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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

JAMES FAHR; DESIREE
BERGMAN; COLIN RUDOLPH;
SAN DIEGO COUNTY GUN
OWNERS PAC and, FIREARMS
POLICY COALITION, INC.,

Plaintiffs,

v.

CITY OF SAN DIEGO,
CALIFORNIA; and DAVID NISLEIT,
in his official capacity as Chief of
Police of San Diego City, California,

Defendants.

Case No.: '21CV1676 BAS BGS

DECLARATION OF BRANDON COMBS

I, Brandon Combs, am competent to state and declare the following based on my personal knowledge:

1. I am the President of Firearms Policy Coalition, Inc. (“FPC”), a Plaintiff in this action. I am authorized to testify on behalf of FPC as to matters set forth in this Declaration.
2. I have personal knowledge of the facts stated herein, have reviewed the Complaint, Motion for Preliminary Injunction, and Memorandum in Support of the Motion for Preliminary Injunction, and if called as a witness, could competently testify thereto.
3. I have held the elected position of president of FPC since the organization was founded in 2014. As its president, I am duly authorized to act on behalf of the organization.
4. FPC is a non-profit organization incorporated under the laws of Delaware, with places of business in Pennsylvania, California, Nevada, Idaho, and other states.
5. The purposes of Plaintiff FPC include defending and promoting the People’s rights—especially the fundamental, individual Second Amendment right to keep and bear arms—advancing individual liberty, and restoring freedom.

6. Plaintiff FPC serves its members and the public through legislative advocacy, grassroots advocacy, litigation and legal efforts, research, education, outreach, and other programs.
7. Plaintiff FPC's members reside both within and outside San Diego.
8. Plaintiff FPC represents its San Diego resident members—who include gun owners, prospective gun owners and self-manufacturers, retailers of NFOs, parts, and firearms, and others—and brings this action on behalf of its San Diego resident members, including the named Plaintiffs herein.
9. Plaintiff FPC's San Diego resident members, including the individual Plaintiffs in this case, have been and will continue to be adversely and directly harmed by Defendants' administration, implementation, and enforcement of the laws, and related regulations, policies, practices, and customs challenged herein and will otherwise remain so adversely and directly affected under the San Diego Ban.
10. Many of Plaintiff FPC's San Diego resident members lawfully acquired unserialized firearm components are commonly possessed by law-abiding citizens in the exercise of their right to self-manufacture such firearms for self-defense and other lawful purposes.
11. However, those San Diego resident members are mandated to dispossess themselves of the unserialized firearm components by the effective date of the

Ordinance or face criminal prosecution under Section 53.18(c)(1) of San Diego's Ban.

12. Many of Plaintiff FPC's San Diego resident members desire to continue to own and possess the now-banned firearm components for lawful purposes, and to not sell or otherwise dispose of them, but they reasonably fear criminal sanction in light of the statutorily mandated dispossession established under 53.18(c)(1) of San Diego's Ban.

13. Many of Plaintiff FPC's San Diego resident members also desire to acquire additional NFOs otherwise commonly available for purchase and commonly used in the self-manufacturing of firearms for self-defense and other lawful purposes, including those that fall within the definition of "unfinished frames" or "unfinished receivers" under San Diego's Ban, and further desire to self-manufacture additional operable firearms for self-defense or other lawful purposes. However, they are currently prohibited from purchasing or otherwise acquiring any such unfinished receivers or frames under section 53.18(c)(1) of the Ban, and without the ability to lawfully acquire or possess the requisite precursor materials, they are likewise prohibited from self-manufacturing any operable firearms. Further, they are prohibited from ever again possessing, purchasing, transporting, or receiving any such NFO's or precursor parts or materials, upon effect of the Ordinance.

14. Based on this threat of criminal prosecution by and through the San Diego Ban that Defendants are actively enforcing, Plaintiff FPC's San Diego resident members have been prevented from acquiring, possessing, transporting, or receiving NFOs, and from self-manufacturing any additional operable firearms from NFOs, for self-defense and other lawful purposes.

15. Plaintiff FPC reasonably fears the prosecution of its San Diego resident members by and through Defendants' administration, implementation, and enforcement of the laws, regulations, policies, practices, and customs challenged herein.

16. As to all claims made in a representative capacity herein, there are common questions of law and fact that substantially affect the rights, duties, and liabilities of numerous FPC San Diego resident members who knowingly or unknowingly are subject to the San Diego Ban.

I, Brandon Combs, verify that FPC is a Plaintiff named in this action and all the information contained herein is true and correct to the best of my information, knowledge, and belief.

Dated: September 23, 2021



Brandon Combs