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Attorney for Plaintiff The Second Amendment Foundation

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

CALIFORNIA RIFLE & PISTOL  
ASSOCIATION, INCORPORATED;  
THE SECOND AMENDMENT  
FOUNDATION; and 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**

**PLAINTIFFS' EVIDENTIARY  
OBJECTIONS TO DEFENDANTS'  
REQUEST FOR JUDICIAL NOTICE**

**Hearing Date: December 2, 2022**

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

**Courtroom: 6C**

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

**TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:**

Plaintiffs submit the following evidentiary objections to Defendants' Request for Judicial Notice submitted in opposition to Plaintiffs' motion for preliminary injunction:

<b>MATTER TO WHICH EVIDENTIARY OBJECTION IS ASSERTED</b>	<b>BASIS FOR EVIDENTIARY OBJECTION</b>
<p>1. Defendants' Request for Judicial Notice, item No. 26</p>	<p>Federal Rule of Evidence 201(b) allows the Court to take judicial notice of adjudicative facts that are not subject to reasonable dispute because the facts rely on sources whose accuracy cannot reasonably be questioned.</p> <p>Item No. 26 is not eligible for judicial notice because its contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>

1	2. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
2	Notice, item No. 27	allows the Court to take judicial
3		notice of adjudicative facts that are
4		not subject to reasonable dispute
5		because the facts rely on sources
6		whose accuracy cannot reasonably
7		be questioned.
8		
9		Item No. 27 is not eligible for
10		judicial notice because its
11		contentions <b>are</b> subject to
12		reasonable dispute and <b>cannot</b> be
13		readily determined to be accurate by
14		resorting to sources whose accuracy
15		cannot reasonably be questioned.
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17		Sustained: _____
18		Overruled: _____
19	3. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
20	Notice, item No. 28	allows the Court to take judicial
21		notice of adjudicative facts that are
22		not subject to reasonable dispute
23		because the facts rely on sources
24		whose accuracy cannot reasonably
25		be questioned.
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27		Item No. 28 is not eligible for
28		judicial notice because its

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	<p>contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>
<p>4. Defendants' Request for Judicial Notice, item No. 29</p>	<p>Federal Rule of Evidence 201(b) allows the Court to take judicial notice of adjudicative facts that are not subject to reasonable dispute because the facts rely on sources whose accuracy cannot reasonably be questioned.</p> <p>Item No. 29 is not eligible for judicial notice because its contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>

1	5. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
2	Notice, item No. 30	allows the Court to take judicial
3		notice of adjudicative facts that are
4		not subject to reasonable dispute
5		because the facts rely on sources
6		whose accuracy cannot reasonably
7		be questioned.
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9		Item No. 30 is not eligible for
10		judicial notice because its
11		contentions <b>are</b> subject to
12		reasonable dispute and <b>cannot</b> be
13		readily determined to be accurate by
14		resorting to sources whose accuracy
15		cannot reasonably be questioned.
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17		Sustained: _____
18		Overruled: _____
19	6. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
20	Notice, item No. 31	allows the Court to take judicial
21		notice of adjudicative facts that are
22		not subject to reasonable dispute
23		because the facts rely on sources
24		whose accuracy cannot reasonably
25		be questioned.
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27		Item No. 31 is not eligible for
28		judicial notice because its

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	<p>contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>
<p>7. Defendants' Request for Judicial Notice, item No. 32</p>	<p>Federal Rule of Evidence 201(b) allows the Court to take judicial notice of adjudicative facts that are not subject to reasonable dispute because the facts rely on sources whose accuracy cannot reasonably be questioned.</p> <p>Item No. 32 is not eligible for judicial notice because its contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>

1	8. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
2	Notice, item No. 33	allows the Court to take judicial
3		notice of adjudicative facts that are
4		not subject to reasonable dispute
5		because the facts rely on sources
6		whose accuracy cannot reasonably
7		be questioned.
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9		Item No. 33 is not eligible for
10		judicial notice because its
11		contentions <b>are</b> subject to
12		reasonable dispute and <b>cannot</b> be
13		readily determined to be accurate by
14		resorting to sources whose accuracy
15		cannot reasonably be questioned.
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17		Sustained: _____
18		Overruled: _____
19	9. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
20	Notice, item No. 34	allows the Court to take judicial
21		notice of adjudicative facts that are
22		not subject to reasonable dispute
23		because the facts rely on sources
24		whose accuracy cannot reasonably
25		be questioned.
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27		Item No. 34 is not eligible for
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	<p>contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>
<p>10. Defendants' Request for Judicial Notice, item No. 35</p>	<p>Federal Rule of Evidence 201(b) allows the Court to take judicial notice of adjudicative facts that are not subject to reasonable dispute because the facts rely on sources whose accuracy cannot reasonably be questioned.</p> <p>Item No. 35 is not eligible for judicial notice because its contentions <b>are</b> subject to reasonable dispute and <b>cannot</b> be readily determined to be accurate by resorting to sources whose accuracy cannot reasonably be questioned.</p> <p>Sustained: _____</p> <p>Overruled: _____</p>



1	11. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
2	Notice, item No. 36	allows the Court to take judicial
3		notice of adjudicative facts that are
4		not subject to reasonable dispute
5		because the facts rely on sources
6		whose accuracy cannot reasonably
7		be questioned.
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9		Item No. 36 is not eligible for
10		judicial notice because its
11		contentions <b>are</b> subject to
12		reasonable dispute and <b>cannot</b> be
13		readily determined to be accurate by
14		resorting to sources whose accuracy
15		cannot reasonably be questioned.
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17		Sustained: _____
18		Overruled: _____
19	12. Defendants' Request for Judicial	Federal Rule of Evidence 201(b)
20	Notice, item No. 37	allows the Court to take judicial
21		notice of adjudicative facts that are
22		not subject to reasonable dispute
23		because the facts rely on sources
24		whose accuracy cannot reasonably
25		be questioned.
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27		Item No. 37 is not eligible for
28		judicial notice because its

1 contentions **are** subject to  
2 reasonable dispute and **cannot** be  
3 readily determined to be accurate by  
4 resorting to sources whose accuracy  
5 cannot reasonably be questioned.

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7 Sustained: \_\_\_\_\_

8 Overruled: \_\_\_\_\_

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10 Dated: November 9, 2022

**MICHEL & ASSOCIATES, P.C.**

11 /s/ C.D. Michel  
12 Attorneys for Plaintiffs California Rifle &  
13 Pistol Association, Incorporated and Gun  
Owners of California, Inc.

**Law Offices of Donald Kilmer, APC**

14 /s/ Donald Kilmer  
15 Attorney for Plaintiff The Second  
16 Amendment Foundation

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

Case Name: *California Rifle and Pistol Association, v. City of Glendale, et al.*  
Case No.: 2:22-cv-07346-SB-JC

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:

**PLAINTIFFS' EVIDENTIARY OBJECTIONS TO DEFENDANTS'  
REQUEST FOR JUDICIAL NOTICE**

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

Michael J. Garcia, City Attorney  
Edward B. Kang, Principal Assistant City Attorney  
[ekang@glendaleca.gov](mailto:ekang@glendaleca.gov)  
613 E. Broadway, Suite 220  
Glendale, CA 91206  
*Attorney for Defendants*

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

Executed November 9, 2022.

  
Christina Castron