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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 JAMES FAHR; DESIREE BERGMAN;) Case No. 21cv1676 BJC (DTF)
11 COLIN RUDOLPH; SAN DIEGO)
12 COUNTY GUN OWNERS PAC; AND) **JOINT STATUS REPORT**
13 FIREARMS POLICY COALITION,)
INC.,)

14 Plaintiffs,) Judge: Hon. Benjamin J. Cheeks
15 v.) Court Room: 3A
16) Trial: Not Set

17 CITY OF SAN DIEGO, CALIFORNIA)
18 AND DAVID NISLEIT, IN HIS)
19 OFFICIAL CAPACITY AS CHIEF OF)
20 POLICE OF SAN DIEGO CITY,)
CALIFORNIA,)
21 Defendants.)

22
23 This matter was stayed for a period of days effective July 25, 2022, pending
24 further proceedings in the appeal from the judgment in *Roger Palmer, et al. v.*
25 *Stephen Sisolak, et al.*, 3:21-cv-02680-MMD-CSD (D. Nev.), Ninth Circuit Case
26 No. 22-15645.

27 The Ninth Circuit heard oral argument on May 9, 2023, and issued an Order
28 on May 26, 2023, retaining jurisdiction over the case while remanding to the

1 district court for the limited purpose of developing a record and making findings as
2 to: (1) whether A.B. 286 conforms to “this Nation’s historical tradition of firearm
3 regulation,” (2) whether it is possible in Nevada to lawfully add a serial number to a
4 self-manufactured unserialized firearm and/or unfinished frame or receiver, and if
5 so, how and under what circumstances; (3) whether it is possible in Nevada to
6 lawfully obtain serialized self-manufacturing and/or self-assembly firearm kits, and
7 if so, how and under what circumstances; and (4) what kind of self-manufacturing
8 Plaintiffs want to engage in.

9 On July 24, 2023, the parties in *Palmer* filed a joint status report in the
10 district court proposing a discovery plan to develop the record as outlined in the
11 Ninth Circuit’s Order. On December 21, 2023, the district court established a
12 discovery and submission schedule for the parties' proposed Findings of Fact and
13 Conclusions of Law.

14 On August 21, 2024, the parties submitted their respective proposed Findings
15 of Fact and Conclusions of Law to the district court. On October 7, 2024, the Court
16 issued an order primarily adopting Defendants' proposed Findings of Fact and
17 rejecting Plaintiffs' proposed findings. Pursuant to the Ninth Circuit's directive, the
18 Court ordered the parties to notify the appellate court of these findings. On October
19 21, 2024, the parties notified the Ninth Circuit of the district court’s findings.

20 As of the date of this status report, the Ninth Circuit has not issued a decision
21 and has not scheduled oral argument.

22 Plaintiffs will amend their pleading by August 31, 2025, with Defendants’
23 consent under Federal Rule of Civil Procedure 15(a)(2). The parties request that the
24 Court permit this amendment as a limited exception to the stay and that the stay

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26 /////

27 /////

28

1 otherwise remain in effect until the Ninth Circuit proceedings conclude or a party
2 moves to lift it.

3
4 Dated: August 14, 2025

5 Respectfully submitted,

6 *Attorneys for Plaintiffs*

7 FLORES LAW PLLC

8
9 By: /s/ Chad Flores
Chad Flores*

10 Attorney for Plaintiffs JAMES FAHR, et. al.

11 *Admitted Pro Hac Vice

12
13 *Attorneys for Defendants*

14 HEATHER FERBERT, CITY ATTORNEY

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22
23 **CERTIFICATION**

24 I certify that I have obtained authorization to affix to this document the
25 electronic signatures of the above-listed signatories, pursuant to Section 2(f)(4) of
26 the Electronic Case Filing Administrative Policies and Procedures Manual.

27
28 Dated: August 14, 2025

/s/Matthew L. Zollman
Matthew L. Zollman

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

JAMES FAHR; DESIREE
BERGMAN; COLIN RUDOLPH; SAN
DIEGO COUNTY GUN OWNERS
PAC; AND FIREARMS POLICY
COALITION, INC.,

Plaintiffs,

v.

CITY OF SAN DIEGO, CALIFORNIA
AND DAVID NISLEIT, IN HIS
OFFICIAL CAPACITY AS CHIEF OF
POLICE OF SAN DIEGO CITY,
CALIFORNIA

Defendants.

Case No. 21cv1676 BAS (BGS)

DECLARATION OF SERVICE

I, the undersigned, declare under penalty of perjury that I am, and was at the time of service of the papers herein referred to, over the age of eighteen years and not a party to the action; and I am employed in the County of San Diego, California, in which county the within-mentioned service occurred. My business address is 1200 Third Avenue, Suite 1100, San Diego, California, 92101. I served the foregoing documents described as:

FOURTH JOINT STATUS REPORT

I caused said documents listed above to be served electronically by CM/ECF to the following individuals:

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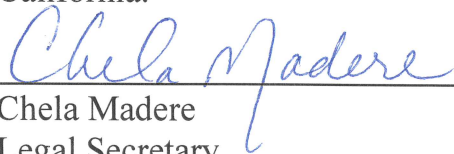
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**Attorneys for Plaintiffs JAMES
FAHR, et. al**

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

Executed on August 15, 2025, at San Diego, California.


Chela Madere
Legal Secretary