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16 **UNITED STATES DISTRICT COURT**  
17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

18 JANICE ALTMAN, *et al.*,  
19 Plaintiffs,

20 vs.

21 COUNTY OF SANTA CLARA,  
22 CALIFORNIA, *et al.*,

23 Defendants.

Case No. 4:20-cv-02180-JST

24 **DECLARATION OF SCOTT**  
25 **CHALMERS IN SUPPORT OF**  
26 **PLAINTIFFS' APPLICATION FOR**  
27 **TEMPORARY RESTRAINING ORDER**  
28 **AND ISSUANCE OF PRELIMINARY**  
**INJUNCTION**

**DECLARATION OF SCOTT CHALMERS**

I, Scott Chalmers, declare as follows:

1. I am an adult resident of the County of Contra Costa, California, and am a named plaintiff in the above matter. I have personal knowledge of the facts

1 stated herein, and if called as a witness, I could competently testify to these  
2 facts.

3  
4 2. This declaration is executed in support of Plaintiffs' Motion for Temporary  
5 Restraining Order and Issuance of Preliminary Injunction.

6  
7 3. I am not prohibited from possessing firearms or ammunition under federal and  
8 state law.

9  
10 4. In light of the developing situation involving the spread of COVID-19, I  
11 became concerned about my ability to protect my girlfriend and myself. As  
12 such, I desire to obtain a firearm and ammunition for self-defense and other  
13 purposes.

14  
15 5. Firearm and ammunition product manufacturers, retailers, importers,  
16 distributors, and shooting ranges are "Essential Businesses" to me and my  
17 family.

18  
19 6. I possess a firearms safety certificate ("FSC") as required by the State of  
20 California in order to purchase or acquire a firearm.

21  
22 7. I have passed a California Department of Justice LiveScan background check.

23 8. I am in the California Department of Justice RapBack system.

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25 9. Unlike individuals in other states, I cannot lawfully purchase ammunition  
26 online and have it shipped directly to my home.

27  
28 10. In order for me to comply with California law, I can only acquire and take

1 possession of firearms and ammunition in a face to face transaction at a  
2 licensed firearm and ammunition vendor. Defendants' Orders and actions  
3 have resulted in firearm and ammunition stores being closed in the County of  
4 Contra Costa, California.

5  
6 11. I purchased a firearm from Solar Tactical. I passed my background check and  
7 my 10-day waiting period was over on March 21, 2020. Because Solar  
8 Tactical was forced to close due to Defendants mandatory closure of firearm  
9 and ammunition retailers, I have not been able to pick up and acquire my  
10 firearm.  
11

12  
13 12. On April 1, 2020, I was contacted by an employee of Solar Tactical and  
14 informed that the last day I would be eligible to pick up my firearm would be  
15 April 10, 2020. If I am not able to pick up my firearm by this date, Solar  
16 Tactical will have to resubmit the Dealer Record of Sale (DROS) and restart  
17 the background check, subjecting me to an additional waiting period and fees.  
18

19  
20 13. I want to exercise my right to acquire, keep, bear, and practice proficiency  
21 training and shooting with arms – including firearms, ammunition, magazines,  
22 and appurtenances – for lawful purposes including self-defense, and would do  
23 so, but for the reasonable and imminent fear of arrest and criminal prosecution  
24 under Defendants' laws, policies, orders, practices, customs, and enforcement.  
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27 14. Accordingly, and for reasons set for in Plaintiffs' application and motion, I  
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respectfully ask this Court to grant the application and/or motion for preliminary injunction.

I declare under penalty of perjury that the foregoing is true and correct. Executed on April 9, 2020.



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Scott Chalmers