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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SACRAMENTO

DAVID GENTRY, JAMES PARKER,  
MARK MIDLAM, JAMES BASS, and  
CALGUNS SHOOTING SPORTS  
ASSOCIATION,

Plaintiffs and Petitioners,

v.

XAVIER BECERRA, in His Official  
Capacity as Attorney General For the State  
of California; STEPHEN LINDLEY, in  
His Official Capacity as Acting Chief for  
the California Department of Justice,  
BETTY T. YEE, in Her Official Capacity  
as State Controller, and DOES 1 - 10,

Defendants and Respondents.

Case No. 34-2013-80001667

**[PROPOSED] ORDER GRANTING  
PLAINTIFFS' MOTION FOR ATTORNEYS'  
FEES**

On January 14, 2022, at 10:00 a.m. in Department 21 of the Superior Court of California,  
County of Sacramento, located at 720 9<sup>th</sup> Street, Sacramento, California 95814, this Court heard  
the motion of Plaintiffs David Gentry, James Parker, Mark Midlam, James Bass, and Calguns  
Shooting Sports Association (collectively, "Plaintiffs") for an award of reasonable attorneys' fees  
incurred in this matter against Defendants Robert Bonta, in his official capacity as Attorney  
General for the State of California, Stephen Lindley, in his official capacity as Acting Chief for the  
California Department of Justice, and Betty T. Yee, in her official capacity as State Controller  
(collectively, "Defendants"). Appearances were as noted in the record.



1 The Court, having read and considered the motion, opposition, reply, and having heard and  
2 considered the oral arguments of counsel, and good cause appearing, rules as follows:

3 1. Plaintiffs' Motion for Attorneys' Fees on Appeal is **GRANTED**.

4 Plaintiffs are entitled to fees under Code of Civil Procedure section 1021.5, because their  
5 lawsuit resulted in the enforcement of an important right affecting the public interest. Plaintiffs'  
6 case not only benefitted every existing and future ammunition purchaser and seller in California,  
7 but it vindicated every Californian's fundamental, individual right to be free from the burden of  
8 vague laws that violate due process and infringe on their Second Amendment right.

9 Plaintiffs' lodestar amount of \$604,851.50 for work on the merits, and \$48,051.50 for work  
10 on the fee motion, is reasonable both in terms of the time and labor counsel expended on appeal,  
11 and in terms of the Plaintiffs' counsel's hourly rates. As presented in Plaintiffs' declarations and  
12 evidence, counsel reasonably spent 1,558.5 hours to successfully litigate this case through  
13 summary adjudication and trial. Plaintiffs' counsel also reasonable spent 125.0 hours to litigate  
14 fees. And Plaintiffs' counsel's hourly rates, ranging between \$170 and \$650, are consistent with  
15 the prevailing Long Beach market rate for attorneys and paralegals of comparable skill,  
16 experience, and reputation in the practice of constitutional or civil rights law and general civil  
17 litigation.

18 2. Plaintiffs shall be **AWARDED** reasonable attorneys' fees in the amount of  
19 \$604,851.50.

20 **IT IS SO ORDERED.**

21  
22 Dated: \_\_\_\_\_

\_\_\_\_\_  
23 Honorable Shelleyanne W.L. Chang  
24 Judge of the Superior Court  
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**PROOF OF SERVICE**

STATE OF CALIFORNIA  
COUNTY OF SACRAMENTO

I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County, California. I am over the age of eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Blvd., Suite 200, Long Beach, CA 90802.

On October 12, 2021, the foregoing document described as

**[PROPOSED] ORDER GRANTING PLAINTIFFS’ MOTION FOR ATTORNEYS’ FEES**

on the interested parties in this action by placing

- the original
- a true and correct copy

thereof enclosed in sealed envelope(s) addressed as follows:

Ryan A. Hanley  
Deputy Attorney General  
California Department of Justice  
1300 I Street, Suite 125  
P.O. Box 944255  
Sacramento, CA 94244-2550  
[Ryan.Hanley@doj.ca.gov](mailto:Ryan.Hanley@doj.ca.gov)

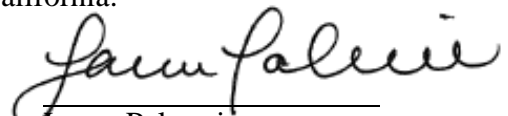
*Attorney for Defendants*

(**BY OVERNIGHT MAIL**) As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for overnight delivery by UPS/FED-EX. Under the practice it would be deposited with a facility regularly maintained by UPS/FED-EX for receipt on the same day in the ordinary course of business. Such envelope was sealed and placed for collection and delivery by UPS/FED-EX with delivery fees paid or provided for in accordance with ordinary business practices.

(**BY MAIL**) As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under the practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Long Beach, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date is more than one day after date of deposit for mailing an affidavit.

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

Executed on October 12, 2021, at Long Beach, California.

  
\_\_\_\_\_  
Laura Palmerin