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Harris, On Target Indoor Shooting Range, LLC, Gaalswyk Enterprises, Inc.
(D/B/A/ Smokin’ Barrel Firearms), Gun Owners of California, Inc., Gun Owners of
7 America, Inc., Gun Owners Foundation, and California Rifle & Pistol Association,
Incorporated
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13 **UNITED STATES DISTRICT COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**

15 ADAM RICHARDS, an individual;
JEFFREY VANDERMEULEN, an
16 individual; GERALD CLARK, an
individual; JESSE HARRIS, an
17 individual; ON TARGET INDOOR
SHOOTING RANGE, LLC;
18 GAALSWYK ENTERPRISES, INC.
(D/B/A/ SMOKIN’ BARREL
19 FIREARMS); GUN OWNERS OF
CALIFORNIA, INC.; GUN OWNERS
20 OF AMERICA, INC.; GUN OWNERS
FOUNDATION; CALIFORNIA RIFLE
21 & PISTOL ASSOCIATION,
INCORPORATED; and SECOND
22 AMENDMENT FOUNDATION, a
California Corporation,

23 Plaintiffs,

24 v.

25 GAVIN NEWSOM, in his official
26 capacity as Governor of the State of
California; ROBERT BONTA, in his
27 official capacity as Attorney General of
the State of California, and DOES 1-10,
28

Defendants.

Case No.: 8:23-cv-02413 JVS (KESx)

**DECLARATION OF RICHARD
MINNICH IN SUPPORT OF
PLAINTIFFS’ APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ISSUANCE OF
PRELIMINARY INJUNCTION**

Hearing Date: TBD
Hearing Time: TBD
Courtroom: 10C
Judge: Hon. James V. Selna

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DECLARATION OF RICHARD MINNICH

1. I, Richard Minnich, am the Treasurer of the California Rifle & Pistol Association, Incorporated (CRPA), 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. CRPA is a non-profit membership organization classified under section 501(c)(4) of the Internal Revenue Code and incorporated under the laws of California, with its headquarters in Fullerton, California.

3. Founded in 1875, CRPA seeks to defend the Second Amendment and advance laws that protect the rights of individual citizens. CRPA works to preserve the constitutional and statutory rights of gun ownership, including the rights to self-defense, the right to hunt, and the right to keep and bear arms. CRPA is also dedicated to promoting the shooting sports, providing education, training, and organized competition for adult and junior shooters. CRPA works to defeat anti-Second Amendment and hunting legislation and defend against unconstitutional laws in court. CRPA’s members include law enforcement officers, prosecutors, professionals, firearm experts, FFLs, attorneys, gun owners, and members of the general public. CRPA accomplishes these goals through educational offerings, publications, member engagement, legislative advocacy, and litigation.

4. CRPA has approximately 500 business affiliates that we work with across the state. Many of these business affiliate members are Federal Firearm Licensees.

5. CRPA Business Affiliate members have reached out to CRPA through emails and phone calls, expressing concern over what SB 1384 would do to their businesses and customers. SB 1384 is cost prohibitive to many FFL members and would put them out of business, many do not want intrusive recording in their homes and shops, and others are concerned that customers will be kept away by the violation of their privacy.

1 6. CRPA will also be harmed directly. CRPA has field representatives
2 who enter the business affiliate premises to conduct business, update the business
3 affiliates on news and information, distribute literature, and discuss important
4 political and legal challenges in the state. These CRPA materials and discussions
5 that explain what is happening legislatively, politically, and legally in the state are a
6 convenient way for FFLs to in turn provide that information to their customers.
7 Many CRPA members make the decision to sign up as members while in a gun
8 shop or at a gun show so they can continue receiving this type of information. SB
9 1384 may chill their desire to join a group like CRPA if they know the anti-gun
10 government is monitoring that activity. This will affect CRPAs ability to perform
11 our mission, associate with gun owners looking for information, and protect Second
12 Amendment rights in California.

13 7. CRPA trainers, members, FFLs, and class participants would have
14 their constitutional rights violated under SB 1384 (Section 26806) because their
15 private discussions and actions would be recorded, some of which have nothing to
16 do with the purchase of a firearm.

17 8. CRPA has tens of thousands of members and supporters, many of
18 whom, like myself, frequent gun stores and gun shows to engage in lawful
19 purchases, expressive activities with like-minded people, including discussions
20 related to firearms, ammunition, accessories, the shooting sports, politics, and the
21 Second Amendment.

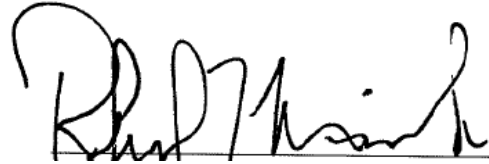
22 9. Because SB 1384 would force the recording of many of these private
23 conversations, CRPA members may be deterred from entering the FFL
24 establishments to conduct these constitutionally protected activities. They would
25 also have to choose between allowing some rights to be violated in order to exercise
26 other rights.

27 10. Under SB 1384, CRPA members who are FFLs would be forced by the
28 government to purchase expensive monitoring equipment, record all activities 24

1 hours per day, and record the activities of their customers who may not consent to
2 being recorded, thus opening them up to potential liability for violating customer
3 privacy.

4 11. If SB 1384's recording provisions are allowed to stay in place,
5 CRPA's members' and supporters' constitutional rights will be violated and CRPA
6 will be prevented from carrying out its full mission because of the ever-present
7 government surveillance scheme found in SB 1384.

8 I declare under penalty of perjury that the foregoing is true and correct.
9 Executed within in the United States on December 21, 2023.

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13 Richard Minnich
14 Declarant
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CERTIFICATE OF SERVICE
IN THE UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Case Name: *Richards, et al. v. Newsom, et al.*
Case No.: 8:23-cv-02413 JVS (KESx)

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 RICHARD MINNICH IN SUPPORT OF PLAINTIFFS’
APPLICATION FOR TEMPORARY RESTRAINING ORDER AND
ISSUANCE OF PRELIMINARY INJUNCTION**

on the following parties by the following means:

Robert Bonta, California Attorney General
Office of the Attorney General
300 South Spring Street
Los Angeles, CA 90013-1230

Governor Gavin Newsom
1021 O Street, Suite 9000
Sacramento, CA 95814

 X (BY OVERNIGHT MAIL) As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for overnight delivery by UPS/FED-EX. Under the practice it would be deposited with a facility regularly maintained by UPS/FED-EX for receipt on the same day in the ordinary course of business. Such envelope was sealed and placed for collection and delivery by UPS/FED-EX with delivery fees paid or provided for in accordance with ordinary business practices.

John D. Echeverria
Deputy Attorney General
john.echeverria@doj.ca.gov
455 Golden Gate Ave., Suite 11000
San Francisco, CA 94102-7004

 X (BY ELECTRONIC MAIL) As follows: I served a true and correct copy by electronic transmission. Said transmission was reported and completed without error.

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

Executed December 21, 2023.



Laura Palmerin