

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
IN AND FOR THE SECOND APPELLATE DISTRICT

FRANKLIN ARMORY, INC., and
CALIFORNIA RIFLE & PISTOL
ASSOCIATION, INCORPORATED,

Plaintiffs and Appellants,

v.

CALIFORNIA DEPARTMENT OF
JUSTICE, XAVIER BECERRA, in his
Official Capacity as Attorney General
for the State of California, and DOES 1-
10,

Defendants and Respondents.

Case No. B340913

**APPELLANTS' APPENDIX
VOLUME XVIII OF XX
Pages 1784-1936**

Superior Court of California, County of Los Angeles
Case No. 20STCP01747
Honorable Daniel S. Murphy, Judge

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[CFAR-1490] Other Gun - Registration, LER, AFS Info Update & USNA - Parent JIRA <small>Created: 05/Aug/21 Updated: 01/Dec/21</small>				
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Status:	In Progress			
Project:	California Firearms Reporting System			
Component/s:	None			
Affects Version/s:	None			
Fix Version/s:	None			

Type:	Enhancement	Priority:	High
Reporter:	Cheryle Massaro	Assignee:	Jeffrey Liu
Resolution:	Unresolved		
Labels:	None		
Σ Remaining Estimate:	Not Specified	Remaining Estimate:	Not Specified
Σ Time Spent:	Not Specified	Time Spent:	Not Specified
Σ Original Estimate:	Not Specified	Original Estimate:	Not Specified

Issue Links:	Cloners				
	is cloned by	CFAR-1494	AWR Other Gun Registration - Parent JIRA		Closed
	Link				
	links	AFS-1098	allow "Other" gun type for CFIS data		Closed
	links	CFAR-1494	AWR Other Gun Registration - Parent JIRA		Closed
	links	DES-1937	Other Gun - Parent JIRA		Closed
	is linked to	CFAR-927	AWR Registration Enhancement & Real I...		Open
Sub-Tasks:	is linked to	CFIS-155	AWR Other Gun Registration - Parent JIRA		Closed
	is linked to	AWR-161	Parent Jira for Other Gun Registration		Closed

Key	Summary	Type	Status	Assignee
CFAR-1495	Convert USNA Other Gun Code from Stru...	Sub-task	Closed	Christina Rosa-Robinson
CFAR-1496	Convert CRIS LER Other Gun Code from ...	Sub-task	Closed	Christina Rosa-Robinson
CFAR-1497	Convert AFS Info Update Other Gun Cod...	Sub-task	Closed	Christina Rosa-Robinson
CFAR-1500	Modify CFARS Reports to Include Firea...	Sub-task	Closed	Christina RosaRobinson
CFAR-1501	Add New Gun Type of 'Other' to CRIS L...	Sub-task	Closed	Christina Rosa-Robinson
CFAR-1502	Add New Firearm Type of 'Other' to AF...	Sub-task	Closed	Christina Rosa-Robinson
CFAR-1503	Add New Firearm Type of 'Other' to US...	Sub-task	Closed	Christina Rosa-Robinson
CFAR-1504	AWR Other Guest Incomplete Report	Sub-task	Closed	Nikitha Raju
CFAR-1505	Create New Pending Queue for AWR Othe...	Sub-task	Closed	Christina RosaRobinson
CFAR-1506	Modify CFARS CRIS Reports to Include ...	Sub-task	Closed	Christina RosaRobinson
CFAR-1507	Create New CFARS CRIS Form 'Other Ass...	Sub-task	Closed	Jeffrey Liu
CFAR-1508	Add AWR Other Transaction Type to Rec...	Sub-task	Closed	Christina RosaRobinson
CFAR-1509	Create New "Other Gun" BOF Permission...	Sub-task	Closed	Christina RosaRobinson
CFAR-1510	AWR Other Guest Reject Report	Sub-task	Closed	Nikitha Raju

Cheryle Massaro-Flores
9/8/23

Exhibit 9

Reported by Vicki Resch

CFAR-1511	Remove Joint Registration from New 'O...	Sub-task	Closed	Jeffrey Liu
CFAR-1512	'Other Assault Weapon Registration Fo...	Sub-task	Closed	Christina RosaRobinson
CFAR-1513	AWR Other Gun Registration: Additiona...	Sub-task	Closed	Christina RosaRobinson
CFAR-1514	Magazine List of Value for AWR Other ...	Sub-task	Closed	Christina RosaRobinson
CFAR-1515	New Field/Question on Other AWR Regis...	Sub-task	Closed	Christina RosaRobinson
CFAR-1516	Add OAWR Transaction Type to Lookup T...	Sub-task	Resolved	Annamalai Natarajan
CFAR-1518	Remove Real ID Logic from Other AWR Form	Sub-task	Closed	Christina RosaRobinson
CFAR-1520	Test Case Creation - Other Gun Regist...	Sub-task	Closed	Steven Bryans
CFAR-1521	Convert float data-type into BigDecim...	Sub-task	Closed	Christina RosaRobinson
CFAR-1523	Add the oawr_line_count column into c...	Sub-task	Closed	Steven Bryans
CFAR-1524	URL Security	Sub-task	Closed	Steven Bryans
CFAR-1526	Real ID File Type Uploads Unavailable...	Sub-task	Closed	Christina RosaRobinson
CFAR-1471	COE#53259 Quick, Daniel Error Message	Sub-task	Closed	Christina RosaRobinson
CFAR-1528	INVOICE_SEQ_ID Not Generated for AWR ...	Sub-task	Closed	Christina RosaRobinson
CFAR-1529	AB1135_Line_Count Incorrect When Tran...	Sub-task	Closed	Christina RosaRobinson
CFAR-1530	AWR 2nd Reg (AB1135) Incorrect Fee Am...	Sub-task	Closed	Marika Fujimoto
CFAR-1533	Joint-Registrant Submission Confirmat...	Sub-task	Closed	Christina RosaRobinson
CFAR-1534	AWRF Comments Not Displaying in CFARS...	Sub-task	Closed	Christina RosaRobinson
CFAR-1535	Incorrect Are you the primary registr...	Sub-task	Closed	Christina RosaRobinson
CFAR-1537	AWRF First Data Payment Information N...	Sub-task	Closed	Jennifer Le
CFAR-1538	AWRF First Data Payment Information N...	Sub-task	Closed	Thomas Deleon
CFAR-1539	Name Change File Upload Not in UI	Sub-task	Closed	Christina RosaRobinson
CFAR-1580	AB1135 previous "acquired from" stree...	Sub-task	Closed	Christina RosaRobinson
CFAR-1581	Unable to Submit Payment for CRIS Gue...	Sub-task	Closed	Christina RosaRobinson
CFAR-1582	Additional Firearms Characteristics C...	Sub-task	Closed	Christina RosaRobinson
CFAR-1583	OAWR Reports- INCOMPLETE, REJECTION, ...	Sub-task	Closed	Christina RosaRobinson
CFAR-1584	Guest User Unable to Access Pending I...	Sub-task	Closed	Christina RosaRobinson
CFAR-1585	Real ID File Upload Validations Neede...	Sub-task	Closed	Christina RosaRobinson

CFAR-1586	Receiving Application Error on Final ...	Sub-task	Closed	Christina RosaRobinson
CFAR-1590	OAWR Incomplete and Reject report int...	Sub-task	Closed	Christina RosaRobinson
CFAR-1593	Acquired From Not Populating within O...	Sub-task	Closed	Jeffrey Liu
CFAR-1594	OAWR Comments Not Displaying in CFARS...	Sub-task	Closed	Jeffrey Liu
CFAR-1601	OAWR - Include in AWR Partial Matchin...	Sub-task	Resolved	Mike Titlow
CFAR-1602	City Not Populated on Previously Subm...	Sub-task	Closed	Christina RosaRobinson
CFAR-1604	REAL ID US Lawful Presence Incorrect ...	Sub-task	Closed	Christina RosaRobinson
CFAR-1605	Other Gun Registration Form Not Keepi...	Sub-task	Closed	Jeffrey Liu
CFAR-1606	Transactions migrating from Switch in...	Sub-task	Closed	Kelly Christoffersen
CFAR-1607	CRIS - Manually Processed should only...	Sub-task	Closed	Christina RosaRobinson
CFAR-1608	CRIS - Real ID errors	Sub-task	Closed	Kelly Christoffersen
CFAR-1609	CRIS - LER - Error when entering Agen...	Sub-task	Closed	Kelly Christoffersen
CFAR-1610	BBAWR - Letter has incorrect phone nu...	Sub-task	Closed	Kelly Christoffersen
CFAR-1611	CRIS-LER - BOF User payment date vali...	Sub-task	Closed	Kelly Christoffersen
CFAR-1612	LER app on HOLD becomes Operation of ...	Sub-task	Closed	Cheryle Massaro
CFAR-1613	LER form will not accept self-built f...	Sub-task	Closed	Kelly Christoffersen
CFAR-1614	COE - City not populating on ZIP code...	Sub-task	Closed	Kelly Christoffersen
CFAR-1616	File Type should be California Identifi...	Sub-task	Closed	Kelly Christoffersen
CFAR-1617	BBAWR - "Inches" field entry not migr...	Sub-task	Closed	Kelly Christoffersen
CFAR-1618	LER - Out of State License does not r...	Sub-task	Closed	Kelly Christoffersen
CFAR-1619	Unable to submit any transaction unde...	Sub-task	Closed	Nalini Das
CFAR-1620	COE - Incorrect phone number on Conta...	Sub-task	Closed	Kelly Christoffersen
CFAR-1621	BBAWR - Joint Registration - CRIS Num...	Sub-task	Closed	Kelly Christoffersen
CFAR-1622	USNA - File Upload Instructions Need ...	Sub-task	Closed	Kelly Christoffersen
CFAR-1623	Renew COE - Real ID Selection Not Ret...	Sub-task	Deferred	Cheryle Massaro
CFAR-1624	AFS PIU - Deleted Cart transactions m...	Sub-task	Resolved	Cheryle Massaro
CFAR-1626	AFS PIU - Unable to delete single tra...	Sub-task	Resolved	Cheryle Massaro
CFAR-1627	BBAWR - Unable to Edit Primary CRIS N...	Sub-task	Closed	Kelly Christoffersen

	CFAR-1628	CRIS - Unable to submit LER transacti...	Sub-task	Open	Parameswaran Muthuvel
	CFAR-1637	LER - Transactions Migrated to DROS h...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1638	unhandled exception on preview	Sub-task	Closed	Mike Titlow
	CFAR-1639	OAWR Missing Hunting License File Upload	Sub-task	Closed	Christina RosaRobinson
	CFAR-1640	OAWR - Remove "Is the overall length ...	Sub-task	Closed	Gilbert Mac
	CFAR-1641	OAWR - Unable to Complete Transactions	Sub-task	Closed	Kelly Christoffersen
	CFAR-1642	OAWR - Please update language in CFARS	Sub-task	Closed	Kelly Christoffersen
	CFAR-1643	OAWR - Incorrect File Upload Errors	Sub-task	Closed	Kelly Christoffersen
	CFAR-1644	OAWR - Unable to Process Transactions...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1648	BBAWR - Unable to leave comment if us...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1654	CRIS - BOF User is unable to submit m...	Sub-task	Closed	Jeffrey Liu
	CFAR-1655	USNA - DMV Reject Letter does not hav...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1656	'Number of Other Gun' not appearing o...	Sub-task	Closed	Nikitha Raju
	CFAR-1657	Replace "Real ID" with "Federal Limit..."	Sub-task	Assigned	Cheryle Massaro
	CFAR-1658	COE - File Upload Instructions Need t...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1659	CRIS-LER - File Upload Instructions N...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1660	OAWR: Missing ' Uploaded AWRF Webform...	Sub-task	Closed	Jeffrey Liu
	CFAR-1664	Real ID = NO; Please update the "help..."	Sub-task	Closed	Kelly Christoffersen
	CFAR-1665	OAWR - Incomplete letter errors	Sub-task	Closed	Kelly Christoffersen
	CFAR-1668	OAWR - Document Uploads Being Renamed	Sub-task	Closed	Cheryle Massaro
	CFAR-1669	AWR - Document Uploads Being Renamed	Sub-task	Closed	Cheryle Massaro
	CFAR-1670	OAWR: Non-Fixed Magazine Value Not Sh...	Sub-task	Closed	Jeffrey Liu
	CFAR-1672	OAWR, BBAWR - Wrong city on transacti...	Sub-task	Closed	Kelly Christoffersen
	CFAR-1740	Not Inserting Correct First Data Auth...	Sub-task	Closed	Terence Pan
	CFAR-1741	First Data Reconciliation Report - No...	Sub-task	Closed	Melissa Reza
Cross Reference Number:	CFAR-927, DROS-711				
Environment:	ALL				
Firearms Label:	Ammo-Phase-II				

Description

Parent Jira for tasks and issues relating to the "Other Gun" flow in CFARS.

Other Gun functionality is due to deploy on October 1, 2021 with the 2nd AWR Registration and REAL-ID Changes ([CFAR-927](#)).

Generated at Fri Jan 13 20:13:06 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

[DES-1937] Other Gun - Parent JIRA Created: 06/Aug/21 Updated: 09/Mar/22 Resolved: 09/Mar/22

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Enhancement	Priority:	High
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Σ Remaining Estimate:	Not Specified	Remaining Estimate:	Not Specified
Σ Time Spent:	Not Specified	Time Spent:	Not Specified
Σ Original Estimate:	Not Specified	Original Estimate:	Not Specified

Issue Links:	Link is linked to CFAR-1490 Other Gun - Registration, LER, AFS In... In Progress				
Sub-Tasks:	Key	Summary	Type	Status	Assignee
	DES-1938	Convert Other Gun Dealer Long Gun Sal...	Sub-task	Closed	Edmond Ho
	DES-1939	Convert Other Gun Private Party Long ...	Sub-task	Closed	Edmond Ho
	DES-1940	Convert Other Gun Pawn/Consignment Lo...	Sub-task	Closed	Edmond Ho
	DES-1941	Convert Other Gun Curio/Relic Long Gu...	Sub-task	Closed	Edmond Ho
	DES-1942	Convert Other Gun Long Gun Loan Code ...	Sub-task	Closed	Edmond Ho
	DES-1943	Modify DES Reports to include Gun Typ...	Sub-task	Closed	Edmond Ho
	DES-1998	Change Request 20 for SB 61- Addition...	Sub-task	Closed	Edmond Ho
	DES-2078	Age Exemption not required for Other gun	Sub-task	Closed	Edmond Ho
	DES-2101	Cannot Submit 'Other' Dealer Long Gun...	Sub-task	Closed	Erica Heikila
	DES-2155	Card Swipe Reader Missing PII Fields ...	Sub-task	Closed	Erica Heikila
	DES-2156	Waiting Period Exemption does not dis...	Sub-task	Closed	Erica Heikila
Environment:	Development				
	Firearms Label: Other_Gun_Related				

Description

Parent Jira for tasks and issues relating to the "Other Gun" flows in DES.

Other Gun functionality is due to deploy on October 1, 2021 with the 2nd AWR Registration, REAL-ID Changes ([CFAR-927](#)) and AWR Other Gun Registration (<https://jira.int.doj.ca.gov/browse/CFAR-1494>)

Comments

Comment by [Edmond Ho](#) [09/Mar/22]

We completed all these JIRAs back in September/October 2021. Just cleaning up the status of this JIRA.

Generated at Fri Jan 13 20:10:41 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)

↳ [DES-1938] Convert Other Gun Dealer Long Gun Sale Code from Struts to Spring Created: 06/Aug/21 Updated: 06/Oct/21 Resolved: 17/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	High
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Issue Links:	Cloners			
	is cloned by	DES-1939	Convert Other Gun Private Party Long ...	Closed
	is cloned by	DES-1940	Convert Other Gun Pawn/Consignment Lo...	Closed
Environment:	Development			
Firearms Label:	Other_Gun_Related			

Comments

Comment by Christina Rosa-Robinson (Inactive) [06/Aug/21]

Byounghyun An Jeffrey Liu

Comment by Edmond Ho [17/Sep/21]

Workflowing this ticket, since the code is already on DES STG along with the Other Gun fixes in the parent JIRA.

Generated at Fri Jan 13 20:13:54 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)

↳ [DES-1939] Convert Other Gun Private Party Long Gun Transfer Code from Struts to Spring Created: 06/Aug/21 Updated: 06/Oct/21 Resolved: 17/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	High
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Issue Links:	Cloners			
	Cloners	DES-1938	Convert Other Gun Dealer Long Gun Sal...	Closed
Environment:	Development			
Firearms Label:	Ammo-Phase-II			

Comments

Comment by Christina Rosa-Robinson (Inactive) [06/Aug/21]

Byounghyun An Jeffrey Liu

Comment by Edmond Ho [17/Sep/21]

Workflowing this ticket, since the code is already on DES STG along with the Other Gun fixes in the parent JIRA.

Generated at Fri Jan 13 20:14:25 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

1/13/23, 8:15 PM

[#DES-1940] Convert Other Gun Pawn/Consignment Long Gun Redemption Code from Struts to Spring

Other Gun - Parent JIRA (DES-1937)

↳ [DES-1940] Convert Other Gun Pawn/Consignment Long Gun Redemption Code from Struts to Spring Created: 06/Aug/21 Updated: 06/Oct/21 Resolved: 17/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	High
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Issue Links:	Cloners		
	Cloners	↳ DES-1938	Convert Other Gun Dealer Long Gun Sal... <small>Closed</small>
	is cloned by	↳ DES-1941	Convert Other Gun Curio/Relic Long Gu... <small>Closed</small>
Environment:	Development		
Firearms Label:	Ammo-Phase-II		

Comments

Comment by Christina Rosa-Robinson (Inactive) [06/Aug/21]

Byounghyun An Jeffrey Liu

Comment by Edmond Ho [17/Sep/21]

Workflowing this ticket, since the code is already on DES STG along with the Other Gun fixes in the parent JIRA.

Generated at Fri Jan 13 20:15:02 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)

↳ [DES-1941] Convert Other Gun Curio/Relic Long Gun Sale Code from Struts to Spring Created: 06/Aug/21 Updated: 06/Oct/21 Resolved: 17/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	High
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Issue Links:	Cloners	Cloners	DES-1940	Convert Other Gun Pawn/Consignment Lo...	Closed
Environment:	Development				
Firearms Label:	Ammo-Phase-II				

Comments

Comment by Christina Rosa-Robinson (Inactive) [06/Aug/21]

Byounghyun An Jeffrey Liu

Comment by Edmond Ho [17/Sep/21]

Workflowing this ticket, since the code is already on DES STG along with the Other Gun fixes in the parent JIRA.

Generated at Fri Jan 13 20:15:33 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)[\[DES-1942\] Convert Other Gun Long Gun Loan Code from Struts to Spring](#) Created: 06/Aug/21 Updated: 06/Oct/21 Resolved: 17/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	High
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Environment:	Development
Firearms Label:	Ammo-Phase-II

Comments

Comment by Christina Rosa-Robinson (Inactive) [06/Aug/21]

Byounghyun An Jeffrey Liu

Comment by Edmond Ho [17/Sep/21]

Workflowing this ticket, since the code is already on DES STG along with the Other Gun fixes in the parent JIRA.

Generated at Fri Jan 13 20:17:08 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)

↳ [DES-1943] Modify DES Reports to include Gun Type 'Other' Created: 06/Aug/21 Updated: 21/Sep/21 Resolved: 21/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	Medium
Reporter:	Christina RosaRobinson	Assignee:	Edmond Ho
Resolution:	Fixed		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Environment:	Development
Firearms Label:	Ammo-Phase-II

Description

Following DES report will have to be updated to include gun type other transactions

- Dealer Volume Report
- Dealer Record of Sale
- Dealer Invoice (Gun)
- Firearms Dealer Report of Firearm Acquisition/Pawn

Comments

Comment by Christina Rosa-Robinson (Inactive) [06/Aug/21]

Byounghyun An Jeffrey Liu

Comment by Edmond Ho [21/Sep/21]

I can confirm for at least DROS and FDAS reports, gun type "Other" is visible. Closing as fixed.

Generated at Fri Jan 13 20:17:44 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)

↳ [DES-1998] Change Request 20 for SB 61- Additional Exemptions [CR-20] Created: 18/Aug/21 Updated: 25/Oct/21 Resolved: 25/Oct/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	Medium
Reporter:	Debbie Morisawa (Inactive)	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Issue Links:	Duplicate is duplicated by DES-1994 Link is linked to DES-2184	CR20: Append 1in30 LOVs	Closed
Environment:	Production		
Firearms Label:	DES		

Description

CR 20

Background

Additional 1-in-30 day exemptions must be ADDED to the "30-Day Restriction Exemption" Drop down on the Dealer Handgun Sale, Exempt Handgun Sale, Curio/Relic Handgun Sale, Olympic Pistol Sale, Dealer Long Gun Sale, and Curio/Relic Long Gun Sale Transaction Types. The following exemptions must be added to the current listing:

HANDGUN TRANSACTIONS

Dealer Handgun Sale, list:

- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Law Enforcement Agency – California
- State or Local Correctional Facility

Exempt Handgun Sale, list:

- Collector – 03 FFL – Valid COE
- Community College – POST Certified
- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Law Enforcement Agency – California
- Licensed California Firearms Dealer
- Private Security Company (PPO) – California – Licensed
- Special Weapon Permit
- State or Local Correctional Facility

Curio/Relic Handgun Sale, list:

- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Law Enforcement Agency – California

- State or Local Correctional Facility
- **Return to Owner**

Olympic Pistol Sale, list:

- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Law Enforcement Agency – California
- State or Local Correctional Facility
- **Return to Owner**

LONG GUN TRANSACTIONS (Semiautomatic Centerfire Rifles Only)

Dealer Long Gun Sale, list:

- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Law Enforcement Agency – California
- State or Local Correctional Facility

Curio/Relic Long Gun Sale, list:

- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Law Enforcement Agency – California
- State or Local Correctional Facility
- **Return to Owner**

Acceptance Criteria

The 1in30 LOVs for the 4 transactions types match one another:

- Regular Handgun
- Curio/Relic Handgun
- Olympic Pistol
- Curio/Relic Long Gun (triggers only on semiauto/centerfire/rifle or rifle/shotgun)

LOV:

- Collector – 03 FFL – Valid COE
- Community College – POST Certified
- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Exchange – within Preceding 30 Days
- Law Enforcement Agency – California
- Licensed California Firearms Dealer · Peace Officer – Active (Letter Required)
- Peace Officer – California – Active
- Private Security Company (PPO) – California – Licensed
- Replacement – Reported Lost or Stolen Firearm
- **Return to Owner (Not Regular Handgun DROS)**
- Special Weapon Permit
- State or Local Correctional Facility

Regular Long Gun and Exempt Handgun are the same list but with "Return to Owner" and "Operation of the Law - Intra-Familial Transfers" added:

- Collector – 03 FFL – Valid COE
- Community College – POST Certified
- Duly Authorized Law Enforcement Agency
- Entertainment Company – Permit – Valid COE
- Exchange – within Preceding 30 Days
- Law Enforcement Agency – California
- Licensed California Firearms Dealer · Peace Officer – Active (Letter Required)
- Operation of Law – Intra-Familial Transfers
- Peace Officer – California – Active
- Private Security Company (PPO) – California – Licensed
- Replacement – Reported Lost or Stolen Firearm
- **Return to Owner**
- Special Weapon Permit

- State or Local Correctional Facility

Comments

Comment by [Dimple John](#) [31/Aug/21]

This has been implemented and deployed to tst2 environment

Comment by [Edmond Ho](#) [01/Sep/21]

[Dimple John](#), I appended 2 additional cases to my test scripts to submit 1in30 type transactions (duplicate guns) using "LEA - California" for Curio Long Gun and Exempt Handgun DROS. No issues. Also ran a full regression and similarly no issues.

