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COURT OF APPEAL, SECOND APPELLATE DISTRICT, DIVISION	COURT OF APPEAL CASE NUMBER (if known):
ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NUMBER: 268728 NAME: Anna M. Barvir FIRM NAME: Michel & Associates, P.C. STREET ADDRESS: 180 East Ocean Blvd., Suite 200 CITY: Long Beach STATE: CA ZIP CODE: 90802 TELEPHONE NO.: (562) 216-4444 FAX NO.: (562) 216-4445 E-MAIL ADDRESS: abarvir@michellawyers.com ATTORNEY FOR (name) Appellant-Plaintiff Franklin Armory, Inc.	B340913
APPELLANT: FRANKLIN ARMORY, INC. RESPONDENT: CALIFORNIA DEPARTMENT OF JUSTICE	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk	
JUDGES (all who participated in case): Honorable Daniel S. Murphy	SUPERIOR COURT CASE NUMBER:
CIVIL CASE INFORMATION STATEMENT	20STCP01747

NOTE TO APPELLANT: You must file this form with the clerk of the Court of Appeal within 15 days after the clerk mails you the notification of the filing of the notice of appeal required under rule 8.100(e)(1). You must attach to this form a copy of the judgment or order being appealed that shows the date it was entered (see Cal. Rules of Court, rule 8.104 for definition of "entered"). A copy of this form must also be served on the other party or parties to this appeal. (CAUTION: An appeal in a limited civil case (Code Civ. Proc., § 85) may be taken ONLY to the appellate division of the superior court (Code Civ. Proc., § 904.2) or to the superior court (Code Civ. Proc., § 116.710 [small claims cases]).

PART I – APPEAL INFORMATION

1. APPEALABILITY

a. Appeal is from:

- judgment after jury trial.
- judgment after court trial.
- default judgment.
- judgment after an order granting a summary judgment motion.
- judgment of dismissal under Code Civ. Proc., § 581d, 583.250, 583.360, or 583.430.
- judgment of dismissal after an order sustaining a demurrer.
- an order after judgment under Code Civ. Proc., § 904.1(a)(2).
- an order or judgment under Code Civ. Proc., § 904.1(a)(3)–(13).
- Other (describe and specify code section that authorizes this appeal): Judgement after denying a Writ Petition under CCP 1084.

b. Does the judgment appealed from dispose of all causes of action, including all cross-actions between the parties?

Yes No (If no, please explain why the judgment is appealable):

2. TIMELINESS OF APPEAL (Provide all applicable dates.)

- a. Date of entry of judgment or order appealed from: July 12, 2024
- b. Date that notice of entry of judgment or a copy of the judgment was served by the clerk or by a party under California Rules of Court, rule 8.104: July 16, 2024
- c. Was a motion for new trial, for judgment notwithstanding the verdict, for reconsideration, or to vacate the judgment made and denied?

Yes No (If yes, please specify the type of motion):

Date notice of intention to move for new trial (if any) filed:

Date motion filed:

Date motion denied:

Date denial served:

d. Date notice of appeal or cross-appeal filed: September 9, 2024

3. BANKRUPTCY OR OTHER STAY

Is there a related bankruptcy case or a court-ordered stay that affects this appeal? Yes No
(If yes, please attach a copy of the bankruptcy petition [without attachments] and any stay order.)

APPELLATE CASE TITLE: FRANKLIN ARMORY INC. v. CALIFORNIA DEPARTMENT OF JUSTICE	APPELLATE COURT CASE NUMBER: B340913
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4. APPELLATE CASE HISTORY (Provide additional information, if necessary, on attachment 4.) Is there now, or has there previously been, any appeal, writ, or other proceeding related to this case pending in any California appellate court?

Yes No (If yes, insert name of appellate court):

Appellate court case no.: Title of case:
Name of trial court: Trial court case no.:

5. SERVICE REQUIREMENTS

Is service of documents in this matter, including a notice of appeal, petition, or brief, required on the Attorney General or other nonparty public officer or agency under California Rules of Court, rule 8.29 or a statute?

