

ISSUE	CASE NAME	CASE STATUS	WHAT'S NEXT
<b>1ST AMENDMENT CHALLENGE TO HANDGUN AD PROHIBITION</b>	<i>Tracy Rifle and Pistol v. Becerra</i>  (Formerly <i>Tracy Rifle and Pistol v. Harris</i> )	In July 2015, the district court denied a request to prohibit enforcement while the case proceeds. That decision was appealed, and in February 2016, the 9th Cir. upheld the lower court's order within 2 weeks of oral arguments. However, following the appeal of the preliminary injunction, the district court issued a permanent injunction.	As a result of the permanent injunction, California is now prohibited from enforcing its arbitrary and ineffective handgun ad ban.
<b>STATE COURT CHALLENGE TO CALIFORNIA'S MICRO-STAMPING REQUIREMENTS</b>	<i>NSSF v. California</i>	In December 2016, the California Court of Appeal issued a ruling in favor of NSSF, allowing the lawsuit to proceed in the lower court. But in June 2018, the California Supreme Court reversed, upholding the trial court's judgment in favor of the State. NSSF petitioned the Supreme Court to reconsider its opinion, but that petition was denied in August 2018.	As a result of the California Supreme Court opinion, the case is now closed. Another case challenging the microstamping requirement/roster, <i>Pena v. Lindley (Horan)</i> , may be heard by the Supreme Court.
<b>CHALLENGE TO SAN JOSE'S REFUSAL TO RETURN SEIZED FIREARMS</b>	<i>Rodriguez v. City of San Jose</i>	Following the City of San Jose's refusal to return firearms seized by law enforcement, a lawsuit was filed alleging violations of the Second, Fourth, Fifth and Fourteenth Amendments. In September 2017, a federal district court upheld the City's refusal as constitutional. Plaintiff has appealed, with CRPA filing an important amicus brief on March 6, 2018.	On January 14, 2019, the 9th Cir. heard oral argument. On July 23, 2019, the 9th Cir. affirmed the district court's summary judgment ruling in favor of the City of San Jose. Plaintiff is now seeking to have the case re-heard by an <i>en banc</i> panel.

**NRA and CRPA also litigate and assist in critical Second Amendment cases across the country that could set precedent for future challenges to California gun laws.**

<b>CHALLENGE TO FEDERAL FIREARM RESTRICTION DUE TO NON-VIOLENT, DECADES-OLD FELONY CONVICTION</b>	<i>Sessions v. Hatfield</i>	Having suffered a lifetime firearm restriction due to a non-violent felony, plaintiff filed suit challenging the restriction as unconstitutional. On April 26, 2018, a federal district court struck down the restriction as unconstitutional as applied to the plaintiff. The government has appealed, with CRPA filing an important amicus brief on October 12, 2018.	The 7th Cir. Court of Appeals issued an opinion on June 6, 2019, reversing the district court's favorable ruling. On August 7, 2019, the 7th Cir. denied plaintiff's petition to re-hear the case <i>en banc</i> .
<b>CHALLENGES WASHINGTON D.C.'S "GOOD REASON" REQUIREMENT FOR THE ISSUANCE OF A CCW PERMIT</b>	<i>Grace v. District of Columbia</i>	On July 25, 2017, the D.C. Circuit declared Washington, D.C.'s "good reason" requirement for the issuance of a CCW was a violation of the Second Amendment. The court also issued a permanent injunction prohibiting D.C. from enforcing the requirement.  On September 28, 2017, the D.C. Cir. denied Washington, D.C.'s request for rehearing.	Because the decision was not petitioned to the Supreme Court for review, Washington, D.C. is now effectively a "shall-issue" jurisdiction.



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# LOCAL ACTION REPORT

## NAME CALLING IS THE ONLY GAME THEY GOT

BY TIFFANY D. CHEUVRONT

**R**ecently the San Francisco Board of Supervisors voted unanimously to label the National Rifle Association a "domestic terrorist organization" as part of an effort to demonize those associated with the NRA and ultimately to silence their voices by shaming others into not associating with the NRA.

It's an effort that was first pushed in New York, then in Los Angeles. Others are piling on.

