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11  
12 **UNITED STATES DISTRICT COURT**  
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14 B & L PRODUCTIONS, INC., d/b/a  
CROSSROADS OF THE WEST;  
15 BARRY BARDACK; RONALD J. DIAZ,  
SR.; JOHN DUPREE; CHRISTOPHER  
16 IRICK; LAWRENCE WALSH;  
MAXIMUM WHOLESALE, INC., d/b/a  
17 AMMO BROS.; CALIFORNIA RIFLE &  
PISTOL ASSOCIATION,  
18 INCORPORATED; SOUTH BAY ROD  
AND GUN CLUB, INC.; and SECOND  
19 AMENDMENT FOUNDATION,

20 Plaintiffs,

v.

21 22nd DISTRICT AGRICULTURAL  
22 ASSOCIATION; STEVE  
SHEWMAKER, President of 22nd  
23 District Agricultural Association, in his  
official and individual capacity;  
24 RICHARD VALDEZ, Vice President of  
22nd District Agricultural Association, in  
25 his official and individual capacity;  
KAREN ROSS, Secretary of California  
26 Department of Food & Agriculture, in her  
official capacity; DOES 1-50,

27 Defendants.  
28

CASE NO.: 3:19-cv-00134-CAB-NLS

**DECLARATION OF BARRY  
BARDACK**

[Filed concurrently with Memorandum  
of Points and Authorities in Opposition  
to Defendants' Motion to Dismiss and  
in Support of Plaintiffs' Motion for  
Summary Judgment, Request for  
Judicial Notice, and the Declarations of  
Anna M. Barvir, Tiffany D. Chevront,  
Philip Y. Okita, Tracy Olcott, Ronald J.  
Diaz, Sr., John Dupree, Christopher  
Irick, Lawrence Walsh, Shaun  
Redmon, Richard Travis, Jon Sivers,  
and Alan Gottlieb]

Date: May 1, 2019  
Judge: Hon. Cathy Ann Bencivengo  
Action Filed: January 21, 2019

**DECLARATION OF BARRY BARDACK**

1  
2 1. I, Barry Bardack, am a Plaintiff in the above-entitled action. I make this  
3 declaration of my own personal knowledge and, if called as a witness, I could and  
4 would testify competently to the truth of the matters set forth herein.

5 2. I am a current resident of San Diego County, California.

6 3. I have participated as an attendee at the Crossroads of the West Gun  
7 Show, a recurring gun-show event produced by Plaintiff B & L Productions and held  
8 at the Del Mar Fairgrounds (“Venue”).

9 4. But for the 22nd District Agricultural Association’s moratorium on gun  
10 shows at the Venue, I would continue to participate as an attendee at the Crossroads  
11 of the West Gun Show events at the Venue.

12 5. I attend gun shows, like the Crossroads of the West Gun Show at the  
13 Venue, because they are events where people like me can come together to explore  
14 the lawful uses of firearms, including self-defense, target shooting, safety training,  
15 competition, and a generational appreciation of firearms as art, historical objects,  
16 and technological artifacts that can be shared with the next generation.

17 6. Many of the vendors with whom I engage at gun shows share  
18 information about their programs with me. They host lectures, trainings, and  
19 valuable discussions about gun rights.

20 7. I am a member of the “gun culture,” which is a discrete and identifiable  
21 group of individuals and organizations, who share a desire to exercise fundamental  
22 rights protected by the Second Amendment, and who seek to participate in public  
23 discourse and share in the benefit of a public resource, like the Venue. I see parents  
24 with their children, spouses learning together, and grandparents passing on traditions  
25 as part of the gun culture. Participating in that culture is one of the primary reasons I  
26 attend gun shows, even if I am not in the market to sell or buy a firearm.

27 8. Defendants’ moratorium will diminish for me, and in the aggregate for  
28 the community that comprises the “gun culture,” the dissemination of information

1 and commerce that is related to the exercise of my constitutional rights under the  
2 First Amendments and the Second Amendment at the Venue.

3 I declare under penalty of perjury, under the laws of the United States, that the  
4 foregoing is true and correct. Executed in San Diego County on April 17, 2019.

5  
6  A handwritten signature in black ink, appearing to read 'Barry Bardack', is written over a horizontal line.

7  
8 Barry Bardack  
9 Declarant

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**CERTIFICATE OF SERVICE**  
IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

Case Name: *B & L Productions, Inc., et al. v. 22nd District Agricultural Association, et al.*  
Case No.: 3:19-cv-00134 CAB (NLS)

IT IS HEREBY CERTIFIED THAT:

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

I am not a party to the above-entitled action. I have caused service of:

**DECLARATION OF BARRY BARDACK**

on the following party by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

Xavier Becerra  
Attorney General of California  
Paul Stein  
Supervising Deputy Attorney General  
Joshua M. Caplan  
Deputy Attorney General  
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Deputy Attorney General  
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E-mail: [patty.li@doj.ca.gov](mailto:patty.li@doj.ca.gov)  
*Attorneys for Defendants*

I declare under penalty of perjury that the foregoing is true and correct.

Executed April 17, 2019.

/s/ Laura Palmerin  
Laura Palmerin