

C. D. Michel – SBN 144258  
[cmichel@michellawyers.com](mailto:cmichel@michellawyers.com)  
Joshua Robert Dale – SBN 209942  
[jdale@michellawyers.com](mailto:jdale@michellawyers.com)  
Konstadinos T. Moros – SBN 306610  
[kmoros@michellawyers.com](mailto:kmoros@michellawyers.com)  
Alexander A. Frank – SBN 311718  
[afrank@michellawyers.com](mailto:afrank@michellawyers.com)  
MICHEL & ASSOCIATES, P.C.  
180 E. Ocean Blvd., Suite 200  
Long Beach, CA 90802  
Telephone: (562) 216-4444  
Facsimile: (562) 216-4445  
[www.michellawyers.com](http://www.michellawyers.com)

Attorneys for Plaintiffs California Rifle & Pistol Association 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](mailto:Don@DKLawOffice.com)

Attorney for Plaintiff Second Amendment Foundation

**IN THE UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

CALIFORNIA RIFLE & PISTOL  
ASSOCIATION, INCORPORATED;  
SECOND AMENDMENT  
FOUNDATION; GUN OWNERS OF  
CALIFORNIA, INC,

Plaintiffs,

v.

CITY OF GLENDALE; GLENDALE  
CHIEF OF POLICE CARL  
POVILAITIS, in his official capacity;  
GLENDALE CITY CLERK SUZIE  
ABAJIAN, in her official capacity; and  
DOES 1-10,

Defendants.

**CASE NO: 2:22-cv-07346-SB-JC**

**DECLARATION OF ALAN  
GOTTLIEB IN SUPPORT OF  
PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

**42 U.S.C. §§ 1983 & 1988**

**Hearing Date: December 2, 2022**

**Hearing Time: 8:30 a.m.**

**Courtroom: 6C**

**Judge: Hon. Stanley Blumenfeld Jr.**

**DECLARATION OF ALAN GOTTLIEB**

1  
2 1. I, Alan Gottlieb, am the Vice President of Plaintiff Second Amendment  
3 Foundation (hereinafter “SAF”). I make this declaration of my own personal  
4 knowledge and, if called as a witness, I could and would testify competently to the  
5 truth of the matters set forth herein.

6 2. SAF is a non-profit membership and donor-supported organization classified  
7 under IRC section 501(c)(3) and incorporated under the laws the state of  
8 Washington with its headquarters in Bellevue, Washington.

9 3. SAF has over 700,000 members and supporters nationwide, including  
10 thousands of members in California. SAF is dedicated to promoting a better  
11 understanding about our constitutional heritage to privately own, possess, and carry  
12 firearms through educational and legal action programs designed to better inform  
13 the public about gun control issues.

14 4. SAF has been a pioneer in innovative defense of the right to keep and bear  
15 arms, through its publications and public education programs like the Gun Rights  
16 Policy Conference. SAF also expends significant sums of money sponsoring public  
17 interest litigation to defend its own interests to disseminate information to like-  
18 minded individuals, in an individualized setting like a gun show, but SAF also  
19 seeks to defend the interests of its members in lawsuits like this present effort.

20 5. Many SAF members in Southern California have valid and current concealed  
21 carry weapon (“CCW”) permits, which enables them to lawfully carry a concealed  
22 firearm in public, so that they can defend themselves (and potentially others) with  
23 lethal force in the event of a life-threatening emergency situation.

24 6. Glendale Municipal Code generally bans possession on “city property” of  
25 any ammunition or firearm, whether loaded or unloaded. The term “city property”  
26 is defined to include effectively all public property within the City of Glendale, as  
27 well as some private property, with the only exception being streets/roads and  
28 sidewalks.

1       7. This includes, at minimum, 47 parks and recreation facilities, all City  
2 playgrounds, eight public libraries, three downtown parking structures and other  
3 City-owned or operated parking lots, the Glendale Civic Auditorium and civic  
4 center complex, a youth center, an emergency center, undefined “open spaces” and  
5 “plazas”, and an unknowable amount of properties in the possession of private  
6 companies or individuals under contract with the city.

7       8. In sum, other than streets/roads and sidewalks, the Ordinance makes it  
8 unlawful for the typical, law-abiding person to possess a firearm or ammunition on  
9 any public property (or publicly controlled property) in the City of Glendale.

10       9. Glendale’s Ordinance most burdens SAF members who either live in  
11 Glendale or travel to the City on a regular basis. It prevents them from carrying in  
12 non-sensitive places where they should be allowed to do so based on the Supreme  
13 Court’s recent landmark ruling in *New York State Rifle & Pistol Association v.*  
14 *Bruen*. The result is that the utility of their CCWs permit, and thus their right to be  
15 armed for self-defense in public, is severely curtailed or outright eliminated when  
16 they visit the City of Glendale.

17       10. Moreover, many SAF members would likely not even *know* they are  
18 breaking the law, because Glendale has no requirement mandating that places  
19 where firearm possession is prohibited post signs saying so. SAF members, like all  
20 other citizens who legally carry, would have little reason to assume that they are not  
21 allowed to carry in, for example, a parking structure, a library, or a park. They thus  
22 may find themselves in legal jeopardy if they are ever caught with a firearm they  
23 had no idea they were not allowed to possess at a particular city-owned location.

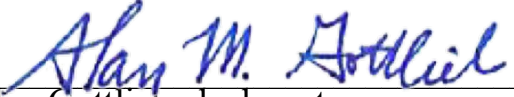
24       11. This is an especially precarious situation for SAF members with carry  
25 permits who *don’t* live in or regularly go to Glendale, but do go there from time to  
26 time. Such individuals are even less likely to be aware of Glendale’s Ordinance  
27 given their limited interaction with the City.

28       12. In sum, Glendale’s Ordinance violates the Second Amendment by restricting

1 the right to carry in clearly non-sensitive places, with no exception for people who  
2 have a CCW permit. This law negatively affects SAF members who have CCW  
3 permits and live in Glendale or visit the City, especially those who have no idea  
4 that they are breaking the law because they are not on notice that they are doing so.

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

6 Executed within in the United States on October 20, 2022.

7  
8   
9 Alan Gottlieb, declarant