These politicians will go to any length to trample on the First Amendment rights of law-abiding citizens and gun owners who rely on the NRA for a louder voice in the public debate.

This is not the first time that politicians have thrown the Constitution out the window to eradicate the gun culture while hoping that courts will look the other way. In 2018, we saw well-funded and organized assaults on gun shows that were based on shrill emotion and pre-spun false talking points. When Del Mar Fairgrounds voted to ban gun shows, CRPA, with NRA support, sued. The federal court saw through the distortions and lies and handed the plaintiffs an initial win by issuing a preliminary injunction on First Amendment grounds that allows gun shows to continue.

But our win in Del Mar didn't stop the gun-owner-shaming mob. Two more

gun show ban bills worked their way through the state Legislature. Senate Bill 281 (D-Scott Weiner) was meant to stop gun shows at the Cow Palace venue in Daly City. Eventually this bill was dropped because Weiner used his political power to strong arm the Cow Palace Board of Directors into stopping gun shows at the venue if they wanted to keep their positions. Even with the Cow Palace Board admitting that the gun show promoters were in full compliance and had done nothing wrong, they voted to end gun shows at that state venue. We are fighting back.

Back at the Del Mar Fairgrounds, State Assemblyman Todd Gloria, looking to further his campaign to run for Mayor of San Diego, pushed a law to ban gun shows at the Del Mar Fairgrounds as of 2021. With Governor Newsom vowing to sign any legislation that would end gun shows in the state, it was an easy push through the Legislature.

So the gun culture is under assault again, and it is up to supporters of the Second Amendment to stand together with those fighting for your rights in the courts.

In San Diego, the anti-gun agenda was pushed by the Moms-Demand-Action-backed city attorney, also running for office, who worked overtime trying to convince the city council that her proposed mandatory locked storage ordinance would make people safer. This, despite testimony showing the crime in San Diego, the slow response time by the 911 dispatch and the knowledge that just days before the vote a San Diego family successfully fended off a knife-wielding intruder because they had an unlocked

and readily available firearm.

Politicians pushing the anti-gun-owner agenda know that the laws they pass don't really make anyone safer. Their goal is to put so many restrictions and costs on law-abiding gun owners that they'll throw up their hands and say, "It's not worth it." Politicians know that pro-gun-owner resources are limited. They know that the Bloomberg gun ban money machine will continue to offer them free legal assistance when they pass a useless law, so they keep passing them.

Fortunately, supporters of the Second Amendment are unwilling to "compromise" over ill-conceived laws that don't work. With the Trump administration adding more conservative justices to the Ninth Circuit and the U.S. Supreme Court, there is hope that rulings in the future will not be so biased.

The easiest way for the gun-ban-lobby to win is to silence your voice. As gun owners, make sure you are engaged and understand when anti-gun groups make false statements. Participate in the calls to action where members can attend meetings, contact elected officials (recently grassroots members turned the tide in Carson, CA, by showing up when called!) and most importantly, donate. Donations to the CRPA fund important legal battles and can make a difference in continuing an ongoing battle or in filing new lawsuits to fight off additional laws.

They may call you names, but those of us in the battle to protect your rights call you the most valuable asset in that war for our freedoms. **CRPA**