Yes No (If yes, please indicate the rule or statute that applies)

- Rule 8.29 (e.g., constitutional challenge; state or county party) Code Civ. Proc., § 1355 (Escheat)
- Bus. & Prof. Code, §16750.2 (Antitrust) Gov. Code, § 946.6(d) (Actions against public entities)
- Bus. & Prof. Code, § 17209 (Unfair Competition Act) Gov. Code, § 4461 (Disabled access to public buildings)
- Bus. & Prof. Code, § 17536.5 (False advertising) Gov. Code, § 12656(a) (False Claims Act)
- Civ. Code, § 51.1 (Unruh, Ralph, or Bane Civil Rights Acts; antiboycott cause of action; sexual harassment in business or professional relations; civil rights action by district attorney) Health & Saf. Code, § 19954.5 (Accessible seating and accommodations)
- Civ. Code, § 55.2 (Disabled access to public conveyances, accommodations, and housing) Health & Saf. Code, § 19959.5 (Disabled access to privately funded public accommodations)
- Other (specify statute): Pub. Resources Code, § 21167.7 (CEQA)

NOTE: The rule and statutory provisions listed above require service of a copy of a party's notice of appeal, petition, or brief on the Attorney General or other public officer or agency. Other statutes requiring service on the Attorney General or other public officers or agencies may also apply.

PART II – NATURE OF ACTION

1. Nature of action (check all that apply):

- a. Conservatorship
- b. Contract
- c. Eminent domain
- d. Equitable action (1) Declaratory relief (2) Other (describe): Injunctive
- e. Family law
- f. Guardianship
- g. Probate
- h. Real property rights (1) Title of real property (2) Other (describe):
- i. Tort
 - (1) Medical malpractice (2) Product liability
 - (3) Other personal injury (4) Personal property
 - (5) Other tort (describe): Tortious interference with contract; tortious interference with prospective economic advantage.
- j. Trust proceedings
- k. Writ proceedings in superior court
 - (1) Mandate (Code Civ. Proc., § 1085) (2) Administrative mandate (Code Civ. Proc., § 1094.5)
 - (3) Prohibition (Code Civ. Proc., § 1102) (4) Other (describe):
- l. Other action (describe):

2. This appeal is entitled to calendar preference/priority on appeal (cite authority):

APPELLATE CASE TITLE: FRANKLIN ARMORY INC. v. CALIFORNIA DEPARTMENT OF JUSTICE	APPELLATE COURT CASE NUMBER: B340913
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PART III – PARTY AND ATTORNEY INFORMATION

In the spaces below or on a separate page or pages, list all the parties and all their attorneys of record who will participate in the appeal. For each party, provide all of the information requested on the left side of the page. On the right side of the page, if a party is self-represented please check the appropriate box and provide the party's mailing address, telephone number, fax number, and e-mail address. If a party is represented by an attorney, on the right side of the page, check the appropriate box and provide all of the requested information about that party's attorney.

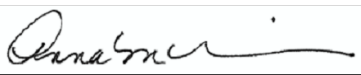
Responses to Part III are attached instead of below

Name of Party: Appellate court designation: <input type="checkbox"/> Appellant <input type="checkbox"/> Respondent Trial court designation: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other (specify):	<input type="checkbox"/> Represented by attorney <input type="checkbox"/> Self-represented Name of attorney: State Bar no: Firm name: . Mailing address: Telephone no.: Fax no: Email address:
Name of Party: Appellate court designation: <input type="checkbox"/> Appellant <input type="checkbox"/> Respondent Trial court designation: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other (specify):	<input type="checkbox"/> Represented by attorney <input type="checkbox"/> Self-represented Name of attorney: State Bar no: Firm name: Mailing address: Telephone no.: Fax no: Email address:
Name of Party: Appellate court designation: <input type="checkbox"/> Appellant <input type="checkbox"/> Respondent Trial court designation: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other (specify):	<input type="checkbox"/> Represented by attorney <input type="checkbox"/> Self-represented Name of attorney: State Bar no: Firm name: Mailing address: Telephone no.: Fax no: Email address:
Name of Party: Appellate court designation: <input type="checkbox"/> Appellant <input type="checkbox"/> Respondent Trial court designation: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other (specify):	<input type="checkbox"/> Represented by attorney <input type="checkbox"/> Self-represented Name of attorney: State Bar no: Firm name: Mailing address: Telephone no.: Fax no: Email address:

