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12

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15

16 KRISTIN M. PERRY, et al.,
17 Plaintiffs,
18 and
19 CITY AND COUNTY OF SAN FRANCISCO,
20 Plaintiff-Intervenor,
21 v.
22 ARNOLD SCHWARZENEGGER, et al.,
23 Defendants,
24 and
25 PROPOSITION 8 OFFICIAL PROPONENTS
26 DENNIS HOLLINGSWORTH, et al.,
27 Defendant-Intervenors.
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No. C 09-CV-2292 VRW

**MOTION FOR LEAVE TO FILE
BRIEF OF AMICUS CURIAE
NATIONAL GAY AND LESBIAN
TASK FORCE FOUNDATION IN
SUPPORT OF PLAINTIFFS**

Judge: Hon. Vaughn R. Walker
Dep't: Courtroom 8

1 The National Gay and Lesbian Task Force Foundation (“the Task Force”) hereby moves
2 this Court for leave to file an amicus curiae brief in support of Plaintiffs in this action. For the
3 reasons set forth below, the Task Force believes that its proposed brief will be of benefit to the
4 Court in considering the issues before it.

5 Founded in 1973, the Task Force is the oldest national lesbian, gay, bisexual and
6 transgender (LGBT) civil rights and advocacy organization. With members in every U.S. state,
7 the Task Force works to build the grassroots political power of the LGBT community by training
8 state and local activists and leaders; conducting LGBT-related research and data analysis; and
9 organizing broad-based campaigns to advance pro-LGBT legislation and to defeat anti-LGBT
10 referenda. As part of a broader social justice movement, the Task Force works to create a world
11 in which all people may fully participate in society, including the full and equal participation of
12 same-sex couples in the institution of civil marriage.

13 The Task Force believes that its views about the state’s distinction between marriage and
14 domestic partnership can supplement the arguments already before the Court in this case.
15 Specifically, the Task Force’s proposed amicus brief argues that the state’s dual framework for
16 recognizing relationships violates the United States Constitution’s equal protection guarantee in
17 two ways: (1) it denies same-sex couples access to marriage’s unique social value; and (2) it
18 expresses an impermissibly disfavoring message about the worth of same-sex couples relative to
19 different-sex couples. The Task Force concurs with other arguments made by Plaintiffs and their
20 supporting amici, but does not repeat those arguments in its brief.

21 Because the Task Force represents the interests of many Californians whose well being
22 could be adversely affected by the Court’s decision in this case, and because it has developed an
23 argument that is not advanced in briefing already before the Court, the Task Force believes it can
24 assist the Court in its consideration of the important questions presented in this trial.
25 Accordingly, the Task Force requests leave to file the accompanying brief amicus curiae.

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