

# **Exhibit G**

**Monagas, Enrique A.**

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**From:** Kaylan Phillips [kphillips@bopplaw.com]  
**Sent:** Tuesday, October 27, 2009 9:11 AM  
**To:** Dettmer, Ethan D.; Monagas, Enrique A.  
**Cc:** JBoppjr@aol.com  
**Subject:** RE: Perry v. Schwarzenegger, N.D. Cal. No. C 09-2292 VRW

Mr. Dettmer,

We've reviewed the subpoena. We do need more time to finalize our objections. However, so that we may begin to come to an agreement, we are providing an initial list of requirements below.

- 1) Jim is unavailable on November 9<sup>th</sup> as he will be arguing before the Eastern District of Louisiana on that day. We will seek our client's availability and provide alternative dates as soon as possible.
- 2) Regarding the deposition itself:
  - a. We do not agree to the deposition being videotaped;
  - b. Our client will not disclose his or her identity at any point.
- 3) Regarding any document production: all identifying information will be redacted prior to production.
- 4) Further, we will seek a protective order. We must have this order in place prior to the deposition. While we are still finalizing what will be included, at a minimum it will include:
  - a. All protections being afforded to the Proposition 8 committee;
  - b. Specific protections to preserve our client's anonymity;
  - c. An agreement that, if our client's identity is discovered, the parties will agree to keep the client anonymous (absent a court order to the contrary).

I look forward to working with you.

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From: EDettmer@gibsondunn.com  
To: jboppjr@aol.com  
CC: EMonagas@gibsondunn.com  
Sent: 10/26/2009 6:54:07 P.M. Eastern Daylight Time  
Subj: Perry v. Schwarzenegger, N.D. Cal. No. C 09-2292 VRW

Dear Jim:

Thanks again for taking the time to talk with us earlier today, and thanks very much for accepting service of this subpoena by email on your client's behalf. As we discussed, the attached subpoena is directed to "Unnamed 'Yes on 8' Ad Hoc Committee Member" because the Prop 8 Proponents have not divulged the individual's name. Although we have noticed the production and deposition for November 9 here in San Francisco, we would certainly like to discuss with you your client's responses and the time and place of deposition so as to make them as convenient as possible, while still abiding by the Court's schedule.

For your convenience, I have also attached copies of the Court's recent orders related to the Prop 8 Proponents' First Amendment objections.

I look forward to talking with you again shortly.

Best,

Ethan

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<<2009-10-26 Plaintiffs' Subpoena to Unnamed Yes on 8 Ad Hoc Committee Member.pdf>> <<2009-10-01 Court Order re Protective Order.pdf>> <<2009-10-23 Court Order Denying Motion to Stay.pdf>>

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