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Harris, On Target Indoor Shooting Range, LLC, Gaalswyk Enterprises, Inc.  
(D/B/A/ Smokin’ Barrel Firearms), Gun Owners of California, Inc., Gun Owners of  
7 America, Inc., Gun Owners Foundation, and California Rifle & Pistol Association,  
Incorporated  
8

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12 Attorney for Plaintiff Second Amendment Foundation

13 **UNITED STATES DISTRICT COURT**  
14 **CENTRAL DISTRICT OF CALIFORNIA**

15 ADAM RICHARDS, an individual;  
JEFFREY VANDERMEULEN, an  
16 individual; GERALD CLARK, an  
individual; JESSE HARRIS, an  
17 individual; ON TARGET INDOOR  
SHOOTING RANGE, LLC;  
18 GAALSWYK ENTERPRISES, INC.  
(D/B/A/ SMOKIN’ BARREL  
19 FIREARMS); GUN OWNERS OF  
CALIFORNIA, INC.; GUN OWNERS  
20 OF AMERICA, INC.; GUN OWNERS  
FOUNDATION; CALIFORNIA RIFLE  
21 & PISTOL ASSOCIATION,  
INCORPORATED; and SECOND  
22 AMENDMENT FOUNDATION, a  
California Corporation,

23 Plaintiffs,

24 v.

25 GAVIN NEWSOM, in his official  
26 capacity as Governor of the State of  
California; ROBERT BONTA, in his  
27 official capacity as Attorney General of  
the State of California, and DOES 1-10,  
28

Defendants.

Case No.: 8:23-cv-02413

**NOTICE OF PLAINTIFFS’ MOTION  
AND MOTION FOR TEMPORARY  
RESTRAINING ORDER AND  
ISSUANCE OF PRELIMINARY  
INJUNCTION**

Hearing Date: TBD  
Hearing Time: TBD  
Courtroom: TBD  
Judge: TBD

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on a date and time to be determined at the  
3 above-captioned Court, Plaintiffs Adam Richards, Jeffrey Vandermeulen, Gerald  
4 Clark, Jesse Harris, On Target Indoor Shooting Range, LLC, Gaalswyk Enterprises,  
5 Inc. (D/B/A/ Smokin’ Barrel Firearms), Gun Owners of California, Inc., Gun  
6 Owners of America, Inc., Gun Owners Foundation, California Rifle & Pistol  
7 Association, Incorporated, and the Second Amendment Foundation (collectively,  
8 “Plaintiffs”) will move for a temporary restraining order and issuance of a  
9 preliminary injunction under Rule 65 of the Federal Rules of Civil Procedure.  
10 Specifically, Plaintiffs will seek an order to enjoin the implementation,  
11 enforcement, and effect of SB 1384 (Cal. Penal Code Section 26806).

12 Plaintiffs bring this motion because Section 26806 violates Plaintiffs’ First  
13 Amendment, Second Amendment, Fourth Amendment, Fifth Amendment, and  
14 Equal Protection rights because of an overbroad and intrusive attempt to video and  
15 audio record plaintiffs and others without consent and at great financial costs to  
16 Federal Firearm Licensees. Unless the court orders the requested Temporary  
17 Restraining Order and Injunction for preliminary relief, Plaintiffs and the general  
18 California public will continue to suffer this unnecessary and significant  
19 infringement of their constitutional rights.

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1 This motion is made on the grounds set forth in the accompanying  
2 Memorandum of Points and Authorities, the signed declarations of Adam Richards,  
3 Jeffrey Vandermeulen, Gerald Clark, Jesse Harris, Gregg Bouslog, Robert  
4 Gaalswyk, Samuel Paredes, Richard Minnich, Erich Pratt, and Alan Gottlieb, all  
5 pleadings and papers filed in this action, the argument of counsel, and further  
6 evidence as the Court may consider at or before a hearing on this motion.

7  
8 Dated: December 20, 2023

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

*s/ C.D. Michel*

9  
10 C.D. Michel  
11 Attorneys for Plaintiffs Adam Richards,  
12 Jeffrey Vandermeulen, Gerald Clark, Jesse  
13 Harris, On Target Indoor Shooting Range,  
14 LLC, Gaalswyk Enterprises, Inc. (D/B/A/  
Smokin' Barrel Firearms), Gun Owners of  
California, Inc., Gun Owners of America, Inc.,  
Gun Owners Foundation, and California Rifle  
& Pistol Association, Incorporated

15 Dated: December 20, 2023

**LAW OFFICES OF DONALD KILMER, APC**

*s/ Donald Kilmer*

16 Donald Kilmer  
17 Attorney for Plaintiff Second Amendment  
18 Foundation

19  
20 **ATTESTATION OF E-FILED SIGNATURES**

21 I, C.D. Michel, am the ECF User whose ID and password are being used to  
22 file this NOTICE OF PLAINTIFFS' MOTION AND MOTION FOR  
23 TEMPORARY RESTRAINING ORDER AND ISSUANCE OF PRELIMINARY  
24 INJUNCTION. In compliance with Central District of California L.R. 5-4.3.4, I  
25 attest that all signatories are registered CM/ECF filers and have concurred in this  
26 filing.

27 Dated: December 20, 2023

*s/ C.D. Michel*

28 C.D. Michel

**CERTIFICATE OF SERVICE**  
IN THE UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

Case Name: *Richards, et al. v. Newsom, et al.*  
Case No.: 8:23-cv-02413

IT IS HEREBY CERTIFIED THAT:

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 180 East Ocean Boulevard, Suite 200, Long Beach, California 90802.

I am not a party to the above-entitled action. I have caused service of:

**NOTICE OF PLAINTIFFS’ MOTION AND MOTION FOR TEMPORARY  
RESTRAINING ORDER AND ISSUANCE OF PRELIMINARY  
INJUNCTION**

on the following parties by the following means:

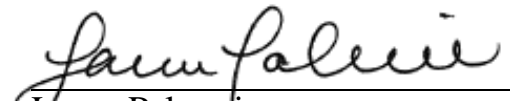
Robert Bonta, California Attorney General  
Office of the Attorney General  
300 South Spring Street  
Los Angeles, CA 90013-1230

Governor Gavin Newsom  
1021 O Street, Suite 9000  
Sacramento, CA 95814

X (**BY OVERNIGHT MAIL**) As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for overnight delivery by UPS/FED-EX. Under the practice it would be deposited with a facility regularly maintained by UPS/FED-EX for receipt on the same day in the ordinary course of business. Such envelope was sealed and placed for collection and delivery by UPS/FED-EX with delivery fees paid or provided for in accordance with ordinary business practices.

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

Executed December 20, 2023.

  
\_\_\_\_\_  
Laura Palmerin