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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 CALIFORNIA RIFLE & PISTOL
12 ASSOCIATION, INCORPORATED; THE
13 SECOND AMENDMENT
14 FOUNDATION; GUN OWNERS OF
15 AMERICA, INC.; GUN OWNERS
16 FOUNDATION; GUN OWNERS OF
17 CALIFORNIA, INC.; ERICK
18 VELASQUEZ, an individual; CHARLES
19 MESSEL, an individual; BRIAN
20 WEIMER, an individual; CLARENCE
21 RIGALI, an individual; KEITH REEVES,
22 an individual; CYNTHIA GABALDON,
23 an individual; and STEPHEN HOOVER,
24 an individual,

19 Plaintiffs,

20 v.

21 LOS ANGELES COUNTY SHERIFF'S
22 DEPARTMENT; SHERIFF ROBERT
23 LUNA, in his official capacity; LA
24 VERNE POLICE DEPARTMENT; LA
25 VERNE CHIEF OF POLICE COLLEEN
26 FLORES, in her official capacity;
27 ROBERT BONTA, in his official capacity
28 as Attorney General of the State of
California and DOES 1-10,

Defendants.

Case No. 2:23-cv-10169-SPG (ADSx)

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION [ECF
NO. 20]**

1 On [Date], the Motion for Preliminary Injunction of Plaintiffs California Rifle &
2 Pistol Association, Incorporated, The Second Amendment Foundation, Gun Owners of
3 America, Inc., Gun Owners Foundation, Gun Owners of California, Inc., Erick
4 Velasquez, Charles Messel, Brian Weimer, Clarence Rigali, Keith Reeves, Cynthia
5 Gabaldon, and Stephen Hoover came on regularly for hearing. Konstadinos T. Moros
6 appeared on behalf of Plaintiffs. [Insert] appeared on behalf of Defendant Robert Bonta,
7 while [insert] appeared on behalf of the Los Angeles defendants, and [insert] appeared on
8 behalf of the La Verne defendants.

9 Plaintiffs' Motion argues that defendants' laws, policies, and practices related to
10 concealed handgun license ("CCW permit") issuance result in unconstitutionally lengthy
11 wait times, exorbitant fees, and forbidden discretionary criteria. The motion also argues
12 that California must honor the CCW permits issued by other states.

13 The Court, having considered Plaintiffs' Motion, and finding good cause therefor,
14 hereby GRANTS the Motion and ORDERS as follows:

15 1. Defendants Los Angeles County Sheriff's Department and Sheriff Robert Luna
16 shall reach a decision on CCW permit applications within 120 days of the application being
17 filed. If Defendants fail to issue a decision on an application within 120 days of issuance,
18 the applicant may not be prosecuted under California Penal Code § 25850(a) for carrying
19 a concealed firearm for the remainder of time the application is pending, provided he has
20 submitted a livescan to the California Department of Justice and is not otherwise prohibited
21 from owning firearms;

22 2. Defendants La Verne Police Department and La Verne Chief of Police Colleen
23 Flores shall not charge CCW permit applicants more than the standard DOJ CCW permit
24 application fee of \$93, with the applicants bearing the cost of the training and livescan
25 requirements;

26 3. Both the Los Angeles and La Verne defendants shall cease their subjective
27 issuance criteria. Los Angeles County Sheriff's Department and La Verne Police
28 Department shall only deny applicants if they fail the California Department of Justice

1 background check. La Verne Police Department shall no longer require a psychological
2 examination. Those previously denied CCW permits or renewals who are not otherwise
3 prohibited from owning firearms may re-apply immediately.

4 4. All Defendants, as well as their employees, agents, successors in office, and all
5 other public officials or law enforcement officers in California, as well as their successors
6 in office, are enjoined and restrained from engaging in, committing, or performing, directly
7 or indirectly by any means whatsoever, any enforcement of California Penal Code §
8 25850(a) against individuals who have unexpired CCW permits valid in any other state in
9 the United States, or valid in the District of Columbia. Nothing in this Order shall be
10 construed to bar enforcement of California Penal Code § 25850(a) against individuals who
11 are prohibited from owning firearms, regardless of if they acquired a CCW permit prior to
12 becoming prohibited.

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14 IT IS SO ORDERED.

15 Dated:

16 HON. SHERILYN PEACE GARNETT
17 UNITED STATES DISTRICT JUDGE
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