

C.D. Michel-SBN 144258
 Anna M. Barvir-SBN 268728
 Tiffany D. Cheuvront-SBN 317144
 MICHEL & ASSOCIATES, P.C.
 180 East Ocean Blvd., Suite 200
 Long Beach, CA 90802
 Telephone: (562) 216-4444
 Fax: (562) 216-4445
 Email: cmichel@michellawyers.com

Attorneys for Plaintiffs Junior Sports Magazines Inc., Raymond Brown, California Youth Shooting Sports Association, Inc., Redlands California Youth Clay Shooting Sports, Inc., California Rifle & Pistol Association, Incorporated, The CRPA Foundation, and Gun Owners of California, Inc.

Donald Kilmer-SBN 179986
 Law Offices of Donald Kilmer, APC
 14085 Silver Ridge Road
 Caldwell, Idaho 83607
 Telephone: (408) 264-8489
 Email: Don@DKLawOffice.com

Attorney for Plaintiff Second Amendment Foundation

IN THE UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

JUNIOR SPORTS MAGAZINES
 INC., RAYMOND BROWN,
 CALIFORNIA YOUTH SHOOTING
 SPORTS ASSOCIATION, INC.,
 REDLANDS CALIFORNIA
 YOUTH CLAY SHOOTING
 SPORTS, INC., CALIFORNIA
 RIFLE & PISTOL ASSOCIATION,
 INCORPORATED, THE CRPA
 FOUNDATION, AND GUN
 OWNERS OF CALIFORNIA, INC.;
 and SECOND AMENDMENT
 FOUNDATION,

Plaintiffs,

v.

ROB BONTA, in his official capacity
 as Attorney General of the State of
 California; and DOES 1-10,

Defendant.

CASE NO: 2:22-cv-04663-CAS (JCx)

**SUPPLEMENTAL DECLARATION OF
 JONATHAN L. COLEMAN IN
 SUPPORT OF PLAINTIFFS' MOTION
 FOR PRELIMINARY INJUNCTION**

Hearing Date: October 17, 2022
 Hearing Time: 10:00 a.m.
 Courtroom: 8D
 Judge: Christina A. Snyder

SUPPLEMENTAL DECLARATION OF JONATHAN COLEMAN

1
2 1. I, Jonathan L. Coleman, am the Vice President of Plaintiff California
3 Youth Shooting Sports Association, Inc. (“CYSSA”), a plaintiff in the above-
4 entitled action and make this declaration of my own personal knowledge and, if
5 called as a witness, I could and would testify competently to the truth of the matters
6 set forth herein.

7 2. AB 2571, as adopted on June 30, 2022, and as currently enforced,
8 restricts CYSSA from offering its youth clay shooting program in California
9 because it necessarily involves, among other things: recruiting minors under 18 to
10 participate in the clay shooting sports; coaching, training, and practicing with youth
11 in the clay shooting sports; speaking with youth about and endorsing firearm-
12 related products necessary to participate in the clay shooting sports; advertising,
13 promoting, offering, hosting, facilitating, and registering youth for competitive
14 shooting events and practices; working with youth shooters and recruiters for
15 college clay shooting teams; and other communications promoting and celebrating
16 youth in the competitive shooting sports. These activities necessarily involve
17 advertising, marketing, or arranging for the placement of communications
18 promoting the use of firearm-related products *directly to minors* and in ways that
19 are likely to be attractive to minors.

20 3. To prevent substantial liability under the new law, CYSSA has stopped
21 advertising, marketing, and other communications promoting youth competitive
22 shooting events and practices where firearms, ammunition, and related products are
23 lawfully possessed, handled, and used by youth. And we added content warnings to
24 our website and social media pages to deter youth under 18 residing in California
25 from viewing our content. Barring removing our online content altogether, this was
26 our only option. We must still weigh every communication that goes out against the
27 substantial risk of violating this law.

28 4. But for the adoption and enforcement of AB 2571, CYSSA would

1 continue our truthful and otherwise lawful advertising, marketing, and other
2 communications about competitive shooting programs to youth in California. We
3 would be publishing and distributing communications promoting participation in
4 the 2022 – 2023 shooting season and events, encouraging new youth shooter
5 participation, registering youth for the upcoming season, working with youth and
6 recruiters, holding matches, raising sponsor dollars and promoting our sponsors’
7 businesses, and posting general information about participation in youth shooting
8 sports. As it stands now, our program and website are frozen in time. *See Coleman*
9 *Decl.*, ¶ 9. If the law is enjoined, CYSSA will immediately resume these activities.

