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FRESNO COUNTY SUPERIOR COURT
By: R. Faccinto, Deputy

12 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **FOR THE COUNTY OF FRESNO**

14 DANNY VILLANUEVA, NIALL
15 STALLARD, RUBEN BARRIOS,
16 CHARLIE COX, MARK STROH,
17 ANTHONY MENDOZA, and
18 CALIFORNIA RIFLE & PISTOL
19 ASSOCIATION, INCORPORATED,

20 Plaintiffs,

21 v.

22 XAVIER BECERRA, in his official
23 capacity as Attorney General for the State
24 of California; STEPHEN LINDLEY, in his
25 official capacity as Chief of the California
26 Department of Justice, Bureau of Firearms;
27 CALIFORNIA DEPARTMENT OF
28 JUSTICE; and DOES 1–10,

Defendants.

Case No.: 17CECG03093

[Assigned for All Purposes to the Honorable
Judge Mark Snauffer; Dept.: 501]

**DECLARATION OF MICHAEL BARRANCO
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY INJUNCTION**

Hearing Date: January 30, 2018
Hearing Time: 3:30 PM
Judge: Mark Snauffer
Department: 501

Action Filed: September 7, 2017

DECLARATION OF MICHAEL BARRANCO

1. I, Michael Barranco, am a Director and the Vice President of the California Rifle & Pistol Association, Incorporated (CRPA), a plaintiff in the above-entitled action. I make this declaration of my own personal knowledge and, if called as a witness, I could and would testify competently to the truth of the matters set forth herein.

2. CRPA is a non-profit membership organization classified under section 501(c)(4) of the Internal Revenue Code and incorporated under the laws of California, with headquarters in Fullerton, California.

3. Founded in 1875, CRPA seeks to defend the Second Amendment and advance laws that protect the rights of individual citizens. CRPA works to preserve the constitutional and statutory rights of gun ownership, including the right to self-defense, the right to hunt, and the right to keep and bear arms. CRPA is also dedicated to promoting the shooting sports, providing education, training, and organized competition for adult and junior shooters. CRPA's members include law enforcement officers, prosecutors, professionals, firearm experts, and members of the public.

4. CRPA represents the interests of tens of thousands of its members who reside in the State of California, including those in Fresno, County, who are too numerous to conveniently bring this action individually and whose interests include their desire to register firearms potentially impacted by the new "assault weapon" definition and subject to Defendant's regulations.

5. I know of CRPA members who own a semi-automatic, centerfire rifle that qualifies as an "assault weapon" under the most recently amended definition in California Penal Code section 30515, subdivision (a)(1), which they lawfully obtained between January 1, 2001, and December 31, 2016, and have continued to possess since that time for lawful purposes, including self-defense, and which they intend to register as an "assault weapon" prior to July 1, 2018, because, if they do not, they can no longer lawfully possess it per California Penal Code section 30900, subdivision (b). These same members have refrained from registering their rifles at this time because they do not wish to be forced to comply with Defendant's illegally adopted and invalid regulations as a condition of being able to do so. But for Defendant's current regulations being illegal, these members would immediately register their rifle as an "assault weapon."

1 6. I know of CRPA members who currently own a semi-automatic, centerfire rifle that
2 qualifies as an "assault weapon" under the most recently amended definition in California Penal Code
3 section 30515, subdivision (a)(1), that was lawfully built by the member, which they lawfully obtained
4 between January 1, 2001, and December 31, 2016, and have continued to possess since that time for
5 lawful purposes, including self-defense.

6 7. I know of CRPA members and California residents who currently own a semi-automatic
7 shotgun that does not have a fixed magazine, which Defendant has deemed to be an "assault weapon"
8 under sections 5470-5472 of the California Code of Regulations. Based off my conversations with
9 CRPA members and California gun owners, I know there are individuals who currently own a semi-
10 automatic shotgun that is now classified as an "assault weapon" which they either are unaware that they
11 are required to or do not wish to register as an "assault weapon" because they are not required to do so
12 under California law.

13 8. CRPA filed this lawsuit for the purposes of representing the interests of its members who
14 are too numerous to conveniently bring this action individually, interests that include being able to
15 register, and thus continue to lawfully possess, their property without being subject to Defendant's
16 illegally adopted and invalid regulations.

17 I declare under penalty of perjury under the laws of the State of California that the foregoing is
18 true and correct.

19 Executed November 17, 2017, at IRVINE, CA.

20
21 

22 Michael Barranco
23 Declarant

PROOF OF SERVICE

STATE OF CALIFORNIA
COUNTY OF FRESNO

I, Laura Palmerin, 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 Boulevard, Suite 200, Long Beach, California 90802.

On January 5, 2018, I served the foregoing document(s) described as:

**DECLARATION OF MICHAEL BARRANCO IN SUPPORT OF
PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION**

on the interested parties in this action by placing

☐ the original
☒ a true and correct copy

thereof by the following means, addressed as follows:

P. Patty Li *Attorneys for Defendants*
patty.li@doj.ca.gov
Deputy Attorney General
California Department of Justice
Office of the Attorney General
455 Golden Gate Ave., Suite 11000
San Francisco, CA 94102

X (BY ELECTRONIC MAIL) As follows: I served a true and correct copy by electronic transmission through OneLegal. Said transmission was reported and completed without error.

X (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 5, 2018, at Long Beach, California.


LAURA PALMERIN