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*\*Application for admission submitted*

Attorney for Plaintiffs

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

TRACY RIFLE AND PISTOL LLC;  
MICHAEL BARYLA; TEN PERCENT  
FIREARMS; WESLEY MORRIS;  
SACRAMENTO BLACK RIFLE, INC.;  
ROBERT ADAMS; PRK ARMS, INC.; and  
JEFFREY MULLEN,

Plaintiffs,

v.

KAMALA D. HARRIS, in her official capacity  
as Attorney General of California; and  
STEPHEN J. LINDLEY, in his official capacity  
as Chief of the California Department of Justice  
Bureau of Firearms,

Defendants.

Case No.: 2:14-cv-02626-TLN-DAD

**DECLARATION OF JEFFREY MULLEN  
IN SUPPORT OF MOTION FOR  
PRELIMINARY INJUNCTION**

Hearing Date: January 29, 2015  
Hearing Time: 2:00 p.m.  
Judge: Hon. Troy L. Nunley  
Courtroom 2, 15th Floor  
Action Filed: Nov. 10, 2014

1 I, Jeffrey Mullen, declare:

2 1. I have personal knowledge of the matters set forth in this declaration, and would be  
3 able to testify competently to these facts if called as a witness.

4 2. I am the President and CEO of PRK Arms, Inc., which operates firearms  
5 dealerships in Fresno, Visalia, and Turlock, California. PRK Arms is listed as a firearms dealer in  
6 the California Department of Justice's Centralized List of Firearms Dealers, and I am an individual  
7 licensee associated with the dealership.

8 3. PRK Arms Inc. specializes in sales of handguns to law abiding citizens as a  
9 significant part of our business and we wish to issue truthful, non-misleading advertising to the  
10 public and engage in speech about constitutionally protected firearms. We pay thousands in rent  
11 between our three stores and are unable to advertise our primary source of business.

12 4. But for Section 26820, we would display truthful, non-misleading material  
13 advertising the sale of handguns at the dealerships.

14 I declare under penalty of perjury under the laws of the State of California that the  
15 foregoing is true and correct. Executed November 11, 2014 in California.

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18 JEFFREY MULLEN  
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**PROOF OF SERVICE**  
**Case No. 2:14-cv-02626-TLN-DAD**

The undersigned hereby certifies as follows:

I am an employee of the law firm of Benbrook Law Group, PC, 400 Capitol Mall, Suite 1610, Sacramento, California. I am over 18 years of age and am not a party to the within action.

On November 17, 2014 I served a true copy of the following document:

**DECLARATION OF JEFFREY MULLEN IN SUPPORT OF MOTION FOR  
PRELIMINARY INJUNCTION**

on the party(ies) in this action by placing a true copy thereof in a sealed envelope(s), addressed as follows:

Kamala D. Harris Attorney General of California 1300 I Street Sacramento, CA 95814	Stephen J. Lindley California Department of Justice Bureau of Firearms 1300 I Street Sacramento, CA 95814
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       (BY OVERNIGHT DELIVERY) I placed each such sealed envelope, with delivery fees provided for, for collection and overnight delivery at Benbrook Law Group, PC, Sacramento, California following ordinary business practices. I am readily familiar with the practice of Benbrook Law Group, PC for collection and processing of correspondence for overnight delivery, said practice being that in the ordinary course of business, correspondence is deposited in the facility regularly maintained by the express services carrier the same day as it is placed for collection.

XX (BY MAIL) I placed such sealed envelope, with postage fully prepaid for first-class mail, for collection and mailing at Benbrook Law Group, PC, Sacramento, California following ordinary business practices. I am readily familiar with the practice of Benbrook Law Group, PC for collection and processing of correspondence, said practice being that in the ordinary course of business, correspondence is deposited in the United States Postal Service the same day as it is placed for collection.

       (PERSONAL SERVICE) by sending a true copy thereof in an envelope addressed as indicated above, and by then sealing said envelope(s) and giving the same to a messenger for personal delivery.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Dated: November 17, 2014

/s/ Kelly McConnen  
Kelly McConnen