



COUNTY OF LOS ANGELES  
OFFICE OF THE COUNTY COUNSEL

648 KENNETH HAHN HALL OF ADMINISTRATION  
500 WEST TEMPLE STREET  
LOS ANGELES, CALIFORNIA 90012-2713

TELEPHONE  
(213) 972-5768  
FACSIMILE  
(213) 626-5578  
TDD  
(213) 633-0901

DAWYN R. HARRISON  
Acting County Counsel

July 29, 2022

**VIA ECF**

Molly C. Dwyer  
Clerk of the Court  
United States Court of Appeals for the  
Ninth Circuit  
James R. Browning Courthouse  
95 7<sup>th</sup> Street  
San Francisco, CA 94103

**Re: *Michelle Flanagan, et al. v. Rob Bonta, et al.*, Case No. 18-55717**

Dear Ms. Dwyer:

We submit this response on behalf of defendant-appellee Sheriff Alex Villanueva to the Rule 28(j) letters submitted by Plaintiffs-Appellants and Defendant-Appellee Rob Bonta concerning *New York State Rifle & Pistol Ass'n v. Bruen*, No. 20-843 (U.S. June 23, 2022). As set forth in those letters, the U.S. Supreme Court in *Bruen* held that New York's requirement that individuals show "proper cause" to obtain a license to carry a firearm in public is unconstitutional, Slip Op. at 63. The Court also made clear that California's "analogue[s]" statute – Cal. Penal Code § 26150(a)(2), which requires a showing of "good cause" to obtain a license to carry a concealed firearm in public – is unconstitutional.


In accordance with the June 24, 2022 legal alert issued by Attorney General Bonta regarding the *Bruen* decision, the Los Angeles County Sheriff's Department is no longer requiring a showing of "good cause" in issuing licenses to carry a concealed weapon in public. This appeal is now moot, as Plaintiffs-Appellants have received the precise relief from the Sheriff requested in their complaint. See 10-ER-2213-14 (Complaint, seeking order enjoining defendants from enforcing "section 26150(a)(2)'s 'good cause' criterion"); *Lombardo v. Warner*, 481 F.3d 1135, 1137 (9<sup>th</sup> Cir. 2007) (appeal should be dismissed when intervening decision renders case moot).

Molly C. Dwyer, Clerk of the Court  
July 29, 2022  
Page 2

Accordingly, we concur with Attorney General Bonta that this Court should dismiss this appeal as moot and vacate the district court's judgment.

Very truly yours,

DAWYN R. HARRISON  
Acting County Counsel

By   
LANA CHOI  
Senior Deputy County Counsel  
Justice and Safety Division

LC:pec