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19 *Appearing Pro Hac Vice*

20 Attorneys for Plaintiffs

21 **UNITED STATES DISTRICT COURT**
22 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

23 LANA RAE RENNA, et al.,
24 Plaintiffs,

25 vs.

26 ROB BONTA, et al.,
27 Defendants.

Case No.: 20-cv-2190-DMS-DEB

JOINT MOTION AND
STIPULATION CONCERNING
PLAINTIFFS' VOLUNTARY
DISMISSAL OF COUNTS TWO
THROUGH SEVEN OF THE
SECOND AMENDED
COMPLAINT AND THE FILING
OF A THIRD AMENDED
COMPLAINT

1 All Plaintiffs and all Defendants, by and through their respective counsel,
2 respectfully submit this joint motion and stipulation concerning Plaintiffs' intention
3 to voluntarily dismiss Counts Two through Seven of the Second Amended
4 Complaint:

5 1. As to Counts Four, Five, Six, and Seven of the Second Amended
6 Complaint, in accordance with the previous Order on Joint Motion and
7 Stipulation Regarding Plaintiffs' claims challenging Senate Bill 1327
8 (*see* Dkt. No 60):

9 a. Plaintiffs Renna, Jaymes, Laura Schwartz, Michael Schwartz,
10 Macomber, Freeman, Klier, Smith, Phillips, Cheryl Prince, Darin
11 Prince, Ryan Peterson, and Leonard Ruebe shall dismiss these
12 counts with prejudice; and

13 b. Plaintiffs PWGG, L.P., North County Shooting Center, Inc.,
14 Gunfighter Tactical, LLC, Firearms Policy Coalition, Inc., San
15 Diego County Gun Owners PAC, Citizens Committee for the
16 Right to Keep and Bear Arms, and Second Amendment
17 Foundation shall dismiss these counts without prejudice.

18 2. All Plaintiffs shall dismiss Count Two of the Second Amended
19 Complaint without prejudice.

20 3. All Plaintiffs shall dismiss Count Three of the Second Amended
21 Complaint without prejudice.

22 To effect the above dismissal of claims, Plaintiffs shall file a Third Amended
23 Complaint on or before October 31, 2022, pursuant to FRCP Rule 15 (a)(2), and
24 Defendants' response to the same shall be due on or before November 14, 2022.
25 Plaintiffs' Third Amended Complaint shall not add or amend any substantive
26 allegations other than to effect the above dismissal.
27
28

1 Based on the foregoing stipulation, the parties agree that Defendants’ pending
2 motion to dismiss Count Three for failure to state a claim (Dkt. No. 62) is moot.

3 Dated: October 19, 2022

Respectfully submitted,

4 /s/ Raymond M. DiGuiseppe
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11 Dated: October 19, 2022

ROB BONTA
Attorney General of California
ANTHONY R. HAKL
Supervising Deputy Attorney General

15 /s/ Gabrielle D. Boutin

16 GABRIELLE D. BOUTIN
17 Deputy Attorney General
18 *Attorneys for Defendants Rob Bonta,*
19 *in his official capacity as California*
20 *Attorney General, and Blake*
21 *Graham, in his official capacity as*
22 *Acting Director of the Department of*
23 *Justice Bureau of Firearms*

22 **CERTIFICATION**

23 I certify that I have obtained authorization to affix to this document the
24 electronic signatures of the above-listed signatories, pursuant to Section 2(f)(4) of
25 the Electronic Case Filing Administrative Policies and Procedures Manual.

26 DATED: October 19, 2022

/s/ Raymond M. DiGuiseppe
Raymond M. DiGuiseppe