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Attorney for Plaintiff Second Amendment Foundation

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 LAWRENCE WALSH

[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, Barry Bardack, Ronald J. Diaz, Sr., John Dupree, Christopher Irick, 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 LAWRENCE WALSH

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

5 2. I am a current resident of Nevada City, California.

6 3. I have been and continue to participate as a vendor at the Crossroads of
7 the West Gun Show, a recurring, legal, safe, and responsible gun-show event
8 promoted by Plaintiff B & L Productions and held at the Del Mar Fairgrounds
9 (“Venue”).

10 4. But for the 22nd District Agricultural Association’s moratorium on
11 continuing gun shows at the Venue, I would continue to participate as a vendor at
12 gun-show events at the Venue.

13 5. I enjoy attending the Crossroads of the West Gun Show at the Venue
14 because it offers me a unique opportunity to engage with like-minded people to
15 explore and discuss the lawful uses of firearms, ammunition and re-loading, self-
16 defense, hunting, safety training, and appreciation of firearms historical objects and
17 technological artifacts.

18 6. As vendor, I offer for sale legal firearm-related products. I also enjoy
19 the unique opportunity that gun shows afford me to interact with my customers in a
20 meaningful way. Many of my customers are law enforcement and they come to gun
21 shows to learn about new technology, speak to vendors, handle merchandise to see
22 what works best for them, and to participate in training and discussions regarding
23 gun ownership.

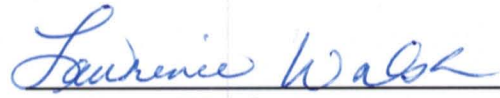
24 7. Because of Defendants’ moratorium, Defendants have refused to
25 contract with B & L Productions to host the gun shows at the Venue and therefore
26 there are no more gun shows scheduled at the Venue for the foreseeable future.

27 8. Because of the Defendants’ moratorium, I will sustain and have
28 sustained lost profits to me and my business.

1 9. I am a member of the “gun culture,” which is a discrete and identifiably
2 group of individuals and corporations, who share a desire to exercise fundamental
3 rights protected by the Second Amendment, and who seek to participate in public
4 discourse and share in the benefit of a public resource, like the Venue. Participating
5 in that culture, as retailer of firearm-related products, is one of the primary reasons I
6 attend gun shows.

7 10. Defendants’ moratorium will diminish my ability to carry on lawful
8 commerce and my ability to engage with others in the dissemination of information
9 that is related to both my business and the exercise of my constitutional rights under
10 the First Amendments and the Second Amendment at the Venue.

11 I declare under penalty of perjury, under the laws of the United States, that the
12 foregoing is true and correct. Executed in Grass Valley CA on
13 April 17, 2019.

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15 _____
16 Lawrence Walsh
17 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 LAWRENCE WALSH

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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E-mail: 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