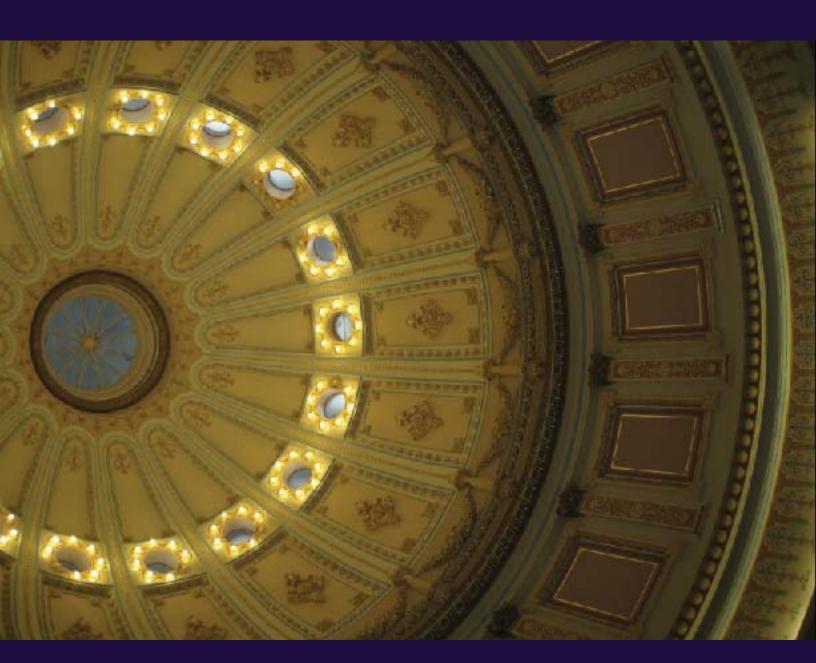
# Exhibit 2

Exhibit to Pls.' Memo in Supp. of Mot. for Summ. J.

## Statement of Vote November 4, 2008, General Election





California Secretary of State Debra Bowen

### Case 2:09-cv-00058-MCE\_DAD\_Document 246-3 Filed 08/25/11 Page 3 of 4 VOTES FOR AND AGAINST NOVEMBER 4, 2008, STATE BALLOT MEASURES

| State Ballot<br>Measure Number | For       |         | Against   |         |
|--------------------------------|-----------|---------|-----------|---------|
|                                | Votes     | Percent | Votes     | Percent |
| 1A                             | 6,680,485 | 52.70%  | 6,015,944 | 47.30%  |
| 2                              | 8,203,769 | 63.50%  | 4,731,738 | 36.50%  |
| 3                              | 6,984,319 | 55.30%  | 5,654,586 | 44.70%  |
| 4                              | 6,220,473 | 48.00%  | 6,728,478 | 52.00%  |
| 5                              | 5,155,206 | 40.50%  | 7,566,783 | 59.50%  |
| 6                              | 3,824,372 | 30.80%  | 8,559,647 | 69.20%  |
| 7                              | 4,502,235 | 35.50%  | 8,155,181 | 64.50%  |
| 8                              | 7,001,084 | 52.30%  | 6,401,482 | 47.70%  |
| 9                              | 6,682,465 | 53.90%  | 5,728,968 | 46.10%  |
| 10                             | 5,098,666 | 40.50%  | 7,464,154 | 59.50%  |
| 11                             | 6,095,033 | 50.90%  | 5,897,655 | 49.10%  |
| 12                             | 7,807,630 | 63.60%  | 4,481,196 | 36.40%  |

#### **Effective Date of State Ballot Measures**

"An initiative...approved by a majority of votes thereon takes effect the day after the election unless the measure provides otherwise... If provisions of two or more measures approved at the same election conflict, those [provisions] of the measure receiving the highest affirmative vote shall prevail."

California Constitution, Article II, Section 10.

"A proposed [legislative] amendment or revision shall be submitted to the electors and if approved by a majority of votes thereon takes effect the day after the election unless the measure provides otherwise. If a provision of two or more measures approved at the same election conflict, those [provisions] of the measure receiving the highest affirmative vote shall prevail."

California Constitution, Article XVIII, Section 4.

Bond proposals submitted to the electors by the Legislature also become effective upon approval by a majority of votes thereon.

California Constitution, Article XVI, Section 1.

#### **Certificate of the Secretary of State**

I, DEBRA BOWEN, Secretary of State of the State of California, hereby certify:

That the following is a full, true, and correct statement of the result of the official canvass of the returns of the November 4, 2008, General Election.



IN WITNESS WHEREOF, I

hereunto set my hand and affix the Great Seal of California, at Sacramento, this 13th day of December, 2008.

**DEBRA BOWEN**Secretary of State