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CLERK U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIF.  
LOS ANGELES  
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FILED  
CLERK US DISTRICT COURT  
JUN - 2 2004  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY  
BY [signature]

PLANNED

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

CN04-3318

PETER BENAVIDEZ; PAMELA HILL;  
MITCH POMERANTZ; DEBORAH  
MILES; JAMES TROESH; AUDREY  
HARTHORN; JESSIE LORENZ;  
BYRON YAN; PAUL LONGMORE;  
RHONDA KING; SCOTT TAYLOR;  
JEREMY JOHANSEN; AMERICAN  
ASSOCIATION OF PEOPLE WITH  
DISABILITIES; CALIFORNIA  
COUNCIL OF THE BLIND, INC.;  
CALIFORNIA FOUNDATION FOR  
INDEPENDENT LIVING CENTERS;  
RIVERSIDE COUNTY; and  
MISCHELLE TOWNSEND as Registrar  
of Riverside County in her official  
capacity,

Plaintiffs,

vs.

KEVIN SHELLEY, as Secretary of State  
for the State of California

Defendant.

Case No. ~~CN 043318~~ FMC (PJWx)

Hon. Florence-Marie Cooper

**ORDER GRANTING  
PLAINTIFFS' EX PARTE  
APPLICATION TO CONTINUE  
HEARING DATE FOR PLAINTIFFS'  
MOTION FOR TRO/PRELIMINARY  
INJUNCTION**

Hearing Date: June 11, 2004  
Time: 2:30 pm  
Place: Courtroom 750  
Roybal Federal Courthouse

DOCKETED ON CM  
JUN - 7 2004  
BY [signature] 005

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ORIGINAL


1           BASED ON GOOD CAUSE APPEARING TO THIS COURT, IT IS ORDERED  
2 THAT Plaintiffs' *Ex Parte* Application to Continue the Hearing Date and Briefing  
3 Schedule for Plaintiffs' Motion for TRO/Preliminary Injunction is GRANTED.

4           IT IS FURTHER ORDERED THAT the new hearing date and time for Plaintiffs'  
5 Motion is set for ~~June~~ <sup>July</sup> 2, 2004 at 9<sup>00</sup> ~~pm~~ <sup>am</sup>.

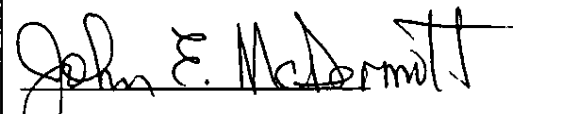
6           IT IS ALSO FURTHER ORDERED THAT any surreply briefs filed by the  
7 Secretary of State and any amicus parties are now due on June ~~14~~ <sup>21</sup>, 2004, with the same  
8 page limit restrictions as previously ordered by this Court.

9  
10           IT IS SO ORDERED.

11  
12 Dated: June 2, 2004

  
The Honorable Florence-Marie Cooper  
United States District Court Judge

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18 Presented by:

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20   
21 John E. McDermott  
22 Howrey Simon Arnold & White, LLP  
23 Attorneys for Plaintiffs  
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**PROOF OF SERVICE**

SCANNED

STATE OF CALIFORNIA }  
COUNTY OF LOS ANGELES } ss.:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 550 South Hope Street, Suite 1100, Los Angeles, California 90071.

On June 1, 2004, I served on the interested parties in said action the within:

**[PROPOSED] ORDER GRANTING PLAINTIFFS' EX PARTE APPLICATION TO CONTINUE HEARING DATE FOR PLAINTIFFS' MOTION FOR TRO/PRELIMINARY INJUNCTION**

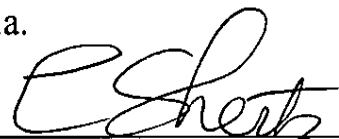
X  **VIA MAIL.** I am readily familiar with this firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 day after date of deposit for mailing in affidavit.

X  **VIA FACSIMILE** (CCP § 1013e). I caused the said documents to be transmitted by Facsimile machine transmission to each interested party at the facsimile machine telephone number shows as stated on the attached service list.

I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Executed on June 1, 2004, at Los Angeles, California.

Christiane Shertz  
(Type or print name)

  
(Signature)

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