Suite 900, Oakland, California 94612  
11 Telephone: (510) 874-1000, Facsimile: (510) 874-1460

Attorneys for Plaintiffs  
12 KRISTIN M. PERRY, SANDRA B. STIER,  
PAUL T. KATAMI, and JEFFREY J. ZARRILLO

13 Dennis J. Herrera, SBN 139669  
14 Therese M. Stewart, SBN 104930  
Danny Chou, SBN 180240

15 One Dr. Carlton B. Goodlett Place  
San Francisco, California 94102-4682  
16 Telephone: (415) 554-4708, Facsimile (415) 554-4699

Attorneys for Plaintiff-Intervenor  
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 DESIGNATION OF  
DISCOVERY EXCERPTS**

**Final Pretrial Conference**

Date: December 16, 2009  
Time: 10:00 a.m.  
Judge: Chief Judge Walker  
Location: Courtroom 6, 17th Floor

Trial Date: January 11, 2010

**I. DEPOSITION DESIGNATIONS**

The depositions of Defendant-Intervenors, their agents and experts is on-going. Below are the deposition designations for those witnesses whose depositions have been taken and final deposition transcripts have been issued. Plaintiffs and Plaintiff-Intervenors reserve the right to supplement these designations as depositions are taken and transcripts are finalized.

**A. Deposition of David G. Blankenhorn taken on November 3, 2009.**

6:17 – 7:13	9:16 – 10:1	10:15 – 11:6	12:8 – 13:19
14:9 – 15:7	16:9 – 59:16	60:12 – 61:19	62:10 – 66:13
67:4 – 68:21	69:17 – 73:8	73:12 – 74:6	75:12 – 76:11
77:18 – 78:2	81:8 – 18	84:15 – 89:20	91:11 – 95:11
100:11 – 21	116:4 – 22	121:13 – 123:6	124:14 – 126:9
127:6 – 12	128:14 – 130:15	131:11 – 22	139:14 – 19
140:19 – 144:9	144:21 – 147:10	148:18 – 149:11	157:21 – 159:12
160:8 – 161:4	166:17 – 170:3	171:1 – 174:12	174:19 – 176:2
189:11 – 16	190:3 – 7	193:11 – 196:15	199:14 – 204:6
206:5 – 211:21	212:15 – 227:10	228:2 – 230:9	231:13 – 232:22
232:10 – 235:10	237:16 – 239:2	242:8 – 243:6	246:6 – 18
248:2 – 6	250:21 – 264:5	267:5 – 272:4	272:17 – 274:4
278:3 – 284:18	288:5 – 290:8	293:21 – 305:1	305:10 – 306:21
307:22 – 311:3	313:16 – 326:21	333:5 – 10	334:21 – 336:16
338:20 – 339:2	340:18 – 345:10		

**B. Deposition of Loren Marks taken on October 20, 2009.**

7:19-8:18	9:11-11:18	14:4-18:18	19:21-20:16
28:18-30:16	33:14-35:20	38:5-40:1	44:10-45:8
46:19-47:11	51:9-52:7	53:4-54:10	58:3-12
67:6-68:9	68:15-69:16	69:18-70:22	75:22-77:6
78:11-20	79:9-82:9	85:14-20	100:7-17
112:4-116:6	118:19-124:11	125:11-126:22	131:1-7

1	133:13-182:6	189:2-190:16	191:16-193:1	198:7-200:7
2	201:1-202:11	202:19-205:15	207:10-14	207:22-209:20
3	211:8-13	213:7-214:1	215:12-18	221:19-223:15
4	230:20-236:13	238:11-239:22	245:17-249:15	254:3-22
5	255:16-258:12	259:4-260:20	264:9-267:3	269:9-276:3