Comment by [Edmond Ho](#) [03/Sep/21]

Tested again on TST2 and the new drop down LOV items for 1in30 still work. Here's the parameters for my test script:

```
"CRL": {"drostype": "${url.cgi}", "Texemp": "E16", "Aexemp": "NA", "type": "R", "cal": "556", "action": "I", "rcvr": "0", "outcome": "P"},  
"EHL": {"drostype": "${url.ehg}", "Texemp": "E16", "Aexemp": "NA", "type": "H", "cal": "9", "action": "I", "rcvr": "0", "outcome": "P"}}
```

where:

- drostype captures the URL for the DROS
- Texemp denotes "thirty" and E16 is for LEA-California which is 1 of the new list items for all DROS types
- Aexemp is Age Exemp which is blank for this test
- Type is Handgun or Rifle
- Cal is caliber
- Action is gun category and I is semiautomatic
- rcvr is receiver-only
- outcome is expected outcome so that I can assert if it passed or not

The values used like E16 for 1in30 and "I" for action are the actual values when you view console

Comment by [Edmond Ho](#) [03/Sep/21]

Completed test on STG along with a full regression test. Everything works fine.

Only issue I had was with my user where attempting to use Visa, 2 MC and Discover to pay for invoices resulted in fraud and inability to pay invoices. I ended up having to use another account to perform the test.

Comment by [Edmond Ho](#) [07/Sep/21]

[Dimple John](#), it looks like the "--" are saved as "?". E15 and 16 render as:

```
ENTERTAINMENT COMPANY ? PERMIT ? VALID COE  
Law Enforcement Agency ? California
```

Comment by [Dimple John](#) [08/Sep/21]

Fixed the below rendering issue.....it is displaying fine

```
ENTERTAINMENT COMPANY ? PERMIT ? VALID COE
```

Law Enforcement Agency ? California

Comment by [Shanon Thompson](#) [29/Sep/21]

[Cheryle Massaro](#), [Debbie Morisawa](#) I just wanted to advised that we updated the missing 1 in 30 exemptions to JIRA. You will see that i put the updated information **RED**. Please note, I didn't update anything under the "Acceptance Criteria" as I was not sure if I was supposed to.

Also, I left the status as deployed, please let me know if I need to change that to "open," etc.

Let me know if you guys have any questions or concerns. Thanks

Comment by [Edmond Ho](#) [29/Sep/21]

Okay, got it. We'll need to make sure "return to owner" is added appropriately once other gun goes live and we can go back to this.

Comment by [Edmond Ho](#) [05/Oct/21]

Retested on TST2 with the "Return to Owner" additions. Everything works.

Comment by [Edmond Ho](#) [06/Oct/21]

Tested on STG, the exemptions are all there along with the 'Return to Owner' exemption.

Comment by [Edmond Ho](#) [11/Oct/21]

For reference, here's the list of all values from the DB:

```
E01: Collector - 03 FFL - Valid COE  
E02: Community College - POST Certified
```

E03: Exchange - within Preceding 30 Days
 E04: Firearm Loan
 E05: Licensed California Firearms Dealer
 E06: Operation of Law - Intra-Familial Transfers
 E07: Peace Officer - Active - Letter Required
 E08: Peace Officer - California - Active
 E09: Private Security Company (PPO) - California - Licensed
 E10: Replacement - Reported Lost or Stolen Firearm
 E11: Return to Owner
 E12: Special Weapon Permit
 E13: Private Party Transfer Through Licensed Firearms Dealer
 E14: Duly Authorized Law Enforcement Agency
 E15: Entertainment Company - Permit - Valid COE
 E16: Law Enforcement Agency - California
 E17: State or Local Correctional Facility

Also, here's the specific DROS and exemption pairs my SIDE script is testing for:

DROS Type	Exemption Code	Exemption Name
Dealer Handgun	E15	Entertainment Company - Permit - Valid COE
Exempt Handgun	E09	Private Security Company (PPO) - California - Licensed
Curio/Relic Handgun	E17	State or Local Correctional Facility
Olympic Pistol	E11	Return to Owner
Dealer Long Gun	E14	Duly Authorized Law Enforcement Agency
Curio/Relic Long Gun	E16	Law Enforcement Agency - California

All other exemptions are tested with Dealer Long Gun since it allows the most exemption types.

Comment by [Edmond Ho](#) [25/Oct/21]

Deployed to Prod on 10/21/2021. The LOV reflects the CR

Generated at Fri Jan 13 20:18:51 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1837)

↳ [DES-2078] Age Exemption not required for Other gun Created: 14/Sep/21 Updated: 05/Oct/21 Resolved: 15/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	Medium
Reporter:	Edmond Ho	Assignee:	Edmond Ho
Resolution:	Done		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Issue Links:	Link		
	links	DES-2205	Age Exemptions Required for "Other" t...
Environment:	Production		Closed
Firearms Label:	Ammo-Phase-II		

Description

Background

Other gun changes did not originally take into account SB1100/61 exemptions in that only certain conditions require age exemptions. Specifically, long guns with type other and older than 18 years old doesn't require exemption.

Acceptance Criteria

When Other 'type' is used for long gun and purchaser is older than 18, purchaser does not require age exemption.

Comments

Comment by Edmond Ho [14/Sep/21]

I found in bug while running regression tests. Curio and Olympic Hand Guns throw an error after you select preview. On the page itself, nothing happens. In console though, I see:

```
Uncaught TypeError: Cannot read properties of null (reading 'value')
```

I tried clearing cache but still can't get to preview screen.

Comment by Edmond Ho [15/Sep/21]

Tested on TST2 and also STG

On STG: Submitted transactions for a user 20yo and 22 yo for other gun and both resolved successfully.

Also submitted curio and olympic hand guns since they presented with bugs on TST2. The fix for that also worked (static content).

Generated at Fri Jan 13 20:19:24 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

1/13/23, 8:20 PM

[#DES-2101] Cannot Submit 'Other' Dealer Long Gun Sale due to Barrel Length Error Message upon Preview

Other Gun - Parent JIRA (DES-1937)

[\[DES-2101\] Cannot Submit 'Other' Dealer Long Gun Sale due to Barrel Length Error Message upon Preview](#) Created: 15/Sep/21 Updated: 22/Sep/21
 Resolved: 22/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	ShowStopper
Reporter:	Erica Heikila (Inactive)	Assignee:	Erica Heikila (Inactive)
Resolution:	Cannot Reproduce		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Attachments:	 Barrel Length Error Message Upon Preview - DLG.PNG
Environment:	Production
Firearms Label:	Ammo-Phase-II

Description

Summary: Users cannot submit any Long Gun Sale with an 'Other' gun type because they are stopped upon preview with the error message "Barrel Length must be between *and undefined IN.*" I tried the following barrel lengths and still cannot submit the transaction, 16-30 inches. At this point there is no way to submit 'Other' in DES for any Dealer Long Gun Sale.

Steps:

1. Submit DROS
2. Select Dealer Long Gun Sale
3. Enter PII etc, in firearm information Gun Type enter 'Other.'
4. Enter any barrel length and you get an error message upon preview.

Transaction types affected:

1. Dealer Long Gun Sale
2. Private Party Long Gun Transfer
3. Pawn/Consignment Long Gun Redemption
4. Curio/Relic Long Gun Sale
5. Long Gun Loan

Expected Result: Barrel Length requirements should be the same as existing Long gun functionality.

Username: CHBING2

Password: Password1

CFD: 26940

URL: <https://des.stg.doj.ca.gov>

Version: DROS Entry System (DES) Version 4.1.2.0 (10/01/21)

Comments

Comment by [Erica Heikila \(Inactive\)](#) [15/Sep/21]

Updated to include

Transaction types affected:

1. Dealer Long Gun Sale
2. Private Party Long Gun Transfer
3. Pawn/Consignment Long Gun Redemption
4. Curio/Relic Long Gun Sale
5. Long Gun Loan

Comment by [Mike Titlow](#) [15/Sep/21]

Erica Heikila I had to clear my cache as well as clear "Cookies and Other site data" in Chrome. After that I got my Other Firearms transactions to go through. Please give that a try and let me know if that fixes your issue.

Comment by [Erica Heikila \(Inactive\)](#) [15/Sep/21]

Mike Titlow That fixed the issue. I was also only clearing 1 hour worth of History when I changed it to all time it worked. THANK YOU!

Comment by [Edmond Ho](#) [16/Sep/21]

Erica Heikila, BOF will need to notify all dealers to do this extensive cache/cookies/history clearing for the next production push. Just noting here so we don't forget.

Generated at Fri Jan 13 20:20:05 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1937)

↳ [DES-2155] Card Swipe Reader Missing PII Fields / Invalid Identification Error Created: 18/Sep/21 Updated: 21/Sep/21 Resolved: 21/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	Critical
Reporter:	Erica Heikila (Inactive)	Assignee:	Erica Heikila (Inactive)
Resolution:	Functions As Designed		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Attachments:	 Invalid ID Error.png	 SAEC Example.png
Environment:	Staging	
Firearms Label:	Other_Gun_Related	

Description

Summary: The Card Swipe Reader did not populate or did not work on the first card swipe attempt for the following transaction types:

- **Pawn/Consignment Handgun Redemption** – First 2 tries said invalid entry. 3rd try did not populate the zip code or Purchaser ID #, 4th was the same as 3rd. 5th time worked.
- **Olympic Pistol Sale** – 1st said invalid ID, 2nd attempt worked.
- **Standard Ammunition Eligibility Check** – Hair and eye color do not populate.
- **Basic Ammunition Eligibility Check** – Hair and eye color do not populate.
- **Certificate of Eligibility Certification** - Hair and eye color do not populate.

Expected Result: The card swipe should capture all the purchasers information upon the first swipe.

Comments

Comment by [Mike Titlow](#) [20/Sep/21]

Erica Heikila I wanted to confirm what environment you tested this in. Above you noted Production.

Comment by [Erica Heikila \(Inactive\)](#) [20/Sep/21]

Mike Titlow Jira has been updated. It occurred in Staging.

Comment by [Edmond Ho](#) [20/Sep/21]

Debbie had tested on site and commented that

I am unable to reproduce the issue. I was able to get the fields to populate on the first swipe for all workflows.

Comment by [Erica Heikila \(Inactive\)](#) [21/Sep/21]

Edmond Ho after a second round of testing with a different ID And Card swipe reader we did not have any issues upon the first swipe. Please close the JIRA.

Generated at Fri Jan 13 20:29:44 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

1/13/23, 8:30 PM

[#DES-2156] Waiting Period Exemption does not display on Peace Officer Non-Roster Handgun (Letter Required)

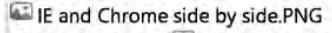
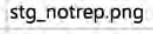
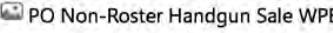
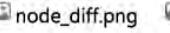
Other Gun - Parent JIRA (DES-1937)

↳ [DES-2156] Waiting Period Exemption does not display on Peace Officer Non-Roster Handgun (Letter Required) Created: 18/Sep/21 Updated:

22/Sep/21 Resolved: 22/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	Critical
Reporter:	Erica Heikila (Inactive)	Assignee:	Erica Heikila (Inactive)
Resolution:	Cannot Reproduce		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Attachments:	 IE and Chrome side by side.PNG  stg_notrep.png	 PO Non-Roster Handgun Sale WPE missing.PNG  stgbounce.png	 node_diff.png	
Environment:	Staging			
Firearms Label:	DES			

Description

Summary: The waiting period exemption "Peace Officer (Letter Required)" is no longer displaying on the Peace Officer Non-Roster Handgun Sale (Letter Required) transaction.

Steps:

1. Select the Peace Officer Non-Roster Handgun Sale (Letter Required) transaction.
2. Scroll to Transaction and Firearm Information.
3. Note Waiting Period Exemption is missing.

Expected Results: The waiting period exemption "Peace Officer (Letter Required)" shall be auto filled for a Peace Officer Non-Roster Handgun Sale (Letter Required) transaction.

Comments

Comment by Edmond Ho [20/Sep/21]

Erica Heikila,

I was unable to replicate this on STG, on chrome. I tried wiping cache too. Can you give some more details like browser, browser version?

Comment by Edmond Ho [20/Sep/21]

Note: I also tested on production, just to see. The problem does not exist there either. PO non-roster handgun has the field pre-filled.

Comment by Erica Heikila (Inactive) [20/Sep/21]

Edmond Ho

I tried in Chrome and IE again this morning and there is no exemption displayed. See new screenshot titled IE and Chrome side by side.

IE Version: 1607 (OS Build 14393.4651)

Chrome Version: Version 93.0.4577.82 (Official Build) (64-bit)

I cleared my browser history on both browsers with no success.

Comment by Edmond Ho [20/Sep/21]

Mike can see the empty field.

1/13/23, 8:30 PM

[#DES-2156] Waiting Period Exemption does not display on Peace Officer Non-Roster Handgun (Letter Required)

I tried wiping all cache/data/etc from all time and I still can NOT see the empty field on STG DES for peace officer non roster hand gun.

Comment by [Edmond Ho](#) [20/Sep/21]

Hmm. Dimple tried replicating and could not. I'm going to ask other FASU analysts to check it out.

Comment by [Edmond Ho](#) [21/Sep/21]

[Erica Heikila](#), found out it's due to differences between nodes. For some reason, worker11 has the error but worker12 does not. The screenshot I attached shows the differences between the nodes:



Trying to confirm if the intended STG build is worker12 or worker11. I'm guessing 12 and this is a non issue.

Comment by [Edmond Ho](#) [22/Sep/21]

[Erica Heikila](#), STG was bounced to fix the issue between the 2 nodes. Testing, even without resetting cache shows both nodes work now (I was getting the blank field on 11). In the screenshot of DES STG, both node 11 and 12 have the field present and properly filled in:



Comment by [Erica Heikila \(Inactive\)](#) [22/Sep/21]

[Edmond Ho](#) Please close the Jira we now see the exemption!

Generated at Fri Jan 13 20:30:13 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1837)

[DES-2165] CFD: 26940, 26939 and 26910 DROS transaction did not Migrate to AFS Created: 21/Sep/21 Updated: 27/Sep/21 Resolved: 27/Sep/21

Status:	Resolved
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	ShowStopper
Reporter:	Erica Heikila (Inactive)	Assignee:	Erica Heikila (Inactive)
Resolution:	Fixed		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Attachments:	<input checked="" type="checkbox"/> AFS Transactions 9202021.xlsx
Environment:	Production
How to Recreate:	<ol style="list-style-type: none"> 1. Submit Transaction in DES 2. Wait for Approval in DROS 3. Deliver Gun 4. Search transaction in AFS.
Firearms Label:	Ammo-Phase-II

Description

Summary: DES submitted and delivered DROS Transactions that are not migrating and displaying in AFS. The transactions were approved and show as delivered in the DROS Portal.

CFD: 26940 (added to CL 9/15/2021) and 26939 (added to CL 9/14/2021) are new dealers that were created as part of our gun type 'Other' regression testing. Transactions approved and delivered by CFD: 26910 (added to CL 06/08/2021) also do not display in AFS.

The transactions attached in the excel document titled "AFS Transactions 9202021" are in question. AFS testers were advised that the dealers are not set up properly on the backend to be accepted by AFS. Additionally, Brandon stated "All records for Pie are on the gun error report due to the dealer; however, the remaining 4 cannot be located."

Expected Result: If a transaction is approved and delivered it shall display in AFS.

Comments

Comment by Edmond Ho [22/Sep/21]

Per our meeting - the reason that transactions did not go all the way through to AFS from DES STG is that the dealer didn't exist on AFS. Kay has since added the dealers (with DID '26940','26939','26905','26910') to AFS and even resent the transactions. Erica Heikila, please take a look or resend transactions.

Comment by Erica Heikila (Inactive) [27/Sep/21]

Edmond Ho this has been resolved. Transactions successfully made it to AFS and a SAEC was approved for those records.

Generated at Fri Jan 13 20:31:21 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

Other Gun - Parent JIRA (DES-1837)

↳ [DES-2180] CFD: 26939 Invoice Summary Does Not Match Dealer Detail Invoice Summary Created: 27/Sep/21 Updated: 28/Sep/21 Resolved: 28/Sep/21

Status:	Closed
Project:	DROS Entry System
Component/s:	None
Affects Version/s:	None
Fix Version/s:	None

Type:	Sub-task	Priority:	ShowStopper
Reporter:	Erica Heikila (Inactive)	Assignee:	Unassigned
Resolution:	Functions As Designed		
Labels:	None		
Remaining Estimate:	Not Specified		
Time Spent:	Not Specified		
Original Estimate:	Not Specified		

Attachments:	Dealer Invoice Detail Report.pdf	Erica Copy of Gun_Invoice_Summary.xlsx	Explanation from Debbie.pdf
	View Paid Invoices.PNG		
Environment:	Staging		
Firearms Label:	Other_Gun_Related		

Description

Summary: CFD: 26939 Dealer Invoice Detail Report and the Gun Invoice Summary Report do not match.

1. The Invoice Summary Report shows two credits were issued to the dealer and there are no credits identified on the Dealer Invoice Detail Report.
2. The Invoice Summary Report also shows the dealer made a payment of \$1078.51 which is correct according to the Dealer Invoice Detail report, however the invoice summary report shows the dealer was billed \$1,004.13.
3. The dealers outstanding balance is \$-74.38 because of the discrepancy.

CFD: 26939

Username: MIMOUSE4

Password: Password1

Comments

Comment by [Erica Heikila \(Inactive\)](#) [28/Sep/21]

Explanation from Debbie:

We think you are looking at the report generated on 9/22. That report is outdated. Please look at the one generated on 9/24 and only at the new dealer that Stephanie created on 9/24.

Once the invoices are triggered, they can't be changed. So the report on 9/22 is invalid. And the report for 9/24 is only valid for the dealer created on 9/24. We think the CFD number is 26942.

In the real world (production), the invoice job would only be triggered once a month so this problem would not occur. It reports on all invoices for the month, running it twice in one month causes the anomalies.

We have looked at the 9/24 reports and it looks ok to us.

1/13/23, 8:32 PM

[#DES-2180] CFD: 26939 Invoice Summary Does Not Match Dealer Detail Invoice Summary

I confirmed 9/24 invoice is accurate. Closing the JIRA.

Generated at Fri Jan 13 20:31:56 PST 2023 by Maricela Leyva using Jira 8.20.16#820016-sha1:9d11dbea5f4be3d4cc21f03a88dd11d8c8687422.

1 C.D. Michel – SBN 144258
2 Anna M. Barvir – SBN 268728
3 Jason A. Davis – SBN 224250
4 Konstadinos T. Moros – SBN 306610
5 MICHEL & ASSOCIATES, P.C.
6 180 E. Ocean Blvd, Suite 200
7 Long Beach, CA 90802
8 Telephone: (562) 216-4444
9 Facsimile: (562) 216-4445
10 Email: CMichel@michellawyers.com

11 Attorneys for Petitioners - Plaintiffs

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

13 **FOR THE COUNTY OF LOS ANGELES**

14 FRANKLIN ARMORY, INC. and
15 CALIFORNIA RIFLE & PISTOL
16 ASSOCIATION, INCORPORATED

17 Petitioners-Plaintiffs,

18 v.

19 CALIFORNIA DEPARTMENT OF JUSTICE,
20 ROBERT A. BONTA, in his official capacity
21 as Attorney General for the State of California,
22 and DOES 1-10,

23 Respondents-Defendants.

24 Case No.: 20STCP01747

25 [Assigned for all purposes to the Honorable
26 Daniel S. Murphy; Department 32]

27 **AMENDED SECOND NOTICE OF
28 DEPOSITION OF CHERYLE MASSARO-
FLOREZ**

29 Action filed: May 27, 2020

30 DEPOSING PARTY: Plaintiffs Franklin Armory, Inc. and California Rifle & Pistol Association,
31 Incorporated

32 DEPONENT: Cheryle Massaro-Florez

33 DATE & TIME: September 8, 2023 at 2:00 p.m. Pacific Time

34 LOCATION: Remote via Zoom

35 Cheryle Massaro-Florez
36 9/8/23

37 **Exhibit 10**

38 Reported by Vicki Resch

1 PLEASE TAKE NOTICE that Petitioners-Plaintiffs will take the deposition of Defendant
2 California Department of Justice employee, Cheryle Massaro-Florez. The deposition will commence at
3 **2:00 p.m. Pacific Time on September 8, 2023**, and will be taken by remote means pursuant to Code of
4 Civil Procedure section 2025.310. Such deposition will be taken before an officer authorized to
5 administer oaths in the State of California, and will continue from day to day thereafter, excluding
6 Saturdays, Sundays, and holidays until completed, or until seven hours of deposition has occurred.

7 YOU ARE FURTHER NOTIFIED THAT the deposing party intends to cause the proceedings to
8 be recorded stenographically. The deposing party reserves the right to record the deponent's testimony
9 by audiotape, videotape, or by real-time transcription, or any combination thereof, pursuant to California
10 Code of Civil Procedure section 2025.220(a)(5), and to use such recorded testimony at the trial of this
11 matter, or any other proceeding or hearing herein.

12

13 Date: August 31, 2023

MICHEL & ASSOCIATES, P.C.

14 
15

16 Anna M. Barvir
17 Attorneys for Petitioners-Plaintiffs

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PROOF OF SERVICE

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

On August 31, 2023, I served the foregoing document(s) described as:

AMENDED SECOND NOTICE OF DEPOSITION OF CHERYLE MASSARO-FLOREZ

on the interested parties in this action by placing

[] the original

[X] a true and correct copy

thereof by the following means, addressed as follows:

Kenneth G. Lake
Deputy Attorney General
Email: Kenneth.Lake@doj.ca.gov
Andrew Adams
Email: Andrew.Adams@doj.ca.gov
California Department of Justice
300 South Spring Street, Suite 1702
Los Angeles, CA 90013
Attorney for Respondents-Defendants

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

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

Executed on August 31, 2023, at Long Beach, California.

Laura Palmerin

1 ROB BONTA
2 Attorney General of California
3 BENJAMIN BARNOUW
4 Supervising Deputy Attorney General
5 State Bar No. 168581
6 KENNETH G. LAKE
7 Deputy Attorney General
8 300 South Spring Street, Suite 1702
9 Los Angeles, CA 90013
Telephone: (213) 269-6506
Fax: (916) 731-2120
E-mail: Ben.Barnouw@doj.ca.gov
*Attorneys for Defendants and Respondents
California Department of Justice,
Attorney General Rob Bonta and former
Attorney General Xavier Becerra*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11
12
13
14

COUNTY OF LOS ANGELES

15 **FRANKLIN ARMORY, INC., ET AL.**

Case No. 20STCP01747

16 Plaintiffs and Petitioners,

**DEFENDANT-RESPONDENT
DEPARTMENT OF JUSTICE'S
RESPONSE TO REQUEST FOR
PRODUCTION, SET TWO,
PROPOUNDED BY PLAINTIFF –
PETITIONER FRANKLIN ARMORY,
INC.**

17 v.

18 **CALIFORNIA DEPARTMENT OF
JUSTICE, ET AL.,**

19 Defendants and Respondents.

20 Action Filed: May 27, 2020

21 PROPOUNDER: Plaintiff-Petitioner Franklin Armory, Inc.

22 RESPONDENT: Defendant-Respondent California Department of Justice

23 SET NO.: Two

24

25

26

27

28

1

Cheryle Massaro-Flore
9/8/23

Exhibit 11

Reported by Vicki Resch

1 Defendant-Respondent California Department of Justice (Defendant) responds to the
2 Request for Production, Set Two, propounded by Plaintiff-Petitioner Franklin Armory, Inc. as
3 follows:

4 **PRELIMINARY STATEMENT**

5 Defendant has not yet fully completed the investigation of the facts relating to this case
6 and has not yet fully completed discovery in this action. All of the responses contained herein are
7 based solely upon information and documents which are presently available to, and specifically
8 known by, Defendant and disclose only those contentions which presently occur to Defendant. It
9 is anticipated that further discovery, independent investigation, legal research and analysis will
10 supply additional facts and lead to additions, changes, and variations from the answers herein.
11 The following responses are given without prejudice to the right to produce evidence or witnesses
12 which Defendant may later discover. Defendant accordingly reserves the right to change any and
13 all responses herein as additional facts are ascertained, witnesses identified and legal research is
14 completed. The responses contained herein are made in good faith in an attempt to supply as
15 much factual information and as much specification of legal contention as is presently known and
16 should in no way prejudice Defendant in relation to further discovery and proceedings.

