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

A PROFESSIONAL CORPORATION

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Attorney for Defendant

JAMES TROMBLEE, JR., d/b/a USPATRIOTARMORY.COM

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

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF DEFENDANT JAMES
TROMBLEE, JR., d/b/a US
PATRIOTARMY.COM'S 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


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Pursuant to California Evidence Code Section 452(d), defendant JAMES TROMBLEE, JR., d/b/a USPATRIOTARMORY.COM (“Defendant US Patriot Armory”) respectfully requests that the Court take judicial notice of the following DOCUMENTS:

1. August 31, 2020, Federal Firearms License for Defendant US Patriot Armory from the U.S. Department of Justice’s Bureau of Alcohol, Tobacco, Firearms, and Explosives. A true and correct copy attached hereto as Exhibit A.

Dated: January 28, 2022

PORTER SCOTT
A PROFESSIONAL CORPORATION

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

PORTER | SCOTT
350 University Ave., Suite 200
Sacramento, CA 95825
TEL: 916.929.1481
FAX: 916.927.3706

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

4 **PROOF OF SERVICE**

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

7 On the date below, I served the following document:

8 **REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEFENDANT JAMES**
9 **TROMBLEE, JR., d/b/a US PATRIOTARMY.COM'S JOINDER TO DEFENDANT**
10 **POLYMER80, INC.'S DEMURRER**

| | |
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| 11 | 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. |
| 12 | 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 |
| 13 | 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. |

14 **Addressed as follows:**

15 **SEE BELOW SERVICE LIST**

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

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19 Molly A. Flores

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SERVICE LIST

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24 cvanderputten@livingstonlawyers.com

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EXHIBIT A



In accordance with the provisions of Title I, Gun Control Act of 1968, and the regulations issued thereunder (27 CFR Part 478), you are licensed to engage in the business specified in this license, within the limitations of Chapter 44, Title 18, United States Code, and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 478.51.** See "WARNINGS" and "NOTICES" on reverse.

| | | | |
|---|---|--------------------|-----------------------------|
| Direct ATF Correspondence To | ATF - Chief, FFLC 244 Needy Road Martinsburg, WV 25405-9431 | License Number | 9-33-071-07-3J-06807 |
| Chief, Federal Firearms Licensing Center (FFLC) | | Expiration Date | September 1, 2023 |
| Name | | U S PATRIOT ARMORY | |

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| Premises Address (Changes? Notify the FFLC at least 30 days before the move.) 13631 PAWNEE RD SUITE #1 APPLE VALLEY, CA 92308- |
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| Type of License 07-MANUFACTURER OF FIREARMS OTHER THAN DESTRUCTIVE DEVICES |
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| Purchasing Certification Statement The licensee named above shall use a copy of this license to assist a transferor of firearms to verify the identity and the licensed status of the licensee as provided by 27 CFR Part 478. <u>The signature on each copy must be an original signature.</u> A faxed, scanned or e-mailed copy of the license with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Firearms Licensee (FFL) or a responsible person of the FFL. I certify that this is a true copy of a license issued to the licensee named above to engage in the business specified above under "Type of License." | Mailing Address (Changes? Notify the FFLC of any changes.) TROMBLEE, JAMES U S PATRIOT ARMORY 20258 HWY 18 SUITE 430-467 APPLE VALLEY, CA 92307- |
|---|---|

| | |
|---|--------------------------------|
| Licensee/Responsible Person Signature | OWNER Position/Title |
| JAMES TROMBLEE Printed Name | AUGUST 31-2020 Date |

Federal Firearms License (FFL) Customer Service Information

| | | |
|--|---|---|
| Federal Firearms Licensing Center (FFLC) 244 Needy Road Martinsburg, WV 25405-9431 | Toll-free Telephone Number: (866) 662-2750 Toll-free Fax Number: (866) 257-2749 E-mail: NLC@atf.gov | ATF Homepage: www.atf.gov FFL eZ Check: www.atfonline.gov/fflezcheck |
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Change of Address (27 CFR 478.52). Licensees may during the term of their current license remove their business or activity to a new location at which they intend regularly to carry on such business or activity by filing an Application for an Amended Federal Firearms License, ATF Form 5300.38, in duplicate, not less than 30 days prior to such removal with the Chief, Federal Firearms Licensing Center. The application must be executed under the penalties of perjury and penalties imposed by 18 U.S.C. 924. The application shall be accompanied by the licensee's original license. The license will be valid for the remainder of the term of the original license. **(The Chief, FFLC, shall, if the applicant is not qualified, refer the application for amended license to the Director of Industry Operations for denial in accordance with § 478.71.)**

Right of Succession (27 CFR 478.56). (a) Certain persons other than the licensee may secure the right to carry on the same firearms or ammunition business at the same address shown on, and for the remainder of the term of, a current license. Such persons are: (1) The surviving spouse or child, or executor, administrator, or other legal representative of a deceased licensee; and (2) A receiver or trustee in bankruptcy, or an assignee for benefit of creditors. (b) In order to secure the right provided by this section, the person or persons continuing the business shall furnish the license for that business for endorsement of such succession to the Chief, FFLC, within 30 days from the date on which the successor begins to carry on the business.

(Continued on reverse side)

Cut Here ✂

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| Federal Firearms License (FFL) Information Card | |
| License Name: | TROMBLEE, JAMES |
| Business Name: | U S PATRIOT ARMORY |
| License Number: | 9-33-071-07-3J-06807 |
| License Type: | 07-MANUFACTURER OF FIREARMS OTHER THAN DESTRUCTIVE DEVICES |
| Expiration: | September 1, 2023 |
| Please Note: Not Valid for the Sale or Other Disposition of Firearms. | |

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| <u>FFL Newsletter - Electronic Version Available</u> |
| Sign-Up Today! |
| FFLs interested in receiving the electronic version of the FFL Newsletter, along with occasional additional information, should submit name, FFL number, and e-mail address to: FIPB@atf.gov. |
| The electronic FFL Newsletter will enable ATF to communicate information to licensees on a periodic basis. |