

1 MICHAEL N. FEUER, City Attorney (SBN 111529x)  
 2 KATHLEEN A. KENEALY, Chief Assistant City Attorney (SBN 212289)  
 3 SCOTT MARCUS, Chief, Civil Litigation Branch (SBN 184980)  
 4 GABRIEL S. DERMER, Supervising City Attorney (SBN 229424)  
 5 BENJAMIN CHAPMAN, Deputy City Attorney (SBN 234436)  
 6 benjamin.chapman@lacity.org  
 7 200 North Main Street, 6th Floor, City Hall East  
 8 Los Angeles, California 90012  
 9 Telephone Number: 213.978.7556  
 10 Facsimile Number: 213.978.8214

11 Attorneys for Defendant,  
 12 CITY OF LOS ANGELES

13 **UNITED STATES DISTRICT COURT**  
 14 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

15 NATIONAL RIFLE ASSOCIATION OF AMERICA; JOHN DOE,	)	Case No.: 19-cv-03212-SVW-GJS
	)	
16 Plaintiffs,	)	<b>DECLARATION OF BENJAMIN CHAPMAN</b>
	)	<b>IN SUPPORT OF DEFENDANT CITY OF LOS</b>
17 vs.	)	<b>ANGELES’S MOTION TO CORRECT</b>
	)	<b>ORDER (DKT. NO. 60) PURSUANT TO</b>
18 CITY OF LOS ANGELES; ERIC GARCETTI, in his official capacity as Mayor of the City of Los Angeles;	)	<b>FEDERAL RULE OF CIVIL PROCEDURE</b>
	)	<b>60(A)</b>
19 HOLLY L. WOLCOTT, in her official capacity as City Clerk of the City of Los Angeles, and DOES 1-10,	)	Ctrm: 10A-First Street Courthouse
	)	Judge: Hon. Stephen V. Wilson
22 Defendants.	)	Action Filed: 04/24/2019

**DECLARATION OF BENJAMIN CHAPMAN**

I, Benjamin Chapman, declare and state as follows:

1. I am an attorney at law duly admitted to practice before the Courts of the State of California. I am a Deputy City Attorney, counsel of record for Defendant the City of Los Angeles (the “City”). I have personal knowledge of the facts set forth below, and, if called as a witness, could and would testify competently thereto.

2. On April 30, 2020, Plaintiffs filed an application to the clerk to tax costs (the “Application”). (Dkt. No. 51.) The City objected to certain items contained in the Application as improper under Local Rule 54. Accordingly, the parties met and conferred in an effort to resolve the disagreement. Through the meet and confer process, the parties agreed that “Plaintiffs’ costs should ... be taxed in the total amount of \$244.65.” (Dkt. No. 54.) Plaintiffs also agreed to “withdraw their request for any other costs set forth in the Application.” (*Id.*) A true and correct copy of the stipulation, which can be found on the docket as entry number 54, is attached hereto as Exhibit A.

3. On September 30, 2020, I emailed Plaintiffs’ counsel to raise the fact that there was a mistake in the Court’s 9/30/20 Order regarding the award of costs; i.e., that the Court did not award the amount the parties had previously stipulated to. I asked whether she would agree to file a joint request to correct the Order. Plaintiffs’ counsel indicated that while her clients would not file a joint request, they would not oppose the City’s request to enforce the Stipulation (Dkt. No. 54) through an amendment to the 9/30/20 Order.

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

Executed on October 1, 2020 at Los Angeles, California.

/s/Benjamin Chapman