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7 CHIEF OF POLICE COLLEEN FLORES

8
9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA

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12 CALIFORNIA RIFLE & PISTOL
ASSOCIATION, INCORPORATED; THE
13 SECOND AMENDMENT
FOUNDATION; GUN OWNERS OF
14 AMERICA, INC.; GUN OWNERS
FOUNDATION; GUN OWNERS OF
15 CALIFORNIA INC.; ERICK
VELASQUEZ, an individual; CHARLES
16 MESSEL, an individual; BRIAN
WEIMER, an individual; CLARENCE
17 RIGALI, an individual; KEITH REEVES,
an individual; CYNTHIA GABALDON,
18 an individual; and STEPHEN HOOVER,
an individual,

19 Plaintiffs,

20 v.

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22 LOS ANGELES COUNTY SHERIFF'S
DEPARTMENT; SHERIFF ROBERT
LUNA in his official capacity; LA VERNE
23 POLICE DEPARTMENT; LA VERNE
CHIEF OF POLICE COLLEEN FLORES,
24 in her official capacity; ROBERT BONTE,
in his official capacity as Attorney General
25 of the State of California; and DOES 1-10,

26 Defendants.
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Case No. 2:23-cv-10169-SPG-ADS

*Honorable Sherilyn Peace Garnett
Magistrate Judge Autumn D. Spaeth*

**DEFENDANTS LA VERNE
POLICE DEPARTMENT AND LA
VERNE CHIEF OF POLICE
COLLEEN FLORES'
SUPPLEMENTAL REQUEST FOR
JUDICIAL NOTICE IN SUPPORT
OF THEIR OPPOSITION TO
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION**

1 Pursuant to Federal Rule of Evidence 201, Defendants City of La Verne and
2 Chief Colleen Flores respectfully request that the Court take judicial notice of the
3 following materials submitted in support of their Opposition to the Motion for
4 Preliminary Injunction of the Plaintiffs. The document is relevant in the matter as the
5 Plaintiffs are making an “as applied” challenge to the Defendants’ CCW permit process
6 and requirements and indicates a change in the process that benefits Plaintiffs and all
7 other applicants.

8 The following matters are not subject to reasonable dispute because they can be
9 accurately and readily determined from sources whose accuracy cannot reasonably be
10 questioned.

11 **Exhibit A:** The Professional Services Agreement entered by the City of La
12 Verne with Seal Beach Consulting as of May 13, 2024 for
13 psychological evaluation of CCW license/permit applicants
14 applying to the La Verne Police Department for CCW
15 licenses/permits.

16 **I. LEGAL STANDARD**

17 Federal courts may grant judicial notice of facts that “can be accurately and
18 readily determined from sources whose accuracy cannot reasonably be questioned.”
19 Fed. R. Evid. Rule 201(b)(2). A court may take judicial notice of such facts “at any
20 stage of the proceeding,” including in ruling on a motion pending before the court. Fed.
21 R. Evid. 201(f); *see Hunt v. Check Recovery Sys.*, 478 F.Supp.2d 1157, 1160 (N.D. Cal.
22 2007) (taking judicial notice on a summary judgment motion).

23 The Courts routinely grant judicial notice of the records of public entities and
24 agencies, kept in the ordinary course of business of the entity or agency. Such records
25 are not subject to reasonable dispute and their accuracy can be readily determined by
26 review of the public records of the entity or agency.

27 **II. CONCLUSION**

28 For the foregoing reasons, the Court should take judicial notice of Exhibit A of

1 this Request for Judicial Notice as identified in the Lindsay Declaration.

2 Dated: May 23, 2024

JONES MAYER

3 By: /s/Bruce A. Lindsay

4 Bruce A. Lindsay
5 Monica Choi Arredondo
6 Attorneys for Defendants,
7 LA VERNE POLICE DEPARTMENT, LA
8 VERNE CHIEF OF POLICE COLLEEN
9 FLORES

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