JURISDICTION & ISSUE	DESCRIPTION	LOP RESPONSE	STATUS
<b>COUNTY OF SAN FRANCISCO</b>	The County of San Francisco voted on a Resolution (no force of law) to officially name the NRA a "domestic terrorist organization" and seeks to blacklist anyone who does business with both the County and the NRA.	The Resolution passed on the first reading unanimously and is awaiting signature approval. The NRA and CRPA made statements of opposition to this clearly unconstitutional action.	NRA has filed suit against San Francisco. More information will be available as the issue progresses.
<b>SAN DIEGO CITY COUNCIL MANDATORY LOCK STORAGE AND REPORTING</b>	In June 2019, the San Diego City attorney, working with gun control groups presented a draft mandatory storage ordinance to a City Council Committee. The Committee voted to move the proposed ordinance to the full City Council. On July 15, 2019, the Council adopted the ordinance through a first reading.	NRA and CRPA drafted responses in opposition to the ordinance based on constitutional and policy issues and an inability of law enforcement to enforce these types of laws. *Note that not 24 hours after the Council adopted on the first reading, a homeowner successfully defended his parents from a home invasion.	On July 30, 2019, the City Council adopted the ordinance 7-2 even though there was a great showing of opposition to the ordinance.
<b>DEL MAR FAIRGROUNDS MORATORIUM ON GUN SHOWS</b>	For months the Del Mar gun show has been under siege from groups seeking to end the show. On September 11, 2018, the Del Mar Fair Board of Directors voted to institute an up to 1-year moratorium on gun shows beginning in 2019 while they "study the safety" of the gun show.	NRA and CRPA called on members and Second Amendment supporters to attend and have their voices heard. They wrote letters and provided testimony regarding the safe and lawful activity of the gun show for over 30 years.  Additional legislation has been introduced at the state level that would prevent gun shows from occurring at the Del Mar Fairgrounds. CRPA is currently a named plaintiff in a federal lawsuit against the fairgrounds in an effort to protect your right to come together with others in the gun culture and hold lawful and safe events on public property. More information on the lawsuit can be found at <a href="http://michellawyers.com/b-l-productions-inc-et-al-v-22nd-district-agricultural-association-et-al">michellawyers.com/b-l-productions-inc-et-al-v-22nd-district-agricultural-association-et-al</a>	NRA and CRPA will continue to monitor pending legislation and provide updates on the progress of the legal challenge.  For now, the federal courts have ordered that the gun shows may continue at the Del Mar Fairgrounds while the litigation progresses; the next gun show will be on September 28-29, 2019.
<b>VENTURA COUNTY FAIR BOARD CONSIDERS GUN SHOWS</b>	In May 2018, the Ventura County Fair Board considered contracts for upcoming gun shows in 2019 and 2020. They approved the remaining 2018 shows to move forward. At the September 25, 2018, Board meeting, in a room of more than 100 gun show supporters, they considered the future of gun shows at the Ventura Fair facility.	This is a concerted effort by anti-gun groups to end gun shows in California. They are working with the national groups to make a statement that "we just don't need" gun shows. NRA and CRPA are fighting against these groups and the false narrative. Over 100 members and supporters of the Second Amendment flooded the Board room and provided testimony and written comments to the Board.	The Board voted to approve the first two contracts of 2019 but has noted that remaining contracts will be approved as they are scheduled. Currently the Board is looking at options for adding additional measures that some Board members want for the gun shows. CRPA and NRA attorneys drafted a letter to the Board concerning the constitutional issues these types of restrictions may bring.  <b>Please watch for calls to action and future meeting announcements.</b>