6 **C. Deposition of Paul Nathanson taken on November 12, 2009.**

7	5:1 - 6:6	7:11 - 9:15	10:19 - 12:6	13:11 - 16:13
8	17:1 - 18:23	22:20 - 26:7	27:3 - 28:16	28:20 - 28:24
9	29:3 - 32:23	33:11 - 34:24	36:2 - 36:7	37:14 - 37:21
10	38:19 - 39:9	40:4 - 40:16	40:21 - 41:6	41:16 - 42:15
11	45:2 - 45:13	45:21 - 47:7	49:5 - 49:19	50:4 - 50:22
12	57:6 - 57:11	60:21 - 60:24	60:25 - 61:2	61:11 - 63:11
13	64:25 - 66:5	66:14 - 66:17	71:13 - 72:8	73:4 - 73:7
14	73:16 - 74:10	74:23 - 75:7	75:13 - 76:12	77:14 - 77:18
15	79:6 - 79:19	80:2 - 80:6	81:3 - 81:9	81:17 - 81:25
16	82:9 - 84:4	85:8 - 85:19	86:21 - 87:10	88:2 - 88:22
17	89:23 - 90:16	91:3 - 91:12	94:2 - 94:11	94:23 - 95:11
18	96:18 - 96:22	97:12 - 97:21	98:10 - 98:15	98:22 - 99:13
19	100:8 - 102:8	102:21 - 103:5	107:15 - 109:9	

20 **D. Deposition of Katherine Young taken on November 13, 2009.**

21	5:1 - 6:7	6:23 - 6:25	31:8 - 31:10	31:18 - 31:19
22	43:7 - 43:12	43:21 - 44:10	45:1 - 45:5	46:4 - 46:21
23	47:13 - 47:18	51:11 - 53:6	53:12 - 53:15	53:16 - 53:19
24	54:1 - 54:21	55:15 - 55:23	56:17 - 56:20	56:21 - 57:11
25	58:7 - 58:11	61:18 - 61:22	62:13 - 62:17	77:2 - 79:2
26	82:4 - 82:12	86:1 - 86:4	94:7 - 94:14	94:20 - 94:24
27	100:17 - 101:5	101:6 - 101:13	102:1 - 102:24	121:6 - 121:10
28	121:24 - 123:11	195:6 - 195:13	197:12 - 197:24	205:14 - 206:21

208:16 - 208:24      214:19 - 215:21      230:10 - 230:14      233:3 - 233:6

**II. INTERROGATORIES**

Defendant-Intervenors' responses in total including supplemental or amended responses to Plaintiffs' Interrogatories 1 to 6.

The Administration Defendants' responses in total including supplemental or amended responses to Plaintiff-Intervenor's Interrogatories 1 to 13.

**III. REQUESTS FOR ADMISSION**

Defendant-Intervenors' responses in total including supplemental or amended responses to Plaintiffs' Requests for Admission 1 to 107.

Defendant Attorney General Edmund G. Brown Jr.'s responses in total including supplemental or amended responses to Plaintiffs' Requests for Admission 1 to 68.

The Administration Defendants' responses in total including supplemental or amended responses to Plaintiffs' Requests for Admission 1 to 73.

Defendant Attorney General Edmund G. Brown Jr.'s responses in total including supplemental or amended responses to Plaintiff-Intervenor's Requests for Admissions 1 to 30.

Defendant Registrar-Recorder/County Clerk for the County of Los Angeles Dean C. Logan's responses in total including supplemental or amended responses to Plaintiff-Intervenor's Requests for Admissions 1 to 2.

Respectfully Submitted,

DATED: December 7, 2009

GIBSON, DUNN & CRUTCHER LLP  
Theodore B. Olson  
Theodore J. Boutrous, Jr.  
Christopher D. Dusseault  
Ethan D. Dettmer  
Matthew D. McGill  
Amir C. Tayrani  
Sarah E. Piepmeier  
Theane Evangelis Kapur  
Enrique A. Monagas

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

and

BOIES, SCHILLER & FLEXNER LLP  
David Boies  
Jeremy M. Goldman  
Roseanne C. Baxter  
Richard J. Bettan  
Beko O. Richardson  
Theodore H. Uno

Attorneys for Plaintiffs  
KRISTIN M. PERRY, SANDRA B. STIER,  
PAUL T. KATAMI, and JEFFREY J. ZARRILLO

DENNIS J. HERRERA  
City Attorney  
THERESE M. STEWART  
Chief Deputy City Attorney  
DANNY CHOU  
Chief of Complex and Special Litigation  
RONALD P. FLYNN  
VINCE CHHABRIA  
ERIN BERNSTEIN  
CHRISTINE VAN AKEN  
MOLLIE M. LEE  
Deputy City Attorneys

By: \_\_\_\_\_ /s/  
Therese M. Stewart

Attorneys for Plaintiff-Intervenor  
CITY AND COUNTY OF SAN FRANCISCO

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

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

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28