17
18 **GENERAL OBJECTIONS**

19 Each and every request for documents and things is answered subject to the limitations
20 and objections set forth in the specific responses and to the general limitations and objections set
21 forth below.

22 1. Defendant objects to each request to the extent it could be interpreted as calling for the
23 production of privileged or protected documents, if any exist. To the extent that any requests
24 purport to call for production of privileged documents generated by or at the request of
25 Defendant's counsel specifically in connection with the defense of this litigation, or in
26 anticipation of this litigation, Defendant has no obligation to identify the privileged documents
27 and will not do so.

28 2. No response to any portion of these production demands shall be deemed to be a waiver of any

1 objection not set forth which could be made to any portion of these production demands
2 concerning the relevancy of a document or the information set forth in a document, or of any
3 other matter involving admissibility of such information or document at the trial of this action.
4 3. Production of documents in any or all categories of these production demands shall not be
5 deemed a waiver of any right of Defendant to object to further production of such documents.
6 4. This response, and the production of documents hereunder, are based upon information
7 presently known to Defendant. Further investigation or discovery may reveal additional
8 documents not produced herein and presently unavailable. Accordingly, this response is provided
9 without prejudice to the rights of Defendant to present additional documents later obtained as a
10 result of such investigation or discovery.
11 5. Defendant objects to each request to the extent that the response is more properly sought from
12 parties or persons other than Defendant and is obtainable from some other source that is more
13 convenient, less burdensome and less expensive.

14

15 **RESPONSES TO REQUESTS FOR PRODUCTION**

16 **REQUEST FOR PRODUCTION NO. 20:**

17 Produce a copy of the bulletin YOU released to firearm dealers on or before October 1,
18 2021 titled “IMPORTANT NOTICE Regarding the Sale of “Other” Firearms.”

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 20:**

20 Defendant will produce any non-privileged documents in its possession, custody or
21 control located after a diligent search and reasonable inquiry that are responsive to this request.
22 Responsive to this request are attached pages stamped DOJ0005-DOJ0008.

23

24 **REQUEST FOR PRODUCTION NO. 11:**

25 Produce a copy of the bulletin YOU released to firearm dealers on or before September
26 27, 2021 titled “Important Notice Regarding ‘Other’ Firearms” that was superseded by the
27 October 1, 2021 bulletin described in Request for Production No. 20.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 11:**

2 Defendant will produce any non-privileged documents in its possession, custody or
3 control located after a diligent search and reasonable inquiry that are responsive to this request.
4 Responsive to this request are attached pages stamped DOJ0001-DOJ0004.

5

6 **REQUEST FOR PRODUCTION NO. 22:**

7 Produce all DOCUMENTS that constitute prior versions or drafts of the bulletin YOU
8 released to firearm dealers on or before October 1, 2021 titled "IMPORTANT NOTICE
9 Regarding the Sale of "Other" Firearms."

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 22:**

11 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
12 and harassing. Defendant further objects to this request on the ground it seeks documents which
13 are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence,
14 exceeds the limited discovery allowed by the Court regarding the current claims, and seeks
15 documents subject to privileges, including the official information privilege, the attorney-client
16 privilege, and the attorney-work product privilege. (Evid. Code, § 1040 [official information];
17 Evid. Code § 954 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].)
18 Defendant further objects to this request as the mandamus cause of action and related claims are
19 moot. As of October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other"
20 option in the "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed
21 that this modification to the DES on October 1, 2021, removes any and all barriers in processing
22 "Other" type firearms.

23

24 **REQUEST FOR PRODUCTION NO. 23:**

25 Produce all DOCUMENTS that constitute prior versions or drafts of the bulletin YOU
26 released to firearm dealers on or before September 27, 2021 titled "Important Notice Regarding
27 'Other' Firearms" that was superseded by the October 1, 2021 bulletin described in Request for
28 Production No. 20.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 23:**

2 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
3 and harassing. Defendant further objects to this request on the ground it seeks documents which
4 are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence,
5 exceeds the limited discovery allowed by the Court regarding the current claims, and seeks
6 documents subject to privileges, including the official information privilege, the attorney-client
7 privilege, and the attorney-work product privilege. (Evid. Code, § 1040 [official information];
8 Evid. Code § 954 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].)
9 Defendant further objects to this request as the mandamus cause of action and related claims are
10 moot. As of October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other"
11 option in the "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed
12 that this modification to the DES on October 1, 2021, removes any and all barriers in processing
13 "Other" type firearms.

14

15 **REQUEST FOR PRODUCTION NO. 24:**

16 Produce all non-privileged COMMUNICATIONS relating the drafting of the bulletin YOU
17 released to firearm dealers on or before October 1, 2021 titled "IMPORTANT NOTICE
18 Regarding the Sale of "Other" Firearms."

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 24:**

20 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
21 and harassing, and fails to describe the documents sought with reasonable particularity.
22 Defendant further objects to this request on the ground it seeks documents which are neither
23 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
24 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
25 to privileges, including the official information privilege, the attorney-client privilege, and the
26 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954
27 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
28 objects to this request as the mandamus cause of action and related claims are moot. As of

1 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
2 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
3 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
4 type firearms.

5

6 **REQUEST FOR PRODUCTION NO. 25:**

7 Produce all COMMUNICATIONS relating to drafting the bulletin YOU released to
8 firearm dealers on or before September 27, 2021 titled "Important Notice Regarding 'Other'
9 Firearms" that was superseded by the October 1, 2021 bulletin described in Request for
10 Production No. 20.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 25:**

12 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
13 and harassing, and fails to describe the documents sought with reasonable particularity.
14 Defendant further objects to this request on the ground it seeks documents which are neither
15 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
16 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
17 to privileges, including the official information privilege, the attorney-client privilege, and the
18 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954
19 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
20 objects to this request as the mandamus cause of action and related claims are moot. As of
21 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
22 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
23 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
24 type firearms.

25

26 **REQUEST FOR PRODUCTION NO. 26:**

27 Produce all COMMUNICATIONS relating to revising the bulletin YOU released to
28 firearm dealers on or before October 1, 2021 titled "IMPORTANT NOTICE Regarding the Sale

1 of "Other" Firearms."

2 **RESPONSE TO REQUEST FOR PRODUCTION NO. 26:**

3 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
4 and harassing, and fails to describe the documents sought with reasonable particularity.
5 Defendant further objects to this request on the ground it seeks documents which are neither
6 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
7 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
8 to privileges, including the official information privilege, the attorney-client privilege, and the
9 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954
10 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
11 objects to this request as the mandamus cause of action and related claims are moot. As of
12 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
13 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
14 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
15 type firearms.

16

17 **REQUEST FOR PRODUCTION NO. 27:**

18 Produce all COMMUNICATIONS relating to the bulletin YOU released to firearm
19 dealers on or before September 27, 2021 titled "Important Notice Regarding 'Other' Firearms"
20 that was superseded by the October 1, 2021 bulletin described in Request for Production No. 20.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 27:**

22 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
23 and harassing, and fails to describe the documents sought with reasonable particularity.
24 Defendant further objects to this request on the ground it seeks documents which are neither
25 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
26 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
27 to privileges, including the official information privilege, the attorney-client privilege, and the
28 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954

1 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
2 objects to this request as the mandamus cause of action and related claims are moot. As of
3 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
4 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
5 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
6 type firearms.

7

8 Dated: November 29, 2021

Respectfully Submitted,

9

ROB BONTA
10 Attorney General of California

11

Benjamin Barnouw

12

13 BENJAMIN BARNOUW
Supervising Deputy Attorney General
14 KENNETH G. LAKE
Deputy Attorney General
15 *Attorneys for Defendants-Respondents*
16 *California Department of Justice, Attorney*
General Rob Bonta, and former Attorney
General Xavier Becerra

17

18

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VERIFICATION

2 I, Maricela Leyva, am a Staff Services Manager I at the Department of
3 Justice, Bureau of Firearms, and as such I am authorized to verify the foregoing discovery
4 response on behalf of defendant California Department of Justice. I know the contents of the
5 foregoing Response to Request for Production (Set 2) propounded by Plaintiff-Petitioner Franklin
6 Armory, Inc. in the lawsuit titled Franklin Armory, Inc., et al. v. California Department of Justice,
7 et al. (Los Angeles County Superior Court Case no. 20STCP01747) and I believe the responses to
8 be true and correct based on documents and information made available to me.

9 I declare under penalty of perjury pursuant to the laws of the State of California that the
10 above is true and correct and that this verification is executed on November 24, 2021, at
11 Sacramento, California.

Maricela Leyva

LA2020601064

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

The purpose of this notice is to provide information on firearms categorized as firearm type "Other" and to advise California Firearm Dealers (CFD's) how to submit a Dealer Record of Sale (DROS) transaction in the DROS Entry System (DES) for an "Other" type firearm. The gun type option, "Other" will be available within the DES at 5:00 am Friday, October 1, 2021.

WHAT IS CONSIDERED AN “OTHER” FIREARM

An "Other" type firearm is a firearm that does not meet the definition of a rifle (Pen. Code, § 17090), shotgun (Pen. Code, § 17190), or pistol (Pen. Code, § 16350.) An "Other" can also be considered an assault weapon.

Note: Prior to the sale, loan, or transfer of an "Other" type firearm you must confirm:

1. That it has a fixed magazine that accepts 10 rounds or fewer.
2. That it has an overall length of 30 inches or more.

If the "Other" does not meet the criteria above or is considered an "Other" Assault Weapon pursuant to Penal Code 30900, **the “Other” may not be sold, loaned or transferred** in the DES.

WHAT IS CONSIDERED AN “OTHER” ASSAULT WEAPON

Pursuant to Penal Code section 30900, subdivision (c), paragraph (1), effective September 1, 2020, an "Other" assault weapon is defined in Penal Code section 30515, subdivision (a), paragraphs (9), (10), or (11), as:

9. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that does not have a fixed magazine, but that has any one of the following:
 - A. A pistol grip that protrudes conspicuously beneath the action of the weapon.
 - B. A thumbhole stock.
 - C. A folding or telescoping stock.
 - D. A grenade launcher or flare launcher.
 - E. A flash suppressor.
 - F. A forward pistol grip.
 - G. A threaded barrel, capable of accepting a flash suppressor, forward handgrip, or silencer.
 - H. A second handgrip.
 - I. A shroud that is attached to, or partially or completely encircles, the barrel that allows the bearer to fire the weapon without burning the bearer's hand, except a slide that encloses the barrel.
 - J. The capacity to accept a detachable magazine at some location outside of the pistol grip.
10. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has a fixed magazine with the capacity to accept more than 10 rounds.
11. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has an overall length of less than 30 inches.

For purposes of this section, "fixed magazine" means an ammunition feeding device contained in, or permanently attached to, a firearm in such a manner that the device cannot be removed without disassembly of the firearm action.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

Penal Code section 30900, as amended, requires any person who, prior to September 1, 2020, lawfully possessed an assault weapon as defined by Penal Code Section 30515 subdivision (a) paragraphs (9), (10), and (11), and is eligible to register an assault weapon as set forth in Penal Code Section 30900, subdivision (c), to submit an application to the DOJ to register the firearm **before January 1, 2022**.

The “Other” Assault Weapon Registration will take place between 9:00 a.m. PST on October 1, 2021 through 11:59 p.m. PST on December 31, 2021.

**RESTRICTIONS THAT DO NOT APPLY TO THE SALE OF NON-ASSAULT WEAPON
“OTHER” FIREARMS**

30-DAY RESTRICTION

Penal Code section 27535, subdivision (a), provides in pertinent part that “A person shall not make an application to purchase more than one handgun or semiautomatic centerfire rifle within any 30-day period. This restriction does **NOT** apply to “Other” type firearms.

AGE RESTRICTION

Penal Code section 27510, subdivision (a), provides “A person licensed under sections 26700 to 26915, inclusive, shall not sell, supply, deliver, or give possession or control of a firearm to any person who is under 21 years of age. This restriction does **NOT** apply to a fully assembled “Other” type firearm.

Under federal law, an “Other” frame or receiver may not be sold, loaned or transferred to an individual less than 21 years of age. [18 U.S.C. 921(a)(5) and (7) and 922(b)(1); 27 CFR 478.11 and 478.99(b)]

SALE OR TRANSFER OF SELF-MANUFACTURED “OTHER” FIREARMS PROHIBITED

The sale or transfer of ownership of a firearm manufactured or assembled pursuant to Penal Code section 29180, subdivision (d)(1) is prohibited. This includes “Other” type firearms. The serial number on this particular firearm contains the abbreviation “FMBUS” (Firearm Manufactured by Unlicensed Subject) and additional numbers and letters.



IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

HOW TO SUBMIT AN “OTHER” FIREARM IN THE DES

The DROS Entry System (DES) **Gun Type** field, for long gun transactions only, has been enhanced with an “Other” firearm option. Below are instructions on how to submit an “Other” type firearm.

STEP 1

Select the **Long Gun Transactions** type related to the sale you are conducting.

Long Gun Transactions

- Dealer Long Gun Sale
- Private Party Long Gun Transfer
- Pawn/Consignment Long Gun Redemption
- Curio/Relic Long Gun Sale
- Long Gun Loan

STEP 2

Under the Transaction and Firearm Information, **Gun Type** drop down, select “Other”.

Transaction and Firearm Information

*Gun Show Transaction?	Waiting Period Exemption		
Select	Select Waiting Period Exemption		
30-Day Restriction Exemption			
Select 30-Day Restriction Exemption			
*Receiver Only	*Make	*Model	
Select	Select Make Description		
*Caliber	Additional Caliber		
Select Caliber	Select Additional Caliber		
Additional Caliber	Additional Caliber		
Select Additional Caliber	Select Additional Caliber		
*Barrel Length	*Unit	*Gun Type	*Category
	Select Unit	Select Gun Type	Select Category
Select Gun Type			
RIFLE			
RIFLE/SHOTGUN COMBINATION			
SHOTGUN			
*Serial Number	*Re-enter	*Color	
		Select Color	
*New/Used Gun	*Firearm Safety Device (FSD)	*Age Exemption	
Select	Select Firearm Safety Device (FSD)	Select Age Exemption	
Comments			
200 character limit. Characters remaining: 200			

STEP 3

Follow the steps identified in the DES Firearms and Ammunition Dealer User Guide titled, “Previewing, Printing, and Submitting/Delivering Firearm DROS Transaction” to complete and submit the transaction.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

CALIFORNIA FIREARMS LICENSEE CHECK SYSTEM

When completing the firearms shipment verification request, an “Other” type firearm should be documented as a “long gun” in the number of weapons to be shipped field.



State of California
Department of Justice
AG HOME PAGE * Indicates Required Field

Office of the
Attorney General

VERSION 2.0.0.9 HELP CONTACT US LOGOFF
User: JAMES HEWITT | January 27, 2020

Firearms Shipment Verification Request

*Shipment Recipient CL Number [View CL Number information]
You must obtain the five (5) digit CL number from the intended recipient of the firearms shipment.

*Number of weapons to be shipped
Handguns Long Guns ←

*Shipment Invoice Number

Submit Clear Main Menu

WHERE CAN I FIND ADDITIONAL INFORMATION ABOUT “OTHER” ASSAULT WEAPONS?

Additional information can be found within the [“Other” Assault Weapons](#) Frequently Asked Questions on the Bureau of Firearms website at <https://oag.ca.gov/firearms/regagunfaqs>.

If you have any questions, please contact the Bureau of Firearms, Customer Support Center at (855) 365-3767 or via e-mail at bofdes@doj.ca.gov Monday through Saturday 8:00 am to 9:00 pm and Sunday 8:00 am to 4:30 pm. You may also seek guidance with interpretation of this law from your legal counsel.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

(THIS BULLETIN SUPERSEDES DES BULLETIN TITLED “Important Notice Regarding ‘Other’ Firearms” – Posted on 09/27/2021 at 9:50 AM.)

The purpose of this notice is to provide information on firearms categorized as firearm type “Other” and to advise California Firearm Dealers (CFD’s) how to submit a Dealer Record of Sale (DROS) transaction in the DROS Entry System (DES) for an “Other” type firearm. The gun type option, “Other” will be available within the DES at 5:00 am Friday, October 1, 2021.

WHAT IS CONSIDERED AN “OTHER” FIREARM

An “Other” type firearm is a firearm that does not meet the definition of a rifle (Pen. Code, § 17090), shotgun (Pen. Code, § 17190), or pistol (Pen. Code, § 16350.) Firearms that might be eligible for DROS at this time would include serialized receivers, barreled actions (that lack a stock), “Buntline” type firearms with revolving cylinders, firearms that fire shotgun shells that also lack a stock (commonly known as Pistol Grip shotguns).

Note: Prior to the sale, loan, or transfer of a centerfire “Other” type firearm, you must confirm the “Other” does not meet the criteria of an “Other” Assault Weapon pursuant to Penal Code 30515.

WHAT IS CONSIDERED AN “OTHER” ASSAULT WEAPON

Effective September 1, 2020, an “Other” assault weapon is defined in Penal Code section 30515(a)(9), (10), or (11), as:

9. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that does not have a fixed magazine, but that has any one of the following:
 - A. A pistol grip that protrudes conspicuously beneath the action of the weapon.
 - B. A thumbhole stock.
 - C. A folding or telescoping stock.
 - D. A grenade launcher or flare launcher.
 - E. A flash suppressor.
 - F. A forward pistol grip.
 - G. A threaded barrel, capable of accepting a flash suppressor, forward handgrip, or silencer.
 - H. A second handgrip.
 - I. A shroud that is attached to, or partially or completely encircles, the barrel that allows the bearer to fire the weapon without burning the bearer’s hand, except a slide that encloses the barrel.
 - J. The capacity to accept a detachable magazine at some location outside of the pistol grip.
10. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has a fixed magazine with the capacity to accept more than 10 rounds.
11. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has an overall length of less than 30 inches.

For purposes of this section, “fixed magazine” means an ammunition feeding device contained in, or permanently attached to, a firearm in such a manner that the device cannot be removed without disassembly of the firearm action.

See related Other Assault Weapon Regulations: <https://oag.ca.gov/firearms/regs/oaw>.

Penal Code section 30900, as amended, requires any person who, prior to September 1, 2020, lawfully possessed an assault weapon as defined by Penal Code Section 30515 subdivision (a) paragraphs (9),

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

(10), and (11), and is eligible to register an assault weapon as set forth in Penal Code Section 30900, subdivision (c), to submit an application to the DOJ to register the firearm **before January 1, 2022.**

The “Other” Assault Weapon Registration will take place between 9:00 a.m. PST on October 1, 2021 through 11:59 p.m. PST on December 31, 2021.

RESTRICTIONS REGARDING THE SALE OF NON-ASSAULT WEAPON “OTHER” FIREARMS

30-DAY RESTRICTION

Penal Code section 27535, subdivision (a), provides in pertinent part that “A person shall not make an application to purchase more than one handgun or semiautomatic centerfire rifle within any 30-day period.” This restriction does **NOT** apply to “Other” type firearms.

AGE RESTRICTION

Penal Code section 27510, subdivision (a), provides “A person licensed under sections 26700 to 26915, inclusive, shall not sell, supply, deliver, or give possession or control of a firearm to any person who is under 21 years of age.” This restriction applies to a fully assembled “Other” firearm unless the purchaser is exempt under 27510, subdivision (b).

Under federal law, an “Other” frame or receiver may not be sold, loaned or transferred to an individual less than 21 years of age. [18 U.S.C. 921(a)(5) and (7) and 922(b)(1); 27 CFR 478.11 and 478.99(b)]

SALE OR TRANSFER OF SELF-MANUFACTURED “OTHER” FIREARMS PROHIBITED

The sale or transfer of ownership of a firearm manufactured or assembled pursuant to Penal Code section 29180, subdivision (d)(1) is prohibited. This includes “Other” type firearms. The serial number on this particular firearm contains the abbreviation “FMBUS” (Firearm Manufactured by Unlicensed Subject) and additional numbers and letters.



HOW TO SUBMIT AN “OTHER” FIREARM IN THE DES

The DROS Entry System (DES) **Gun Type** field, for long gun transactions only, has been enhanced with an “Other” firearm option. Below are instructions on how to submit an “Other” type firearm.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

STEP 1

Select the **Long Gun Transactions** type related to the sale you are conducting.

Long Gun Transactions

- Dealer Long Gun Sale
- Private Party Long Gun Transfer
- Pawn/Consignment Long Gun Redemption
- Curio/Relic Long Gun Sale
- Long Gun Loan

STEP 2

Under the Transaction and Firearm Information, **Gun Type** drop down, select “Other”.

Transaction and Firearm Information

*Gun Show Transaction? Waiting Period Exemption
Select

30-Day Restriction Exemption
Select 30-Day Restriction Exemption

*Receiver Only *Make *Model
Select

*Caliber Additional Caliber
Select Caliber

Additional Caliber Additional Caliber
Select Additional Caliber

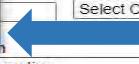
*Barrel Length *Unit *Gun Type *Category
Select Unit

*Serial Number *Re-enter *Color
Select

*New/Used Gun *Firearm Safety Device (FSD) *Age Exemption
Select

Comments

200 character limit. Characters remaining: 200



STEP 3

Follow the steps identified in the DES Firearms and Ammunition Dealer User Guide titled, “Previewing, Printing, and Submitting/Delivering Firearm DROS Transaction” to complete and submit the transaction.

CALIFORNIA FIREARMS LICENSEE CHECK SYSTEM

When completing the firearms shipment verification request, an “Other” type firearm should be documented as a “long gun” in the number of weapons to be shipped field.

State of California [SKIP TO CONTENT](#)
Department of Justice  [Office of the Attorney General](#)

[AG HOME PAGE](#) * Indicates Required Field VERSION 7.0.0.3 [HELP](#) [CONTACT US](#) [LOGOFF](#)

User: JAMES HEWITT | January 27, 2020

Firearms Shipment Verification Request

*Shipment Recipient CL Number (View CL Number information)
You must obtain the five (5) digit CL number from the intended recipient of the firearms shipment.

*Number of weapons to be shipped
Handguns Long Guns 

*Shipment Invoice Number

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

WHERE CAN I FIND ADDITIONAL INFORMATION ABOUT “OTHER” ASSAULT WEAPONS?

Additional information can be found on the Bureau of Firearms website within the [“Other” Assault Weapon Registration](#) web page at <https://oag.ca.gov/firearms/oawr-notice> or within the [“Other” Assault Weapons](#) Frequently Asked Questions web page at <https://oag.ca.gov/firearms/regagunfaqs>.

If you have any questions, please contact the Bureau of Firearms, Customer Support Center at (855) 365-3767 or via e-mail at bofdes@doj.ca.gov Monday through Saturday 8:00 am to 9:00 pm and Sunday 8:00 am to 4:30 pm. You may also seek guidance with interpretation of this law from your legal counsel.

DECLARATION OF SERVICE BY E-MAIL

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

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On November 29, 2021, I served the attached **DEFENDANT-RESPONDENT
DEPARTMENT OF JUSTICE'S RESPONSE TO REQUEST FOR PRODUCTION, SET
TWO, PROPOUNDED BY PLAINTIFF –PETITIONER FRANKLIN ARMORY,
INC** by transmitting a true copy via electronic mail, addressed as follows:

Anna M. Barvir
Jason A. Davis
Konstadinos T. Moros
MICHEL & ASSOCIATES, P.C.
abarvir@michellawyers.com
Jason@calgunlawyers.com
kmoros@michellawyers.com
lpalmerin@michellawyers.com

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 November 29, 2021, at Los Angeles, California.

