

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

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

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.

Case No. S215265

**SUPREME COURT  
FILED**

MAR 12 2015

Frank A. McGuire Clerk

Deputy

Fifth Appellate District, Case Nos. F062490, F062079  
Fresno County Superior Court, Case No. 10CECG02116  
The Honorable Jeffrey Y. Hamilton, Judge

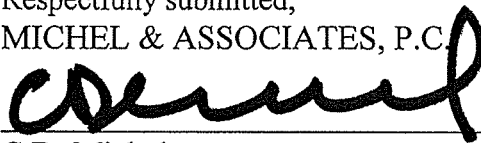
**APPLICATION FOR *PRO HAC VICE* ADMISSION OF PAUL D.  
CLEMENT TO APPEAR AS COUNSEL FOR RESPONDENTS;  
MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT;  
VERIFIED APPLICATION OF PAUL D. CLEMENT**

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**Attorneys for Plaintiffs/Respondents**

Pursuant to California Rules of Court, rules 9.40 and 8.54, I, C.D. Michel, hereby submit an application for *pro hac vice* admission of Paul D. Clement to appear as counsel for Plaintiffs-Respondents Sheriff Clay Parker, Tehama County Sheriff; Herb Bauer Sporting Goods; California Rifle and Pistol Association; Able's Sporting, Inc.; RTG Sporting Collectibles, LLC; and Steven Stonecipher. This application is based on the accompanying memorandum of points and authorities and the verified application of Paul D. Clement.

Dated: March 9, 2015

Respectfully submitted,  
MICHEL & ASSOCIATES, P.C.  
  
C.D. Michel  
*Counsel for Plaintiffs-Respondents*

**MEMORANDUM IN SUPPORT OF APPLICATION FOR *PRO HAC VICE* ADMISSION  
TO APPEAR AS COUNSEL FOR PLAINTIFFS-RESPONDENTS**

Rule 9.40 of the California Rules of Court provides the means and requirements by which an attorney may appear as counsel *pro hac vice*. Under this rule, the application shall be made by motion as set forth in California Rules of Court, rule 8.54, and it shall be accompanied by the verified application of the subject attorney setting forth the requisite information.

As demonstrated in the attached verified application, Paul D. Clement satisfies the requirements set out in rule 9.40 for admission to appear in this action *pro hac vice* to appear as counsel for Plaintiffs-Respondents. Mr. Clement resides outside of California and is an attorney in good standing with the bar of the District of Columbia, along with all state and federal courts to which he has been admitted. Mr. Clement previously appeared *pro hac vice* in this matter on behalf of the amicus party, National Rifle Association, Inc. Now, at the request of Plaintiffs-Respondents, Mr. Clement seeks an order authorizing him to appear on Plaintiffs-Respondents' behalf.

Per rule 9.40(c)(2), Counsel for Plaintiffs-Respondents has notified and provided copies of this application and supporting documents to the State Bar of California at its San Francisco office. And in compliance with rule 9.40(e), Counsel has submitted the required \$50.00 fee for the application of Mr. Clement.

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Based on these facts and the supporting information provided in the attached verified application, counsel for Plaintiffs-Respondents hereby request that Mr. Clement be permitted to appear as counsel *pro hac vice* for Plaintiffs-Respondents in this action.

Dated: March 9, 2015

Respectfully submitted,  
MICHEL & ASSOCIATES, P.C.



C.D. Michel  
*Counsel for Plaintiffs-Respondents*

**VERIFIED APPLICATION OF PAUL D. CLEMENT FOR *PRO HAC VICE* ADMISSION  
TO APPEAR AS COUNSEL FOR PLAINTIFFS-RESPONDENTS**

Pursuant to California Rules of Court rules 8.54 and 9.40, I, Paul D. Clement, an attorney in good standing with the bar of the District of Columbia, do hereby apply for *pro hac vice* admission to appear before the California Supreme Court, on behalf of the Plaintiffs-Respondents in the above-entitled action.

In support of this application, I certify the following under oath:

1. I currently reside at 708 Wolfe Street, Alexandria, VA 22314. I am an attorney and member of the Bancroft PLLC, and my business office is located at 1919 M Street, NW, Suite 470, Washington, D.C. 20036.

