

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

Form 7. Mediation Questionnaire

Instructions for this form: <https://www.ca9.uscourts.gov/forms/form07instructions.pdf>

9th Cir. Case Number(s)

Case Name

Counsel submitting this form

Represented party/parties

Briefly describe the dispute that gave rise to this lawsuit.

This case presents a constitutional challenge to provisions of California Penal Code sections 31900, et seq. and 32000, et seq., otherwise known as California's Unsafe Handgun Act (UHA). The UHA generally prohibits the manufacture or sale of any “unsafe handgun” in California and directs that the California Department of Justice maintain a Roster of Certified Handguns that have been tested by a certified independent laboratory and meet other public safety requirements. Plaintiffs contend that the entire UHA violates the Second Amendment.

Plaintiffs moved for a preliminary injunction of provisions in California Penal Code sections 32000, 31910, and 32015(a).

Briefly describe the result below and the main issues on appeal.

On April 3, 2023, the district court issued an order granting in part and denying in part Plaintiffs' motion for preliminary injunction. The court granted the motion with respect to three requirements to add a new semiautomatic pistol to the Roster of Certified Handguns, specifically, the chamber load indicator, magazine disconnect mechanism, and microstamping requirements in California Penal Code section 31910, subdivisions (b)(4)-(6). The court also granted the motion with respect to section 31910, subdivision (b)(7), which relates to the removal of semiautomatic pistols from the Roster.

The district court stayed the preliminary injunction pending the resolution of this appeal.

The Attorney General filed this appeal seeking reversal of the portions of the district court's order that granted the preliminary injunction. The main issues on appeal include whether the district court erred in finding: (1) that California Penal Code section 31910, subdivisions (b)(4)-(6) & (7) likely violate the Second Amendment; and (2) that Plaintiffs had satisfied the other factors to obtain a preliminary injunction.

Describe any proceedings remaining below or any related proceedings in other tribunals.

In the case below, there is currently no operative scheduling order and there are no scheduled proceedings.

Currently pending in this Court is a separate case involving Attorney General Bonta's appeal of a substantially similar preliminary injunction. That case, which was brought by different plaintiffs, is entitled Boland v. Bonta, Case No. 23-55276 (C.D. Cal. Case No. 8:22-cv-01421-CJC-ADS). That case was not selected for this Court's Mediation Program.

Signature

Date

(use "s/[typed name]" to sign electronically-filed documents)

CERTIFICATE OF SERVICE

Case Name: **Lana Rae Renna et al. v. Rob** No. **23-55367**
Bonta, et al. [Appeal]

I hereby certify that on April 21, 2023, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

APPELLANTS' MEDIATION QUESTIONNAIRE

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on April 21, 2023, at Sacramento, California.

C. McCartney
Declarant

/s/ C. McCartney
Signature