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11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 B&L PRODUCTIONS, INC., d/b/a  
14 CROSSROADS OF THE WEST;  
GERALD CLARK; ERIC JOHNSON;  
15 CHAD LITRELL; JAN STEVEN  
MERSON; CALIFORNIA RIFLE &  
16 PISTOAL ASSOCIATION,  
INCORPORATED; ASIAN PACIFIC  
17 AMERICAN GUN OWNERS  
ASSOCIATION; SECOND  
18 AMENDMENT LAW CENTER, INC.;  
and SECOND AMENDMENT  
19 FOUNDATION,

20 Plaintiffs,

21 v.

22 GAVIN NEWSOM, in his official  
capacity as Governor of the State of  
23 California; ROB BONTA, in his official  
capacity as Attorney General of the  
24 State of California; KAREN ROSS, in  
her official capacity as Secretary of  
25 California Department of Food &  
Agriculture and in his personal capacity;  
26 TODD SPITZER, in his official capacity  
as District Attorney of Orange County;  
27 32nd DISTRICT AGRICULTURAL  
ASSOCIATION; DOES 1-10;

28 Defendants.

CASE NO.: 8:22-cv-01518 JWH (JDEx)

**DECLARATION OF GERALD  
CLARK IN SUPPORT OF  
PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

Hearing Date: January 6, 2023  
Hearing Time: 9:00 a.m.  
Courtroom: 9D  
Judge: John W. Holcomb

Action Filed: August 12, 2022

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**DECLARATION OF GERALD CLARK**

1. I, Gerald Clark, am a plaintiff in the above-entitled action. I make this declaration of my own personal knowledge and, if called as a witness, I could and would testify competently to the truth of the matters set forth herein.

2. I am a current resident of Orange County, California.

3. Before the adoption and implementation of Senate Bill 264, I regularly attended the Crossroads of the West Gun Show, a recurring, safe, and family-friendly gun-show event produced by B&L Productions, Inc., d/b/a Crossroads of the West (“Plaintiff Crossroads”) and held at the Orange County Fair & Event Center (“the Fairgrounds”).

4. I am an instructor and I work as a volunteer offering training to scouting groups and gun owners across the state. In these roles, it is important for me to participate in events like gun shows, which provide valuable opportunities to educate gun owners and to learn from others while engaging in discussions about firearms, shooting techniques, legal requirements, and the like to enhance my knowledge as a trainer.

5. Indeed, as an instructor it is imperative that I am knowledgeable about firearms, ammunition, and parts of firearms so that I may best educate my students to operate firearms safely and confidently. I gather much of this information from other gun owners, trainers, and vendors at gun shows held at the Fairgrounds. Indeed, there are few, if any, other venues that offer the broad base of firearms-related information that gun shows offer.

6. I also enjoyed attending gun shows at the Fairgrounds because these events offer me a unique opportunity to engage with like-minded people to explore and discuss the lawful uses of firearms, including self-defense, hunting, target shooting, safety training, gunsmithing, and general appreciation of firearms. I also enjoy discussing other issues like politics, the Second Amendment, being a gun owner in California, and gun safety with potential customers and other attendees of

1 the show.

2 7. I also attended gun shows at the Fairgrounds to purchase firearms,  
3 ammunition, parts for firearms already owned, and materials to help with my  
4 training and as a gun owner to be more proficient. As a purchaser of such products  
5 at gun shows, I like being able to see firearms up close, to feel how they fit in my  
6 hand, and help me make the best decision about what firearm is right for me. Gun  
7 shows also provide a unique opportunity to engage with firearm retailers to ask  
8 questions about their products and learn from their expertise.

9 8. Even when I am not in the market to purchase a firearm or ammunition,  
10 being able to speak to the vendors about new products and offerings is important to  
11 me as a gun owner and as an instructor. If it is not profitable for vendors to be at a  
12 gun show where they can sell their lawful products, I will lose the opportunity to  
13 engage these vendors and the gun show will end.

14 9. At gun show events, like the Plaintiff Crossroads' gun show at the  
15 Fairgrounds, I have engaged with non-profit organizations that have shared  
16 information about their programs, given lectures, held training classes, and led  
17 discussions about gun rights. Indeed, I taught gun safety and training courses at gun  
18 shows at the Fairgrounds. During those courses, I talked to others about their rights,  
19 the importance of membership in the CRPA, and the Second Amendment.

20 10. I am a member of the "gun culture," which is a discrete and identifiable  
21 group of individuals and organizations, who share a desire to exercise fundamental  
22 rights protected by the Second Amendment, and who seek to participate in public  
23 discourse and share in the benefit of a public resource, like the Fairgrounds.  
24 Participating in that culture with other gun owners and retailers is an important  
25 reason that I attend and support gun shows.

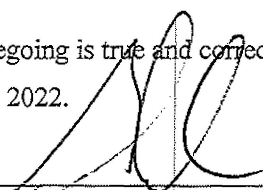
26 11. SB 264 and SB 915 diminish my right to engage in otherwise lawful  
27 commercial speech in a public forum and restricts my ability to purchase firearms,  
28 ammunition, and firearm parts for lawful purposes.

1           12. And because the effect of SB 264 and SB 915 has been to ban gun  
2 shows altogether, SB 264 and SB 915 restrict my right to engage with other like-  
3 minded people through political and commercial speech.

4           13. But for the adoption and enforcement of SB 264 and SB 915 which  
5 prohibits the sale of firearms, ammunition, and firearm precursor parts at the  
6 Fairgrounds, I would resume my participation as a trainer and attendee at gun show  
7 events at the Fairgrounds.

8           14. If this Court were to enjoin the enforcement of SB 264 and SB 915,  
9 allowing Plaintiff Crossroads' gun show events to return to the Fairgrounds, I would  
10 resume my participation as a trainer and attendee at gun show events at the  
11 Fairgrounds.

12           I declare under penalty of perjury that the foregoing is true and correct.  
13 Executed within the United States on November 15, 2022.

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17 Gerald Clark  
18 Declarant  
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**CERTIFICATE OF SERVICE**  
IN THE UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

Case Name: *B & L Productions, Inc., et al. v. Newsom, et al.*  
Case No.: 8:22-cv-01518 JWH (JDEx)

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:

**DECLARATION OF GERALD CLARK 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.

Nicole J. Kau, Deputy Attorney General  
[nicole.kau@doj.ca.gov](mailto:nicole.kau@doj.ca.gov)  
300 South Spring Street, Suite 1702  
Los Angeles, CA 90013-1230  
*Attorney for Defendants*

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

Executed November 16, 2022.

  
\_\_\_\_\_  
Laura Palmerin