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19 Attorneys for Plaintiffs

20 **UNITED STATES DISTRICT COURT**  
21 **CENTRAL DISTRICT OF CALIFORNIA**  
22 **SOUTHERN DIVISION**

23 RENO MAY, an individual; ANTHONY  
24 MIRANDA, an individual; ERIC HANS,  
25 an individual; GARY BRENNAN, an  
26 individual; OSCAR A. BARRETTO, JR.,  
27 an individual; ISABELLE R.  
28 BARRETTO, an individual; BARRY  
BAHRAMI, an individual; PETE  
STEPHENSON, an individual; ANDREW  
HARMS, an individual; JOSE FLORES,  
an individual; DR. SHELDON HOUGH,  
DDS, an individual; SECOND  
AMENDMENT FOUNDATION; GUN  
OWNERS OF AMERICA; GUN  
OWNERS FOUNDATION; GUN  
OWNERS OF CALIFORNIA, INC.; THE  
LIBERAL GUN CLUB, INC.; and  
CALIFORNIA RIFLE & PISTOL  
ASSOCIATION, INCORPORATED,

Plaintiffs,

v.

ROBERT BONTA, in his official capacity  
as Attorney General of the State of  
California, and DOES 1-10,

Defendants.

Case No.: 8:23-cv-01696 CJC (ADSx)

**EVIDENTIARY OBJECTIONS OF  
PLAINTIFFS TO DECLARATION  
OF MICHAEL KEVANE FILED IN  
SUPPORT OF DEFENDANT’S  
OPPOSITION TO MOTION FOR  
PRELIMINARY INJUNCTION**

Hearing Date: December 20, 2023  
Hearing Time: 1:30 p.m.  
Courtroom: 9 B  
Judge: Hon. Cormac J.  
Carney

1 **TO THIS HONORABLE COURT:**

2 Plaintiffs Reno May, Anthony Miranda, Eric Hans, Gary Brennan, Oscar A.  
3 Barretto, Jr., Isabelle R. Barretto, Barry Bahrami, Pete Stephenson, Andrew Harms,  
4 Jose Flores, Dr. Sheldon Hough, DDS, The Second Amendment Foundation, Gun  
5 Owners of America, Inc., Gun Owners of California, Inc., The Liberal Gun Club,  
6 Inc., and California Rifle & Pistol Association, Incorporated, hereby jointly object,  
7 pursuant to Fed. R. Evid. 401, 402, 403, 601, 702, 703, and 704 to the Declaration  
8 of Michael Kevane, lodged by Defendant in support of his Brief in Opposition to  
9 Plaintiffs' Motion for Preliminary Injunction. These objections are raised on the  
10 following grounds and as to the following matters contained within the declaration:

11 **1. Objection to Paragraph 8:**

12 Foundation. There is no citation or insufficient citations to facts or sources  
13 provided to support the opinion expressed by the declarant, and no other  
14 information is provided by the declarant to support the origin of or veracity of the  
15 declarant's opinion.

16 Relevance. Opinions of a general nature about the history of libraries are  
17 not relevant outside the identification of analogical histories or traditions of  
18 restricting firearms during the relevant period in those places. *See New York State*  
19 *Rifle & Pistol Ass'n v. Bruen*, 597 U.S. \_\_\_, 142 S. Ct. 2111, 2137, 2153-54 (2022).

20 **2. Objection to Paragraphs 9-10:**

21 Relevance. A generalized history of libraries, with no discussion of  
22 firearms laws or regulations applicable to libraries, is not relevant to the evidence of  
23 Founding through Reconstruction historical analogues that governments must  
24 produce to show a history and tradition of firearms regulation.

25 **3. Objection to Paragraph 15:**

26 Relevance. A generalized history of California libraries, with no  
27 discussion of firearms laws or regulations applicable to the state's libraries, is not  
28 relevant to the evidence of Founding through Reconstruction historical analogues

1 that governments must produce to show a history and tradition of firearms  
2 regulation.

3 **4. Objection to Paragraph 16:**

4 Foundation. There is no citation or insufficient citations to facts or sources  
5 provided to support the opinion expressed by the declarant, and no other  
6 information is provided by the declarant to support the origin of or veracity of the  
7 declarant's opinion.

