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 18 PROJECT OF CALIFORNIA RENEWAL

19 * Admitted *pro hac vice*

20 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA

21 KRISTIN M. PERRY, SANDRA B. STIER,
 22 PAUL T. KATAMI, and JEFFREY J.
 23 ZARRILLO,

24 Plaintiffs,

25 v.

26 ARNOLD SCHWARZENEGGER, in his official
 capacity as Governor of California; EDMUND
 27 G. BROWN, JR., in his official capacity as
 28 Attorney General of California; MARK B.

CASE NO. 09-CV-2292 VRW

**[PROPOSED] ORDER GRANTING
 DEFENDANT-INTERVENORS'
 MOTION FOR PROTECTIVE
 ORDER**

Date: September 25, 2009
 Time: 10:00 a.m.
 Judge: Chief Judge Vaughn R. Walker
 Location: Courtroom 6, 17th Floor

1 HORTON, in his official capacity as Director of
2 the California Department of Public Health and
3 State Registrar of Vital Statistics; LINETTE
4 SCOTT, in her official capacity as Deputy
5 Director of Health Information & Strategic
6 Planning for the California Department of Public
7 Health; PATRICK O'CONNELL, in his official
8 capacity as Clerk-Recorder for the County of
9 Alameda; and DEAN C. LOGAN, in his official
10 capacity as Registrar-Recorder/County Clerk for
11 the County of Los Angeles,

12 Defendants,

13 and

14 PROPOSITION 8 OFFICIAL PROPONENTS
15 DENNIS HOLLINGSWORTH, GAIL J.
16 KNIGHT, MARTIN F. GUTIERREZ, HAK-
17 SHING WILLIAM TAM, and MARK A.
18 JANSSON; and PROTECTMARRIAGE.COM –
19 YES ON 8, A PROJECT OF CALIFORNIA
20 RENEWAL,

21 Defendant-Intervenors.

22 Additional Counsel for Defendant-Intervenors

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* Admitted *pro hac vice*

1 Defendant-Intervenors have demonstrated that discovery into nonpublic materials and
2 nonpublic information related to the campaign surrounding Proposition 8—materials and
3 information that were never available to the electorate at large—are irrelevant to any issue in this
4 case and are privileged from discovery and disclosure under the First Amendment. Accordingly,
5 no person, political committee, corporation or any other organization—whether or not a party to
6 this case—shall be required to produce nonpublic materials or information or to give testimony
7 about such materials or information. For purposes of this order, the term nonpublic covers all
8 communications except those disseminated on television, radio, websites that were openly
9 available to the public at large, or through speeches that were openly available to the public at
10 large, and printed material available to the public at large. Therefore, the Court finds that
11 Defendant-Intervenors’ Motion for a Protective Order is **GRANTED**.
12

13 **THE COURT THEREFORE ENTERS A PROTECTIVE ORDER** barring any party
14 from taking discovery as detailed in this Order.
15

16 Dated the _____ of _____, 2009

17 _____
18 Chief Judge Vaughn R. Walker
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