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Supreme Court Issues New Order in Proposition 8 Cases

Proponents of Proposition 8 To Be Allowed to Respond to New Issue Raised by Attorney General

San Francisco—The California Supreme Court today issued an order granting the official proponents of Proposition 8 permission to file a brief responding to the new issue that was raised in the state Attorney General's answer brief filed on Friday, December 19, 2008.

In an earlier order, the court had granted the official proponents of Proposition 8 permission to intervene in and to participate as a formal party in each of the three Proposition 8 cases now pending in the court. The interveners filed their own brief on December 19, 2008, but that brief did not address the new issue raised in the Attorney General's answer brief.

The order issued today permits the interveners' brief to be filed on or before January 5, 2008.

The order is attached.

On December 19, 2008, the Supreme Court issued an order that set forth all the briefing deadlines in the Proposition 8 cases. That order follows the news release at this link:

<http://www.courtinfo.ca.gov/presscenter/newsreleases/NR66-08.PDF> .

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S168047/S168066/S168078
IN THE SUPREME COURT OF CALIFORNIA
En Banc

KAREN L. STRAUSS et al., Petitioners,
v.
MARK B. HORTON et al., State Registrar of Vital Statistics, etc., Respondents;
DENNIS HOLLINGSWORTH et al., Intervenors.

ROBIN TYLER et al., Petitioners,
v.
STATE OF CALIFORNIA et al., Respondents;
DENNIS HOLLINGSWORTH et al., Intervenors.

CITY AND COUNTY OF SAN FRANCISCO et al., Petitioners,
v.
MARK B. HORTON et al., as State Registrar of Vital Statistics, etc.,
Respondents;
DENNIS HOLLINGSWORTH et al., Intervenors.

In light of the new issue set forth at pages 75-90 in the Answer Brief filed by the Attorney General on December 19, 2008, in each of these cases, the court grants intervenors permission to file a brief in the San Francisco Office of the Supreme Court, on or before January 5, 2009, responding to that issue.

Chief Justice