

United States District Court
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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

No C 09-2292 VRW
ORDER

Plaintiffs,

CITY AND COUNTY OF SAN FRANCISCO,

Plaintiff-Intervenor,

v

ARNOLD SCHWARZENEGGER, in his
official capacity as governor of
California; EDMUND G BROWN JR, in
his official capacity as attorney
general of California; MARK B
HORTON, in his official capacity
as director of the California
Department of Public Health and
state registrar of vital
statistics; LINETTE SCOTT, in her
official capacity as deputy
director of health information &
strategic planning for the
California Department of Public
Health; PATRICK O'CONNELL, in his
official capacity as clerk-
recorder of the County of
Alameda; and DEAN C LOGAN, in his
official capacity as registrar-
recorder/county clerk for the
County of Los Angeles,

Defendants,

DENNIS HOLLINGSWORTH, GAIL J
KNIGHT, MARTIN F GUTIERREZ,
HAKSHING WILLIAM TAM, MARK A
JANSSON and PROTECTMARRIAGE.COM -
YES ON 8, A PROJECT OF
CALIOFORNIA RENEWAL, as official
proponents of Proposition 8,

Defendant-Intervenors.

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I

Plaintiffs seek leave to file a motion to compel the deposition of Doug Swardstrom, a member of ProtectMarriage.com - Yes on 8 ad hoc executive committee. Doc #333. Swardstrom's identity as an executive committee member has only recently been disclosed to plaintiffs. Id. The court GRANTS leave to file the motion.

To resolve the matter promptly, plaintiffs shall file their motion not later than 7 PM PST on January 4, 2010. Proponents shall file their opposition not later than 5 PM PST on January 5, 2010. The court will hear the matter at the hearing previously scheduled for January 6, 2010 at 10 AM.

II

The court also wishes to hear the motion to intervene by Imperial County, Doc #311, at the January 6 hearing. It would be helpful to have Imperial County's reply memorandum before the January 6 hearing. Accordingly, Imperial County shall serve and file its reply memorandum, if any, not later than January 5, 2010 at 5 PM.

IT IS SO ORDERED.



VAUGHN R WALKER
United States District Chief Judge