2. I am not a California resident, nor do I regularly engage in practice or other business in California.

3. I have been admitted to practice law before the following courts:

<u><b>Court</b></u>	<u><b>Date of Admission</b></u>
District of Columbia Court of Appeals	May 3, 1996
Virginia Supreme Court	October 6, 1994
Wisconsin Supreme Court	May 29, 2003
U.S. Supreme Court	January 24, 2000
<b>U.S. Courts of Appeals</b>	
First Circuit	August 6, 2010
Second Circuit	November 10, 2003
Third Circuit	August 2, 2011
Fourth Circuit	March 30, 2000
Fifth Circuit	September 28, 2009

**Court**

**Date of Admission**

**U.S. Courts of Appeals**

Sixth Circuit	March 2, 2000
Seventh Circuit	January 9, 2001
Eighth Circuit	September 3, 1996
Ninth Circuit	June 14, 2002
Tenth Circuit	March 22, 2000
Eleventh Circuit	January 27, 2009
District of Columbia Circuit	July 31, 1996
Federal Circuit	April 19, 2000

**U.S. District Courts**

District of Columbia	September 29, 2009
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4. I am presently a member in good standing of the bars of each of the courts listed above.

5. I have never been suspended or disbarred from any court.


6. In the past two years, I have only once applied for *pro hac vice* admission in California. I applied to the Supreme Court of California to appear for *pro hac vice* in the above-entitled case, *Parker v. California*, No. S215265—on behalf of amicus curiae National Rifle Association of America, Inc. That application was granted on November 6, 2014.

7. Local counsel of record with whom I am associated in this matter is C.D. Michel. He is an active member in good standing with the State Bar of California, State Bar Number 144258, and his office is located at 180 E. Ocean Boulevard, Suite 200, Long Beach, California 90802. His office phone number is (562) 216-4444.

8. A copy of the Application for *Pro Hac Vice* Admission of Paul D. Clement to Appear as Counsel for Respondents and supporting Memorandum of Points and Authorities, and Verified Application of Paul D. Clement was served upon the State Bar of California.

9. Payment of the required \$50.00 fee in support of the Application was submitted to the California State Bar pursuant to rule 9.40(e) of the California Rules of Court.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that the application was executed on March 9, 2015, at Washington, District of Columbia.

  
\_\_\_\_\_  
Paul D. Clement

## **DECLARATION OF SERVICE**

Case: *Parker, et al., v. State of California, et al.*

No.: S215265

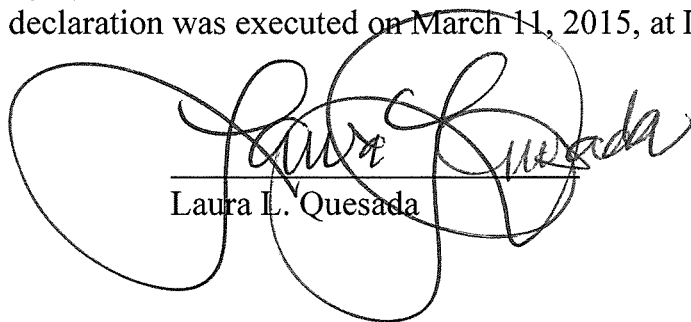
I, Laura L. Quesada, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Blvd., Suite 200 Long Beach, CA 90802.

On March 11, 2015, I served the attached **APPLICATION FOR *PRO HAC VICE* ADMISSION OF PAUL D. CLEMENT TO APPEAR AS COUNSEL FOR RESPONDENTS; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT; VERIFIED APPLICATION OF PAUL D. CLEMENT**, on the interested parties in this action by placing a true and correct copy thereof enclosed in sealed envelope(s) addressed as follows:

SEE ATTACHED SERVICE LIST

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under the practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Long Beach, CA, in the ordinary course of business. I am aware that, on motion of the party served, service is presumed invalid if postal cancellation date is more than one day after date of deposit for mailing an affidavit.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. This declaration was executed on March 11, 2015, at Long Beach, California.



Laura L. Quesada



## SERVICE LIST

Case: *Parker, et al., v. State of California, et al.*

No.: S215265

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