8 Relevance. A generalized history of California's libraries, with no  
9 discussion of firearms laws or regulations applicable to the state's libraries, is not  
10 relevant to the evidence of Founding through Reconstruction historical analogues  
11 that governments must produce to show a history and tradition of firearms  
12 regulation.

13 **5. Objection to Paragraphs 17-18:**

14 Relevance. A generalized history of California's libraries, with no  
15 discussion of firearms laws or regulations applicable to the state's libraries, is not  
16 relevant to the evidence of Founding through Reconstruction historical analogues  
17 that governments must produce to show a history and tradition of firearms  
18 regulation.

19 **6. Objection to Paragraph 19:**

20 Relevance. A generalized history of Santa Cruz's libraries, with no  
21 discussion of firearms laws or regulations applicable to those libraries, is not  
22 relevant to the evidence of Founding through Reconstruction historical analogues  
23 that governments must produce to show a history and tradition of firearms  
24 regulation.

25 **7. Objection to Paragraph 20:**

26 Relevance. A generalized history of California school districts' libraries,  
27 with no discussion of firearms laws or regulations applicable to those libraries, is  
28 not relevant to the evidence of Founding through Reconstruction historical

1 analogues that governments must produce to show a history and tradition of  
2 firearms regulation.

3 **8. Objection to Paragraph 21:**

4 Foundation. There is no citation or insufficient citations to facts or sources  
5 provided to support the opinion expressed by the declarant, and no other  
6 information is provided by the declarant to support the origin of or veracity of the  
7 declarant's opinion.

8 Relevance. Opinions about the historical purposes of and justifications for  
9 libraries, untethered to any discussion of or citation to firearms laws or regulations  
10 applicable to libraries, are not relevant evidence of the analogical histories or  
11 traditions of restricting firearms during the relevant period within libraries.

12 **9. Objection to Paragraph 22:**

13 Relevance. Opinions about the historical purposes of and justifications for  
14 libraries, untethered to any discussion of or citation to firearms laws or regulations  
15 applicable to libraries, are not relevant evidence of the analogical histories or  
16 traditions of restricting firearms during the relevant period within libraries.

17 **10. Objection to Paragraph 23:**

18 Foundation. There is no citation or insufficient citations to facts or sources  
19 provided to support the opinion expressed by the declarant, and no other  
20 information is provided by the declarant to support the origin of or veracity of the  
21 declarant's opinion.

22 Relevance. Opinions about the historical purposes of and justifications for  
23 libraries, untethered to any discussion of or citation to firearms laws or regulations  
24 applicable to libraries, are not relevant evidence of the analogical histories or  
25 traditions of restricting firearms during the relevant period within libraries.

26 **11. Objection to Paragraph 24:**

27 Relevance. Opinions about the historical purposes of and justifications for  
28 libraries, untethered to any discussion of or citation to firearms laws or regulations

1 applicable to libraries, are not relevant evidence of the analogical histories or  
2 traditions of restricting firearms during the relevant period within libraries. And  
3 even if firearms laws and regulations were discussed as part of the declarant’s  
4 opinion, Post-Reconstruction firearms regulations are manifestly not relevant to the  
5 evidence of Founding through Reconstruction historical analogues that  
6 governments must produce to show a history and tradition of firearms. *See Bruen* at  
7 2153-54.

8  
9 Dated: November 20, 2023

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

*/s/ C.D. Michel*

\_\_\_\_\_  
C.D. Michel  
Counsel for Plaintiffs

10  
11  
12  
13 Dated: November 20, 2023

**LAW OFFICES OF DON KILMER**

*/s/ Don Kilmer*

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Don Kilmer  
Counsel for Plaintiff The Second Amendment  
Foundation

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

Case Name: *May, et al. v. Bonta*  
Case No.: 8:23-cv-01696 CJC (ADSx)

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:

**EVIDENTIARY OBJECTIONS OF PLAINTIFFS TO DECLARATION OF  
MICHAEL KEVANE FILED IN SUPPORT OF DEFENDANT’S  
OPPOSITION TO 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.

Robert L. Meyerhoff, Deputy Attorney General  
California Department of Justice  
300 South Spring Street, Suite 1702  
Los Angeles, CA 90013  
Email: [Robert.Meyerhoff@doj.ca.gov](mailto:Robert.Meyerhoff@doj.ca.gov)  
*Attorney for Defendant*

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

Executed November 20, 2023.

  
Christina Castron