10 5. Many of our youth work for years developing their skills in the hopes
11 of being recruited for college shooting teams and scholarships. But AB 2571, as
12 adopted and as currently enforced, has led college shooting teams to end youth
13 recruiting in California. Indeed, since the passage of this law, recruiters have
14 refused to engage with youth in California around any shooting sport activity. But
15 for the adoption and enforcement of AB 2571, CYSSA would continue to work
16 with youth and recruiters to pursue college shooting opportunities and scholarships.

17 6. Even if AB 160 goes into effect, and some limited exemptions are
18 made to California’s ban on firearm-related speech that would allow CYSSA to
19 recruit members and advertise lawful competitive shooting events, the amended law
20 expressly exempts only speech that offers or promotes such programs, it does not
21 exempt the speech that takes place at those events. For instance, companies that
22 manufacture youth firearms and gear for the sport would no longer be able to place
23 their logo on shooting jerseys or promote their products to youth shooters. These
24 companies sponsor many of our teams, matches, coaches, and individual youth
25 athletes, just like any other sport with sponsors involved in the promotion of the
26 sport and their products. These sponsors are necessary to the success of our
27 program and barring their full participation in CYSSA youth shooting programs
28 will be detrimental to it.

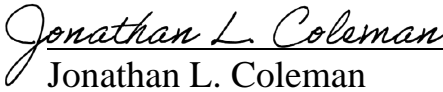
1 7. But for the enactment and enforcement of AB 2571 (and the AB 160
2 amendments), CYSSA would continue to partner with, accept sponsorships from,
3 and promote the products of businesses that manufacture youth firearms and
4 shooting gear for the sport. And if the law is enjoined, CYSSA would immediately
5 resume these activities.

6 8. Similarly, even if AB 160 goes into effect, and some limited
7 exemptions are made to California's ban on firearm-related speech, CYSSA
8 volunteers and affiliated coaches and trainers will still be prohibited from
9 endorsing, promoting, or suggesting their young athletes obtain firearm-related
10 products necessary for their success in the shooting sports. Nor could they promote
11 a specific brand of ammunition or a particular firearm that works best for young
12 and smaller athletes without violating the law.

13 9. But for the enactment and enforcement of AB 2571 (and the AB 160
14 amendments), CYSSA volunteers and its affiliated coaches and trainers would
15 resume endorsing, promoting, and suggesting their young athletes obtain firearm-
16 related products necessary for their success in the shooting sports. And if the law is
17 enjoined, CYSSA volunteers and its affiliated coaches and trainers would in fact
18 resume these activities.

19 10. What's more, the AB 160 amendments to AB 271 do very little to
20 address the vagueness and overbreadth concerns that plaintiffs identified in their
21 complaint and moving papers. In fact, by adding *even more* unclear language rather
22 than taking it away, the amendments make the law in many ways *more vague and*
23 *more overbroad*. We thus remain unsure exactly what speech is prohibited or
24 permitted going forward, and each time we attempt to engage the public, we have to
25 weigh the risks of speaking to and about youth shooting programs and activities
26 against the very real and very substantial risk of civil liability. This chills the speech
27 of CYSSA and its members across the state because we are unsure what can be said
28 without fear of violating the law and being subject to substantial liability.

1 I declare under penalty of perjury that the foregoing is true and correct.
2 Executed within the United States on September 27, 2022.

3
4 
5 Jonathan L. Coleman
6 Declarant
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE
IN THE UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Case Name: *Junior Sports Magazines, Inc., et al. v. Bonta*
Case No.: 2:22-cv-04663-CAS (JCx)

IT IS HEREBY CERTIFIED THAT:

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

I am not a party to the above-entitled action. I have caused service of:

**SUPPLEMENTAL DECLARATION OF JONATHAN L. COLEMAN IN
SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY
INJUNCTION**

on the following party by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

Kevin J. Kelly, Deputy Attorney General
kevin.kelly@doj.ca.gov
300 South Spring Street, Suite 9012
Los Angeles, CA 90013
Attorney for Defendant

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

Executed September 28, 2022.



Laura Palmerin