

1 C. D. Michel - SBN 144258
Clinton B. Monfort - SBN 255609
2 Sean A. Brady - SBN 262007
MICHEL & ASSOCIATES, P.C.
3 180 East Ocean Blvd., Suite 200
Long Beach, CA 90802
4 Telephone: (562) 216-4444
Fax: (562) 216-4445
5 Email: cmichel@michellawyers.com

6 Attorneys for Plaintiffs/Petitioners

FILED

AUG 24 2011

FRESNO COUNTY SUPERIOR COURT
By _____ DEPUTY

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8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF FRESNO

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11 SHERIFF CLAY PARKER, TEHAMA) CASE NO. 10CECG02116
COUNTY SHERIFF; HERB BAUER)
12 SPORTING GOODS; CALIFORNIA RIFLE)
AND PISTOL ASSOCIATION) **DECLARATION OF RAY T. GILES**
13 FOUNDATION; ABLE'S SPORTING,) **IN SUPPORT OF PLAINTIFFS'**
INC.; RTG SPORTING COLLECTIBLES,) **MOTION FOR ATTORNEYS FEES**
14 LLC; AND STEVEN STONECIPHER,)

15) Date: August 31, 2011
16 Plaintiffs and Petitioners,) Time: 3:30 p.m.
17 vs.) Location: Dept. 402
) Judge: Hon. Jeffrey Y. Hamilton
) Action Filed: June 17, 2010

18 THE STATE OF CALIFORNIA; KAMALA)
D. HARRIS, in her official capacity as)
Attorney General for the State of California;)
19 THE CALIFORNIA DEPARTMENT OF)
JUSTICE; and DOES 1-25,)

20)
21 Defendants and Respondents.)

FILED BY FAX

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1 DECLARATION OF RAY T. GILES

2 I, Ray T. Giles, declare as follows:

3 1. I am the owner of RTG Sporting Collectibles, LLC, a Texas limited liability company that
4 sells and ships directly to California residents a variety of ammunition that can be used
5 interchangeably between handguns and rifles, but which are primarily sold as collectibles.

6 2. I have reviewed records of the annual sales and profits of RTG Sporting Collectibles, Inc., and
7 examined profits generated specifically from ammunition sales in the past year.

8 3. While RTG Sporting Collectibles, LLC, does not track its ammunition sales by state, I have
9 reviewed its United Parcel Service (UPS) shipping records to determine approximately how many
10 customers are residents of California.

11 4. Based on my review of RTG Sporting Collectibles' annual profits and its UPS shipping
12 records, I understand that RTG Sporting Collectibles made approximately \$2190.00 in profit, before
13 taxes, from ammunition sales to California in 2010.

14 5. While the enforcement of Penal Code section 12318 would have impacted RTG Sporting
15 Collectibles' annual profits from the California ammunition market, I cannot determine the full value
16 of any profit loss because it is impossible to know how long the law would have remained in effect and
17 how many of RTG Sporting Collectibles' customers would have been exempt from the face-to-face
18 requirement pursuant to section 12318C. Further, factors such as the economy, the political climate,
19 shipping costs, and fluctuations in the cost of ammunition also impact RTG Sporting Collectibles'
20 ammunition sales and gross profits.

21 I declare under penalty of perjury under the laws of the State of California that the foregoing is
22 true and correct.

23 Dated: August 22, 2011

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25 Ray T. Giles
26 Declarant
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1 PROOF OF SERVICE

2 STATE OF CALIFORNIA

3 COUNTY OF FRESNO

4 I, Claudia Ayala, am employed in the City of Long Beach, Los Angeles County, California. I am
5 over the age eighteen (18) years and am not a party to the within action. My business address is 180
East Ocean Blvd., Suite 200, Long Beach, California 90802.

6 On August 24, 2011, I served the foregoing document(s) described as

7 **DECLARATION OF RAY T. GILES IN SUPPORT OF**
8 **PLAINTIFFS' MOTION FOR ATTORNEYS FEES**

9 on the interested parties in this action by placing

10 the original

11 a true and correct copy

12 thereof enclosed in sealed envelope(s) addressed as follows:

13 Kamala D. Harris
14 Attorney General of California
15 Zackery P. Morazzini
16 Supervising Deputy Attorney General
17 Peter A. Krause
18 Deputy Attorney General
19 1300 I Street, Suite 125
20 Sacramento, CA 94244-2550

21 — (BY MAIL) As follows: I am "readily familiar" with the firm's practice of collection and
22 processing correspondence for mailing. Under the practice it would be deposited with the U.S.
23 Postal Service on that same day with postage thereon fully prepaid at Long Beach, California, in
24 the ordinary course of business. I am aware that on motion of the party served, service is
25 presumed invalid if postal cancellation date is more than one day after date of deposit for mailing
26 an affidavit.

27 Executed on August 24, 2011, at Long Beach, California.

28 — (PERSONAL SERVICE) I caused such envelope to delivered by hand to the offices of the
addressee.

Executed on August 24, 2011, at Long Beach, California.

X (VIA OVERNIGHT MAIL) As follows: I am "readily familiar" with the firm's practice of
collection and processing correspondence for overnight delivery by UPS/FED-EX. Under the
practice it would be deposited with a facility regularly maintained by UPS/FED-EX for receipt on
the same day in the ordinary course of business. Such envelope was sealed and placed for
collection and delivery by UPS/FED-EX with delivery fees paid or provided for in accordance
with ordinary business practices.

Executed on August 24, 2011, at Long Beach, California.

X (STATE) I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

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CLAUDIA AYALA