Jasmine Zarate
Declarant

/s/ Jasmine Zarate
Signature

1 C.D. Michel – SBN 144258
2 Anna M. Barvir – SBN 268728
3 Jason A. Davis – SBN 224250
4 Konstadinos T. Moros – SBN 306610
5 MICHEL & ASSOCIATES, P.C.
6 180 E. Ocean Blvd, Suite 200
7 Long Beach, CA 90802
8 Telephone: (562) 216-4444
9 Facsimile: (562) 216-4445
10 Email: CMichel@michellawyers.com

11 Attorneys for Petitioners - Plaintiffs

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

FRANKLIN ARMORY, INC. and
CALIFORNIA RIFLE & PISTOL
ASSOCIATION, INCORPORATED

Petitioners-Plaintiffs,

v.

CALIFORNIA DEPARTMENT OF JUSTICE,
XAVIER BECERRA, in his official capacity
as Attorney General for the State of California,
and DOES 1-10,

Respondents-Defendants.

Case No.: 20STCP01747

[Assigned for all purposes to the Honorable
Daniel S. Murphy; Department 32]

**FOURTH AMENDED NOTICE OF
DEPOSITION OF PERSON MOST
KNOWLEDGEABLE AT THE
CALIFORNIA DEPARTMENT OF
JUSTICE AND REQUEST FOR
PRODUCTION OF DOCUMENTS**

Action filed: May 27, 2020

DEPOSING PARTY: Plaintiffs Franklin Armory, Inc., and California Rifle & Pistol Association, Incorporated

DEPONENT: Defendant California Department of Justice's Person Most Knowledgeable

DATE & TIME: September 8, 2023 at 9:00 a.m. Pacific Time

LOCATION: Remote via Zoom

Cheryle Massaro-Flore
9/8/23

Exhibit 12

Reported by Vicki Resch

NOTICE OF DEPOSITION OF PMK AT CALIFORNIA DEPARTMENT OF JUSTICE

1 PLEASE TAKE NOTICE that Petitioners-Plaintiffs will take the deposition of the Person Most
2 Knowledgeable at the California Department of Justice regarding several subject matters (listed below).
3 The deposition will be taken by remote means pursuant to Code of Civil Procedure section 2025.310
4 and, pursuant to the agreement of the parties, it will commence at **9:00 a.m. Pacific Time** on
5 **September 8, 2023**. Such deposition will be taken before an officer authorized to administer oaths in the
6 State of California, and will continue from day to day thereafter, excluding Saturdays, Sundays, and
7 holidays until completed, or until seven hours of deposition has occurred.

8 YOU ARE FURTHER NOTIFIED THAT the deposing party intends to cause the proceedings to
9 be recorded stenographically. The deposing party reserves the right to record the deponent's testimony
10 by audiotape, videotape, or by real-time transcription, or any combination thereof, pursuant to California
11 Code of Civil Procedure section 2025.220(a)(5), and to use such recorded testimony at the trial of this
12 matter, or any other proceeding or hearing herein.

13 The deponent is not a natural person. Pursuant to Code of Civil Procedure section 2025.230,
14 Defendant California Department of Justice must designate its Person Most Knowledgeable to testify to
15 the subject matters upon which examination is requested, to the extent of any information known or
16 reasonably available to the deponent.

SUBJECT MATTERS

18 1. Purpose of the Dealer Record of Sale Entry System.
19 2. Design and Functionality of the Dealer Record of Sale Entry System.
20 3. Requirements of the Dealer Record of Sale Entry System.
21 4. Fields within the Dealer Record of Sale Entry System.
22 5. Procedures or processes for altering, changing, or modifying fields within the Dealer
23 Record of Sale Entry System.
24 6. How the Department of Justice tracks alterations, changes, and modifications to the
25 Dealer Record of Sale Entry System.
26 7. Alterations, changes, or modifications that have been made to fields within the Dealer
27 Record of Sale Entry System since January 1, 2019.
28 8. The JIRA Database.

9. The JIRA Program Management System.

DEFINITIONS

The following definitions apply to the request for production of documents included herein:

4 (a) **YOU** and **YOUR** refers to yourself, **YOUR** agents, **YOUR** officers, **YOUR** employees,
5 **YOUR** contractors, **YOUR** attorneys, **YOUR** accountants, **YOUR** investigators, and anyone else acting
6 on **YOUR** behalf, or any combination thereof.

7 (b) **DOCUMENT or DOCUMENTATION** refers to any written, printed, typed,
8 photostatic, photographed recorded or otherwise reproduced communication or record of every kind and
9 description, whether comprised of letters, words, numbers, pictures, sounds, or symbols, or any
10 combinations thereof, whether prepared by hand or electronic, magnetic, photographic, mechanic or
11 other means, including audio or video recordings or communications, occurrences or events. This
12 definition includes, but is not limited to, any and all of the following: correspondence, notes, minutes,
13 records, message, memoranda, diaries, contracts, agreements, invoices, orders, acknowledgments,
14 receipts, bills, statements, journals, ledgers, appraisals, reports, forecasts, compilations, schedules,
15 studies, summaries, analyses, pamphlets, brochures, advertisements, newspaper clippings, articles,
16 tables, tabulations, plans, photographs, pictures, film, microfilm, microfiche, computer-stored (whether
17 stored on a desktop computer, laptop computer, tablet, smart phone, backup storage, or other electronic
18 system) or computer-readable data, computer programs, computer printouts, e-mails, texts, telegrams,
19 telexes, facsimiles, tapes, transcripts, recordings, and all other sources or formats from which data,
20 information, or communications can be obtained. This definition shall also include any draft,
21 preliminary version, or revisions of the foregoing, and all copies of a document shall be produced to the
22 extent that the copies differ from the document production due to notations, additions, insertions,
23 deletions, comments, attachments, enclosures, or markings of any kind.

24 (c) "RELATE TO", "RELATES TO", "RELATED TO" and "RELATING TO" shall be
25 construed in their broadest possible sense and shall mean and refer to reflecting, referring,
26 evidencing, describing, constituting, showing, memorializing or otherwise connected to the subject
27 matter referred to in a particular request.

28 (d) As used herein, the terms "and" and "or" are both conjunctive and disjunctive.

(e) As used herein, the singular shall include the plural, and the plural the singular, whenever the effect of doing so is to increase the information responsive to the request.

REQUEST FOR PRODUCTION OF DOCUMENTS

REQUEST FOR PRODUCTION NO. 1:

Produce all **DOCUMENTS** that **RELATE TO** changes to the “gun type” fields within the Dealer Record of Sale Entry System since January 1, 2013. This includes any form of the term “gun type” used within the Dealer Record of Sale Entry System, including but not limited to “gun type,” “guntype,” “gun type,” “firearm type,” “firearmtype,” or “firearm type.”

REQUEST FOR PRODUCTION NO. 2:

10 Produce all **DOCUMENTS** that **RELATE TO** changes to the procedures for adding a user
11 selectable option to a dropdown list within the Dealer Record of Sale Entry System. For example, if a
12 list contains "a" and "b" within a dropdown list, any procedures for adding "c" to the same list.

REQUEST FOR PRODUCTION NO. 3:

14 Produce all **DOCUMENTS** constituting or **RELATING TO** Dealer Record of Sale Entry
15 System user manuals, guides, notices, or procedures.

16 | REQUEST FOR PRODUCTION NO. 4:

17 Produce all **DOCUMENTS** constituting or **RELATING TO** Dealer Record of Sale Entry

18 System programming manuals, guides, notices, or procedures.

19 | REQUEST FOR PRODUCTION NO. 5:

20 Produce all **DOCUMENTS** constituting or **RELATING TO** the procedures for altering,
21 changing, or modifying a field within the Dealer Record of Sale Entry System prepared or dated on or
22 after January 1, 2014.

23 | REQUEST FOR PRODUCTION NO. 6:

24 Produce all **DOCUMENTS** that **RELATE TO** or constitute a request or demand to alter,
25 change, or modify any field within the Dealer Record of Sale Entry System prepared or dated on or after
26 January 1, 2014

27 | REQUEST FOR PRODUCTION NO. 7:

28 Produce all DOCUMENTS that RELATE TO a request or demand to stop any alteration.

1 change, or modification of any field within the Dealer Record of Sale Entry System since January 1,
2 2014.

3 **REQUEST FOR PRODUCTION NO. 8:**

4 Produce all **DOCUMENTS** that **RELATE TO** the tracking of any alteration, change, or
5 modifications to any field within the Dealer Record of Sale Entry System since January 1, 2014.

6 **REQUEST FOR PRODUCTION NO. 9:**

7 Produce all **DOCUMENTS** that **RELATE TO** any alteration, change, or modification made to
8 any field within the Dealer Record of Sale Entry System since January 1, 2014.

9 **REQUEST FOR PRODUCTION NO. 10:**

10 Produce all **DOCUMENTS** that **RELATE TO YOUR** choice of options to populate any
11 dropdown within the Dealer Record of Sale Entry System.

12 **REQUEST FOR PRODUCTION NO. 11:**

13 Produce all **DOCUMENTS** that **RELATE TO** the list of fields within the Dealer Record of Sale
14 System required by California law.

15 **REQUEST FOR PRODUCTION NO. 12:**

16 Produce all **DOCUMENTS** that **RELATE TO** the software programs used to create the Dealer
17 Record of Sale Entry System.

18 **REQUEST FOR PRODUCTION NO. 13:**

19 Produce all **DOCUMENTS** that **RELATE TO** the software programs used to modify the Dealer
20 Record of Sale Entry System.

21 **REQUEST FOR PRODUCTION NO. 14:**

22 Produce all **DOCUMENTS** that **RELATE TO** the design requirements for the creation of the
23 Dealer Record of Sale Entry System that is currently being used by the Department of Justice.

24
25 ///

26 ///

27 ///

28 ///

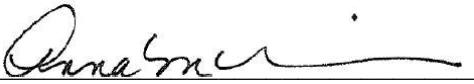
1 **REQUEST FOR PRODUCTION NO. 15:**

2 Produce all **DOCUMENTS** that **RELATE TO** JIRA Processing Procedures.

3

4 Date: August 31, 2023

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

6 
Anna M. Barvir

7 Attorneys for Petitioners-Plaintiffs

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PROOF OF SERVICE

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

On August 31, 2023, I served the foregoing document(s) described as

**FOURTH AMENDED NOTICE OF DEPOSITION OF PERSON MOST KNOWLEDGEABLE
AT THE CALIFORNIA DEPARTMENT OF JUSTICE AND REQUEST FOR PRODUCTION
OF DOCUMENTS**

on the interested parties in this action by placing

[] the original

[X] a true and correct copy

thereof by the following means, addressed as follows:

Kenneth G. Lake

Deputy Attorney General

Email: Kenneth.Lake@doj.ca.gov

Andrew Adams

Email: Andrew.Adams@doj.ca.gov

California Department of Justice

300 South Spring Street, Suite 17

Los Angeles, CA 90013

Attorney for Respondents-Defendants

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

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

Executed on August 31, 2023, at Long Beach, California.

Laura Palmerin

EXHIBIT 18

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

FRANKLIN ARMORY, INC., and)
CALIFORNIA RIFLE & PISTOL)
ASSOCIATION, INCORPORATED,)
Petitioners-Plaintiffs,)
vs.) Case No. 20STCP01747
CALIFORNIA DEPARTMENT OF)
JUSTICE, ROBERT A. BONTA,)
in his official capacity as)
Attorney General for the)
State of California, and)
DOES 1-10,)
Respondents-Defendants.)

DEPOSITION VIA VIDEOCONFERENCE OF
CHERYLE MASSARO-FLOREZ

Tuesday, December 28, 2021

Stenographically Reported by:
Vicki Resch, RPR, CSR 6645

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 FOR THE COUNTY OF LOS ANGELES
3

4 FRANKLIN ARMORY, INC., and)
5 CALIFORNIA RIFLE & PISTOL)
6 ASSOCIATION, INCORPORATED,)
7 Petitioners-Plaintiffs,)
8 vs.) Case No. 20STCP01747
9 CALIFORNIA DEPARTMENT OF)
10 JUSTICE, ROBERT A. BONTA,)
11 in his official capacity as)
12 Attorney General for the)
State of California, and)
DOES 1-10,)
Respondents-Defendants.)
13

14 DEPOSITION OF CHERYLE MASSARO-FLOREZ, TAKEN VIA
15 VIDEOCONFERENCE, on behalf of the
16 Petitioners-Plaintiffs, at 9:59 a.m., Tuesday,
17 December 28, 2021, before Vicki Resch, Certified
18 Shorthand Reporter No. 6645 in the State of
19 California.

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21 -000-
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24
25

1 APPEARANCES OF COUNSEL

2 (All Appearances Via Videoconference)

3

4 For the Petitioners-Plaintiffs:

5 MICHEL & ASSOCIATES, P.C.
6 BY: JASON A. DAVIS, ESQ.
7 180 East Ocean Boulevard
8 Suite 200
9 Long Beach, California 90802
10 562.216.4444
11 jdavis@michellawyers.com

12

13 For the Respondents-Defendants:

14 CALIFORNIA DEPARTMENT OF JUSTICE
15 BY: BENJAMIN BARNOUW, ESQ.
16 300 South Spring Street
17 Suite 1702
18 Los Angeles, California 90013
19 ben.barnouw@doj.ca.gov

20

21 Also Present:

22 TRAVIS SIMMONS
23 VIDEO OPERATOR

24

25

I N D E X

2 WITNESS: Cheryle Massaro-Florez

3 EXAMINATION

PAGE

4 | By Mr. Davis

7

E X H I B I T S

NUMBER	DESCRIPTION	PAGE
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Exhibit 2	Declaration of Cheryle Massaro-Florez	13
Exhibit 3	Response to Request for Production, Set Two	77
Exhibit 4	Documents provided via email by deponent	83

I N D E X (Continued)

QUESTIONS INSTRUCTED NOT TO ANSWER

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Cheryle Massaro-Florez - December 28, 2021

10:13 1 BY MR. DAVIS:

2 Q Anyone other than counsel. Correct, anyone
3 else other than counsel.

4 A Yes.

10:13 5 Q Who else other than counsel?

6 A My -- my director of the application
7 development bureau.

8 Q And who's that?

9 A Rodney Smith.

10:13 10 Q What did you discuss with him?

11 A The declaration and agreeing to be a
12 representative for the Department of Justice on this
13 case.

14 Q Did they ask you to be a representative for
10:13 15 the Department of Justice in this case?

16 A Yes.

17 Q What specifically did they ask you to
18 represent?

19 A Represent --

10:14 20 MR. BARNOUW: I'm going to object because
21 this is getting into areas where there's going to be
22 attorney-client communications that are being passed
23 through from the attorneys to the witness.

24 So I don't know -- I don't know how you're
10:14 25 going to take out what's attorney-client and what's

Cheryle Massaro-Florez - December 28, 2021

10:14 1 not until I talk with her about what her answer is
2 going to be. Do you want to take a moment to do that,
3 or do you want to move on?

4 MR. DAVIS: If you want, we can hold that off
10:14 5 towards the break and then come back to it after the
6 break. I'll just highlight it and then we'll come
7 back.

8 MR. BARNOUW: Okay.

9 MR. DAVIS: Great.

10:14 10 BY MR. DAVIS:

11 Q So we're here today because Franklin Armory
12 and the California Rifle & Pistol Association claim
13 that the DOJ prevented the lawful transfer of certain
14 types of firearms, and you provided a declaration in
10:15 15 support of the DOJ.

16 And what we're trying to do is to make the
17 story of what happened as clear as possible and to
18 ascertain some details about your involvement. So the
19 aim of the questions I'll ask and the spirit in which
10:15 20 I'm asking them -- so that's the aim of the questions
21 that I'm going to be asking.

22 Does that make sense?

23 A Yes.

24 Q Do you have any more questions before we go
10:15 25 forward?

Cheryle Massaro-Florez - December 28, 2021

10:15 1 A No.

2 MR. BARNOUW: I'd like to make a statement --
3 sorry, Jason.

4 Again, the scope of the deposition today is
10:15 5 limited. We're here in response to the request for
6 discovery to support an opposition to our motion to
7 dismiss. That's what the declaration was for and as
8 well as the deposition today. So it's limited to
9 that, to what's relevant to the motion to dismiss?

10:15 10 MR. DAVIS: That is correct.

11 BY MR. DAVIS:

12 Q So how long have you worked for the DOJ?

13 A Since 1999.

14 Q So 21, 22 years?

10:16 15 A Yes, 22 years.

16 Q What is your current job title?

17 A Information Technology Supervisor II.

18 Q And what do you do under that title?

19 A I -- I support the firearms software
10:16 20 development unit and I have 12 staff that I mentor and
21 provide assignments to.

22 Q That was the firearm software development
23 unit?

24 A Yes.

10:16 25 Q And how many total are in that unit?

Cheryle Massaro-Florez - December 28, 2021

10:17 1 A Twelve.

2 Q So you are the top in that unit?

3 A Yes.

4 Q Okay. And what does that unit do?

10:17 5 A We support, maintain and develop the firearms

6 applications for the State of California.

7 Q Is that the DES? And we'll talk about that

8 later, but is that what you're referring to?

9 A Yes, that's an application.

10:17 10 Q So that's one of many things that fall within

11 your supervisory purview?

12 A Yes.

13 Q Have you ever had any roles within the

14 Department of Justice --

10:17 15 A Yes.

16 Q -- over those years?

17 A Yes.

18 Q What other roles have you had?

19 A Going downwards --

10:17 20 Q Yes.

21 A Okay. An Information Technology

22 Specialist I, a senior information systems analyst, an

23 associate information systems analyst. There's a

24 pattern. I was a staff services analyst and executive

10:18 25 secretary.

Cheryle Massaro-Florez - December 28, 2021

10:18 1 Do you want me to keep going?

2 Q I think that's good there.

3 A Okay.

4 Q So in your role as -- actually, yeah, that's

10:18 5 good.

6 In your role as the Information Tech

7 Specialist I, when was that period?

8 A That was from 2014 to 20- -- well, 2021.

9 Q You just recently --

10:18 10 MR. DAVIS: I'm sorry. Go ahead, Ben.

11 MR. BARNOUW: No, I didn't have anything.

12 BY MR. DAVIS:

13 Q So you've just recently been promoted to

14 specialist two?

10:18 15 A To a supervisor, yes, this year.

16 Q Okay. And as an Information Tech

17 Specialist I, what were your duties and your roles?

18 A I was a business and technical analyst for

19 the firearms applications.

10:19 20 Q What does that mean?

21 A I identify business requirements and wrote

22 documentation for design of applications.

23 Q Software applications?

24 A Yes.

10:19 25 Q Okay. Does that mean you actually wrote the

Cheryle Massaro-Florez - December 28, 2021

10:19 1 applications themselves or just the guidelines as to
2 what their applications are supposed to do?

3 A The guidelines of the application.

4 Q And you did that from 2014 to 2021. What was
10:19 5 your role as a senior info analyst?

6 A It was that same time period. They
7 transitioned our titles over, so same exact job
8 duties.

9 Q So same period, though, 2014 to 2021?

10:19 10 A Yes. The state reclassified positions.

11 Q Got it. Thank you. And during your role as
12 an info -- info analyst, what was that time period?

13 A Oh, jeez. I think 2011 to 2014.

14 Q And what was your role and what were your
10:20 15 duties in that capacity?

16 A I was a main user acceptance testing tester,
17 so I cleared applications and (inaudible) they were
18 completed with testing.

19 Q What does that mean?

20:20 20 A It means that development was complete. And
21 as a -- as a client, I tested the application and
22 signed off saying yes, it's ready to go to production.

23 Q So in layman's terms -- I'm not a tech guy;
24 I'm a lawyer -- does this mean that you would
10:21 25 basically mock -- be the end user attempting to input

Cheryle Massaro-Florez - December 28, 2021

10:29 1 Q Those are the jobs we talked about
2 previously?

3 A Yes.

4 Q And I'm assuming those are the same things
10:29 5 that you did for the division of law enforcement?

6 A Yes.

7 Q For both bureaus?

8 A No.

9 Q What did you do for the Bureau of Forensic
10:29 10 Service?

11 A I was a student assistant and was -- worked
12 in latent prints.

13 Q Okay. What did you do under the Bureau of
14 Firearms?

10:29 15 A I was there for quite a while, so it went
16 from time sheets to becoming the director or now chief
17 secretary to supporting the firearms applications on
18 the client side to becoming the subject matter expert
19 on the applications.

10:30 20 Q Okay. And you are the subject matter expert
21 on the applications currently?

22 A Yes.

23 Q Jumping back to your current employment --
24 never mind. Strike that.

10:30 25 Your declaration states that you are

Cheryle Massaro-Florez - December 28, 2021

10:30 1 currently employed with the firearms software
2 development unit.

3 That's still correct, correct?

4 A Yes.

10:30 5 Q What is the firearm software development
6 unit?

7 A It's a unit within the Application
8 Development Bureau that its focus is to maintain
9 support and develop firearms applications. We are the
10 main support for the Bureau of Firearms.

11 Q Okay. What does that mean?

12 A That --

13 MR. BARNOUW: I'm going to object as vague.

14 BY MR. DAVIS:

10:31 15 Q When you say you support them, in what ways
16 do you support them?

17 A We -- we develop and produce products of what
18 they request for legally required to be developed with
19 software applications.

10:31 20 Q Okay. How long have you been within the
21 firearms software unit, development unit?

22 A Seven years.

23 Q In your declaration, you state that you
24 oversaw a project that was overtaken by the firearm
10:31 25 software development unit to modify the dealer record

10:32 1 of sale entry system and various other databases.

2 Is that correct?

3 A Yes.

4 Q What, if any, were your -- strike that.

10:32 5 What does it mean when it says you oversaw
6 the project?

7 A I was the project lead and oversaw to make
8 sure tasks were completed within the time frame in
9 which they were required to be completed.

10:32 10 Q What were the specific tasks that needed to
11 be completed for this project?

12 A Analysis, development, testing.

13 Q What did you analyze?

14 MR. BARNOUW: I'm going to object as vague.

10:33 15 BY MR. DAVIS:

16 Q You stated that you analyzed something as a
17 part of this project, correct?

18 A I oversaw the analysis.

19 Q Okay. What specifically was the analysis
10:33 20 analyzing that you oversaw?

21 A The development of the application, what
22 needed to be changed, and the impact to other
23 applications for making that change.

24 Q And what was the specific change that you
10:33 25 were overseeing?

10:33 1 A Changing the -- well, we call it DES, but the
2 DROS entry record -- entry system, enhancing it to
3 include a new firearms type of gun type, other.
4 Q And that's the only change that was made to
10:34 5 the DES as part of this project?
6 A Yes.
7 Q What, if any, were your responsibilities with
8 regard to designing this change in the DES?
9 A I oversaw the design and led meetings for
10:34 10 design meetings.
11 Q What, if any, are your responsibilities with
12 regard to maintaining the DES generally outside of the
13 project?
14 A Production support and any service requests
10:34 15 or enhancement requests.
16 Q What are production reports?
17 A Production support is when the Bureau of
18 Firearms contacts us either requesting stats or a
19 question on how the application is functioning.
20 Q And what were the other things that you do
21 besides production support?
22 A Service requests, enhancement requests.
23 Those are --
24 Q What's a service request?
10:35 25 A Those will be requests to make changes to the

Cheryle Massaro-Florez - December 28, 2021

10:35 1 application.

2 Q What kind of changes do you typically get?

3 MR. BARNOUW: I'm going to object. It's
4 vague, and it's going beyond the scope of what we're
10:35 5 here for today, this deposition. We're here to talk
6 about the project, not other projects. So she can
7 answer.

8 Can you read the question back, please?

9 (Record read.)