Additional pages attached

Date: October 8, 2024

This statement is prepared and submitted by:


 (SIGNATURE OF ATTORNEY OR SELF-REPRESENTED PARTY)

APPELLATE CASE TITLE: FRANKLIN ARMORY INC. v. CALIFORNIA DEPARTMENT OF JUSTICE	APPELLATE COURT CASE NUMBER: B340913
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NOTICE TO PARTIES: A copy of this form must be served on the other party or parties to this appeal. If served by mail or personal delivery, THE MAILING OR DELIVERY MUST BE PERFORMED BY SOMEONE WHO IS NOT A PARTY TO THE APPEAL. Electronic service is authorized only if ordered by the court or if the party served has agreed to accept electronic service. A person who is at least 18 years old must complete the information below and serve all pages of this document. When all pages of this document have been completed and a copy served, the original may then be filed with the court.

PROOF OF SERVICE

Mail Personal Service Electronic Service

- At the time of service I was at least 18 years of age.
- My residence or business address is (*specify*):

Michel & Associates, P.C.
180 East Ocean Blvd., Suite 200, Long Beach, CA 90802

- I mailed, personally delivered, or electronically served a copy of the *Civil Case Information Statement (Appellate)* as follows (*complete a, b, or c*):

a. **Mail.** I am a resident of or employed in the county where the mailing occurred and am not a party to this legal action.

(1) I enclosed a copy in an envelope **and**

(a) deposited the sealed envelope with the United States Postal Service, with the postage fully prepaid.

(b) **placed** the envelope for collection and mailing on the date and at the place shown in items below, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

(2) The envelope was addressed and mailed as follows:

(a) Name of person served

(b) Address on envelope:

(c) Date of mailing:

(d) Place of mailing (*city and state*):

b. **Personal delivery.** I am not a party to this legal action. I personally delivered a copy as follows:

(1) Name of person served:

(2) Address where delivered:

(3) Date delivered:

(4) Time delivered:

c. **Electronic service.** My electronic service address is (*specify*): lpalmerin@michellawyers.com

I electronically served a copy as follows:

(1) Name of person served: Kenneth Lake and Andrew Adams of CA Attorney General's Office for Respondents-Defendants

(2) Electronic service address of person served: kenneth.lake@doj.ca.gov and andrew.adams@doj.ca.gov

(3) On (*date*): October 8, 2024

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

Date: October 8, 2024

Laura Palmerin

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)

**CIVIL CASE INFORMATION STATEMENT
PART III
PARTY AND ATTORNEY INFORMATION**

<p>Name of Party: Franklin Armory, Inc. & California Rifle & Pistol Association</p> <p>Appellate Designation: Appellant</p> <p>Trial Court Designation: Plaintiff</p>	<p>Represented by Attorney Name: C. D. Michel State Bar no: 144258 Firm Name: Michel & Associates, P.C. Mailing Address: 180 East Ocean Blvd., Suite 200 Long Beach, CA 90802 Telephone no: (562) 216-4445 Fax no: (562) 216-4445 Email Address: cmichel@michellawyers.com</p>
<p>Name of Party: Franklin Armory, Inc. & California Rifle & Pistol Association</p> <p>Appellate Designation: Appellant</p> <p>Trial Court Designation: Plaintiff</p>	<p>Represented by Attorney Name: Anna M. Barvir State Bar no: 268728 Firm Name: Michel & Associates, P.C. Mailing Address: 180 East Ocean Blvd., Suite 200 Long Beach, CA 90802 Telephone no: (562) 216-4445 Fax no: (562) 216-4445 Email Address: abarvir@michellawyers.com</p>
<p>Name of Party: Franklin Armory, Inc. & California Rifle & Pistol Association</p> <p>Appellate Designation: Appellant</p> <p>Trial Court Designation: Plaintiff</p>	<p>Represented by Attorney Name: Konstadinos T. Moros State Bar no: 306610 Firm Name: Michel & Associates, P.C. Mailing Address: 180 East Ocean Blvd., Suite 200 Long Beach, CA 90802 Telephone no: (562) 216-4445 Fax no: (562) 216-4445 Email Address: kmoros@michellawyers.com</p>
<p>Name of Party: Franklin Armory, Inc. & California Rifle & Pistol Association</p> <p>Appellate Designation: Appellant</p> <p>Trial Court Designation: Plaintiff</p>	<p>Represented by Attorney Name: Jason A. Davis State Bar no: 193225 Firm Name: Michel & Associates, P.C. Mailing Address: 180 East Ocean Blvd., Suite 200 Long Beach, CA 90802 Telephone no: (562) 216-4445 Fax no: (562) 216-4445 Email Address: jdavis@michellawyers.com</p>

