

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

SHERIFF CLAY PARKER, TEHAMA  
COUNTY SHERIFF; HERB BAUER  
SPORTING GOODS; CALIFORNIA  
RIFLE AND PISTOL ASSOCIATION  
FOUNDATION; ABLE'S SPORTING,  
INC.; RTG SPORTING  
COLLECTIBLES, LLC; AND  
STEVEN STONECIPHER,

Case No. S215265

Plaintiffs and  
Respondents,

v.

THE STATE OF CALIFORNIA;  
KAMALA D. HARRIS, in her official  
capacity as Attorney General for the  
State of California; AND THE  
CALIFORNIA DEPARTMENT OF  
JUSTICE,

Defendants and  
Appellants.

Fifth Appellate District, Case Nos. F062490, F062709  
Fresno County Superior Court, Case No. 10CECG02116  
The Honorable Jeffrey Y. Hamilton, Judge

**MEMORANDUM OF POINTS AND AUTHORTIES IN SUPPORT OF  
MOTION BY LAWRENCE G. KEANE TO APPEAR AS COUNSEL *PRO*  
*HAC VICE***

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***Attorneys for Amicus Curiae***  
**The National Shooting Sports Foundation, Inc.**

Lawrence G. Keane submits these points and authorities in support of his motion for an order permitting him to appear as counsel *pro hac vice* for *Amicus Curiae* The National Shooting Sports Foundation, Inc., which intends to apply to the Chief Justice for permission to file an *amicus curiae* brief in this case.

**GOOD CAUSE EXISTS FOR PERMITTING LAWRENCE G. KEANE  
TO APPEAR AS COUNSEL PRO HAC VICE IN THIS ACTION**

Lawrence G. Keane is an attorney at law duly licensed to practice in the State of Connecticut and is General Counsel for *Amicus Curiae* The National Shooting Sports Foundation, Inc. He also serves as Senior Vice President and Assistant Secretary for the company. He is a member in good standing of the Bar of the State of Connecticut (admitted on April 22, 2003). He is eligible to practice before all of the following courts:

- New York Supreme Court, Appellate Division, Second Judicial Department -- Admitted 1989;
- U.S. District Court for the Southern District of New York -- Admitted April 8, 1991 (White Plains);
- U.S. District Court for the Eastern District of New York -- Admitted May 3, 1991 (Brooklyn);
- U.S. Supreme Court -- Admitted April 3, 1995;
- U.S. Court of Appeals for the Second Circuit -- Admitted July 22, 1999;
- Connecticut Superior Court -- Admitted April 22, 2003;
- U.S. District Court for the District of Columbia -- Admitted *Pro Hac Vice* August 11, 2011;
- U.S. District Court for the District of Arizona -- Admitted *Pro Hac Vice* February 8, 2013;
- U.S. District Court for the District of Connecticut -- Admitted October 21, 2013;

- Santa Clara County Superior Court, State of California -- Admitted *Pro Hac Vice* February 4, 2014;
- Fresno County Superior Court, State of California -- Admitted *Pro Hac Vice* March 18, 2014;
- Contra Costa County Superior Court, State of California -- Admitted *Pro Hac Vice* April 4, 2014; and
- United States Court of Appeals for the Ninth Circuit -- Admitted May 22, 2014.

He is a member of the Connecticut State Bar and is not currently suspended or disbarred in any of these courts.

Mr. Keane is General Counsel and represents *Amicus Curiae* The National Shooting Sports Foundation, Inc., in this matter. In the last two years, he applied to appear *pro hac vice* in the State of California, in the following cases:

- *U.S. Firearms Company LLC, et al. v. City of Sunnyvale, et al.*, Santa Clara County Superior Court, Case No. 1-13-CV-257353, on January 10, 2014. His application was granted on February 4, 2014.
- *National Shooting Sports Foundation, Inc., et al. v. State of California, et al.*, Fresno County Superior Court, Case No. 14CECG00068, on February 20, 2014. His application was granted on March 18, 2014.
- *City Arms East, LLC, et al. v. City of Pleasant Hill, et al.*, Contra Costa County Superior Court, Case No. N13-1922, on February 19, 2014. His application was granted on April 4, 2014.

Mr. Keane seeks permission, pursuant to California Rule of Court 9.40, to appear as counsel *pro hac vice*. Robert C. Wright, of Wright, L'Estrange & Ergastolo, an active member of the State Bar of California, is one of the

attorneys of record in this matter for *Amicus Curiae* The National Shooting Sports Foundation, Inc.

California Rule of Court 9.40(a) provides that:

A person who is not a member of the State Bar of California but who is a member in good standing of and eligible to practice before the bar of any United States court or the highest court in any state, territory, or insular possession of the United States, and who has been retained to appear in a particular cause pending in a court of this state, may in the discretion of such court be permitted upon written application to appear as counsel *pro hac vice*, provided that an active member of the State Bar of California is associated as attorney of record.

The application must state the applicant's residence and office address, the courts to which the applicant has been admitted to practice and the dates of admission, that the applicant is a member in good standing in those courts, that the applicant is not currently suspended or disbarred in any court, the title of court and cause in which the applicant has filed an application to appear as counsel *pro hac vice* in this state in the preceding two years, the date of each application, and whether or not it was granted and the name, address and telephone number of the active member of the State Bar of California who is the attorney of record. California Rule of Court 9.40(d). Filed herewith and incorporated herein by reference are declarations containing all the required information.

As established above and in the accompanying declarations, Mr. Keane meets the requirements for *pro hac vice* admission.

### **CONCLUSION**

Based on the foregoing, Lawrence G. Keane respectfully requests that the Court grant permission for him to appear as counsel *pro hac vice* for *Amicus*

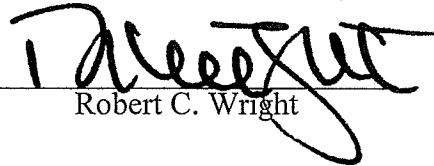
*Curiae* The National Shooting Sports Foundation, Inc., in the above-referenced matter.

Respectfully submitted,

WRIGHT, L'ESTRANGE &  
ERGASTOLO  
Attorneys for The National  
Shooting Sports Foundation, Inc.

Dated: October 21, 2014

By:

  
Robert C. Wright