

No. 02-102

IN THE
Supreme Court of the United States

JOHN GEDDES LAWRENCE and TYRON GARNER,
Petitioners,

v.

STATE OF TEXAS,
Respondent.

**On Petition for a Writ of Certiorari to the
United States Court of Appeals of Texas
Fourteenth District**

**MOTION FOR LEAVE TO FILE BRIEF
AMICUS CURIAE AND BRIEF OF AMICUS CURIAE,
PRO FAMILY LAW CENTER,
IN SUPPORT OF DENYING REVIEW**

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This motion is made pursuant to Supreme Court Rule 37.2. Permission from the other parties has not been granted for the filing of this *amicus* brief.

Filing of this brief will be helpful to the court as *Amicus Curiae* is familiar with the issues in this case.

Amicus Curiae, Pro-Family Law Center (PFLC), is a division of Abiding Truth Ministries, a non-profit corporation organized under the laws of the state of California. PFLC is dedicated to protecting marriage and the natural family and opposing the legitimization of homosexuality and related conduct in American society. It has been active in formulating and analyzing public policy related to homosexuality and in public advocacy of family values since its founding in 1999.

PFLC director, Scott Douglas Lively, is an attorney licensed to practice law in the State of California and an

internationally recognized expert on the topic of homosexuality in society. On behalf of PFLC, Mr. Lively has served as an advisor and consultant to family values activists and organizations globally, and has addressed conferences on these issues in the United States, Canada, Great Britain and East Africa.

PFLC's extensive involvement in the public discussion of homosexuality and related conduct enable it to provide this Court with an important perspective. In this brief, PFLC addresses the Equal Protection challenge to the Texas Homosexual Conduct Law and the rational basis for treating same-sex and opposite-sex sodomy differently under the law. PFLC urges the Court to deny Petitioner's Writ of Certiorari to overturn the Homosexual Conduct Law.

Moreover, both attorneys from the *UNITED STATES JUSTICE FOUNDATION* have served as legal experts to the State of California's Legislature (hearings on civil unions). Counsel of Record has served as an expert to the Marriage Law Project of the Catholic University of America on same-sex relations and their impact on recognized institutions in American culture.

There are only a limited number of law firms who regularly address homosexual issues and legislation on a regular basis. *Amicus Curiae* and its Counsel of Record both do so and offer this brief to assist the Court.

Respectfully submitted,

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