<b>COW PALACE GUN SHOWS DALY CITY</b>	At the state level the California Legislature passed a bill in 2018 that would ban gun shows at the Cow Palace state venue as part of the concerted effort by opposition groups. This bill was vetoed by then Governor Brown.  The pending legislation to stop gun shows and dismantle the Cow Palace authority has been dropped; however, this came with the condition that the Cow Palace Board would stop holding gun shows in the future.	NRA and CRPA have drafted a prelitigation letter to the Board of the Cow Palace to inform them of pending legal action should they persist with denying gun shows access to state property.	NRA and CRPA are continuing to monitor the situation.
<b>ORANGE COUNTY CCW APPLICATIONS</b>	Many Orange County residents to this day are still confused as to the specific requirements for obtaining a CCW in Orange County.	Prepared a comprehensive guide discussing the entire application process for obtaining a CCW in Orange County, including what is required to satisfy the Sheriff's "good cause" policy.	NRA and CRPA are working hard to bring "shall-issue" to California. In the meantime, CRPA will continue to provide gun owners with helpful guides on how they can apply for a CCW in their respective counties of residence.  *Note: State Senate candidate Dave Min is once again calling for a ban to the gun shows at the Orange County fairgrounds. At this point there is no indication that the Board will address the gun shows further.
<b>ORANGE COUNTY FAIR GROUNDS</b>	For months the Orange County Fair Board has considered the future of gun shows at the venue.	NRA and CRPA alerted members to attend a meeting and voice opposition. Submitted letters of opposition informing the Fair Board of the serious legal issues with discriminating against a segment of the population just because some do not like the legal activity.	The Orange County Fair Board has agreed to move forward with gun shows at the venue at this time. NRA and CRPA will continue to monitor.
<b>DEL MAR FAIRGROUNDS MORATORIUM ON GUN SHOWS</b>	For months the Del Mar gun show has been under siege from groups and politicians seeking to end the lawful shows on state property.	NRA, CRPA, B & L Productions, South Bay Rod & Gun Club, Ammo Bros., and numerous individuals filed suit against the fair board. In August 2019, a federal judge awarded us a win through a preliminary injunction stating that the gun shows could continue while litigation moved forward.	NRA and CRPA continue to monitor.  *State Representative Gloria continues to push AB 893 through the Assembly and Senate which would also seek to ban the Del Mar gun shows. We are currently monitoring the progress of the bill and will take appropriate action.
<b>COW PALACE SHOWS DALY CITY</b>	At the state level, the California Legislature passed a bill in 2018 that would ban gun shows at the Cow Palace-This bill was vetoed by Governor Brown.  In 2019, this bill was again resurrected by Senator Weiner. The new bill called for control of the property to be stripped from the appointed board of directors unless they agreed to a ban on gun shows at the property.	In April 2019, the Board decided to hold onto their positions and ban gun shows under immense political pressure. In doing so, the board issued a statement that neither the fair board nor the gun show promoters had done anything wrong and the shows were being operated in compliance with state and federal law.	NRA and CRPA continue to monitor the situation and send letters alerting them to the unconstitutional actions. For now the gun shows at the Cow Palace are on hold for 2020.

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<b>STATEWIDE PUBLIC RECORD REQUESTS</b>	NRA and CRPA regularly seek and obtain public records in connection with any anti-gun efforts in California. Such efforts include proposed anti-gun ordinances, gun buyback programs and other anti-gun regulatory enforcement issues.	Responses to these requests often yield valuable results, such as which members of a local government entity are working with anti-gun groups, sources of funding and other important information.	Ongoing. NRA and CRPA attorneys monitor and review thousands of pages of public records requests each month.
<b>CITY OF MORGAN HILL</b>	City of Morgan Hill recommends drafting ordinances on duty to report theft or lost firearms, safe storage ordinance while in home, prohibit possession of LCMs and require permit to conduct retail sales.	CRPA and NRA attorneys submitted a letter in advance of actual ordinance language being introduced to inform the City of the problems with the proposal. In August 2018 there was no action on agenda. In November 2018 the ordinance passed the City Council.	Even though the City was alerted to its unconstitutional actions and members at the meeting in opposition to the ordinance far outweighed those in support of it, the City moved forward with the ordinance in November 2018.  NRA and CRPA currently filing legal action against the City regarding the ordinance. More information regarding the litigation can be found at <a href="http://michellawyers.com/kirk-v-city-of-morgan-hill">michellawyers.com/kirk-v-city-of-morgan-hill</a>
<b>CITY OF LOS ANGELES BLACKLIST</b>	The City Council passed an ordinance that would require all current and potential contractors to disclose under affidavit their affiliation with NRA.	NRA and CRPA submitted letters and warned the City attorney of the legal ramifications of blatantly attacking the freedom to associate and speak against government. The City passed the ordinance by calling NRA members "white supremacists" who "peddle in violence." There was no comment from other Council members regarding the outright falsehood of these statements.	NRA is currently taking legal action against the City of Los Angeles. Please watch for updates from NRA and CRPA.
<b>CITY OF LOS ANGELES EXPANDED GUN STORAGE</b>	The City Council in June requested that the City attorney draft language to expand the current gun storage requirements from just handguns to all guns.	The ordinance expanding locked storage to all guns and not just handguns was passed by the City Council on August 28, 2019, with an effective date of September 13, 2019.	NRA and CRPA will continue to monitor.
<b>CITY OF MORAGA</b>	At the January 9, 2019, meeting, the City considered restrictions on new firearm dealers that may try to open in the City even though there are no firearm dealers currently in the City.	Members and volunteers attended meetings and provided comments in opposition to this agenda.	The Town Council passed restrictions in February 2019 to prevent gun shops from operating in certain areas of the City even though there are no gun stores currently in the City. NRA and CRPA continue to monitor.
<b>CITY OF SAN JOSE</b>	In September 2019, the Mayor submitted a Gun Violence Prevention Memo that circulates ideas for more gun control including a proposal calling for mandatory gun owner liability insurance.	The proposal passed out of Committee to go to the full City Council. The proposal calls for a study to look at the feasibility of mandatory insurance for all gun owners or forcing gun owners to pay into a city fund to combat gun violence even though lawful gun owners are not the responsible party for ongoing gun violence in this county.	NRA and CRPA will continue to monitor and follow the study group. Thank you to the many volunteers in this area who attend meetings and study sessions.