10:36 10 MR. DAVIS: Let me rephrase that.

11 BY MR. DAVIS:

12 Q Can you give me some examples of the changes
13 that you make as a result of your position?

14 MR. BARNOUW: I'm going to object that this
10:36 15 is beyond the scope of what we're here for today.

16 We're here to talk about the project, and
17 we're not -- it's outside the scope of discovery at
18 this stage to talk about other projects. So I'm going
19 to object and ask her -- instruct her not to answer
10:36 20 that question.

21 BY MR. DAVIS:

22 Q Was the project that you referred to in your
23 declaration given a specific name?

24 A You cut out. Can you please repeat?

10:36 25 Q Was the project that you were -- with

10:36 1 reference in your declaration given a specific name, a
2 title?
3 A Of the application?
4 Q The project as a whole.
10:36 5 A Oh, just gun type, other.
6 Q Gun type, other.
7 In paragraph 2 you state that the project
8 also included various DOJ applications and databases,
9 correct?
10:37 10 A Yes.
11 Q Can you clarify what you mean by applications
12 versus databases?
13 A Yes. So applications link up to databases,
14 and some of our databases have multiple applications
10:37 15 that are tied to them.
16 Q And the DES would qualify as an application?
17 A Application and a database.
18 Q And a database. Okay.
19 What applications were included in this
10:37 20 specific project?
21 A Besides the dealer record of sale of entry
22 system, there was -- although another one called
23 dealer record of sale, we call it DROS. The automated
24 firearms system, we call it AFS. The arms and
10:38 25 prohibited person system. We call it APPS, A-P-P-S.

10:38 1 We also included one called the California Firearms
2 Application Reporting System. We call it CFARS. And
3 we have a middleware that can be considered an
4 application, which is the California Information
5 Gateway. We call it CFIG.

6 Q And what databases did this project include?

7 A The DES database, one called Consolidated
8 Firearms Information System database, and the
9 California Justice Information System database.

10 Q And in paragraph 2, you state that the
11 modifications were deployed on October 21st, 2021; is
12 that correct?

13 A No.

14 Q When were they deployed?

10:39 15 A October 1st, 2021.

16 Q October 1st?

17 A Yes.

18 Q Thank you. What does the term "deployed"
19 mean in that context?

10:39 20 A It means that it was implemented and
21 available to the public to access.

22 Q When was the first time you heard about this
23 project?

24 A We were moving forward with this starting in
10:39 25 July.

Cheryle Massaro-Florez - December 28, 2021

10:39 1 Q July of?

2 A 2021.

3 Q And that's the first time you ever heard
4 about this, the other firearm issue?

10:40 5 A No, that was the first time I was assigned
6 the task to implement it.

7 Q When was the first time you heard about the
8 issue, the "other" firearm --

9 MR. BARNOUW: I'm going to object. This has
10 gone beyond the scope of discovery here. We're here
11 to talk about the project that the -- to implement, to
12 deploy the "other" option and your contention that it
13 somehow does not render this case moot, so I'm going
14 to instruct her not to answer that question.

10:40 15 MR. DAVIS: I think it's applicable in this
16 situation because I'd like to know how much time
17 transpired from the project being started to --
18 between that period and the time that she actually
19 heard about it being discussed, how much downtime
20 there was before any movement was actually moving
21 forward on it.

22 (Simultaneous speakers.)

23 MR. BARNOUW: We can go back and look at her
24 answer to the question. I think she said July.

25 ///

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10:41 1 BY MR. DAVIS:

2 Q July was when -- July 1st, 2021 is when it
3 started, correct, Ms. Massaro-Florez?

4 A Yes.

10:41 5 Q Who -- were you assigned this project by
6 someone?

7 A Yes.

8 Q Who?

9 A My Information Technology Manager III.

10:41 10 Q What's that person's name?

11 A I can't pronounce his last name very well.
12 His first name is Naren. Let me pull it up for you
13 and spell it for you. My apologies. It is --

14 MR. DAVIS: That's N-o-r-i-n?

10:42 15 THE WITNESS: It's N-a-r-e-n. The last name
16 is Mikkilineni. It's M-i-k-k-i-l-i-n-e-n-i.

17 BY MR. DAVIS:

18 Q Was there anyone else assigned to this
19 project before you?

10:42 20 MR. BARNOUW: I'm going to object. It's
21 vague.

22 Go ahead.

23 THE WITNESS: Yes. My -- my copartner. We
24 are sister units. We were both tasked to -- and
10:42 25 there's a document that was sent to you -- to discuss

10:42 1 the work effort and come up with certain dates we
2 could potentially get this change out.

3 BY MR. DAVIS:

4 Q What's that person's name?

10:43 5 A Debbie Morisawa.

6 Q How do you spell that last name?

7 A M-o-r -- when you put me on the spot --
8 M-o-r-i-s-a-w-a.

9 Q And you say copartner. What unit is she
10:43 10 within?

11 A She's in the firearms application support
12 unit.

13 Q You said she was assigned that before you
14 were assigned yours, or was it a simultaneous
10:43 15 assignment?

16 A We were assigned it together.

17 Sorry. That's my dog. He just opened the
18 door. Okay.

19 Q How many persons worked on this project?

10:44 20 A I need a moment. Jeez, I won't be able to
21 give you a full number. My entire staff worked on it.
22 That's at least 12, and a few of Debbie's staff worked
23 on it as well. And then there's the Bureau of
24 Firearms, which I can't count.

10:44 25 Q Next question was, can you state the names

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10:44 1 and titles of each person that worked on it, but it
2 sounds like you can't; is that correct?

3 A Yes.

4 Q Do you have a list?

10:44 5 A No.

6 Q Is there a log of every person who worked on
7 this so they can track their time?

8 A We have documentation, but I don't have a
9 list.

10:45 10 Q When you say you have documentation, what do
11 you mean? What kind of documentation?

12 A There are -- from all the meeting attendees
13 and their tasks. I know -- I know my unit.

14 Q Is that in the documentation that you
10:45 15 provided?

16 A No.

17 Q Is it something that you could provide?

18 MR. BARNOUW: I'm going to object that -- we
19 redacted the names of individuals from the documents
10:45 20 and we have a concern about those names being
21 publicized, and so we're going -- it's really beyond
22 the scope of the discovery at this point.

23 If there were a protective order in place at
24 some point in the future, we would consider doing
10:46 25 that. But at this point, we're not going to identify

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10:46 1 all these individuals who worked on the project.

2 MR. DAVIS: That's fair.

3 BY MR. DAVIS:

4 Q Was there a stated goal of this project?

10:46 5 A Yes.

6 Q And what was that stated goal?

7 A To enhance the DES system and relationship
8 applications to accept gun type, other.

9 Q And you told me that you were assigned the
10:46 10 project in July.

11 When did the project actually start other
12 than the assignment?

13 A It started in July.

14 Q And did they use a Jira service desk system
10:46 15 in order to get this project started?

16 A We used the Jira system to log any issues or
17 defects found in our development.

18 Q Was it used in this project?

19 A Yes.

10:47 20 Q And that log maintains what kind of
21 information?

22 A Specific to this project?

23 Q Correct.

24 A Defects, change requests.

10:47 25 Q Does it outline the project as a whole, step

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10:47 1 by step as to what needs to be done?

2 A No.

3 Q Is there a document that does?

4 A Yes. It's been provided to you.

10:47 5 Q And just for clarification, what is Jira
6 Service Desk?

7 A Jira is a tool for tracking software
8 applications, enhancements, defects, service requests,
9 issues, project stories.

10:48 10 Q Does it give documents and projects specific
11 key designees to identify the task that needs to be
12 done a number?

13 MR. BARNOUW: Can you read that question
14 back, please?

10:48 15 MR. DAVIS: I can rephrase it.

16 BY MR. DAVIS:

17 Q Have you ever heard the term "key
18 designation" with regard to Jira Service Desk?

19 A No.

10:48 20 Q Have you ever heard the term "key" with
21 regard to Jira Service Desk?

22 A No.

23 Q As a field, no?

24 A No.

10:48 25 Q Do the different tasks within Jira get

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10:48 1 assigned specific numbers?

2 A There is a priority ranking.

3 Q An identification to that specifying task,
4 such as DES-001?

10:48 5 A There's a subject line in each Jira you
6 submit. And yes, you add something to the subject
7 line. I'm not understanding your question.

8 Q The question is, is there a way to itemize
9 and identify each specific task that needs to be
10:49 10 performed or issue that needs to be corrected within
11 Jira by a specific identification number?

12 A Yes.

13 Q And what do you guys call that number?

14 A Each issue is a unique number. We utilize
10:49 15 Jira by project. So you can select a project, and
16 then you can access the Jira reports.

17 Q For that project?

18 A Yes.

19 Q It will list all the different reports for
10:49 20 that project?

21 A Yes.

22 Q Okay. Was a California Department of Justice
23 project management plan developed for this project?

24 A I want to make sure I understand your
10:50 25 question. Are you talking about full-on project

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10:50 1 charter, timelines --

2 Q Yes.

3 A No.

4 Q What was developed as far as project
10:50 5 management plans go?

6 A You received the documentation.

7 Q Okay. When was the project completed?

8 A October 1st, 2021.

9 Q Next question is, was the project divided
10:50 10 into phases and delivers, and I think you provided the
11 documentation that addressed that, correct?

12 A Yes.

13 Q Okay. We'll get to that in a little bit.

14 Was this the only project that you've
10:50 15 overseen that modified the DES?

16 MR. BARNOUW: I'm going to object that this
17 is going into other projects. Really, we're here to
18 talk about the project that is at issue and that you
19 claim is somehow -- I don't know, that it doesn't
10:51 20 merit this case moot. So I'm going to object and
21 instruct her not to answer.

22 BY MR. DAVIS:

23 Q In paragraph 3 of your declaration, you state
24 that the DES is a public-facing Web application which
10:51 25 firearms dealers use to transmit information to the

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10:51 1 DOJ to perform background checks on firearm
2 transactions, correct?

3 A Yes.

4 Q What does that mean, "public-facing"?

10:51 5 A It means that it can be accessed through a
6 URL on the Internet. It's not a -- there's no
7 firewalls or internal systems for DOJ.

8 Q Can anyone access it for the purpose of
9 performing their own background checks, or is it
10:51 10 limited?

11 A No, it's limited.

12 Q How is it limited?

13 A It's limited to a specific audience.

14 Q What specific audience?

10:52 15 A You must have the credentials as a licensed
16 firearms dealer in the State of California or
17 ammunition vendor.

18 (Reporter clarification.)

19 Q So if I wanted to purchase a firearm from a
10:52 20 friend who's not a licensed dealer, I could not access
21 the DES, input all my information truthfully and
22 accurately and submit it and transfer and receive a
23 firearm, correct?

24 A Correct.

10:52 25 Q Because I wouldn't be able to access the DES

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10:52 1 unless I was a licensed firearms dealer or ammunition
2 dealer, correct?

3 A Correct.

4 (Reporter admonishment.)

10:52 5 Q So when you say dealers enter information
6 into the DES through a dealer record of sale or DROS
7 form, that is limited -- that is the limit of the
8 public access to the DES, correct?

9 A Yes. The Bureau of Firearms can access it as
10:53 10 well. There is a DOJ user.

11 Q And your role as a supervisor, are you
12 familiar with the DROS entry system terms of use page
13 available to the public?

14 A The terms of use for creating an account?

10:53 15 Q Yes.

16 A Yes.

17 Q Do you maintain that page as part of your
18 duties?

19 A Yes.

10:53 20 Q To your knowledge, does it contain the
21 following clause: True and accurate information. All
22 of the information I submit to the Department of
23 Justice through the DES shall be true and accurate and
24 complete to the best of my knowledge?

10:53 25 A I don't know.

11:19 1 of claim like that. Where have you seen -- what would
2 lead you to believe we would make a claim like that?

3 MR. DAVIS: Conversations with you and
4 conversations with Anna about her conversations with
11:19 5 you, that you have denied the fact that you could not
6 proceed with the DES. I don't --

7 If you're not denying that --

8 MR. BARNOUW: If you're referencing discovery
9 responses -- I don't understand what you're saying,
11:20 10 and I don't --

11 MR. DAVIS: I'm trying to get an
12 understanding --

13 MR. BARNOUW: I've never been aware of a
14 distinction between -- I've never been aware of anyone
11:20 15 making a distinction between information that is --
16 that is provided to the DOJ when the dealer submits
17 versus when the dealer just does something and you're
18 saying that dealer doesn't click "submit" and abandons
19 the transaction or something?

11:20 20 MR. DAVIS: Yes, is that information that's
21 been abandoned before submitting it to the DOJ, has
22 that information been transferred to the DOJ prior
23 to --

24 MR. BARNOUW: No one has -- I've never made
11:20 25 an issue of that. No one has made an issue of that,

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11:20 1 to my knowledge. If it's something that has been
2 misinterpreted, we can discuss it. But this doesn't
3 seem to be what Ms. Massaro-Florez is here about, so
4 if it's other discovery responses that you're
11:21 5 concerned about, we can talk about that. But this is
6 not part of this deposition. So I'll object to it and
7 instruct her not to answer.

8 BY MR. DAVIS:

9 Q Can a dealer submit their form anytime via
11:21 10 the DES, or must the form be complete before
11 submission?

12 A It must be complete.

13 Q How does the system prevent incomplete forms
14 from being submitted?

11:21 15 A We have system messages prompting the user
16 what fields are missing.

17 Q Okay. So again, if a required field is not
18 accurately completed, the dealer has no method of
19 submitting the information to the DES or through the
11:22 20 DES, correct?

21 MR. BARNOUW: Can you read that question
22 back, please?

23 BY MR. DAVIS:

24 Q So if a required field cannot be accurately
11:22 25 completed, the dealer has no method of submitting the

11:22 1 information to the DES database via the DES, correct?

2 MR. BARNOUW: I'm going to object. That's
3 vague, especially as to "accurately completed."

4 MR. DAVIS: Complete, period.

11:22 5 MR. BARNOUW: Well, ask your question again.

6 But again, this is going beyond the scope of what
7 she's here for. This feels like you're following up
8 on general discovery that you have, and we actually
9 provided you responses. And this can all be worked
11:22 10 out with -- outside of this deposition.

11 MR. DAVIS: I'll move on.

12 MR. BARNOUW: Okay.

13 BY MR. DAVIS:

14 Q In paragraph 7, you stated that not only the
11:23 15 coding of the DES itself, but also the coding of
16 several applications and databases involved
17 modifications.

18 And we went through those previously, so I'm
19 going to ask you specifically what changes were made.

11:23 20 But first was the DES, correct?

21 A Yes.

22 Q And what specifically was modified?

23 A The firearm submission flow and the
24 acquisition flow.

11:23 25 Q What does that mean?

11:23 1 A The acquisition flow is pawn, consignment and
2 buy. We needed to add a new gun type of "other." And
3 then the firearm submission is the DROS form. We
4 needed to add a new gun type of "other."

11:23 5 Q So the same concept just for two different
6 forms?

7 A Yes.

8 Q Okay. How was this modified specifically?
9 Is it a complicated process, or is it the adding of a
11:24 10 field to the drop-down list?

11 A It's complicated, because there's validations
12 within the application on knowing how it should behave
13 based on what gun type you select.

14 Q What does that mean?

11:24 15 A It means that if you select a specific gun
16 type, we are expecting either a certain barrel length
17 to be entered. We will validate if you're able to
18 purchase more than one of those gun types
19 simultaneously. Those type of --

11:24 20 Q Are those changes within the DES or changes
21 within the other databases that need to be made or
22 other applications?

23 A Changes in DES and in other applications.

24 Q Okay. Right now I'm just referring to what
11:25 25 specific changes within the DES. We'll get to the

11:25 1 other one. What specific changes within the DES
2 needed to be made?

3 A What I stated, the acquisition flow and the
4 DROS submission flow.

11:25 5 Q And tell me about the acquisition flow.

6 A Buy, consignment and pawn needed an option to
7 be able to select gun type of "other."

8 Q And the other options that needed to be
9 changed?

11:25 10 A Was the DROS submission flow.

11 Q What needed to be changed within the DROS
12 submission flow?

13 A We needed to -- well, with both, we needed to
14 change the validations, we had age validations, we
11:25 15 have gun type validations, and then also we did need
16 to add another gun type of "other" to a drop-down.

17 Q So the age validation, what does that do?

18 A We validate based on your age, what type of
19 gun you can purchase and if you have an exception.

11:26 20 Q And then what was the other validation that
21 you said needed to be corrected?

22 A Hold on. Let me remember. I talked about
23 age and I talked about -- oh, multiple gun purchases.
24 That's another validation.

11:26 25 Q Now, these validations, they already existed,

11:26 1 correct?

2 A Yes.

3 Q So you didn't have to rewrite the whole

4 validation, correct?

11:26 5 A Correct.

6 Q You just had to tie it into the change of gun

7 type, the new gun type, correct?

8 A Yes.

9 Q What specifically needed to be done to tie

11:26 10 those in?

11 A We had to rewrite code.

12 Q How much code?

13 MR. BARNOUW: I'm going to object. It's

14 vague, and also getting into areas where I'm concerned

11:27 15 about confidential information related to the DOJ's

16 operation of these systems.

17 BY MR. DAVIS:

18 Q How long would it take to rewrite that code?

19 How long did it take to rewrite that code?

11:27 20 A Yes. We gave -- which is a document you

21 receive -- we gave development time I believe three

22 weeks.

23 Q Okay. That's development time to actually,

24 you know, do it, not the actual time spent on it,

11:27 25 correct?

11:27 1 So, for example, if I tell somebody I need
2 something within two weeks, it may take them ten
3 minutes to do it, but they have two weeks to get it
4 back to me.

11:28 5 So is that development time the time to get
6 everything done, or is that the actual time estimated
7 to do the work?

8 A It was the estimated time to do the work.

9 Q So it takes two weeks of time. When you say
11:28 10 two weeks, it took two weeks of time of someone
11 sitting down and recoding to complete that task?

12 A Yes.

13 Q Tell me about the consolidated firearms
14 gateway. What changes needed -- needed to be made on
11:28 15 that?

16 A That's our database that is -- houses our
17 other firearms applications. So that database needed
18 to be enhanced to accept the gun type "other" as a gun
19 type within our database tables.

11:28 20 Q And was there anything else other than adding
21 the "other" to it that needed to be updated?

22 A Not for the database, no.

23 Q The gateway?

24 A Oh, the gateway. I apologize. I'm sorry.
11:29 25 The gateway, yes. It's the -- that's our communicator

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11:29 1 between the DES and the internal DROS system and the
2 AFS system. So there was coding changes that needed
3 to be done as well.

4 Q What coding changes needed to be done?

11:29 5 A Validation check.

6 Q How many?

7 A Oh, I'm sorry. Did you ask me a question?

8 Q Yes, I'm sorry. How many validation checks?

9 A I don't know.

11:29 10 Q Do you know which ones were checked or
11 changed?

12 A No.

13 Q Do you know how long it took?

14 A No.

11:30 15 Q Do you know who actually made the changes?

16 A Yes.

17 Q Who?

18 MR. BARNOUW: I'm going to object that we're
19 concerned about having an individual employee's name
11:30 20 publicized, so I'm going to instruct her not to
21 answer. I don't understand how this is -- how this is
22 relevant.

23 MR. DAVIS: I'm trying to understand --

24 MR. BARNOUW: Well, I mean, what is your
11:30 25 contention about the project and how having completed

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11:30 1 the project, that your claim is not moot?

2 MR. DAVIS: If this can be easily reversed,
3 it can be easily reversed in part. That's one of the
4 claims. So how long it takes to change it and the
11:30 5 modifications that are made are very relevant to how
6 easy it is to reverse it.

7 MR. BARNOUW: Okay. Well, if you really feel
8 like you need to depose someone on specific coding,
9 then contact me and we'll discuss it.

11:31 10 MR. DAVIS: I understand your concern about
11 security and safety, so I don't mind having a
12 protective order in place for those names before
13 they're disclosed.

14 MR. BARNOUW: Okay.

11:31 15 BY MR. DAVIS:

16 Q When did the change to the gateway begin?

17 MR. BARNOUW: I'm going to object. It's
18 vague.

19 But you can answer if you understand the
11:31 20 question.

21 THE WITNESS: I don't know.

22 BY MR. DAVIS:

23 Q Do you know when it was completed?

24 A Not without refreshing myself with that
11:31 25 document, no.

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11:31 1 Q We'll come to that in a little bit.

2 What is the armed and prohibited person
3 system?

4 A It's an application that captures any citizen
11:32 5 of California that owns or possesses a firearm.

6 Q What do you mean by it captures them?

7 A It tracks anyone -- any citizen that owns a
8 firearm is in that system with a status of either
9 being not prohibited or -- prohibited or incarcerated
11:32 10 so we know the status of each person that owns a gun.

11 Q And what was modified in that system?

12 A We needed to add a new gun type of "other"
13 and a search capability for searching for it. We also
14 had to add a new matching criteria because when guns
11:32 15 change hands, there's an association and
16 disassociation process.

17 Q What do that mean?

18 A It means a caption of the most current owner
19 of a firearm in the app system.

20 Q So the old owner is still in there, but it
21 doesn't appear when you do a search for the firearm
22 initially?

23 A Initially.

24 Q How long did it take to make the requisite
11:33 25 changes to the app system?

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11:34 1 A Not long. A couple days.

2 Q Do you know when that process was started and

3 when it ended?

4 A Not without that document in front of me, no.

11:35 5 Q We'll get to it shortly. Okay.

6 What's the electronic person information

7 update form?

8 A It's another application citizens can submit

9 if they want to update their personal information on a

11:35 10 gun record we have in AFS.

11 Q And what changes were made to that?

12 A We had to add the gun type of "other" and add

13 some validations.

14 Q What validations?

11:35 15 A I don't know.

16 Q Were there a lot of validations? Some? Do

17 you have an estimate of how many?

18 A No.

19 Q Would they be the same ones that were made to

11:36 20 the DES?

21 A Yes. It's so that the end user can submit

22 the form and provide them educational information if

23 they didn't enter something correctly for them to

24 correct it. Those type of validations.

11:36 25 Q You have to provide some additional

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11:36 1 educational information for the personal information
2 update form?

3 A Yes.

4 Q What kind of educational information did you
11:36 5 provide?

6 A Requiring if you select a gun type of
7 "other," that there are other certain mandatory fields
8 that were still required.

9 Q Like what?

11:36 10 A Such as category, barrel length,
11 measurements, color.

12 Q Those are the same things that are applicable
13 to any firearm, though, correct?

14 A Yes.

11:36 15 Q So there was no -- you didn't have to add any
16 new fields to the database, correct?

17 A Correct.

18 Q Okay. The California firearms application
19 reporting system, also known CFARS, was referenced in
11:37 20 your declaration as one of the systems that needed to
21 be changed.

22 What was changed on that?

23 A The CFARS is the application that houses the
24 law enforcement gun release and that personal
11:37 25 information update form.

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11:37 1 Q So what did you have to change with regard to
2 that? If you changed the forms themselves, what did
3 CFARS have to change?

11:37 4 A Well, those forms are part of the CFARS
5 application. We had to change the application code
6 for those forms.

7 Q So when you refer to the applications above
8 that we previously discussed, those fall within the
9 changes that needed to be made to CFARS?

11:37 10 A Yes.

11 Q Any other changes to CFARS other than what
12 we've already discussed?

13 A No.

14 Q As part of this project, was time spent on
11:38 15 the changes tracked?

16 MR. BARNOUW: I'm sorry. Could you repeat
17 that?

18 BY MR. DAVIS:

19 Q As part of this project, was time spent on
11:38 20 the changes tracked?

21 MR. BARNOUW: I'm sorry. I don't understand.

22 BY MR. DAVIS:

23 Q By way of example, certain projects will tell
24 you it takes this many hours to complete.

11:38 25 Do you know how many hours -- or were the

11:38 1 hours to complete this project tracked?

