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8 IN THE UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION
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13 MICHELLE FLANAGAN, et al.,

14 Plaintiffs,

15 v.

16 CALIFORNIA ATTORNEY
17 GENERAL XAVIER BECERRA, in
his official capacity as Attorney
18 General of the State of California, et
al.,

19 Defendants.
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Case No.: 2:16-cv-06164-JAK-AS

**ORDER RULING ON
DEFENDANT'S AMENDED
OBJECTIONS TO CERTAIN
EVIDENCE FILED IN SUPPORT OF
PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT (DKT. 60)**

The cross-motions for summary judgment, one filed by Defendant Xavier Becerra, in his official capacity as Attorney General of the State of California (“Defendant”), and the other filed by Plaintiffs Michelle Flanagan, Samuel Golden, Dominic Nardone, Jacob Perkio, and the California Rifle & Pistol Association (collectively, “Plaintiffs”), came on for hearing in this Court on November 6, 2017. Defendant had timely lodged evidentiary objections to the declaration of Rick Travis submitted in support of Plaintiffs’ motion for summary judgment. Defendant later timely had lodged amended evidentiary objections on the same subject matter, to conform the previously submitted objections to the requirements of the Court’s initial standing order for civil cases.

The Court having read and considered the objections in Defendant’s amended objections to certain evidence filed in support of Plaintiffs’ motion for summary judgment, rules as follows on each of Defendant’s objections.

DECLARATION OF RICK TRAVIS [ETC.] (ECF No. 48-6)	DEFENSE OBJECTION	COURT’S RULING
[Objections 1 & 2] ¶ 5. I am informed and aware that law-abiding CRPA members who reside in Los Angeles County applied for Carry Licenses to carry a firearm for self-defense and were denied.	1. Lacks foundation/personal knowledge. Fed. R. Evid. 602. 2. Hearsay. Fed. R. Evid. 801.	1. Sustained 2. Sustained
[Objections 3 & 4] ¶ 6. I am informed that law-abiding CRPA members who reside in Los Angeles County wish to obtain a Carry License, but refrain from applying and wasting their time and financial	3. Lacks foundation/personal knowledge. Fed. R. Evid. 602. 4. Hearsay. Fed. R. Evid. 801.	3. Sustained 4. Sustained

1	resources given that such		
2	application would be futile		
3	in light of Los Angeles		
4	County Sheriff James		
5	McDonnell's official "good		
6	cause" policy.		
7	[Objections 5 & 6] ¶ 7. I	5. Lacks foundation/personal	5. Sustained
8	know members of Plaintiff	knowledge. Fed. R. Evid. 602.	
9	CRPA desire and intend to	6. Hearsay. Fed. R. Evid. 801.	6. Sustained
10	exercise their constitutional		
11	right to carry a firearm in		
12	public for self-defense, but		
13	they are precluded from		
14	doing so because they are		
15	unable to obtain a license		
16	to carry a firearm and		
17	California law generally		
18	prohibits them from		
19	carrying a firearm in any		
20	manner openly or		
21	concealed, without such a		
22	license.		
23	[Objections 7 & 8] ¶ 8. But	7. Lacks foundation/personal	7. Sustained
24	for California's	knowledge. Fed. R. Evid. 602.	
25	comprehensive restrictions	8. Hearsay. Fed. R. Evid. 801.	8. Sustained
26	on the public carriage of		
27	firearms and CRPA		
28	members' inability to		
	obtain a carry license,		
	CRPA members residing in		
	Los Angeles County would		
	immediately begin carrying		
	a firearm in public for self-		
	defense, but they refrain		
	from doing so for fear of		
	liabilities for violating one		
	or more of California's		

1 laws that criminalize this
2 conduct.

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4 IT IS SO ORDERED.

5 Dated: May 7, 2018

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8 JOHN A. KRONSTADT
9 UNITED STATES DISTRICT JUDGE
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