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4 IN THE CIRCUIT COURT OF THE STATE OF OREGON
5 FOR THE COUNTY OF MULTNOMAH
6

7 MARY LI and REBECCA KENNEDY;
8 STEPHEN KNOX, M.D., and ERIC
9 WARSHAW, M.D.; KELLY BURKE and
10 DOLORES DOYLE; DONNA POTTER and
11 PAMELA MOEN; DOMINICK VETRI and
12 DOUGLAS DEWITT; SALLY SHEKLOW
and ENID LEFTON; IRENE FARRERA and
NINA KORICAN; WALTER FRANKEL and
CURTIS KIEFER; JULIE WILLIAMS and
COLEEN BELISLE; BASIC RIGHTS
OREGON; and AMERICAN CIVIL
LIBERTIES UNION OF OREGON,

13 Plaintiffs,

14 and

15 MULTNOMAH COUNTY,

16 Intervenor-Plaintiff,

17 v.

18 STATE OF OREGON; THEODORE
19 KULONGOSKI, in his official capacity as
20 Governor of the State of Oregon, HARDY
21 MYERS, in his official capacity as Attorney
22 General of the State of Oregon; GARY
23 WEEKS, in his official capacity as Director of
the Department of Human Services of the
State of Oregon; and JENNIFER
WOODWARD, in her official capacity as
State Registrar of the State of Oregon,

24 Defendants,

25 and
26

Case No. 0403-03057

DEFENDANTS' MOTION FOR A PARTIAL
STAY OF JUDGMENT PENDING APPEAL

**(EXPEDITED CONSIDERATION
REQUESTED)**

1 DEFENSE OF MARRIAGE COALITION,
2 CECIL MICHAEL THOMAS, NANCY JO
3 THOMAS, DAN MATES and DICK
4 OSBORNE,

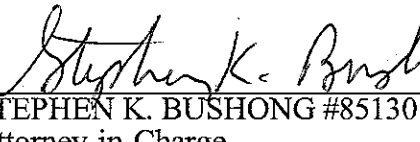
Intervenor-Defendants.

5 Pursuant to ORCP 72 and ORS 19.350, defendants move to stay paragraphs (3) and (4) of
6 the Limited Judgment signed on April 29, 2004, pending resolution of this case on appeal.
7 Alternatively, if a partial stay pending resolution on appeal is not granted, defendants move to
8 stay paragraphs (3) and (4) of the judgment temporarily, sufficient to give an appellate court the
9 opportunity to rule on defendants' motion for partial stay of the judgment pending appeal. Oral
10 argument is not requested, but expedited condition is requested so that the court may consider
11 defendants' motion before defendants are required to implement the judgment. This motion is
12 based on the records and file herein and the State's supporting memorandum submitted herewith.

13 DATED this 4th day of May, 2004.

14 Respectfully submitted,

15 HARDY MYERS
16 Attorney General

17 
18 STEPHEN K. BUSHONG #85130
19 Attorney-in-Charge
20 Trial Attorney
21 Of Attorneys for Defendants
22 1162 Court Street NE
23 Salem, OR 97301-4096
24 (503) 378-6313
25
26

CERTIFICATE OF SERVICE

I certify that on May 5, 2004, I served the foregoing DEFENDANTS' MOTION FOR PARTIAL STAY OF JUDGMENT PENDING APPEAL upon the parties hereto by the method indicated below, and addressed to the following:

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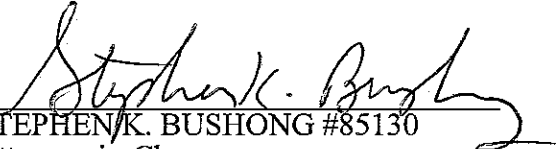
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