2 A Okay. Let me try to answer.

3 MR. BARNOUW: You can answer.

4 THE WITNESS: We didn't track it by hour. We
11:39 5 tracked it by days.

6 BY MR. DAVIS:

7 Q By days. Okay. And do you know how many
8 days were spent on this project?

9 A Not the exact number. We had a time frame
11:39 10 from July 1st to October 1st.

11 Q That's the general time to complete?

12 A Yes.

13 Q Do you know how many were actually spent on
14 this specific project?

11:39 15 A No, not off the top of my head.

16 Q And during that period, I'm assuming -- and
17 you can correct me if -- tell me if this is correct.
18 All the other people within the unit had other jobs
19 and other tasks that they were doing. They weren't
11:39 20 putting 100 percent of their time and effort on this
21 one change, correct?

22 A Yes, correct.

23 Q Do you have -- can you estimate how much time
24 was spent by your unit on this through that period?

11:40 25 Like 20 percent of the time during that period was

11:40 1 spent on this project or 30 percent?

2 MR. BARNOUW: I'm going to object. It's
3 vague.

4 I guess you can answer.

11:40 5 But are you breaking it down by all the
6 employees that were working on it and the average of
7 their time or something like that?

8 MR. DAVIS: Yeah, correct.

9 MR. BARNOUW: Okay. You can answer if -- you
11:40 10 can answer.

11 THE WITNESS: I'd be comfortable to say that
12 they spent at least -- at least 75 percent of their
13 time working on this project.

14 BY MR. DAVIS:

11:40 15 Q On this project?

16 A Yes.

17 Q During the period from beginning to end, that
18 period was about 75 percent of their time was on that
19 project, and 25 on other items that fell within their
11:41 20 duties?

21 A Yes.

22 Q So going back a few years, are you familiar
23 with the long-gun retention project for the Bureau of
24 Firearms?

11:41 25 MR. BARNOUW: I'm going to object. This is

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12:19 1 assault weapon related and the other 80 percent was
2 related to general firearms or whatever numbers you
3 can accurately state or estimate?

4 MR. BARNOUW: Can you read the question back?
12:20 5 I'm sorry. Can you read the question back?

6 (Record read.)

7 MR. BARNOUW: I think I'm going to object. I
8 think it's a vague question. I'm not sure what --

9 MR. DAVIS: Let me try to rephrase it.

12:21 10 BY MR. DAVIS:

11 Q What I'm trying to find out or ask in this
12 question is, a lot of changes needed to be done as a
13 result of the addition of others. Some of those
14 changes applied solely to assault weapon databases and
12:21 15 applications, and some of them applied to the general
16 firearm applications and databases.

17 Time-wise, a certain amount of time was spent
18 on one database and application for assault weapons,
19 and then a certain amount of time was spent on the
12:21 20 general firearms.

21 Could you estimate percentage-wise what went
22 with what?

23 A It's a hard answer because a lot of it had to
24 be done together, so...

12:22 25 Q I'm referring to the project as a whole, not

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12:22 1 just the items that are identified in this document.

2 A Right. Project as a whole?

3 Q Yes.

4 A It took -- it did take more time to -- for
12:22 5 the assault weapon registration form because it didn't
6 exist. DES existed.

7 Q Do you have an estimate as far as percentages
8 can go?

9 MR. BARNOUW: I'm sorry. You're basing it on
12:22 10 time spent?

11 MR. DAVIS: Time spent, correct.

12 MR. BARNOUW: On the overall project or by
13 developers or what?

14 MR. DAVIS: Overall project.

12:22 15 MR. BARNOUW: I'm going to object. It's a
16 vague question.

17 You can answer if you can estimate.

18 THE WITNESS: Well, it was work done in
19 parallel. So the time started beginning of July for
12:23 20 both and ended in October at the same time.

21 BY MR. DAVIS:

22 Q Can you answer the question?

23 A I'm not sure if I -- what my answer would be
24 is correct, so no.

12:23 25 Q Okay. Turn to the next page, which I don't

12:23 1 know if I've updated it on yours, but let me do that.

2 A We can see it, yes.

3 Q Okay. Good. The first red bullet point
4 refers to the DES, CFARS, DROS apps, AWR internal
12:23 5 regression.

6 What is this referring to?

7 A Yes. Anytime we make a significant change to
8 an application, the whole entire application needs to
9 be retested. And so we call it regression testing.

12:24 10 Q And what's involved in that testing?

11 A Every functional flow of that application has
12 to be retested, positive and negative.

13 Q What does positive and negative mean in that
14 context?

12:24 15 A Meaning all validations that should allow a
16 process to flow needs to flow, and any validation
17 that's supposed to stop a flow needs to stop a flow.

18 Q Okay. What does the next bullet point refer
19 to?

12:24 20 A That's functional system integration testing
21 and regression testing. That was a task for a
22 different team.

23 Q So that was assigned to your sister team?

24 A That is -- that was another -- that was for
12:24 25 a -- specifically for the assault weapon, the other

12:25 1 assault weapon registration form that you can access
2 online. It's a different unit within our bureau.

3 Q Was that still related to the other aspect,
4 the other project?

12:25 5 A Yes, for other assault weapon.

6 Q Other assault weapon. Okay.

7 A Yes.

8 Q The first blue line, what is that referring
9 to?

12:25 10 A So it's another phase change. This is user
11 acceptance testing. This is when the Bureau of
12 Firearms tests the system and agrees that we -- we
13 implemented the necessary -- based on the
14 requirements, the necessary changes and that the
12:25 15 system works and flows as expected. It's a final
16 sign-off.

17 Q Okay. And UAT bugs and fixes, what is that
18 referring to?

19 A During user acceptance testing, if they find
12:25 20 any defects in the code that we had missed by testing,
21 we have a time to fix those bugs and retest.

22 Q Would those defects and bugs be identified in
23 the Jira logs?

24 A Yes.

12:26 25 Q Did it change the page on yours? If not, I

Cheryle Massaro-Florez - December 28, 2021

12:26 1 can do it right now.

2 A No.

3 MR. BARNOUW: I'm able to change the page on
4 my own.

12:26 5 MR. DAVIS: I can change it for you or you
6 can change them on your own. Which would you prefer?

7 MR. BARNOUW: I think we should be able to
8 change it on our own.

9 MR. DAVIS: I gotcha.

12:26 10 MR. BARNOUW: Let's try to make sure we're
11 all, quote, on the same page.

12 MR. DAVIS: Literally.

13 THE WITNESS: Okay.

14 BY MR. DAVIS:

12:26 15 Q The next page is, "Other gun assumptions."
16 It says: All requirements except the changes detailed
17 in the gun type "other" MVP requirements, disclosure
18 updated 02/10/21 xlsx, in red, will stay the same.

19 What is that referring to?

12:27 20 A It's an attachment document I believe you
21 received as well that discloses a high-level work
22 effort of what needs to be changed so we could do this
23 estimate.

24 Q What does the next line refer to?

12:27 25 A The analyst and developer resources needed,

12:27 1 that one?

2 Q Correct.

3 A It is identifying a risk that the resources
4 needed to perform this -- this project is also
12:27 5 assigned to other legislated and mandated projects.

6 Q Then it says the timeline for development,
7 total, two and a half to three months, correct?

8 A Yes.

9 Q Okay. And then underneath that, it says,
12:27 10 "Phase," and there's a column of phases.

11 Could you identify what each of those phases
12 is referring to?

13 A Yes. The first phase was analysis, and it
14 was coding analysis because we have a new framework,
12:28 15 so the analysis time to take to implement the changes
16 to the new framework.

17 And then the build is the next phase, is the
18 actual coding, the database changes identifying jobs
19 for application processes that need to be changed.

12:28 20 And then the system integration and
21 regression testing, so we need to test everything
22 again. And the system integration means that we want
23 to make sure that it goes from point A to point B, so
24 from DES all the way up to AFS.

12:28 25 Q And the duration, it breaks down each of the

12:28 1 rows into weeks?

2 A Right.

3 Q Is that how, for example, analysis -- it says
4 two weeks after that in the duration column for the
12:28 5 row that says "Analysis." So I'm assuming analysis
6 takes two weeks to complete?

7 A Yes.

8 Q Okay.

9 A And then the UAT is user acceptance testing.
12:29 10 We were planning to give the bureau two weeks to test
11 and sign off on the changes.

12 Q So in the build row, it says at the end of it
13 under "Resources Column," it says "D1.9." What is
14 that referring to?

12:29 15 A That's referring to the additional document
16 that says "MVP" on it. The gun type "other" MVP
17 requirements disclosure. There's a D1.9.

18 Q What's MVP?

19 A Minimal viable product.

12:29 20 Q And where it says "Resources" in that column,
21 what is that referring to?

22 A Those would be identified sections of ADB
23 that would require time taken away to work on this
24 project or applications.

12:30 25 Q Okay. And then the scope, is that the actual

Cheryle Massaro-Florez - December 28, 2021

12:30 1 changes that needed to be done? The scope of the
2 project for each of those phases?

3 A High level, yes.

4 Q On the next page, it says, "October 1, 2020
12:30 5 deploy."

6 A Yes.

7 Q What is this first chart?

8 A This first chart was our -- if we were to
9 deploy on October 1st, what date and duration time we
12:30 10 must start this project in order to accomplish that
11 date. So analysis would have had to have started by
12 July 19 in order to make this deadline.

13 Q And do you know why there was an October 1st,
14 2021 deployment deadline?

12:31 15 MR. BARNOUW: I'm going to object. That
16 assumes facts not in evidence.

17 BY MR. DAVIS:

18 Q Was there an October 21st, 2021 deadline?

19 A October 1st?

12:31 20 Q October 1st, 2021.

21 MR. BARNOUW: I'm going to object. It's
22 vague as to time.

23 MR. DAVIS: Do you want a specific minute or
24 hour?

12:31 25 MR. BARNOUW: No. Vague as to when there was

Cheryle Massaro-Florez - December 28, 2021

12:37 1 BY MR. DAVIS:

2 Q So you were -- one second.

3 When did you say you first started working on
4 this project?

12:37 5 A July.

6 Q But you were working on the changes to this
7 document before July is what I believe you just said a
8 second ago; is that correct?

9 MR. BARNOUW: I'll object. Misstates
12:38 10 testimony.

11 You can answer if you can.

12 THE WITNESS: I attended a meeting to
13 determine what date we can start, and it was
14 determined that we would take option one, so I started
12:38 15 in July.

16 BY MR. DAVIS:

17 Q How many other options were there?

18 A Let me look at the document. There were four
19 options.

12:38 20 Q Oh, this is that document that identified the
21 different options as to when you could start and begin
22 each of the -- start and begin the project.

23 Is that what this document is? These are the
24 options for scheduling the project?

12:38 25 A Yes.

Cheryle Massaro-Florez - December 28, 2021

12:39 1 Q And then on the last page, page 6, what is
2 this document referring to, minimum viable product,
3 MVP?

4 A That is the disclosure from number one above
12:39 5 on page 5.

6 Q I can barely see it from this. Hold on one
7 second. I'm going to pull it up in a different
8 document so I can actually read what it says.

9 On the first section, enhanced DES, spring
12:40 10 migrated code to allow for firearm type "others." And
11 you said MVP is minimal viable product. So this is
12 what they're asking for, the four different things
13 that they're asking for in this project?

14 A Yes.

12:40 15 Q And then below that at requirements, I'm
16 assuming these must be the subcategories of what is
17 asked for from the MVP?

18 A Yes.

19 Q So the MVP, on the first four -- all four of
12:40 20 the MVP lines refer to spring migrated code, is that
21 all about migration or is this about migration and
22 changing or something else?

23 A It's a change after the migration. We had
24 just changed to new framework.

12:41 25 Q You mentioned earlier about how things, if I

12:41 1 recall, populate or are changed by way of what input
2 you put into the DES.

3 Is R17 an example of that?

4 A Yes.

12:41 5 Q Under "Impact," it says in red, "Purpose
6 codes have been modified since original other gun
7 project and will need to be revisited."

8 What is the original other gun project?

9 MR. BARNOUW: I'm going to object. Calls for
12:42 10 speculation. I'll also object because it goes beyond
11 the scope that we're here for in this deposition,
12 which is the project to modify the DES here.

13 MR. DAVIS: Are you asking her not to answer?

14 MR. BARNOUW: Yes, I'm going to ask her not
12:42 15 to answer.

16 MR. DAVIS: I think it's related to this
17 project since it's saying the purpose codes have been
18 modified since the original project will need to be
19 revisited. I would like to know what changes were
12:42 20 made between the previous project and this project.

21 MR. BARNOUW: You can ask her how the purpose
22 codes were modified over time.

23 BY MR. DAVIS:

24 Q Are you aware of a previous "other" gun
12:43 25 project?

12:43 1 MR. BARNOUW: I'm going to object that this
2 is beyond the scope of her deposition and instruct her
3 not to answer that.

4 BY MR. DAVIS:

12:43 5 Q For the purposes of this project, did you
6 already have something to work with as far as what
7 changes needed to be made?

8 MR. BARNOUW: I'll object. It's vague.

9 You can answer if you understand the
12:44 10 question.

11 THE WITNESS: I don't understand the
12 question.

13 BY MR. DAVIS:

14 Q Were you provided with an outline of another
12:44 15 project to use as a template for this project?

16 A No.

17 Q So this project was created from scratch?

18 MR. BARNOUW: Can you read back the question?

19 THE WITNESS: I'm confused. Yes.

12:44 20 (Record read.)

21 MR. BARNOUW: I'm going to object. It calls
22 for speculation. Are you talking about the project
23 now or the document?

24 MR. DAVIS: This project. I'm referring to
12:44 25 this project.

12:44 1 MR. BARNOUW: I'll object. It's vague. It
2 also calls for speculation.

3 BY MR. DAVIS:

4 Q Do you know if this project was created from
12:45 5 scratch or built off of a previous project?

6 MR. BARNOUW: I'm going to object as vague.
7 I mean, what part of the project are you talking
8 about?

9 MR. DAVIS: The whole project. The whole
12:45 10 other project.

11 MR. BARNOUW: I object. It's vague.
12 If you can answer the question, then you can
13 answer.

14 MR. DAVIS: Let me be more specific.

12:45 15 BY MR. DAVIS:

16 Q The project that began in July because they
17 chose the option one, was that project created from
18 scratch, or did it build off of a previous project?

19 MR. BARNOUW: Again, I'm going to object as
12:45 20 vague. The terminology using "from scratch" and the
21 "project as a whole," it's a vague question.

22 If you can answer, you can answer.

23 BY MR. DAVIS:

24 Q Do you know what the term "scratch" means?
12:45 25 From scratch?

12:45 1 A Yes. It means no analysis, nothing.
2 Q Correct. Was this project, referring to the
3 project discussed in these e-mails beginning on
4 July 1st, created from scratch, or did it build off of
12:46 5 a previous project similar to this one?

6 A It was built off of a previous.
7 Q Do you know what changes were made between
8 the two?

9 MR. BARNOUW: I'm going to object. This goes
12:46 10 beyond the scope of what she's here to testify about.
11 We'll answer any questions about the current project,
12 and that's what she's here for. This has gone beyond
13 that, so I'm going to instruct her not to answer.

14 MR. DAVIS: Do you have any questions?
12:47 15 MR. BARNOUW: No, I don't have any questions.

16 MR. DAVIS: So if we can stipulate that the
17 reporter be relieved of her duties under the Code in
18 maintaining the original transcript -- I will slow
19 down.

12:47 20 MR. BARNOUW: Now there's been a requirement
21 that we have to follow the Code procedure; is that
22 correct? She doesn't want to talk. Maybe we should
23 go off the record briefly just for the court reporter
24 to -- let's do that. You can leave the video on, I
12:47 25 would say.

Cheryle Massaro-Florez - December 28, 2021

12:47 1 MR. DAVIS: Yes.
2 (Discussion held off the record.)
3 MR. DAVIS: Ms. Florez, thank you very much.
4 And we appreciate everything that you've done, and
12:51 5 sorry to take your time up today.

6 THE WITNESS: Thank you very much.

7 MR. DAVIS: Thank you, ma'am.

8 THE VIDEOGRAPHER: We are off the record at
9 12:51. This concludes today's deposition.

12:51 10 (Proceedings concluded at 12:51 p.m.)

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2 I, VICKI RENEE RESCH, RPR, CSR No. 6645,
3 certify: that the foregoing proceedings were taken
4 before me at the time and place herein set forth; at
5 which time the witness was duly sworn; and that the
6 transcript is a true record of the testimony so given.

7

8 Witness review, correction and signature was

9 (X) by Code. (X) requested.

10 () waived. () not requested.

11 () not handled by the deposition officer due to
12 party stipulation.

13

14 The dismantling, unsealing, or unbinding of the
15 original transcript will render the reporter's
16 certificate null and void.

17

18 interested in the action, and I am not a relative or
19 employee of any attorney of the parties, nor of any of
20 the parties.

21

Dated this 6th day of January, 2022.

22

23

34

VICKI RESCH

25

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

9 **FOR THE COUNTY OF LOS ANGELES**

10 FRANKLIN ARMORY, INC. and
11 CALIFORNIA RIFLE & PISTOL
ASSOCIATION, INCORPORATED

12 Petitioners-Plaintiffs,

13 v.

14 CALIFORNIA DEPARTMENT OF JUSTICE,
15 ROBERT A. BONTA, in his official capacity
as Attorney General for the State of California,
and DOES 1-10,

16 Respondents-Defendants.

17 Case No.: 20STCP01747

[Assigned for all purposes to the Honorable
James C. Chalfant; Department 85]

18 **AMENDED NOTICE OF DEPOSITION
OF CHERYLE MASSARO-FLOREZ AND
REQUEST FOR PRODUCTION OF
DOCUMENTS**

19 Action filed: May 27, 2020

20 DEPOSING PARTY: Plaintiffs Franklin Armory, Inc. and California Rifle & Pistol Association,
Incorporated

21 DEPONENT: Cheryle Massaro-Florez

22 DATE & TIME: December 28, 2021 at 10:00 a.m.

23 LOCATION: Remote via Zoom videoconference

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**EXHIBIT
001**

1 PLEASE TAKE NOTICE that Petitioners-Plaintiffs will take the deposition of Defendant
2 California Department of Justice employee, Cheryle Massaro-Florez. The deposition will be taken by
3 remote means pursuant to Code of Civil Procedure section 2025.310 and, pursuant to the agreement of
4 the parties, it will commence at **10:00 a.m. on December 28, 2021**. Such deposition will be taken before
5 an officer authorized to administer oaths in the State of California, and will continue from day to day
6 thereafter, excluding Saturdays, Sundays, and holidays until completed, or until seven hours of
7 deposition has occurred.

8 YOU ARE FURTHER NOTIFIED THAT the deposing party intends to cause the proceedings to
9 be recorded stenographically. The deposing party reserves the right to record the deponent's testimony
10 by audiotape, videotape, or by real-time transcription, or any combination thereof, pursuant to California
11 Code of Civil Procedure section 2025.220(a)(5), and to use such recorded testimony at the trial of this
12 matter, or any other proceeding or hearing herein.

DEFINITIONS

14 The following definitions apply to the request for production of documents included herein:

15 1. **YOU** and **YOUR** refers to yourself and anyone acting on **YOUR** behalf.

16 2. **DECLARATION** refers to the declaration executed by Ms. Cheryl Masaro-Florez on

17 November 29, 2021, and filed in *Franklin Armory, Inc., et al., v. California Department of Justice, et*

18 *al.*, Case No. 208STCP01747.

19 3. **DOCUMENT** refers to any written, printed, typed, photostatic, photographed recorded

20 or otherwise reproduced communication or record of every kind and description, whether comprised or

21 letters, words, numbers, pictures, sounds, or symbols, or any combinations thereof, whether prepared by

22 hand or electronic, magnetic, photographic, mechanic or other means, including audio or video

23 recordings of communications, occurrences, or events. This definition includes, but is not limited to, any

24 and all of the following: correspondence, notes, minutes, records, messages, memoranda, diaries,

25 contracts, agreements, invoices, orders, acknowledgments, receipts, bills, statements, journals, ledgers,

26 appraisals, reports, forecasts, compilations, schedules, studies, summaries, analyses, pamphlets,

27 brochures, advertisements, newspaper clippings, articles, tables, tabulations, plans, photographs,

28 pictures, film, microfilm, microfiche, computer-stored (whether stored on a desktop computer, laptop

1 computer, tablet, smart phone, backup storage, or other electronic system) or computer-readable data,
2 computer programs, computer printouts, e-mails, texts, telegrams, telexes, facsimiles, tapes, transcripts,
3 recordings, and all other sources or formats from which data, information, or communications can be
4 obtained. This definition shall also include any draft, preliminary version, or revisions of the foregoing,
5 and all copies of a document shall be produced to the extent that the copies differ from the document
6 production due to notations, additions, insertions, deletions, comments, attachments, enclosures, or
7 markings of any kind.

8 4. **PROJECT** refers to the project described in paragraph 2 of YOUR DECLARATION,
9 where you declare that “In my role as Information Technology Supervisor II, I oversaw a project
10 undertaken by the Firearms Software Development Unit to modify the Dealer Record of Sale Entry
11 System (DES) and various DOJ applications and databases.”

REQUEST FOR PRODUCTION OF DOCUMENTS

13 | REQUEST FOR PRODUCTION NO. 1:

14 Please provide all DOCUMENTS that identify when YOU were assigned to work on the
15 PROJECT.

16 | REQUEST FOR PRODUCTION NO. 2:

17 Please provide all DOCUMENTS that identify when YOU began work on the PROJECT.

18 | REQUEST FOR PRODUCTION NO.3:

19 Please provide all DOCUMENTS in which you predict or otherwise reference when YOU
20 believed work on the PROJECT would be completed.

21 | REQUEST FOR PRODUCTION NO.4:

22 Please provide all DOCUMENTS in which you predict or otherwise reference the total amount
23 of time you believed it would take to complete the PROJECT.

24 | REQUEST FOR PRODUCTION NO.5:

25 Please provide all DOCUMENTS that reference when work on the PROJECT was completed

26 | REQUEST FOR PRODUCTION NO. 6:

27 Please provide all DOCUMENTS which reflect the total amount of time YOU spent completing
28 the PROJECT

1 **REQUEST FOR PRODUCTION NO.7:**

2 If YOU assigned work on the PROJECT to coworkers or independent contractors, please provide
3 all COMMUNICATIONS describing these work assignments.

4 **REQUEST FOR PRODUCTION NO.8:**

5 Please provide all DOCUMENTS related to YOUR work on the PROJECT, including but not
6 limited to the work described in described in paragraphs 8-17 of YOUR DECLARATION.

7 **REQUEST FOR PRODUCTION NO.9:**

8 Please provide all DOCUMENTS related to YOUR supervision of any work done on the
9 PROJECT by others, including but not limited to the work described in paragraphs 8-17 of YOUR
10 DECLARATION.

12 Date: December 16, 2021

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

13 

14 Anna M. Barvir
15 Attorneys for Petitioners-Plaintiffs

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PROOF OF SERVICE

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

On December 16, 2021, I served the foregoing document(s) described as

**AMENDED NOTICE OF DEPOSITION OF CHERYLE MASSARO-FLOREZ AND
REQUEST FOR PRODUCTION OF DOCUMENTS**

on the interested parties in this action by placing

[] the original

[X] a true and correct copy

thereof by the following means, addressed as follows:

Benjamin Barnouw

Deputy Attorney General

Email: Ben.Barnouw@doj.ca.gov

Kenneth G. Lake

Deputy Attorney General

Email: Kenneth.Lake@doj.ca.gov

California Department of Justice

300 South Spring Street

Los Angeles, CA 90013

(BY ELECTRONIC MAIL) As follows: I served a true and correct copy by electronic

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

Executed on December 16, 2021, at Long Beach, California.

