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15 **UNITED STATES DISTRICT COURT**
16 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

17 DONALD MCDOUGALL, an
18 individual; JULIANA GARCIA, an
19 individual; SECOND AMENDMENT
20 FOUNDATION; CALIFORNIA GUN
21 RIGHTS FOUNDATION; and
22 FIREARMS POLICY COALITION,
23 INC.,

24 Plaintiffs,

25 vs.

26 COUNTY OF VENTURA,
27 CALIFORNIA; BILL AYUB, in his
28 official capacity; WILLIAM T. FOLEY,
in his official capacity; ROBERT
LEVIN, in his official capacity; and

Case No. 2:20-cv-02927

**DECLARATION OF DONALD
MCDOUGALL IN SUPPORT OF
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION**

1 VENTURA COUNTY PUBLIC
2 HEALTH CARE AGENCY,

3
4 Defendants.

5
6 **DECLARATION OF DON MCDUGALL**

7 I, Donald McDougall, declare as follows:

- 8 1. I am an adult resident of the County of Ventura, California, and am a named
9 plaintiff in the above matter. I have personal knowledge of the facts stated
10 herein, and if called as a witness, I could competently testify to these facts.
11
12 2. This declaration is executed in support of Plaintiffs' Motion for Preliminary
13 Injunction.
14
15 3. I am not prohibited from possessing firearms or ammunition under federal and
16 state law.
17
18 4. It has been reported in local news that Ventura County law enforcement
19 officers are reducing inmate populations, issuing citations for certain
20 misdemeanors and releasing suspects, and postponing when convicted
21 criminals start serving their jail sentences.
22
23 5. It has also been reported that in adjacent Los Angeles County, Los Angeles
24 Sheriff Alex Villanueva has or planned to release 1,700 inmates from County
25 jails.
26
27 6. In light of the developing situation involving the spread of COVID-19 and the
28

1 possibility of increased crime, I became concerned about my ability to protect
2 myself and my family. As such, I desire to obtain firearms and ammunition
3 for self-defense and other purposes.
4

5 7. Firearm and ammunition product manufacturers, retailers, importers,
6 distributors, and shooting ranges are “Essential Businesses” to me and my
7 family.
8

9 8. I hold a valid California Carry Concealed Weapons License (“CCW”) which
10 exempts me from the Firearms Safety Certificate (“FSC”) as required by the
11 State of California in order to purchase or acquire a firearm.
12

13 9. I currently have one firearm in the possession of a licensed dealer that I cannot
14 begin the background check process on due to the Defendants’ Orders and
15 actions.
16

17 10. I also have a firearm in the possession of a licensed gunsmith that I cannot
18 retrieve due to the Defendants’ Orders and actions.
19

20 11. Unlike individuals in other states, I cannot lawfully purchase ammunition
21 online and have it shipped directly to my home.
22

23 12. In order for me to comply with California law, I can only acquire and take
24 possession of firearms and ammunition in a face to face transaction at a duly
25 licensed firearm and ammunition vendor.
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27 13. Defendants’ Orders and actions have resulted in firearm and ammunition
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stores being closed in the County of Ventura, California.

14. Defendants’ Orders and enforcement actions prevent me, on pain of criminal and other penalties, from leaving my home, and taking possession of firearms and ammunition in Ventura County.

15. Defendants’ Orders prevent me, on pain of criminal and other penalties, from lawfully traveling to and back from another county in order to obtain, purchase and take possession of firearms and ammunition.

16. I want to exercise my right to acquire, keep, bear, and practice proficiency training and shooting with arms – including firearms, ammunition, magazines, and appurtenances – for lawful purposes including self-defense, and would do so, but for the reasonable and imminent fear of arrest and criminal prosecution under Defendants’ laws, policies, orders, practices, customs, and enforcement.

17. Accordingly, and for reasons set for in Plaintiffs’ motion, I respectfully ask this Court to grant the motion for preliminary injunction.

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


Don McDougall