

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

**[PROPOSED] ORDER FOR APPELLANTS' REQUEST FOR  
JUDICIAL NOTICE, OR ALTERNATIVELY, MOTION TO  
TAKE EVIDENCE  
[California Rules of Court, rules 8.252(a), 8.252(c)]**

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

C.D. Michel – SBN 144258  
Jason A. Davis – SBN 224250  
Anna M. Barvir – SBN 268728  
Konstadinos T. Moros – SBN 306610  
MICHEL & ASSOCIATES, P.C.  
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Long Beach, CA 90802  
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*Counsel for Plaintiffs-Appellants*

The Court, having reviewed Appellants' Request for Judicial Notice, or Alternatively, Motion to Take Evidence, the Declaration of Jason A. Davis, and all supporting documents, and good cause appearing, hereby orders as follows:

[ ] **Appellants' Request for Judicial Notice is GRANTED.** The Court takes judicial notice of the existence of the following documents, pursuant to Evidence Code section 452, subdivisions (c) and (h), and California Rules of Court, rule 8.252(a):

1. Response to Public Records Act Request, DOJ No. 2024-01755, dated April 15, 2025, from the California Department of Justice, Bureau of Firearms (Davis Decl., Exhibit A).

2. Dealer Record of Sale Entry System (DES) JIRA Log, dated April 15, 2025, covering entries from October 1, 2019, to December 31, 2020 (Davis Decl., Exhibit B).

[ ] **Appellants' Motion to Take Evidence is GRANTED.** The Court admits the documents listed above as additional evidence on appeal, pursuant to Code of Civil Procedure section 909 and California Rules of Court, rule 8.252(c).

Date: \_\_\_\_\_

## 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: **[PROPOSED] ORDER FOR APPELLANTS' REQUEST FOR JUDICIAL NOTICE, OR ALTERNATIVELY, MOTION TO TAKE EVIDENCE [California Rules of Court, rules 8.252(a), 8.252(c)]**, on the following parties, as follows:

Kenneth G. Lake  
[Kenneth.Lake@doj.ca.gov](mailto:Kenneth.Lake@doj.ca.gov)  
Andrew F. Adams  
[Andrew.Adams@doj.ca.gov](mailto: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.



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Laura Fera  
Declarant