Laura Palmerin

1 ROB BONTA
2 Attorney General of California
3 BENJAMIN BARNOUW
4 Supervising Deputy Attorney General
5 State Bar no. 168581
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California Department of Justice,
Attorney General Rob Bonta, and former
Attorney General Xavier Becerra*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
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SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

CENTRAL DISTRICT

FRANKLIN ARMORY, INC., ET AL.,

Plaintiffs and Petitioners,

v.

**CALIFORNIA DEPARTMENT OF
JUSTICE ET AL.,,**

Defendants and
Respondents.

Case No. 20STCP01747

**DECLARATION OF CHERYLE
MASSARO-FLOREZ IN SUPPORT OF
MOTION TO DISMISS THE FIRST,
SECOND AND EIGHTH CAUSES OF
ACTION IN THE SECOND AMENDED
COMPLAINT AND PETITION**

Date: January 27, 2022
Time: 9:30 a.m.
Dept: 85
Judge: Hon. James C. Chalfant
Trial Date: Not set
Action Filed: May 27, 2020

**EXHIBIT
002**

DECLARATION OF CHERYLE MASSARO-FLOREZ IN SUPPORT OF MOTION TO DISM

1 I, Cheryle Massaro-Florez, do hereby declare as follows:

2 1. I am currently employed by the Department of Justice (DOJ), California
3 Justice Information Services Division, as an Information Technology Supervisor II
4 in the Application Development Bureau – Firearms Software Development Unit. I
5 have been employed by the DOJ since 1999. I make this declaration of my own
6 personal knowledge and will so testify if called.

7 2. In my role as Information Technology Supervisor II, I oversaw a project
8 undertaken by the Firearms Software Development Unit to modify the Dealer
9 Record of Sale Entry System (DES) and various DOJ applications and databases.
10 The scope of the project is described below. The modifications were deployed on
11 October 1, 2021.

12 3. The DES is a public-facing web application which firearms dealers use to
13 transmit information to the DOJ to perform background checks on firearms
14 transactions. The background check is known as the Basic Firearms Eligibility
15 Check. Dealers enter information into the DES through a Dealer Record of Sale or
16 “DROS” form, which asks for information about the prospective purchaser or
17 transferee, the firearm, and the firearms dealer. The information is routed to the
18 DES database, and is then pulled from that database into an internal database
19 system known as the Consolidated Firearms Information System. The Consolidated
20 Firearms Information System coordinates the electronic portion of the Basic
21 Firearms Eligibility Check by sending inquiries to other electronic databases and
22 compiling the responses through the DROS application. The DROS application
23 utilizes a middleware program known as the Consolidated Firearms Interface
24 Gateway.

25 4. Background checks focus not only on the prospective purchaser but also on
26 the firearm. For example, the DROS application queries a DOJ database known as
27 the Automated Firearms System to check if the subject firearm was reported as lost
28 or stolen. As another example, the DROS application queries the Consolidated

1 Firearms Information System database to determine if the applicant is applying to
2 purchase more than one “handgun” or “semiautomatic centerfire rifle” in any 30-
3 day period. As a third example, where the applicant is younger than 21 years old,
4 the DROS application checks to see that the firearms dealer has submitted
5 information supporting an exemption to the age requirement.

6 5. Once the Basic Firearms Eligibility Check is completed, and if the firearm
7 transaction is approved, information is routed from the DES database to several
8 applications and databases maintained by the DOJ that track firearms and firearm
9 transactions, including the Automated Firearms System and the Armed and
10 Prohibited Persons System (APPS). The Automated Firearms System is a
11 repository of firearm information, which can be queried by law enforcement to
12 determine who might own a given firearm or what firearms a given person might
13 have. APPS is a database that cross-references persons with firearms records in the
14 Automated Firearms System , typically a DROS record, with those who have a
15 criminal conviction or other circumstance that prohibit them from possessing
16 firearms.

17 6. The purpose of the project was to include an “other” option in the “gun
18 type” field in the DES. Prior to the project, when a DES user selected “Long Gun
19 Transactions” and selected “No” for “Receiver Only,” then the user had to select
20 one of three options available in the “gun type” field, and those three options were
21 “RIFLE,” “SHOTGUN” and “RIFLE/SHOTGUN COMBINATION.” As a result
22 of the project, when a DES user selects “Long Gun Transactions” and selects “No”
23 for “Receiver Only,” then the user must select one of four options available in the
24 “gun type” field, and those four options are “RIFLE,” “SHOTGUN” and
25 “RIFLE/SHOTGUN COMBINATION” and “OTHER.” This modification was
26 deployed on October 1, 2021.

27 7. As is described above, data flows from the DES database to other databases
28 and applications and is processed by those other applications. As a result, the

1 project involved modifications not only to the coding of the DES itself, but also to
2 the coding of several other applications and databases.

3 8. To add the “other” option in the “gun type” menu in the DES, the DES
4 was enhanced to add the “other” category for four transaction types – sale, buy,
5 consignment and pawn. In addition, coding was needed to instruct the system to
6 trigger the Basic Firearms Eligibility Check process for a DROS of a long gun with
7 the “Gun Type” of “Other.” Coding was also needed to modify the process run in
8 the DES which checks information submitted in the firearm transaction application,
9 such as the length of the firearm, to confirm it is consistent with the category
10 selected for the firearm.

11 9. Because the DES was modified to include an “other” option in the “gun
12 type” menu, the Consolidated Firearms Interface Gateway, the middleware program
13 that is used to import and manage data in the Automated Firearms System, had to
14 be modified to be capable of identifying a firearm as having a gun type of “other,”
15 and it also had to be modified to allow searches for records of firearms with a gun
16 type of “other.”

17 10. The Consolidated Firearms Interface Gateway also runs the process that
18 checks if the firearm which is the subject of a transaction was reported stolen or
19 lost. Because the DES was modified to include an “other” option in the “gun type”
20 menu, this process run by the Consolidated Firearms Interface Gateway needed to
21 be modified to check for firearms with a gun type of “other.”

22 11. The Consolidated Firearms Interface Gateway also runs the process which
23 checks the Consolidated Firearms Information System database to determine if the
24 applicant is applying to purchase more than one “handgun” or “semiautomatic
25 centerfire rifle” in any 30-day period. Because the DES was modified to include an
26 “other” option in the “gun type” menu, this process run by the Consolidated
27 Firearms Interface Gateway required enhancement to account for those cases where

1 either the subject of the application at issue or a prior application was a firearm with
2 a “gun type” of “other.”

3 12. The Consolidated Firearms Interface Gateway also runs the process which
4 checks the Consolidated Firearms Information System database to determine
5 whether, for an applicant who is younger than 21-years old, the firearms dealer has
6 submitted information supporting an exemption to the age requirement. Because the
7 DES was modified to include an “other” option in the “gun type” menu, this
8 process had to be enhanced to account for the case where the application was for a
9 firearm with a “gun type” of “other.”

10 13. Because the DES was modified to include an “other” option in the “gun
11 type” menu, APPS also required modification to enhance the matching logic which
12 is used to associate and disassociate firearms from individuals to account for those
13 cases where the firearm was identified as having a “gun type” of “other.”

14 14. Because the DES was modified to include an “other” option in the “gun
15 type” menu, which in turn means that firearms could be categorized as “other” in
16 AFS, an electronic form that citizens can use to retrieve firearms which are being
17 held by a law enforcement agency needed to be modified to account for the
18 possibility that the firearm was identified as an “other.” This electronic form is
19 known as the Law Enforcement Gun Release, and can be accessed through a public
20 facing website known as the California Firearms Application Reporting System.

21 15. For every individual who has obtained a firearm based on an application
22 submitted through the DES, there is a “Person Information” record in the
23 Automated Firearms System. This “Person Information” record is created
24 automatically, but an individual can modify some information in their “Person
25 Information” record through the California Firearms Application Reporting System
26 website by submitting an electronic form known as a Person Information Update.
27 The electronic Person Information Update form requires the individual to identify a
28 firearm that is associated with them. Thus, because the DES was modified to

include an “other” option in the “gun type” menu, the electronic Person Information Update form required modification in order to accept a firearm categorized as having a “gun type” of “other.”

16. The California Firearms Application Reporting System website runs a process which checks the Automated Firearms System database to confirm that information associated with a firearm, such as the length of the firearm, is consistent with the category selected for the firearm. Because the DES was modified to include an “other” option in the “gun type” menu, this process had to be enhanced to account for the case where the firearm has a “gun type” of “other.”

17. The Consolidated Firearms Interface Gateway also runs a process which checks the Automated Firearms System database for firearms that are “assault weapons” under California law based on their characteristics. Because the DES was modified to include an “other” option in the “gun type” menu, this process had to be enhanced to account for the case where the firearm has a “gun type” of “other.”

I declare, under penalty of perjury, that the foregoing is true and correct, and that this declaration is executed on November 29, 2021, at Sacramento, California.

Cheryle M. Florez
Cheryle Massaro-Florez

LA2020601064

DECLARATION OF SERVICE BY E-MAIL

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

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On November 29, 2021, I served the attached **DECLARATION OF CHERYLE MASSARO-FLOREZ IN SUPPORT OF MOTION TO DISMISS THE FIRST, SECOND AND EIGHTH CAUSES OF ACTION IN THE SECOND AMENDED COMPLAINT AND PETITION** by transmitting a true copy via electronic mail, addressed as follows:

Anna M. Barvir
Jason A. Davis
KonstadinosT. Moros
MICHEL & ASSOCIATES, P.C.
abarvir@michellawyers.com
Jason@calgunlawyers.com
kmoros@michellawyers.com
lpalmerin@michellawyers.com

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 November 29, 2021, at Los Angeles, California.

Jasmine Zarate

Declarant

/s/ Jasmine Zarate

Signature

1 ROB BONTA
2 Attorney General of California
3 BENJAMIN BARNOUW
4 Supervising Deputy Attorney General
5 State Bar No. 168581
6 KENNETH G. LAKE
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*Attorneys for Defendants and Respondents
California Department of Justice,
Attorney General Rob Bonta and former
Attorney General Xavier Becerra*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11
12
13
14 **FRANKLIN ARMORY, INC., ET AL.**

15 Plaintiffs and Petitioners,

16 **v.**

17 **CALIFORNIA DEPARTMENT OF**
18 **JUSTICE, ET AL.,**

19 Defendants and Respondents.

20 Case No. 20STTCP01747

21
22 **DEFENDANT-RESPONDENT**
DEPARTMENT OF JUSTICE'S
RESPONSE TO REQUEST FOR
PRODUCTION, SET TWO,
PROPOUNDED BY PLAINTIFF –
PETITIONER FRANKLIN ARMORY,
INC.

23 Action Filed: May 27, 2020

24 PROPOUNDING PARTY: Plaintiff-Petitioner Franklin Armory, Inc.

25 RESPONDING PARTY: Defendant-Respondent California Department of Justice

26 SET NO.: Two

27
28
EXHIBIT
003

1 Defendant-Respondent California Department of Justice (Defendant) responds to the
2 Request for Production, Set Two, propounded by Plaintiff-Petitioner Franklin Armory, Inc. as
3 follows:

4 **PRELIMINARY STATEMENT**

5 Defendant has not yet fully completed the investigation of the facts relating to this case
6 and has not yet fully completed discovery in this action. All of the responses contained herein are
7 based solely upon information and documents which are presently available to, and specifically
8 known by, Defendant and disclose only those contentions which presently occur to Defendant. It
9 is anticipated that further discovery, independent investigation, legal research and analysis will
10 supply additional facts and lead to additions, changes, and variations from the answers herein.
11 The following responses are given without prejudice to the right to produce evidence or witnesses
12 which Defendant may later discover. Defendant accordingly reserves the right to change any and
13 all responses herein as additional facts are ascertained, witnesses identified and legal research is
14 completed. The responses contained herein are made in good faith in an attempt to supply as
15 much factual information and as much specification of legal contention as is presently known and
16 should in no way prejudice Defendant in relation to further discovery and proceedings.

17
18 **GENERAL OBJECTIONS**

19 Each and every request for documents and things is answered subject to the limitations
20 and objections set forth in the specific responses and to the general limitations and objections set
21 forth below.

22 1. Defendant objects to each request to the extent it could be interpreted as calling for the
23 production of privileged or protected documents, if any exist. To the extent that any requests
24 purport to call for production of privileged documents generated by or at the request of
25 Defendant's counsel specifically in connection with the defense of this litigation, or in
26 anticipation of this litigation, Defendant has no obligation to identify the privileged documents
27 and will not do so.

28 2. No response to any portion of these production demands shall be deemed to be a waiver of any

1 objection not set forth which could be made to any portion of these production demands
2 concerning the relevancy of a document or the information set forth in a document, or of any
3 other matter involving admissibility of such information or document at the trial of this action.
4 3. Production of documents in any or all categories of these production demands shall not be
5 deemed a waiver of any right of Defendant to object to further production of such documents.
6 4. This response, and the production of documents hereunder, are based upon information
7 presently known to Defendant. Further investigation or discovery may reveal additional
8 documents not produced herein and presently unavailable. Accordingly, this response is provided
9 without prejudice to the rights of Defendant to present additional documents later obtained as a
10 result of such investigation or discovery.
11 5. Defendant objects to each request to the extent that the response is more properly sought from
12 parties or persons other than Defendant and is obtainable from some other source that is more
13 convenient, less burdensome and less expensive.

14

15 **RESPONSES TO REQUESTS FOR PRODUCTION**

16 **REQUEST FOR PRODUCTION NO. 20:**

17 Produce a copy of the bulletin YOU released to firearm dealers on or before October 1,
18 2021 titled “IMPORTANT NOTICE Regarding the Sale of “Other” Firearms.”

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 20:**

20 Defendant will produce any non-privileged documents in its possession, custody or
21 control located after a diligent search and reasonable inquiry that are responsive to this request.
22 Responsive to this request are attached pages stamped DOJ0005-DOJ0008.

23

24 **REQUEST FOR PRODUCTION NO. 11:**

25 Produce a copy of the bulletin YOU released to firearm dealers on or before September
26 27, 2021 titled “Important Notice Regarding ‘Other’ Firearms” that was superseded by the
27 October 1, 2021 bulletin described in Request for Production No. 20.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 11:**

2 Defendant will produce any non-privileged documents in its possession, custody or
3 control located after a diligent search and reasonable inquiry that are responsive to this request.
4 Responsive to this request are attached pages stamped DOJ0001-DOJ0004.

5

6 **REQUEST FOR PRODUCTION NO. 22:**

7 Produce all DOCUMENTS that constitute prior versions or drafts of the bulletin YOU
8 released to firearm dealers on or before October 1, 2021 titled "IMPORTANT NOTICE
9 Regarding the Sale of "Other" Firearms."

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 22:**

11 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
12 and harassing. Defendant further objects to this request on the ground it seeks documents which
13 are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence,
14 exceeds the limited discovery allowed by the Court regarding the current claims, and seeks
15 documents subject to privileges, including the official information privilege, the attorney-client
16 privilege, and the attorney-work product privilege. (Evid. Code, § 1040 [official information];
17 Evid. Code § 954 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].)
18 Defendant further objects to this request as the mandamus cause of action and related claims are
19 moot. As of October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other"
20 option in the "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed
21 that this modification to the DES on October 1, 2021, removes any and all barriers in processing
22 "Other" type firearms.

23

24 **REQUEST FOR PRODUCTION NO. 23:**

25 Produce all DOCUMENTS that constitute prior versions or drafts of the bulletin YOU
26 released to firearm dealers on or before September 27, 2021 titled "Important Notice Regarding
27 'Other' Firearms" that was superseded by the October 1, 2021 bulletin described in Request for
28 Production No. 20.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 23:**

2 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
3 and harassing. Defendant further objects to this request on the ground it seeks documents which
4 are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence,
5 exceeds the limited discovery allowed by the Court regarding the current claims, and seeks
6 documents subject to privileges, including the official information privilege, the attorney-client
7 privilege, and the attorney-work product privilege. (Evid. Code, § 1040 [official information];
8 Evid. Code § 954 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].)
9 Defendant further objects to this request as the mandamus cause of action and related claims are
10 moot. As of October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other"
11 option in the "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed
12 that this modification to the DES on October 1, 2021, removes any and all barriers in processing
13 "Other" type firearms.

14

15 **REQUEST FOR PRODUCTION NO. 24:**

16 Produce all non-privileged COMMUNICATIONS relating the drafting of the bulletin YOU
17 released to firearm dealers on or before October 1, 2021 titled "IMPORTANT NOTICE
18 Regarding the Sale of "Other" Firearms."

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 24:**

20 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
21 and harassing, and fails to describe the documents sought with reasonable particularity.
22 Defendant further objects to this request on the ground it seeks documents which are neither
23 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
24 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
25 to privileges, including the official information privilege, the attorney-client privilege, and the
26 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954
27 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
28 objects to this request as the mandamus cause of action and related claims are moot. As of

1 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
2 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
3 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
4 type firearms.

5

6 **REQUEST FOR PRODUCTION NO. 25:**

7 Produce all COMMUNICATIONS relating to drafting the bulletin YOU released to
8 firearm dealers on or before September 27, 2021 titled "Important Notice Regarding 'Other'
9 Firearms" that was superseded by the October 1, 2021 bulletin described in Request for
10 Production No. 20.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 25:**

12 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
13 and harassing, and fails to describe the documents sought with reasonable particularity.
14 Defendant further objects to this request on the ground it seeks documents which are neither
15 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
16 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
17 to privileges, including the official information privilege, the attorney-client privilege, and the
18 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954
19 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
20 objects to this request as the mandamus cause of action and related claims are moot. As of
21 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
22 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
23 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
24 type firearms.

25

26 **REQUEST FOR PRODUCTION NO. 26:**

27 Produce all COMMUNICATIONS relating to revising the bulletin YOU released to
28 firearm dealers on or before October 1, 2021 titled "IMPORTANT NOTICE Regarding the Sale

1 of "Other" Firearms."

2 **RESPONSE TO REQUEST FOR PRODUCTION NO. 26:**

3 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
4 and harassing, and fails to describe the documents sought with reasonable particularity.
5 Defendant further objects to this request on the ground it seeks documents which are neither
6 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
7 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
8 to privileges, including the official information privilege, the attorney-client privilege, and the
9 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954
10 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
11 objects to this request as the mandamus cause of action and related claims are moot. As of
12 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
13 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
14 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
15 type firearms.

16

17 **REQUEST FOR PRODUCTION NO. 27:**

18 Produce all COMMUNICATIONS relating to the bulletin YOU released to firearm
19 dealers on or before September 27, 2021 titled "Important Notice Regarding 'Other' Firearms"
20 that was superseded by the October 1, 2021 bulletin described in Request for Production No. 20.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 27:**

22 Defendant objects to this request on the ground it is overbroad, and unduly burdensome
23 and harassing, and fails to describe the documents sought with reasonable particularity.
24 Defendant further objects to this request on the ground it seeks documents which are neither
25 relevant nor reasonably calculated to lead to the discovery of admissible evidence, exceeds the
26 limited discovery allowed by the Court regarding the current claims, and seeks documents subject
27 to privileges, including the official information privilege, the attorney-client privilege, and the
28 attorney-work product privilege. (Evid. Code, § 1040 [official information]; Evid. Code § 954

1 [attorney-client]; Code Civ. Proc., § 2018.030 [attorney work-product].) Defendant further
2 objects to this request as the mandamus cause of action and related claims are moot. As of
3 October 1, 2021, the Dealer Record of Sale Entry System (DES) includes an "Other" option in the
4 "gun type" dropdown menu. On November 3, 2021, Plaintiffs' counsel confirmed that this
5 modification to the DES on October 1, 2021, removes any and all barriers in processing "Other"
6 type firearms.

7

8 Dated: November 29, 2021

Respectfully Submitted,

9

ROB BONTA
10 Attorney General of California

11

Benjamin Barnouw

12

13

BENJAMIN BARNOUW
Supervising Deputy Attorney General
KENNETH G. LAKE
Deputy Attorney General
Attorneys for Defendants-Respondents
California Department of Justice, Attorney
General Rob Bonta, and former Attorney
General Xavier Becerra

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VERIFICATION

I, Maricela Leyva, am a Staff Services Manager I at the Department of Justice, Bureau of Firearms, and as such I am authorized to verify the foregoing discovery response on behalf of defendant California Department of Justice. I know the contents of the foregoing Response to Request for Production (Set 2) propounded by Plaintiff-Petitioner Franklin Armory, Inc. in the lawsuit titled Franklin Armory, Inc., et al. v. California Department of Justice, et al. (Los Angeles County Superior Court Case no. 20STCP01747) and I believe the responses to be true and correct based on documents and information made available to me.

9 I declare under penalty of perjury pursuant to the laws of the State of California that the
10 above is true and correct and that this verification is executed on November 24, 2021, at
11 Sacramento, California.

Maricela Leyva

LA2020601064

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

The purpose of this notice is to provide information on firearms categorized as firearm type "Other" and to advise California Firearm Dealers (CFD's) how to submit a Dealer Record of Sale (DROS) transaction in the DROS Entry System (DES) for an "Other" type firearm. The gun type option, "Other" will be available within the DES at 5:00 am Friday, October 1, 2021.

WHAT IS CONSIDERED AN “OTHER” FIREARM

An "Other" type firearm is a firearm that does not meet the definition of a rifle (Pen. Code, § 17090), shotgun (Pen. Code, § 17190), or pistol (Pen. Code, § 16350.) An "Other" can also be considered an assault weapon.

Note: Prior to the sale, loan, or transfer of an "Other" type firearm you must confirm:

1. That it has a fixed magazine that accepts 10 rounds or fewer.
2. That it has an overall length of 30 inches or more.

If the "Other" does not meet the criteria above or is considered an "Other" Assault Weapon pursuant to Penal Code 30900, **the “Other” may not be sold, loaned or transferred** in the DES.

WHAT IS CONSIDERED AN “OTHER” ASSAULT WEAPON

Pursuant to Penal Code section 30900, subdivision (c), paragraph (1), effective September 1, 2020, an "Other" assault weapon is defined in Penal Code section 30515, subdivision (a), paragraphs (9), (10), or (11), as:

9. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that does not have a fixed magazine, but that has any one of the following:
 - A. A pistol grip that protrudes conspicuously beneath the action of the weapon.
 - B. A thumbhole stock.
 - C. A folding or telescoping stock.
 - D. A grenade launcher or flare launcher.
 - E. A flash suppressor.
 - F. A forward pistol grip.
 - G. A threaded barrel, capable of accepting a flash suppressor, forward handgrip, or silencer.
 - H. A second handgrip.
 - I. A shroud that is attached to, or partially or completely encircles, the barrel that allows the bearer to fire the weapon without burning the bearer's hand, except a slide that encloses the barrel.
 - J. The capacity to accept a detachable magazine at some location outside of the pistol grip.
10. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has a fixed magazine with the capacity to accept more than 10 rounds.
11. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has an overall length of less than 30 inches.

For purposes of this section, "fixed magazine" means an ammunition feeding device contained in, or permanently attached to, a firearm in such a manner that the device cannot be removed without disassembly of the firearm action.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

Penal Code section 30900, as amended, requires any person who, prior to September 1, 2020, lawfully possessed an assault weapon as defined by Penal Code Section 30515 subdivision (a) paragraphs (9), (10), and (11), and is eligible to register an assault weapon as set forth in Penal Code Section 30900, subdivision (c), to submit an application to the DOJ to register the firearm **before January 1, 2022**.

The “Other” Assault Weapon Registration will take place between 9:00 a.m. PST on October 1, 2021 through 11:59 p.m. PST on December 31, 2021.

**RESTRICTIONS THAT DO NOT APPLY TO THE SALE OF NON-ASSAULT WEAPON
“OTHER” FIREARMS**

30-DAY RESTRICTION

Penal Code section 27535, subdivision (a), provides in pertinent part that “A person shall not make an application to purchase more than one handgun or semiautomatic centerfire rifle within any 30-day period. This restriction does **NOT** apply to “Other” type firearms.

