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6 Attorneys for Defendants  
7 Arnold Schwarzenegger, in his official capacity as Governor of  
California, Mark B. Horton, in his official capacity as Director of the  
8 California Department of Public Health and State Registrar of Vital  
Statistics, and Linette Scott, in her official capacity as Deputy Director  
9 of Health Information & Strategic Planning for the California Department  
of Public Health

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION  
13

14 KRISTIN M. PERRY, et al.,  
15 Plaintiffs,

16 CITY AND COUNTY OF SAN  
FRANCISCO,  
17 Plaintiff-Intervenor,  
18

19 v.

20 ARNOLD SCHWARZENEGGER, in his  
official capacity as Governor of California,  
et al.,  
21 Defendants,  
22

23 and

24 PROPOSITION 8 OFFICIAL  
PROponents DENNIS  
HOLLINGSWORTH, et al.,  
25 Defendant-Intervenors.  
26

) Case No. 09-CV-02292 VRW

) **THE ADMINISTRATION DEFENDANTS'**  
) **STATEMENT OF NON-OPPOSITION IN**  
) **RESPONSE TO COUNTY OF IMPERIAL**  
) **OF THE STATE OF CALIFORNIA, BOARD**  
) **OF SUPERVISORS OF IMPERIAL**  
) **COUNTY, AND ISABEL VARGAS'S**  
) **MOTION TO INTERVENE**

) [Civil L.R. 7-3(b)]

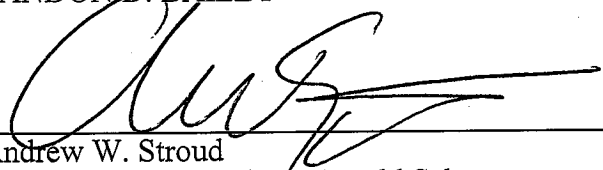
) Trial Date: January 11, 2010  
) Time: 9:00 a.m.  
) Courtroom: 6

1 PLEASE TAKE NOTICE that defendants Arnold Schwarzenegger, in his official  
 2 capacity as Governor of California, Mark B. Horton, in his official capacity as Director of the  
 3 California Department of Public Health and State Registrar of Vital Statistics, and Linette Scott,  
 4 in her official capacity as Deputy Director of Health Information & Strategic Planning for the  
 5 California Department of Public Health (collectively, the "Administration"), do not oppose the  
 6 County of Imperial of the State of California, Board of Supervisors of Imperial County, and  
 7 Isabel Vargas's Motion to Intervene (docket no. 311).

8 Dated: December 23, 2009

MENNEMEIER, GLASSMAN & STROUD LLP  
 KENNETH C. MENNEMEIER  
 ANDREW W. STROUD  
 KELCIE M. GOSLING  
 LANDON D. BAILEY

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12 By:

  
 \_\_\_\_\_  
 Andrew W. Stroud  
 Attorneys for Defendants Arnold Schwarzenegger,  
 Mark B. Horton, and Linette Scott

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1 Case Name: *Perry, et al. v. Schwarzenegger, et al.*;  
Case No: US District Court, Northern District, Case No. 3:09-cv-2292 VRW

3 **CERTIFICATE OF SERVICE**

4 I declare as follows:

5 I am a resident of the State of California and over the age of eighteen years, and  
6 not a party to the within action; my business address is 980 9th Street, Suite 1700, Sacramento,  
California 95814. On December 23, 2009, I served the within document(s):

7 **THE ADMINISTRATION DEFENDANTS' STATEMENT OF NON-OPPOSITION**  
8 **IN RESPONSE TO COUNTY OF IMPERIAL OF THE STATE OF CALIFORNIA,**  
9 **BOARD OF SUPERVISORS OF IMPERIAL COUNTY, AND ISABEL VARGAS'S**  
10 **MOTION TO INTERVENE**

10  by placing the document(s) listed above in a sealed Federal Express  
11 envelope and affixing a pre-paid air bill, and delivering to a Federal  
Express agent for delivery.

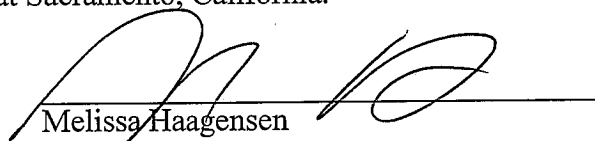
12  by placing the document(s) listed above in a sealed envelope, with postage  
13 thereon fully prepared, in the United States mail at Sacramento, California  
addressed as set forth below.

14 **SEE ATTACHED SERVICE LIST**

15 I am readily familiar with the firm's practice of collection and processing  
16 correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal  
Service on that same day with postage thereon fully prepared in the ordinary course of business.

17 I declare that I am employed in the office of a member of the bar of this Court at  
18 whose direction this service was made.

19 Executed on December 23, 2009, at Sacramento, California.

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22 Melissa Haagensen  
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**SERVICE LIST**

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