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8 capacity as Attorney General for the State of
California; Stephen Lindley, in his official capacity
9 as Chief of the California Department of Justice
Bureau of Firearms; California Department of
10 Justice*

FILED

JAN - 7 2015

FRESNO SUPERIOR COURT

By _____ DEPT. 402 - DEPUTY

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA

12 FOR THE COUNTY OF FRESNO

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15 KIM BELEMJIAN; JONATHAN
16 FAIRFIELD; T.J. JOHNSTON; MATTHEW
PIMENTEL; STANLEY ROY; FFLGUARD,
17 INC.; CALIFORNIA RIFLE AND PISTOL
ASSOCIATION,

18 Plaintiffs,

19 vs.

20
21 KAMALA D. HARRIS, IN HER OFFICIAL
CAPACITY AS ATTORNEY GENERAL FOR THE
22 STATE OF CALIFORNIA; STEPHEN LINDLEY,
IN HIS OFFICIAL CAPACITY AS CHIEF OF THE
23 CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS; CALIFORNIA
24 DEPARTMENT OF JUSTICE; AND DOES 1-
10,

25 Defendants.
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Case No. 15-CE-CG-020029

**DEFENDANTS' WRITTEN
OBJECTIONS TO PLAINTIFFS'
EVIDENCE IN SUPPORT OF THEIR
APPLICATION FOR TEMPORARY
RESTRAINING ORDER AND ORDER
TO SHOW CAUSE AS TO WHY A
PRELIMINARY INJUNCTION SHOULD
NOT ISSUE**

Date: January 7, 2015
Time: 3:30 p.m.
Dept: 402
Judge: Hon. Jeff Hamilton
Trial Date: None
Action Filed: January 6, 2015

1 Defendants Kamala D. Harris, in her official capacity as Attorney General of the State of
 2 California, Stephen Lindley, in his official capacity as Chief of the California Department of
 3 Justice Bureau of Firearms, and the California Department of Justice submit the following
 4 objections to plaintiffs' evidence in support of their ex parte application for issuance of a
 5 temporary restraining order and an order to show cause as to why a preliminary injunction should
 6 not be issued.

7 **DECLARATION OF KIM BELEMJIAN**

Material Objected to:	Grounds for objection:
8 Par. 5.: "I am not exempt from the Firearm 9 Safety Certificate and long-gun safe-handling 10 demonstration requirements of California Penal 11 Code sections 31615 and 26860."	Irrelevant (Evid. Code, § 350).
12 Par. 6. "I intend to purchase a firearm in 13 California this year."	Irrelevant (Evid. Code, § 350).

14 **DECLARATION OF JONATHAN FAIRFIELD**

Material Objected to:	Grounds for objection:
15 Par. 8.: "In order for me to continue to issue 16 Handgun Safety Certificates which are now 17 referred to as Firearm Safety Certificates, I will 18 be subject to the changes made by Senate Bill 19 683 and the subsequent regulations imposed by 20 the California Department of Justice on the 21 Firearm Safety Certificate program."	Irrelevant (Evid. Code, § 350).
22 Par. 9. "I intend to purchase a firearm that is 23 not a handgun in California this year."	Irrelevant (Evid. Code, § 350).

1 **DECLARATION OF TJ JOHNSON**

Material Objected to:	Grounds for objection:
2 3 Par. 11.: "In order for me to continue to issue Handgun Safety Certificates which are now referred to as Firearm Safety Certificates, I will be subject to the changes made by Senate Bill 683 and the subsequent regulations imposed by the California Department of Justice on the Firearm Safety Certificate program." 4 5 6	Irrelevant (Evid. Code, § 350).
7 8 Par. 12. "I intend to purchase a firearm that is not a handgun in California this year." 9	Irrelevant (Evid. Code, § 350).

10 **DECLARATION OF MATTHEW PIMENTEL**

Material Objected to:	Grounds for objection:
11 12 Par. 10.: "In order for me to continue to issue Handgun Safety Certificates which are now referred to as Firearm Safety Certificates, I will be subject to the changes made by Senate Bill 683 and the subsequent regulations imposed by the California Department of Justice on the Firearm Safety Certificate program." 13 14 15 16	Irrelevant (Evid. Code, § 350).
17 18 Par. 11. "I intend to purchase a firearm that is not a handgun in California this year." 19	Irrelevant (Evid. Code, § 350).

20 **DECLARATION OF STANLEY ROY**

Material Objected to:	Grounds for objection:
21 22 Par. 8.: "In order for me to become a Firearm Safety Certificate instructor, I will be subject to the changes made by Senate Bill 683 and the subsequent regulations imposed by the California Department of Justice on the Firearm Safety Certificate program." 23 24	Irrelevant (Evid. Code, § 350).
25 26 Par. 9. "I intend to purchase a firearm that is not a handgun in California this year." 27 28	Irrelevant (Evid. Code, § 350).

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DECLARATION OF CHRISTOPHER CHIAFULLO

Material Objected to:	Grounds for objection:
Par. 7: "Many of our FFL clients and their employees in California also serve as certified Handgun Safety Certificate instructors (soon to be Firearm Safety Certificate instructors) in order to administer the required safety tests in their shops at the point of transfer.	Irrelevant (Evid. Code, § 350).

Dated: January 7, 2015

Respectfully Submitted,

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STEPAN A. HAYTAYAN
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