<p>Name of Party: California Department of Justice & Xavier Becerra in His Official Capacity as Attorney General</p> <p>Appellate Designation: Respondent</p> <p>Trial Court Designation: Defendant</p>	<p>Represented by Attorney</p> <p>Name: Kenneth G. Lake</p> <p>State Bar no: 144313</p> <p>Firm Name: Office of the Attorney General</p> <p>Mailing Address: 300 South Spring Street Los Angeles, CA 90013</p> <p>Telephone no: (213) 269-6525</p> <p>Fax no: (916-731-2120)</p> <p>Email Address: Kenneth.Lake@doj.ca.gov</p>
<p>Name of Party: California Department of Justice & Xavier Becerra in His Official Capacity as Attorney General</p> <p>Appellate Designation: Respondent</p> <p>Trial Court Designation: Defendant</p>	<p>Represented by Attorney</p> <p>Name: Andrew F. Adams</p> <p>State Bar no: 275109</p> <p>Office of the Attorney General</p> <p>Mailing Address: 300 South Spring Street Los Angeles, CA 90013</p> <p>Telephone no: (213) 269-6525</p> <p>Fax no: (916-731-2120)</p> <p>Email Address: Andrew.Adams@doj.ca.gov</p>

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ROB BONTA
Attorney General of California
DONNA M. DEAN
Supervising Deputy Attorneys General
KENNETH G. LAKE (STATE BAR 144313)
ANDREW F. ADAMS (STATE BAR 275109)
Deputy Attorneys General
300 South Spring Street
Los Angeles, CA 90013
Telephone: (213) 269-6525
Facsimile: (916) 731-2120
E-mail: Kenneth.Lake@doj.ca.gov
*Attorneys for State of California, acting by and
through the California Department of Justice
and Former Attorney General Xavier
Becerra*

FILED
Superior Court of California
County of Los Angeles
07/12/2024
David W. Slayton, Executive Officer / Clerk of Court
By: S. Luqueno Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

**FRANKLIN ARMORY, INC. AND
CALIFORNIA RIFLE & PISTOL
ASSOCIATION, INCORPORATED,**

Plaintiffs,

v.

**CALIFORNIA DEPARTMENT OF
JUSTICE, XAVIER BECERRA, IN HIS
OFFICIAL CAPACITY AS ATTORNEY
GENERAL FOR THE STATE OF
CALIFORNIA, AND DOES 1-10,**

Defendants.

Case No. 20STCP01747
[PROPOSED] JUDGMENT

This court, having on July 11, 2024, granted the motion by defendants State of California,
acting by and through the California Department of Justice and Former Attorney General Xavier

1 Becerra for Summary Judgment,

2 **IT IS ORDERED, ADJUDGED AND DECREED** that plaintiff take nothing as against
3 defendants. Defendants shall recover from plaintiff costs of suit, pursuant to Code of Civil
4 Procedure sections 1032 and 1033.5.

5
6 Dated: 07/12/2024



A handwritten signature in black ink, appearing to read "Daniel S. Murphy".

