

1 C.D. Michel - S.B.N. 144258
Clinton Monfort - S.B.N. 255609
2 Sean A. Brady - S.B.N. 262007
Anna Barvir - S.B.N. 268728
3 MICHEL & ASSOCIATES, P.C.
180 E. Ocean Blvd., Suite 200
4 Long Beach, California 90802-4709
Phone: (562) 216-4444
5 Fax: (562) 216-4445

6 Attorneys for Plaintiffs/Petitioners
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Superior Court of California
County of Los Angeles

NOV 12 2015

Sherri R. Carter, Executive Officer/Clerk
By: Jennifer De Luna, Deputy

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF LOS ANGELES
10 STANLEY MOSK COURTHOUSE

11 SHASTA COUNTY SHERIFF THOMAS BOSENKO,
12 SAN BERNARDINO COUNTY SHERIFF JOHN
McMAHON, KERN COUNTY SHERIFF DONNY
13 YOUNGBLOOD, SAN LUIS OBISPO COUNTY
SHERIFF IAN S. PARKINSON, SACRAMENTO
14 COUNTY SHERIFF SCOTT JONES, EL DORADO
COUNTY SHERIFF JOHN D'AGOSTINI, SISKIYOU
15 COUNTY SHERIFF JON LOPEY, TOULUMNE
COUNTY SHERIFF JAMES MELE, STANISLAUS
16 COUNTY SHERIFF ADAM CHRISTIANSON,
MERCED COUNTY SHERIFF VERN WARNKE,
17 TEHAMA COUNTY SHERIFF DAVID HENCRATT,
HUMBOLDT COUNTY SHERIFF MICHAEL
18 DOWNEY, MENDOCINO COUNTY SHERIFF
THOMAS D. ALLMAN, SUTTER COUNTY SHERIFF
19 J. PAUL PARKER, MODOC COUNTY SHERIFF
MICHAEL POINDEXTER, FRESNO COUNTY
20 SHERIFF MARGARET MIMS, MADERA COUNTY
SHERIFF JAY VARNEY, AMADOR COUNTY
21 SHERIFF MARTIN RYAN, LASSEN COUNTY
SHERIFF DEAN F. GROWDON, COLUSA COUNTY
22 SHERIFF JOE GAROFALO, NEVADA COUNTY
SHERIFF KEITH ROYAL, TULARE COUNTY
23 SHERIFF MIKE BOUDREAUX, YUBA COUNTY
SHERIFF STEVE DURFOR, KINGS COUNTY
24 SHERIFF DAVID ROBINSON, PLUMAS COUNTY
SHERIFF GREGORY HAGWOOD, TRINITY
25 COUNTY SHERIFF BRUCE HANEY, SOLANO
COUNTY SHERIFF THOMAS A. FERRARA, GLENN
26 COUNTY SHERIFF RICHARD L. WARREN JR.,
BUTTE COUNTY SHERIFF KORY L. HONEA,
27 SIERRA COUNTY SHERIFF TIM STANDLEY, CHAD
CHEUNG, PAUL WOLCOTT, JAMES WILEY, PAUL
28 NORDBERG, JULIO BERNAL, KENNETH

Case No.: BS158682

**DECLARATION OF JIM RENÉ FOR THE
CALIFORNIA RESERVE PEACE OFFICERS
ASSOCIATION IN SUPPORT OF EX PARTE
APPLICATION TO STAY ENFORCEMENT OF
LAMC SECTION 46.30, ALTERNATIVELY, FOR
TEMPORARY RESTRAINING ORDER AND
ORDER TO SHOW CAUSE**

Date: November 12, 2015
Time: 8:30 a.m.
Dept: 85
Judge: Honorable James Chalfant

Action Filed: October 23, 2015

1 TAKAHASHI, LAW ENFORCEMENT ALLIANCE OF
2 AMERICA, INC., CALIFORNIA RIFLE AND PISTOL
ASSOCIATION, CALIFORNIA RESERVE PEACE
OFFICERS ASSOCIATION,

3
4 Plaintiffs and Petitioners,

5 vs.

6 THE CITY OF LOS ANGELES, MAYOR ERIC
7 GARCETTI, in his official capacity, LOS
ANGELES POLICE DEPARTMENT CHIEF CHARLIE
BECK, in his official capacity, and DOES 1-10,

8 Defendants and Respondents

9
10 **DECLARATION OF JIM RENÉ FOR THE CALIFORNIA RESERVE PEACE OFFICERS ASSOCIATION**

11 I, Jim M. René, declare as follows:

12 1. I am General Counsel for the California Reserve Peace Officers Association (“CRPOA”),
13 a named plaintiff in this action. I have personal knowledge of the statements made herein, and if
14 called as a witness, I could and would competently testify under oath to the matters that I have set
15 forth in this declaration.

16 2. CRPOA was founded in 1974 for the purpose of raising the professional, educational, and
17 employment standards of the CRPOA. CRPOA members dedicate their time to community
18 service by working as part-time employees with law enforcement agencies both on a compensated
19 and non-compensated basis. These officers work with full-time officers to provide law
20 enforcement services at the city, county, district, and state levels, including uniformed patrol,
21 investigations, undercover and vice operations, and search and rescue. Approximately 600 law
22 enforcement agencies currently employ more than 5,000 reserve law enforcement officers in
23 California.

24 3. CRPOA members include residents of Los Angeles, California, and other California
25 municipalities who travel into and through Los Angeles.

