

P O R T E R | S C O T T

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Attorney for Defendant

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SUPERIOR COURT OF CALIFORNIA

COUNTY OF ORANGE

Coordination Proceeding Special Title (Rule
3.550)

GHOST GUNNER FIREARMS CASES

Included actions:

*Cardenas v. Ghost Gunner, Inc. dba
GhostGunner.net, et al.*

*McFadyen, et al. v. Ghost Gunner, Inc., dba
GhostGunner.net, et al.*

JUDICIAL COUNCIL COORDINATION
PROCEEDING NO. 5167

Superior Court of California
County of Orange
Case No. 30-2019-01111797

Superior Court of California
County of San Bernardino
Case No. CIVDS1935422

**DEFENDANT JAMES TROMBLEE, JR.,
d/b/a USPATRIOTARMORY.COM'S
NOTICE OF JOINDER AND JOINDER
TO DEFENDANT POLYMER80, INC.'S
DEMURRER**

Reservation ID: 73662206 (provided by
Clerk)

Date: May 6, 2022

Time: 9:00 am

Dept. CX104

Honorable William Caster

**TO THE COURT, PLAINTIFFS, PLAINTIFFS' ATTORNEYS OF RECORD, AND
ADDITIONAL COUNSEL:**

{02602491.DOCX}

1 **PLEASE TAKE NOTICE** that on May 6, 2022, at 9:00 am, or as soon thereafter as the
2 matter may be heard in Department CX104 of the above-entitled Court, located at 751 W. Santa
3 Ana Boulevard, Santa Ana, California, 92701, defendant POLYMER80, INC. (“Defendant
4 Polymer80”) will generally and specially demur to plaintiffs’ Complaints for Damages pursuant to
5 Code of Civil Procedure Sections 430.10(a), (e), and (f).

6 **PLEASE TAKE NOTICE** that Defendant JAMES TROMBLEE, JR., d/b/a
7 USPATRIOTARMORY.COM (“Defendant US Patriot Armory”) hereby joins in defendant
8 Polymer80’s demurrer in full and adopts and incorporates by reference as their own *all* arguments,
9 authorities, and evidence as set forth therein.

10 Defendant US Patriot Armory is a federal firearms licensee, and it hereby joins in all
11 arguments as set forth by defendant Polymer80 in its demurrer, however, at the request of
12 defendant Polymer80, defendant US Patriot Army files this separate notice of joinder and joinder
13 in lieu of a joint brief.

14 This joinder is timely filed.¹ Joinder is timely if served and filed within the time for
15 noticing the particular motion at issue (*Persson v. Smart Inventions, Inc.* (2006) 125 Cal.App.4th
16 1141, 1176-1177.) Written notice for all moving and supporting papers shall be served and filed
17 at least 16 court days before the hearing. (Code Civ. Proc., § 1005(b).)

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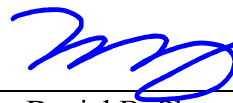
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¹ Defendant US Patriot Armory had previously been unable to file this joinder as its notice of appearance was still
pending with this court.

1 This Joinder is based upon this Notice of Joinder and Joinder, defendant Us Patriot
2 Armory's Request for Judicial Notice with incorporated exhibits, defendant Polymer80's
3 Demurrer, all papers and documents on file herein, the Court's files concerning this action, all
4 facts and documents of which the parties request judicial notice and as to which judicial notice is
5 proper, all further evidence and argument that may be presented in reply to any opposition, and
6 any oral argument that may be presented at the time of the hearing.

7 Dated: January 28, 2022

PORTER SCOTT
A PROFESSIONAL CORPORATION

9
10 By



Daniel B. Phung
Attorney for Defendant
JAMES TROMBLEE, JR., d/b/a
USPATRIOTARMORY.COM

CASE NAME: *GHOST GUNNER FIREARMS CASES*
COURT: **ORANGE COUNTY SUPERIOR COURT**
CASE NO.: **JCCP 5167**

PROOF OF SERVICE

At the time of service, I was over 18 years of age and not a party to this action. My business address is 350 University Avenue, Suite 200, Sacramento, California 95825.

On the date below, I served the following document:

DEFENDANT JAMES TROMBLEE, JR., d/b/a USPATRIOTARMORY.COM'S NOTICE OF JOINDER AND JOINDER TO DEFENDANT POLYMER80, INC.'S DEMURRER

	BY MAIL: I placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.
	BY FAX TRANSMISSION: Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which I printed out, is attached
XX	BY ELECTRONIC SERVICE: Only by e-mailing the document(s) to the persons at the e-mail address(es). This is necessitated during the declared National Emergency due to the Coronavirus (Covid-19) pandemic because this office will be working remotely, not able to send physical mail as usual, and is therefore using only electronic mail. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission. We will provide a physical copy, upon request only, when we return to the office at the conclusion of the national emergency. This is made pursuant to Code Civ. Proc., § 1010.6 as amended per SB 1146, Emergency Rule 12.

Addressed as follows:

SEE BELOW SERVICE LIST

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Sacramento, California on January 28, 2022.


Molly A. Flores

SERVICE LIST

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