Daniel S. Murphy / Judge

HONORABLE DANIEL S. MURPHY
Judge of the Superior Court

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1 DECLARATION OF SERVICE BY ELECTRONIC MAIL

2 RE: *Franklin Armory, Inc., v. California Department of Justice.*
3 Case No. 20STCP01747

4 I declare: I am employed in the City of Los Angeles, County of Los Angeles, State
5 of California. I am over the age of 18 years and not a party to the within action. My business
6 address is 300 South Spring Street, Room 1700, Los Angeles, California 90013. On July 11,
7 2024, I served the documents named below on the parties in this action as follows:

8 [PROPOSED] JUDGMENT

9 C.D. Michel
10 Anna M. Barvir
11 Jason A. Davis
12 MICHEL & ASSOCIATES, P.C.
13 180 E. Ocean Blvd., Suite 200
Long Beach, CA 90802
Email: abarvir@michellawyers.com
CMichel@michellawyers.com
Jason@calgunlawyers.com
lpalmerin@michellawyers.com
Attorneys for Plaintiffs-Petitioners

14 (BY MAIL) I caused each such envelope, with postage thereon fully prepaid, to be placed in
15 the United States mail at Los Angeles, California. I am readily familiar with the practice of
16 the Office of the Attorney General for collection and processing of correspondence for
17 mailing, said practice being that in the ordinary course of business, mail is deposited in the
18 United States Postal Service the same day as it is placed for collection.

19 (BY OVERNIGHT DELIVERY) I placed a true copy thereof enclosed in a sealed envelope,
20 in the internal mail system of the Office of the Attorney General, for overnight delivery with
21 the GOLDEN STATE OVERNIGHT courier service.

22 (BY FACSIMILE) I caused to be transmitted the documents(s) described herein via fax
23 number.

24 (BY ELECTRONIC MAIL) I caused to be transmitted the documents(s) described herein
25 via electronic mail to the email address(es) listed above.

26 (STATE) I declare under penalty of perjury under the laws of the State of California that the
27 above is true and correct.

28 (FEDERAL) I declare under penalty of perjury under the laws of the State of California and
the United States of America that the above is true and correct.

Executed on July 11, 2024, at Los Angeles, California.

Sandra Dominguez
Declarant

Sandra Dominguez
Signature

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DECLARATION OF SERVICE BY ELECTRONIC MAIL

RE: *Franklin Armory, Inc., v. California Department of Justice.*
Case No. 20STCP01747

I declare: I am employed in the City of Los Angeles, County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 300 South Spring Street, Room 1700, Los Angeles, California 90013. On July 16, 2024, I served the documents named below on the parties in this action as follows:

JUDGMENT

C.D. Michel
Anna M. Barvir
Jason A. Davis
MICHEL & ASSOCIATES, P.C.
180 E. Ocean Blvd., Suite 200
Long Beach, CA 90802
Email: abarvir@michellawyers.com
CMichel@michellawyers.com
Jason@calgunlawyers.com
lpalmerin@michellawyers.com

Attorneys for Plaintiffs-Petitioners

(BY MAIL) I caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at Los Angeles, California. I am readily familiar with the practice of the Office of the Attorney General for collection and processing of correspondence for mailing, said practice being that in the ordinary course of business, mail is deposited in the United States Postal Service the same day as it is placed for collection.

(BY OVERNIGHT DELIVERY) I placed a true copy thereof enclosed in a sealed envelope, in the internal mail system of the Office of the Attorney General, for overnight delivery with the GOLDEN STATE OVERNIGHT courier service.

(BY FACSIMILE) I caused to be transmitted the documents(s) described herein via fax number.

(BY ELECTRONIC MAIL) I caused to be transmitted the documents(s) described herein via electronic mail to the email address(es) listed above.

(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(FEDERAL) I declare under penalty of perjury under the laws of the State of California and the United States of America that the above is true and correct.

Executed on July 16, 2024, at Los Angeles, California.

Sandra Dominguez
Declarant

Sandra Dominguez
Signature