

1 C.D. Michel-SBN 144258  
2 Anna M. Barvir-SBN 268728  
3 Tiffany D. Chevront-SBN 317144  
4 MICHEL & ASSOCIATES, P.C.  
5 180 East Ocean Blvd., Suite 200  
6 Long Beach, CA 90802  
7 Telephone: (562) 216-4444  
8 Fax: (562) 216-4445  
9 Email: [cmichel@michellawyers.com](mailto:cmichel@michellawyers.com)

*Attorneys for Plaintiffs B & L Productions, Inc., Barry Bardack, Ronald J. Diaz, Sr., John Dupree, Christopher Irick, Lawrence Walsh, Maximum Wholesale, Inc., California Rifle & Pistol Association, Incorporated, South Bay Rod and Gun Club, Inc.*

9 Donald Kilmer-SBN 179986  
10 Law Offices of Donald Kilmer, APC  
11 1645 Willow Street Suite 150  
12 San Jose, CA 95125  
13 Telephone: (408) 264-8489  
14 Fax: (408) 264-8487  
15 Email: [Don@DKLawOffice.com](mailto:Don@DKLawOffice.com)

*Attorney for Plaintiff Second Amendment Foundation*

14 IN THE UNITED STATES DISTRICT COURT  
15  
16 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

17 B & L PRODUCTIONS, INC., d/b/a  
18 CROSSROADS OF THE WEST, et  
19 al.,

20 Plaintiffs,

v.

21 22nd DISTRICT AGRICULTURAL  
22 ASSOCIATION, et al.,

23 Defendants.

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

**DECLARATION OF TIFFANY D.  
CHEVRONT IN SUPPORT OF  
PLAINTIFFS' REPLY TO  
DEFENDANTS' OPPOSITION TO  
MOTION FOR SUMMARY  
JUDGMENT; EXHIBIT 32**

[Filed concurrently with Plaintiffs' Reply to Defendants' Opposition to Motion for Summary Judgment and Declaration of Supplemental Tracy Olcott]

Date: June 17, 2019  
Time: 2:30 p.m.  
Courtroom: 4C  
Judge: Hon. Cathy A. Bencivengo

Action Filed: January 21, 2019

**DECLARATION OF TIFFANY D. CHEUVRONT**

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2 1. I, Tiffany D. Chevront, am an attorney at the law firm Michel &  
3 Associates, P.C., attorneys of record for plaintiffs in this action. I am licensed to  
4 practice law before the United States District Court for the Southern District of  
5 California. I have personal knowledge of the facts set forth herein and, if called and  
6 sworn as a witness, could and would testify competently thereto.

7 2. Previously, Exhibit 4 of Plaintiffs’ complaint was submitted as proof of  
8 the recognized “hold system” used by the 22<sup>nd</sup> District Agricultural Association (“the  
9 District”) for reserving event dates at the Del Mar Fairgrounds (“the Venue”). That  
10 exhibit included emails between Ms. Tracy Olcott, President of B & L Productions,  
11 Inc., and a Ismael Ledesma. Because of the lack of identifying information within  
12 the email’s body or in the address of the fairground employee, I reasonably and  
13 mistakenly believed the email to be from a Del Mar Fairgrounds representative.

14 3. In their briefing, Defendants clarified that Exhibit 4 was actually a  
15 communication with a representative of the San Bernardino fairgrounds that uses the  
16 same type of hold system for reserving dates. Upon reviewing the District’s claim  
17 and my clients’ emails with employees from various District Agricultural  
18 Associations, I found that the correct chain of emails reserving dates at the Venue  
19 for 2019 was actually between Ms. Char Cunningham, a Sales Manager for the Del  
20 Mar Fairgrounds, and Ms. Olcott.

21 4. On or about May 10, 2019, I visited [https://www.thecoastnews.com/  
22 lawsuit-halts-progress-of-gun-show-policy/](https://www.thecoastnews.com/lawsuit-halts-progress-of-gun-show-policy/). From there, I viewed, saved, and  
23 printed a copy of the Del Mar Times article, “Lawsuit to Hang Up Del Mar  
24 Fairgrounds Gun Show Policy Recommendations,” by Michael J. Williams (Mar.  
25 15, 2019). The article reports that Mr. Frederick Schenk, a Director of the 22<sup>nd</sup>  
26 District Agricultural Association, “announced at a March 12 22<sup>nd</sup> DAA board  
27 meeting that the committee will not be able to bring forward a new policy by the end  
28 of the year, due to the lawsuit.” A true and correct copy of the March 15, 2019

1 article is attached hereto as **Exhibit 32**.

2 I declare under penalty of perjury, under the laws of the United States, that the  
3 foregoing is true and correct. Executed in Long Beach, California on June 7, 2019.

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/s/ Tiffany D. Cheuvront  
Tiffany D. Cheuvront  
Declarant

# **EXHIBIT 32**

# Lawsuit to hang up Del Mar Fairgrounds gun show policy recommendations

By **Michael J. Williams**

MARCH 15, 2019, 12:05 PM

**A** wide open public discussion about how the Del Mar Fairgrounds should handle gun shows in future years will be impossible after recent legal action, a member of the fairgrounds' board told fellow directors Tuesday, March 12.

Directors of the California 22nd District Agricultural Association, which manages the fairgrounds, voted in September to discontinue hosting gun shows at the end of 2018 while they develop a policy on the practice.

Gun shows have occurred on the fairgrounds for several decades. However, the association has come under escalating pressure from anti-gun violence advocates to ban the shows in the wake of repeated incidents nationally of mass shootings and attacks.

In January, the operator of the Crossroads of the West Gun Show, which has run the fairgrounds' exhibits for more than three decades, filed a federal lawsuit against the district. The suit alleges the association board's action in discontinuing the shows violates the U.S. Constitution's First Amendment guarantee to free expression.

Association Director Frederick Schenk told fellow board members Tuesday he had intended, along with fellow board Director Lee Haydu, to hold open proceedings including all points of view in leading the effort to devise the new policy.

That "large tent" approach won't be possible as a result of the legal parameters on public engagement resulting from the lawsuit, Schenk said.

"Throughout this year, Director Haydu and I will continue to do our work," he said. "But I cannot commit to what we committed to doing, which was having some recommendations to this board before the end of this year."

A representative of California's 78th District State Assemblyman Todd Gloria said the legislator has introduced a bill that would prohibit the sale of firearms and ammunition at the fairgrounds.

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1  
2 **CERTIFICATE OF SERVICE**  
3 **IN THE UNITED STATES DISTRICT COURT**  
4 **SOUTHERN DISTRICT OF CALIFORNIA**

5 Case Name: *B & L Productions, Inc., et al. v. 22nd District Agricultural*  
6 *Association, et al.*

7 Case No.: 3:19-cv-00134 CAB (NLS)

8 IT IS HEREBY CERTIFIED THAT:

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

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

13 **DECLARATION OF TIFFANY D. CHEUVRONT IN SUPPORT OF**  
14 **PLAINTIFFS' REPLY TO DEFENDANTS' OPPOSITION TO MOTION**  
15 **FOR SUMMARY JUDGMENT; EXHIBIT 32**

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

18 Xavier Becerra  
19 Attorney General of California  
20 Paul Stein  
21 Supervising Deputy Attorney General  
22 Joshua M. Caplan  
23 Deputy Attorney General  
24 P. Patty Li  
25 Deputy Attorney General  
26 455 Golden Gate Avenue, Suite 11000  
27 San Francisco, CA 94102-7004  
28 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 June 7, 2019.

/s/ Laura Palmerin  
Laura Palmerin