26 4. CRPOA members residing in Los Angeles, California, possess magazines with capacities
27 over ten rounds that are prohibited by Los Angeles Municipal Code section 46.30 within their
28 homes, both while they are off duty and while they are not on active duty.

1 5. Pursuant to California Penal Code sections 25450, 25900, and 32405, CRPOA members
2 are authorized to and do carry firearms with magazines having capacities greater than ten rounds,
3 both while on and off duty.

4 6. CRPOA members lawfully possess and carry firearms with magazines capable of holding
5 more than ten rounds while traveling within California and into the city of Los Angeles while
6 they are inactive and while they are off duty.

7 7. CRPOA members are subject to arrest and criminal prosecution for possessing their
8 lawfully owned magazines with the capacity to accept more than ten rounds in the city of Los
9 Angeles while they are inactive or off duty on or after November 19, 2015.

10 8. In this suit, CRPOA represents the interests of its members who are too numerous to
11 conveniently bring into this action individually. These members' interests include their continued
12 ownership and possession of magazines with the capacity to accept more than ten rounds in the
13 city of Los Angeles, and their continued ability to travel into Los Angeles with their lawfully
14 owned magazines, without being subjected to arrest and criminal prosecution.

15 9. CRPOA members travel outside California with their lawfully owned magazines with the
16 capacity to accept more than ten rounds that are prohibited by section 46.30.

17 10. In order to travel outside California, many CPROA members must travel through the City
18 of Los Angeles. These CRPOA members are unable to transport their lawfully owned magazines
19 with capacity to accept more than ten rounds outside California without traveling through Los
20 Angeles.

21 11. As of November 19, 2015, CRPOA members will be unable to transport their lawfully
22 owned magazines through the City of Los Angeles to travel in and out of the state of California
23 without violating section 46.30 and thus subjecting themselves to arrest and criminal prosecution.

24 12. CRPOA members residing in the City of Los Angeles fear arrest and criminal prosecution
25 under section 46.30 for possessing their lawfully owned magazines with the capacity to accept
26 more than ten rounds in their homes on or after November 19, 2015.

27 13. CRPOA members residing in the City of Los Angeles store their firearm magazines with
28 capacities greater than ten rounds in their homes as part of their normal business practices while

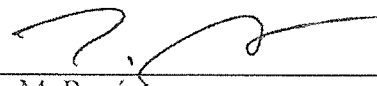
1 they are off duty and while they are not on active duty.

2 14. CRPOA members residing in the City of Los Angeles will be forced to change their
3 business practices by ceasing storage of their firearm magazines with capacities greater than ten
4 rounds in their homes while they are off duty and while they are not on active duty on or after
5 November 19, 2015.

6 15. CRPOA members who live outside the city of Los Angeles fear arrest and criminal
7 prosecution under section 46.30 for traveling into or through Los Angeles while in possession of
8 their their lawfully owned magazines with the capacity to accept more than ten rounds on or after
9 November 19, 2015.

10 I declare under the penalty of perjury under the laws of the State of California that the
11 forgoing is true and correct.

12 Executed this 5th day of November, 2015 in Frisco, Texas, ~~California~~.

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15 
16 _____
17 Jim M. René

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1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA
3 COUNTY OF LOS ANGELES

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

7 On November 5, 2015, I served the foregoing document(s) described as

8 **DECLARATION OF JIM RENÉ FOR THE CALIFORNIA RESERVE PEACE OFFICERS ASSOCIATION IN
9 SUPPORT OF EX PARTE APPLICATION TO STAY ENFORCEMENT OF LAMC SECTION 46.30,
10 ALTERNATIVELY, FOR TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE**

11 on the interested parties in this action by placing [] the original [X] a true and correct copy
12 thereof addressed as follows:

13 Mr. Benjamin Chapman
14 Deputy City Attorney
15 200 North Main Street, 9th Floor,
16 Los Angeles, California, 90012
17 Phone: (213) 473-6858
18 E-mail: benjamin.chapman@lacity.org

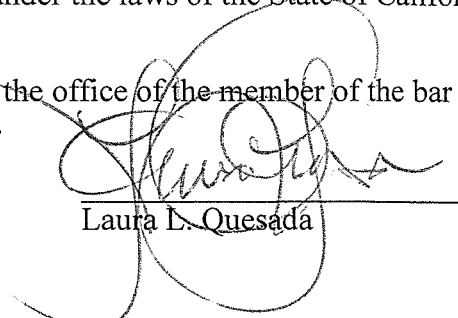
19 X (**BY MAIL**) As follows: By placing the sealed envelope for collection and mailing. I am
20 "readily familiar" with the firm's practice of collection and processing correspondence for
21 mailing. Under the practice it would be deposited with the U.S. Postal Service on that
22 same day with postage thereon fully prepaid at Long Beach, California, in the ordinary
23 course of business. I am aware that on motion of the party served, service is presumed
24 invalid if postal cancellation date is more than one day after date of deposit for mailing an
25 affidavit. Executed on November 5, 2015, at Long Beach, California.

26 (**VIA OVERNIGHT MAIL**) As follows: I am "readily familiar" with the firm's practice
27 of collection and processing correspondence for overnight delivery by UPS/FED-EX.
28 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 November __, 2015, at Long Beach, California.

X (**VIA ELECTRONIC MAIL**) As follows: I served a true and correct copy by electronic
transmission to benjamin.chapman@lacity.org. Said transmission was reported and
completed without error. Executed on November 5, 2015, 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.

 (**FEDERAL**) I declare that I am employed in the office of the member of the bar of this
court at whose direction the service was made.

27 
28 Laura L. Quesada