<b>CITY OF SAN CARLOS</b>	At the January 14, 2019, meeting of the City Council, the City considered a study session on whether to allow gun stores within the City. They presented "Model Regulations" from known anti-gun group Gifford Law Center.	The City brought in special legal counsel to assist the City in conducting a study. In November 2017, the City placed a moratorium against new firearm retailers to open when Turner's Outdoors attempted to open a store in the City. May 12, 2019, was the end of that moratorium. The City has held a couple of community listening sessions where NRA/CRPA members have attended.	In March 2019, the City passed formal rules for restrictions on the locations of gun stores in the City. The new rules cover retailers, indoor shooting ranges, storage of firearms in homes and firearms in public gatherings. NRA and CRPA are reviewing for possible legal challenges.
<b>CITY OF REDWOOD</b>	The City Council discussed a proposed ordinance for mandatory reporting of lost or stolen firearms and mandatory lock storage of firearms in the home.	Staff have been instructed to draft the ordinance and bring back for consideration by the City Council.	No further action as of the date of publication. Continuing to monitor.
<b>CITY OF PALM SPRINGS</b>	Had in municipal code an ordinance that duplicated state law regarding reporting of lost and stolen firearms.	NRA and CRPA attorneys drafted letters educating the City about conflict and preemption issues and requested that the ordinance be repealed.	<b>City of Palm Springs repealed the ordinance in October 2018.</b>
<b>CITY OF SAN DIEGO</b>	City Council considered a mandatory lock storage ordinance pushed by the Mom's Demand Action supported City attorney.	NRA and CRPA attorneys and members attended meetings, wrote numerous letters regarding the constitutional issues with the proposed ordinance and other groups pointed out the overload of crime in San Diego. (*Note: Just several days before this vote was taken, a San Diego man's life was saved from a home invader who repeatedly stabbed him when his son had access to an unlocked firearm in the home. The son saved his father's life, yet they still passed the ordinance.)	NRA and CRPA will continue to monitor the situation.
<b>CITY OF ORINDA</b>	City Council passed ordinance for mandatory lock storage of firearms in the home.	NRA and CRPA attorneys sent letters to the City in opposition. At the meeting there were numerous attendees who spoke in opposition to the ordinance; however, the City Council refused to listen to its community members.	NRA and CRPA continue to monitor.
<b>CITY OF OXNARD</b>	City Council held a public hearing for a 45-day moratorium on any new firearm and ammunition retailers opening businesses in the City.	Many spoke in opposition to the moratorium, and several of the Council members even expressed concern with attacking a lawful business in the community and that the City staff takes far too long to draft changes to the zoning code. Eventually, the 45-day moratorium passed. In January 2019, the City Council considered an extension of moratorium to allow the City to study land use for a period of 8 months. The staff would come back in September 2019. The City has hired outside litigation counsel for this process.	In July 2019, the City voted to restrict the locations of gun stores in the City. NRA and CRPA are monitoring for additional possible restrictions.

**Tiffany D. Chevront** leads the local ordinance project for Michel & Associates, P.C. With over 19 years' experience in the non-profit and regulatory fields, she practices civil rights litigation and corporate governance law (five of those years working specifically in Second Amendment and CA policy). Tiffany has written and provided testimony on issues at the local, state and federal levels of government.