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9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA

13 **TRACY RIFLE AND PISTOL LLC;**
 14 **MICHAEL BARYLA; TEN PERCENT**
 15 **FIREARMS; WESLEY MORRIS;**
 16 **SACRAMENTO BLACK RIFLE, INC.;**
ROBERT ADAMS; PRK ARMS, INC.; and
JEFFREY MULLEN,

17 Plaintiffs,

18 v.

19 **KAMALA D. HARRIS, in her official**
 20 **capacity as Attorney General of California;**
 21 **and STEPHEN J. LINDLEY, in his official**
 22 **capacity as Chief of the California**
Department of Justice Bureau of Firearms,

23 Defendants.

2:14-cv-02626-TLN-DAD

DECLARATION OF NELSON R. RICHARDS IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION

Date: March 12, 2015
 Time: 2:00 p.m.
 Judge: Hon. Troy L. Nunley
 Action Filed: Nov. 10, 2014

1 I, NELSON R. RICHARDS, declare:

2 1. I am a Deputy Attorney General with the California Department of Justice, Office of
3 the Attorney General, and an attorney for Defendants Kamala D. Harris, in her official capacity as
4 Attorney General of California, and Stephen J. Lindley, in his official capacity as Chief of the
5 California Department of Justice Bureau of Firearms (collectively, "Defendants") in this matter. I
6 am an attorney at law duly licensed to practice before all courts of the State of California and
7 admitted to practice before the United States District Court for the Eastern District of California.
8 I have personal knowledge of the facts set forth below and if called as a witness, I could and
9 would competently testify to them.

10 2. This declaration is made in support of Defendants' Opposition to Plaintiffs' Motion
11 for Preliminary Injunction.

12 3. Exhibit 1 is a true and correct copy of California's 1917 Firearms law, 1917 Cal. Stat.
13 ch. 145. I obtained a copy of the law from the print source.

14 4. Exhibit 2 is a true and correct copy of the *Proceedings of the Thirty-Fourth Annual*
15 *Meeting of the National Conference of Commissioners on Uniform State Laws*, 47 Ann. Rep.
16 A.B.A. 522 (1924). I obtained a copy of this publication from the HeinOnline archive service.

17 5. Exhibit 3 is a true and correct copy of the *Handbook of the National Conference of*
18 *Commissioners on Uniform State Laws* 728-32 (1924). I obtained a copy of this publication from
19 the print source.

20 6. Exhibit 4 is a true and correct copy of California's 1923 Firearms law, 1923 Cal. Stat.
21 ch. 339. I obtained a copy of the law from the print source.

22 7. Exhibit 5 is a true and correct copy of Charles V. Imlay, *The Uniform Firearms Act*,
23 12 A.B.A. J. 767, 767 (1926). I obtained a copy of this publication from the HeinOnline archive
24 service.

25 8. Exhibit 6 is a true and correct copy of *New Firearms Law Effective on August 7*, S.F.
26 Chron., July 15, 1923. I obtained a copy of the article from San Francisco Chronicle microfilm in
27 the archive of the California State Library.

1 9. Exhibit 7 is a true and correct copy of the Washington D.C.'s 1922 firearms law,
2 S. 4012, 67th Cong. (1922). I obtained a copy of this publication from the print version of the
3 congressional record.

4 10. Exhibit 8 is a true and correct copy of the Committee on Law Enforcement's *For a*
5 *Better Enforcement of the Law*, 8 A.B.A. J. 588 (1922). I obtained a copy of this publication
6 from the HeinOnline archive service.

7 11. Exhibit 9 is a true and correct copy of the 1929 *Report of the California Crime*
8 *Commission*. I obtained a copy of this publication from the print version.

9 12. Exhibit 10 is a true and correct copy of the Report of the Standing Committee on
10 Uniform State Laws, Report of the Forty-Ninth Annual Meeting of the American Bar Association
11 (1926). I obtained a copy of this publication from the print version.

12 13. Exhibit 11 is a true and correct copy of Kamala D. Harris, Attorney General,
13 *Homicide in California, 2013* (2013). The document is available on the Attorney General's
14 website at: <http://oag.ca.gov/publications>.

15 14. Exhibit 12 is a true and correct copy of Kamala D. Harris, Attorney General, *2013*
16 *Firearms Used in the Commission of Crimes* (2013). The document is available on the Attorney
17 General's website at: <http://oag.ca.gov/publications>.

18 15. Exhibit 13 is a true and correct copy of Bureau of Justice Statistics, U.S. Department
19 of Justice, *Firearm Violence, 1993-2011* (2013). The document is available on the U.S.
20 Department of Justice's website at: <http://www.bjs.gov/index.cfm?iid=4616&ty=pbdetail>.

21 16. Exhibit 14 is a true and correct copy of printout from the California Department of
22 Public Health's California Violent Death Reporting System reporting handgun suicides in
23 California for the years 2005 through 2009. The document can be reproduced using the
24 California Department of Public Health's website at: <http://epicenter.cdph.ca.gov/>.

25 17. Exhibit 15 is a true and correct copy of John Henry Sloan et al., *Handgun*
26 *Regulations, Crime, Assaults, and Homicide: A Tale of Two Cities*, 318 New Eng. J. Med. 913
27 (1988). A copy is available for a fee on the New England Journal of Medicine's website at:
28 <http://www.nejm.org/doi/full/10.1056/NEJM198811103191905>.

1 18. Exhibit 16 is a true and correct copy of Michael Siegel et al., *The Relationship*
2 *Between Gun Ownership and Firearm Homicide Rates in the United States, 1981-2010*, 103 Am.
3 J. Pub. Health 2098 (2013). The publication is available for a fee on the American Journal of
4 Public Health's website at: <http://ajph.aphapublications.org/doi/abs/10.2105/AJPH.2013.301409>.

5 19. Exhibit 17 is a true and correct copy of Peter Cummings et al., *The Association*
6 *Between the Purchase of a Handgun and Homicide or Suicide*, 87 Am. J. Pub. Health 974 (1997).
7 A free copy is available on the American Journal of Public Health's website at:
8 <http://ajph.aphapublications.org/doi/abs/10.2105/AJPH.87.6.974>.

9 20. Exhibit 18 is a true and correct copy of Garen J. Wintemute et al., *Mortality Among*
10 *Recent Purchasers of Handguns*, 341 New Eng. J. Med. 1583 (1999). A free copy is available on
11 the New England Journal of Medicine's website:
12 <http://www.nejm.org/doi/full/10.1056/NEJM199911183412106>.

13 21. Exhibit 19 is a true and correct copy of K.M. Grassel et al., *Association Between*
14 *Handgun Purchase and Mortality from Firearm Injury*, 9 Injury Prevention 48 (2003). A free
15 copy is available on journal Injury Prevention's website at:
16 <http://injuryprevention.bmj.com/content/9/1/48.full>.

17 22. Exhibit 20 is a true and correct copy of Mathew Miller & David Hemenway, *Guns*
18 *and Suicide in the United States*, 359 New Eng. J. Med. 898 (2008). A free copy is available on
19 the New England Journal of Medicine's website:
20 <http://www.nejm.org/doi/full/10.1056/NEJMp0805923>.

21
22 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and
23 correct.

24 Executed on: February 23, 2015

25
26 /s/ Nelson R. Richards
27 NELSON R. RICHARDS
28 Deputy Attorney General

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