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IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

STEVEN RUPP, et al.

Plaintiffs,

v.

**XAVIER BECERRA, in his official
capacity as Attorney General of the
State of California; et al.,**

Defendants.

8:17-cv-00746-JLS-JDE

**DECLARATION OF JOHN D.
ECHEVERRIA IN SUPPORT OF
DEFENDANT'S OPPOSITION TO
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION**

Date: December 15, 2017
Time: 2:30 p.m.
Courtroom: 10A
Judge: The Honorable Josephine
L. Staton
Trial Date: N/A
Action Filed: April 24, 2017

1 I, John D. Echeverria, declare:

2 1. I am a Deputy Attorney General at the California Department of
3 Justice and serve as counsel to Attorney General Xavier Becerra in the above-titled
4 matter.

5 2. Except as otherwise stated, I have personal knowledge of the facts set
6 forth in this declaration, and if called upon as a witness, I could testify competently
7 as to those facts. I make this declaration in support of Defendant's Opposition to
8 Plaintiffs' Motion for Preliminary Injunction.

9 3. A true and correct copy of U.S. Department of the Treasury, Bureau of
10 Alcohol, Tobacco, and Firearms, *Department of the Treasury Study on the Sporting*
11 *Suitability of Modified Semiautomatic Assault Rifles* (1998) is attached as **Exhibit 1**.

12 4. A true and correct copy of U.S. Department of the Treasury, Bureau of
13 Alcohol, Tobacco, and Firearms, *Report and Recommendation on the Importability*
14 *of Certain Semiautomatic Rifles* (1989) is attached as **Exhibit 2**.

15 5. A true and correct copy of House of Representatives Report No.
16 103-489 (1994), 1994 WL 168883, is attached as **Exhibit 3**.

17 6. A true and correct copy of Violence Policy Center, *The Militarization*
18 *of the U.S. Civilian Firearms Market* (2011), available at
19 www.vpc.org/studies/militarization.pdf, is attached as **Exhibit 4**.

20 7. A true and correct copy of an advertisement from Colt.com, Colt
21 AR15A4, available at <https://www.colt.com/Catalog/Rifles/AR15A4> (accessed
22 Nov. 20, 2017), is attached as **Exhibit 5**.

23 8. A true and correct copy of an advertisement from Colt.com, About
24 Colt Rifles, available at <https://www.colt.com/Catalog/Rifles> (accessed Nov. 20,
25 2017), is attached as **Exhibit 6**.

26 9. A true and correct copy of Christopher S. Koper et al., *Criminal Use of*
27 *Assault Weapons and High Capacity Semiautomatic Firearms: An Updated*
28

1 *Examination of Local and National Sources*, Journal of Urban Health (2017), is
2 attached as **Exhibit 7**.

3 10. A true and correct copy of Mark Follman, et al., *More than Half of*
4 *Mass Shooters Used Assault Weapons and High-Capacity Magazines*, Mother
5 Jones, Feb. 27, 2013, available at
6 [http://www.motherjones.com/politics/2013/02/assault-weapons-high-capacity-](http://www.motherjones.com/politics/2013/02/assault-weapons-high-capacity-magazines-mass-shootings-feinstein/#)
7 [magazines-mass-shootings-feinstein/#](http://www.motherjones.com/politics/2013/02/assault-weapons-high-capacity-magazines-mass-shootings-feinstein/#), is attached as **Exhibit 8**.

8 11. A true and correct copy of Violence Policy Center, ‘*Officer Down*’:
9 *Assault Weapons and the War on Law Enforcement* (2003), available at
10 www.vpc.org/studies/officer%20down.pdf, is attached as **Exhibit 9**.

11 12. A true and correct copy of U.S. Department of Justice, Office of
12 Justice Programs, National Institute of Justice, Selection and Application Guide
13 0101.06 to Ballistic-Resistant Body Armor (2014), is attached as **Exhibit 10**.

14 13. A true and correct copy of Brady Center to Prevent Gun Violence,
15 *Assault Weapons: Mass Produced Mayhem* (2008), available at
16 www.bradycampaign.org/sites/default/files/mass-produced-mayhem.pdf, is
17 attached as **Exhibit 11**.

18 14. A true and correct copy of David S. Fallis, *Data Indicate Drop in*
19 *High-Capacity Magazines During Federal Gun Ban*, Washington Post, Jan. 10,
20 2013, available at [https://www.washingtonpost.com/investigations/data-point-to-](https://www.washingtonpost.com/investigations/data-point-to-drop-in-high-capacity-magazines-during-federal-gun-ban/2013/01/10/d56d3bb6-4b91-11e2-a6a6-aabac85e8036_story.html?utm_term=.6d4dfcb3f83c)
21 [drop-in-high-capacity-magazines-during-federal-gun-ban/2013/01/10/d56d3bb6-](https://www.washingtonpost.com/investigations/data-point-to-drop-in-high-capacity-magazines-during-federal-gun-ban/2013/01/10/d56d3bb6-4b91-11e2-a6a6-aabac85e8036_story.html?utm_term=.6d4dfcb3f83c)
22 [4b91-11e2-a6a6-aabac85e8036_story.html?utm_term=.6d4dfcb3f83c](https://www.washingtonpost.com/investigations/data-point-to-drop-in-high-capacity-magazines-during-federal-gun-ban/2013/01/10/d56d3bb6-4b91-11e2-a6a6-aabac85e8036_story.html?utm_term=.6d4dfcb3f83c), is attached as
23 **Exhibit 12**.

1 I declare under penalty of perjury under the laws of the United States of
2 America that the foregoing is true and correct.

3 Executed on November 22, 2017, at San Francisco, California.

4 
5 John D. Echeverria