AGE RESTRICTION

Penal Code section 27510, subdivision (a), provides “A person licensed under sections 26700 to 26915, inclusive, shall not sell, supply, deliver, or give possession or control of a firearm to any person who is under 21 years of age. This restriction does **NOT** apply to a fully assembled “Other” type firearm.

Under federal law, an “Other” frame or receiver may not be sold, loaned or transferred to an individual less than 21 years of age. [18 U.S.C. 921(a)(5) and (7) and 922(b)(1); 27 CFR 478.11 and 478.99(b)]

SALE OR TRANSFER OF SELF-MANUFACTURED “OTHER” FIREARMS PROHIBITED

The sale or transfer of ownership of a firearm manufactured or assembled pursuant to Penal Code section 29180, subdivision (d)(1) is prohibited. This includes “Other” type firearms. The serial number on this particular firearm contains the abbreviation “FMBUS” (Firearm Manufactured by Unlicensed Subject) and additional numbers and letters.



IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

HOW TO SUBMIT AN “OTHER” FIREARM IN THE DES

The DROS Entry System (DES) **Gun Type** field, for long gun transactions only, has been enhanced with an “Other” firearm option. Below are instructions on how to submit an “Other” type firearm.

STEP 1

Select the **Long Gun Transactions** type related to the sale you are conducting.

Long Gun Transactions

- Dealer Long Gun Sale
- Private Party Long Gun Transfer
- Pawn/Consignment Long Gun Redemption
- Curio/Relic Long Gun Sale
- Long Gun Loan

STEP 2

Under the Transaction and Firearm Information, **Gun Type** drop down, select “Other”.

Transaction and Firearm Information

*Gun Show Transaction?	Waiting Period Exemption		
Select	Select Waiting Period Exemption		
30-Day Restriction Exemption			
Select 30-Day Restriction Exemption			
*Receiver Only	*Make	*Model	
Select	Select Make Description		
*Caliber	Additional Caliber		
Select Caliber	Select Additional Caliber		
Additional Caliber	Additional Caliber		
Select Additional Caliber	Select Additional Caliber		
*Barrel Length	*Unit	*Gun Type	*Category
	Select Unit	Select Gun Type	Select Category
Select Gun Type			
RIFLE			
RIFLE/SHOTGUN COMBINATION			
SHOTGUN			
*Serial Number	*Re-enter	*Color	
		Select Color	
*New/Used Gun	*Firearm Safety Device (FSD)	*Age Exemption	
Select	Select Firearm Safety Device (FSD)	Select Age Exemption	
Comments			
200 character limit. Characters remaining: 200			

STEP 3

Follow the steps identified in the DES Firearms and Ammunition Dealer User Guide titled, “Previewing, Printing, and Submitting/Delivering Firearm DROS Transaction” to complete and submit the transaction.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

CALIFORNIA FIREARMS LICENSEE CHECK SYSTEM

When completing the firearms shipment verification request, an “Other” type firearm should be documented as a “long gun” in the number of weapons to be shipped field.



The screenshot shows the California Firearms Licensee Check System interface. At the top, it displays the State of California Department of Justice logo and the Attorney General's name. The page title is 'Firearms Shipment Verification Request'. Below the title, there are three input fields: 'Shipment Recipient CL Number', 'Number of weapons to be shipped' (with a dropdown menu showing 'Handguns' and 'Long Guns'), and 'Shipment Invoice Number'. The 'Number of weapons to be shipped' field is highlighted with a red box and a red arrow pointing to the 'Long Guns' option. At the bottom, there are 'Submit', 'Clear', and 'Main Menu' buttons.

WHERE CAN I FIND ADDITIONAL INFORMATION ABOUT “OTHER” ASSAULT WEAPONS?

Additional information can be found within the [“Other” Assault Weapons](#) Frequently Asked Questions on the Bureau of Firearms website at <https://oag.ca.gov/firearms/regagunfaqs>.

If you have any questions, please contact the Bureau of Firearms, Customer Support Center at (855) 365-3767 or via e-mail at bofdes@doj.ca.gov Monday through Saturday 8:00 am to 9:00 pm and Sunday 8:00 am to 4:30 pm. You may also seek guidance with interpretation of this law from your legal counsel.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

(THIS BULLETIN SUPERSEDES DES BULLETIN TITLED “Important Notice Regarding ‘Other’ Firearms” – Posted on 09/27/2021 at 9:50 AM.)

The purpose of this notice is to provide information on firearms categorized as firearm type “Other” and to advise California Firearm Dealers (CFD’s) how to submit a Dealer Record of Sale (DROS) transaction in the DROS Entry System (DES) for an “Other” type firearm. The gun type option, “Other” will be available within the DES at 5:00 am Friday, October 1, 2021.

WHAT IS CONSIDERED AN “OTHER” FIREARM

An “Other” type firearm is a firearm that does not meet the definition of a rifle (Pen. Code, § 17090), shotgun (Pen. Code, § 17190), or pistol (Pen. Code, § 16350.) Firearms that might be eligible for DROS at this time would include serialized receivers, barreled actions (that lack a stock), “Buntline” type firearms with revolving cylinders, firearms that fire shotgun shells that also lack a stock (commonly known as Pistol Grip shotguns).

Note: Prior to the sale, loan, or transfer of a centerfire “Other” type firearm, you must confirm the “Other” does not meet the criteria of an “Other” Assault Weapon pursuant to Penal Code 30515.

WHAT IS CONSIDERED AN “OTHER” ASSAULT WEAPON

Effective September 1, 2020, an “Other” assault weapon is defined in Penal Code section 30515(a)(9), (10), or (11), as:

9. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that does not have a fixed magazine, but that has any one of the following:
 - A. A pistol grip that protrudes conspicuously beneath the action of the weapon.
 - B. A thumbhole stock.
 - C. A folding or telescoping stock.
 - D. A grenade launcher or flare launcher.
 - E. A flash suppressor.
 - F. A forward pistol grip.
 - G. A threaded barrel, capable of accepting a flash suppressor, forward handgrip, or silencer.
 - H. A second handgrip.
 - I. A shroud that is attached to, or partially or completely encircles, the barrel that allows the bearer to fire the weapon without burning the bearer’s hand, except a slide that encloses the barrel.
 - J. The capacity to accept a detachable magazine at some location outside of the pistol grip.
10. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has a fixed magazine with the capacity to accept more than 10 rounds.
11. A semiautomatic centerfire firearm that is not a rifle, pistol, or shotgun, that has an overall length of less than 30 inches.

For purposes of this section, “fixed magazine” means an ammunition feeding device contained in, or permanently attached to, a firearm in such a manner that the device cannot be removed without disassembly of the firearm action.

See related Other Assault Weapon Regulations: <https://oag.ca.gov/firearms/regs/oaw>.

Penal Code section 30900, as amended, requires any person who, prior to September 1, 2020, lawfully possessed an assault weapon as defined by Penal Code Section 30515 subdivision (a) paragraphs (9),

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

(10), and (11), and is eligible to register an assault weapon as set forth in Penal Code Section 30900, subdivision (c), to submit an application to the DOJ to register the firearm **before January 1, 2022.**

The “Other” Assault Weapon Registration will take place between 9:00 a.m. PST on October 1, 2021 through 11:59 p.m. PST on December 31, 2021.

RESTRICTIONS REGARDING THE SALE OF NON-ASSAULT WEAPON “OTHER” FIREARMS

30-DAY RESTRICTION

Penal Code section 27535, subdivision (a), provides in pertinent part that “A person shall not make an application to purchase more than one handgun or semiautomatic centerfire rifle within any 30-day period.” This restriction does **NOT** apply to “Other” type firearms.

AGE RESTRICTION

Penal Code section 27510, subdivision (a), provides “A person licensed under sections 26700 to 26915, inclusive, shall not sell, supply, deliver, or give possession or control of a firearm to any person who is under 21 years of age.” This restriction applies to a fully assembled “Other” firearm unless the purchaser is exempt under 27510, subdivision (b).

Under federal law, an “Other” frame or receiver may not be sold, loaned or transferred to an individual less than 21 years of age. [18 U.S.C. 921(a)(5) and (7) and 922(b)(1); 27 CFR 478.11 and 478.99(b)]

SALE OR TRANSFER OF SELF-MANUFACTURED “OTHER” FIREARMS PROHIBITED

The sale or transfer of ownership of a firearm manufactured or assembled pursuant to Penal Code section 29180, subdivision (d)(1) is prohibited. This includes “Other” type firearms. The serial number on this particular firearm contains the abbreviation “FMBUS” (Firearm Manufactured by Unlicensed Subject) and additional numbers and letters.



HOW TO SUBMIT AN “OTHER” FIREARM IN THE DES

The DROS Entry System (DES) **Gun Type** field, for long gun transactions only, has been enhanced with an “Other” firearm option. Below are instructions on how to submit an “Other” type firearm.

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

STEP 1

Select the **Long Gun Transactions** type related to the sale you are conducting.

Long Gun Transactions

- Dealer Long Gun Sale
- Private Party Long Gun Transfer
- Pawn/Consignment Long Gun Redemption
- Curio/Relic Long Gun Sale
- Long Gun Loan

STEP 2

Under the Transaction and Firearm Information, **Gun Type** drop down, select “Other”.

Transaction and Firearm Information

*Gun Show Transaction? Waiting Period Exemption
Select

30-Day Restriction Exemption
Select 30-Day Restriction Exemption

*Receiver Only *Make *Model
Select

*Caliber Additional Caliber
Select Caliber

Additional Caliber Additional Caliber
Select Additional Caliber

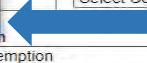
*Barrel Length *Unit *Gun Type *Category
Select Unit

*Serial Number *Re-enter *Color
Select

*New/Used Gun *Firearm Safety Device (FSD) *Age Exemption
Select

Comments

200 character limit. Characters remaining: 200



STEP 3

Follow the steps identified in the DES Firearms and Ammunition Dealer User Guide titled, “Previewing, Printing, and Submitting/Delivering Firearm DROS Transaction” to complete and submit the transaction.

CALIFORNIA FIREARMS LICENSEE CHECK SYSTEM

When completing the firearms shipment verification request, an “Other” type firearm should be documented as a “long gun” in the number of weapons to be shipped field.

State of California [SKIP TO CONTENT](#)
Department of Justice 
[AG HOME PAGE](#) [Version 7.0.0.3](#) [HELP](#) [CONTACT US](#) [LOGOFF](#)
User: JAMES HEWITT | January 27, 2020

Firearms Shipment Verification Request

*Shipment Recipient CL Number [View CL Number Information](#)
You must obtain the five (5) digit CL number from the intended recipient of the firearms shipment.

*Number of weapons to be shipped
Handguns Long Guns 

*Shipment Invoice Number

IMPORTANT NOTICE
Regarding the Sale of “Other” Firearms

WHERE CAN I FIND ADDITIONAL INFORMATION ABOUT “OTHER” ASSAULT WEAPONS?

Additional information can be found on the Bureau of Firearms website within the [“Other” Assault Weapon Registration](#) web page at <https://oag.ca.gov/firearms/oawr-notice> or within the [“Other” Assault Weapons](#) Frequently Asked Questions web page at <https://oag.ca.gov/firearms/regagunfaqs>.

If you have any questions, please contact the Bureau of Firearms, Customer Support Center at (855) 365-3767 or via e-mail at bofdes@doj.ca.gov Monday through Saturday 8:00 am to 9:00 pm and Sunday 8:00 am to 4:30 pm. You may also seek guidance with interpretation of this law from your legal counsel.

DECLARATION OF SERVICE BY E-MAIL

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

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On November 29, 2021, I served the attached **DEFENDANT-RESPONDENT
DEPARTMENT OF JUSTICE'S RESPONSE TO REQUEST FOR PRODUCTION, SET
TWO, PROPOUNDED BY PLAINTIFF –PETITIONER FRANKLIN ARMORY,
INC** by transmitting a true copy via electronic mail, addressed as follows:

Anna M. Barvir
Jason A. Davis
Konstadinos T. Moros
MICHEL & ASSOCIATES, P.C.
abarvir@michellawyers.com
Jason@calgunlawyers.com
kmoros@michellawyers.com
lpalmerin@michellawyers.com

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 November 29, 2021, at Los Angeles, California.

Jasmine Zarate
Declarant

/s/ Jasmine Zarate
Signature

From: [Christina RosaRobinson](#)
To: [REDACTED]
Subject: AWR & Other Gun Timeline - version 0.1
Date: Monday, August 9, 2021 8:26:22 AM

Good Morning All,

Below is the proposed timeline as discussed during the last AWR & Other Gun status meeting.

Please let me know if corrections or edits are needed. As changes in the timeline arise, I will send an updated version.

Thank you

V 0.1



AWR Other & Other Gun Changes Timeline – Live: Friday, October 1st

- Complete AWR Other Gun Registration Web Form – ADB/Web Team – Due: Friday, 8/13
- CFARS AWR Other Gun Development & Other Gun Struts > Spring Conversion – ADB/FFAS – Due: Monday, 8/30
- AWR (Internal) Other Gun Development – ADB/FFAS – Due: Monday, 8/30
- CFIS Batch AWR Other Gun Development – ADB/FFAS – Due: Monday, 8/30
- AWR Other Gun Registration (Web Form, CFARS, AWR Internal, APPS, AFS) Functional Testing & SIT – ADB/FFAS? / BOF Testers - Start: Tuesday, 9/1 Due: Friday 9/14
- Other Gun Functional Testing (DES, CFARS, CFIG, DROS, APPS, JES) & SIT (DES, CFARS, CFIG, DROS, APPS & AFS) – ADB/FFAS?/ BOF Testers – Start: Tuesday, 9/1 Due: Tuesday, 9/14

EXHIBIT
004

- DES, CFARS, DROS, APPS, AWR Internal Regression – BOF Testers - Start: Tuesday, 9/1
Due Tuesday, 9/14
- Functional, SIT & Regression Fixes – ADB/Web Team & ADB/FFAS – Due: Tuesday, 9/14
- User Acceptance Testing – BOF Testers – Start: Thursday, 9/16 Due: Friday, 9/24
- UAT Bug Fixes – ADB/Web Team & ADB/FFAS – Due: Friday, 9/24

Christina Rosa-Robinson
ADB/IASB/Firearms & Forensic Applications Section
California Department of Justice
916-210-5314

OTHER GUN ASSUMPTIONS

- 1) All requirements except the changes detailed in "Gun Type "other" MVP-Requirements-Disclosure updated 02 10 21.xlsx" (in red) will stay the same. No new requirements from BOF will be given for this effort.
- 2) The analyst and developer resources needed to support CFARS/DES for Other Guns are also assigned to AB 1872/ AB 2165, SB 746/ AB 539 [REDACTED].

TIMELINE FOR DEVELOPMENT: Total – 2.5 to 3 months

Phase	Duration	Scope	Resources
Analysis	2 Weeks	<ul style="list-style-type: none">• Spring Code Changes• Jobs• Database changes• Views and Reports defined in Disclosure	<ul style="list-style-type: none">• CFARS – [REDACTED]• [REDACTED]• DES – [REDACTED]• [REDACTED]• CFIG – [REDACTED]• D1.9 - Reports designated by BOF as those used to report statistics to external entities will be evaluated first for impact from the "Other" Gun Type enhancement only. – [REDACTED]
Build	3 weeks	<ul style="list-style-type: none">• Jobs• Database changes• Views and Reports defined in Disclosure	<ul style="list-style-type: none">• CFARS – [REDACTED]• [REDACTED]• DES – [REDACTED]• [REDACTED]• CFIG – [REDACTED]• D1.9 - Reports designated by BOF as those used to report statistics for "Other" Gun Type enhancement only. – [REDACTED]
SIT/Regression	3 weeks	<ul style="list-style-type: none">• Jobs• Database changes• Views and Reports defined in Disclosure	<ul style="list-style-type: none">• CFARS – [REDACTED]• [REDACTED]• ETO if we do it with Spring migration)• DES – [REDACTED]• Integration / round trip testing – [REDACTED]• Reports – [REDACTED]
UAT	2 weeks		<ul style="list-style-type: none">• CFARS – BOF• DES- BOF• Reports – BOF

1) October 1, 2021 Deploy: [REDACTED]

Task Name	% Complete	Duration	Start	Finish
Other Gun Impact	0%	50 days	Mon 7/19/21	Mon 9/27/21
Analysis	0%	2 wks	Mon 7/19/21	Fri 7/30/21
Build	0%	3 wks	Mon 8/2/21	Fri 8/20/21
SIT Regression	0%	3 wks	Mon 8/23/21	Mon 9/13/21
UAT	0%	2 wks	Tue 9/14/21	Mon 9/27/21

- [REDACTED]
- [REDACTED]
- AB 1872/ AB 2165 Build (CFARS/DES) – Scheduled for May to September 2021
- AB 1872 / AB 2165 Testing (CFARS/DES) – Scheduled for September to November 2021
- SB 746 / SB 539 Build (CFARS/DES) – Scheduled for May to September 2021
- SB 746 / SB 539 Testing (CFARS/DES) – Scheduled for September to November 2021
- [REDACTED]
- [REDACTED]

2) January 1, 2022 Deploy: [REDACTED]

Task Name	% Complete	Duration	Start	Finish
Other Gun Impact	0%	50 days	Fri 10/15/21	Thu 12/30/21
Analysis	0%	2 wks	Fri 10/15/21	Thu 10/28/21
Build	0%	3 wks	Fri 10/29/21	Mon 11/22/21
SIT Regression	0%	3 wks	Tue 11/23/21	Wed 12/15/21
UAT	0%	2 wks	Thu 12/16/21	Thu 12/30/21

- AB 1872 Testing (CFARS/DES) – Scheduled for September to November 2021
- SB 746 Testing (CFARS/DES) – Scheduled for September to November 2021
- [REDACTED]
- [REDACTED]

3) April 1, 2022 Deploy: [REDACTED]

Task Name	% Complete	Duration	Start	Finish
Other Gun Impact 4/1/2022 Deploy	0%	50 days	Tue 1/18/22	Tue 3/29/22

Analysis	0%	2 wks	Tue 1/18/22	Mon 1/31/22
Build	0%	3 wks	Tue 2/1/22	Tue 2/22/22
SIT Regression	0%	3 wks	Wed 2/23/22	Tue 3/15/22
UAT	0%	2 wks	Wed 3/16/22	Tue 3/29/22

4) July 1, 2022 Deploy: [REDACTED]

Task Name	% Complete	Duration	Start	Finish
Other Gun Impact 4/1/2022 Deploy	0%	50 days	Mon 4/18/22	Mon 6/27/22
Analysis	0%	2 wks	Mon 4/18/22	Fri 4/29/22
Build	0%	3 wks	Mon 5/2/22	Fri 5/20/22
SIT Regression	0%	3 wks	Mon 5/23/22	Mon 6/13/22
UAT	0%	2 wks	Tue 6/14/22	Mon 6/27/22

MINIMUM VIABLE PRODUCT (MVP)

- MVP1.0 Enhance DES **Spring migrated code** to allow a sale of Firearm Type 'Other'
- MVP1.1 Enhance DES **Spring migrated code** to allow Acquisition of Firearm Type 'Other'. This includes Buy, Consignment, Pawn
- MVP1.2 Enhance CFARS **Spring Migrated code** to allow a User to submit an AFS Personal Information Update application to append current information to a firearm type defined as 'Other'
- MVP1.3 Enhance CFARS **Spring migrated code** to allow a User to submit a Law Enforcement Gun Release (LEGR) application for an Firearm Type 'Other'

REQUIREMENT

- R1.0 DES must be able to process a DROS transaction for Long Gun with the Firearm Type of 'Other'
- R1.1 A Long Gun DROS with the Gun Type of 'Other' will trigger BFEC Process
- R1.2 DROS transactions of Long Gun with the Firearm Type of 'Other' must be recorded in AFS
- R1.3 CFARS AFS Personal Information Update form shall allow a user to appended current information for Firearm Type 'Other'
- R1.4 CFARS Law Enforcement Gun Release Application (LEGR) form shall allow a user to submit for Firearm Type 'Other'
- R1.5 CFARS Firearm Type 'Other' will model gun type 'Rifle' category and receiver
- R1.6 DROS shall process Firearm Type 'Other' as a Long gun
- R1.7 Category and Barrel validations for Firearm Type 'Other' will follow 'Long gun' Firearm Type validations within DES
- R1.8 Category and Barrel validations for Firearm Type 'Other' will follow 'Rifle' Firearm Type validations within CFARS

IMPACT

- D1.0 Any DROS Reports that use AFS XREF or handgun/long gun logic will count "other" gun as longgun
- D1.1 Purpose code for 'other' gun: **Purpose codes have been modified since the original other gun project and will need to be revisited.**
 - 2 - long gun purchase
 - 3 - frame only purchase
 - 14 - gun permit (for any CRIS records which include LEGR that we're including in this enhancement)
 - 10 - longgun pawn redemption
 - 11 - frame only pawn redemption
- D1.2 "Other" gun type will skip the 1 in 30 day check for background checks because it will be considered a long gun - **will need to know the impact to SB 61**
- D1.3 AFS XREF will indicate long gun for 'other' gun and will be treated like longgun within DROS
- D1.4 Stolen gun match used during BFEC will not match due to different Firearm Type value
- D1.5 AFS assault weapon check logic will be impacted; currently matches by Make, Model, Type, if Firearm Type 'Other' is used will not be caught by AFS assault weapon check
- D1.6 APPS gun match logic for associated and disassociating firearms records from DROS, AWR, AFS will not match due to different firearm type value
- D1.7 AFS duplicate/match hookup gun match logic will not match due to different Firearm Type value
- D1.8 DES Firearm Type 'Other' will model gun type 'Rifle'
- D1.9 Reports designated by BOF as ones used to report statistics to external entities will be evaluated first for impact from the "Other" Gun Type enhancement only.
- D1.10 The "Other Gun Type will be considered a Long Gun - Rifle for processing purposes

SIGNATURE

DATE

PROOF OF SERVICE

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

On June 27, 2024, I served the foregoing document(s) described as

**EXHIBITS 16 OF 18 TO DECLARATION OF ANNA M. BARVIR IN SUPPORT OF
PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT,
OR IN THE ALTERNATIVE, FOR SUMMARY ADJUDICATION**

on the interested parties in this action by placing

[] the original

[X] a true and correct copy

thereof by the following means, addressed as follows:

Kenneth G. Lake

Deputy Attorney General

Email: Kenneth.Lake@doj.ca.gov

Andrew Adams

Email: Andrew.Adams@doj.ca.gov

California Department of Justice

300 South Spring Street, Suite 1702

Los Angeles, CA 90013

Los Angeles, CA 90012
Attorney for Respondents-Defendants

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

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

Executed on June 27, 2024, at Long Beach, California.

nia. *Jan Falaei*

Laura Palmerin

PROOF OF SERVICE

PROOF OF SERVICE

Case Name: *Franklin Armory, Inc., et al. v. California Department of Justice, et al.*
Court of Appeal Case No. B340913
Superior Court Case No. 20STCP01747

I, Laura Fera, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Boulevard, Long Beach, California 90802.

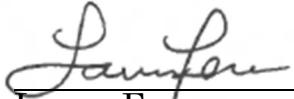
On May 21, 2025, I served a copy of the foregoing document described as: **APPELLANTS' APPENDIX, VOLUME XVIII OF XX, Pages 1784-1936**, on the following parties, as follows:

Kenneth G. Lake
Kenneth.Lake@doj.ca.gov
Andrew F. Adams
Andrew.Adams@doj.ca.gov
Office of the Attorney General
300 South Spring Street
Los Angeles, CA 90013

Attorneys for Respondent

These parties were served as follows: I served a true and correct copy by electronic transmission through TrueFiling. Said transmission was reported and completed without error.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on May 21, 2025, at Long Beach, California.



Laura Fera
Declarant