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Plaintiff, pro se

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CODY JAY BROWNSTEIN,

Plaintiff,

vs.

ORANGE COUNTY SHERIFF'S

DEPARTMENT *et al.*,

Defendants.

Case No. 8:24-cv-00970-SSS-AS

NOTICE OF MOTION AND
PLAINTIFF'S MOTION FOR A
PRELIMINARY INJUNCTION

Hearing date and time:
January 7, 2025
10:00 AM

Judge:
Hon. Alka Sagar

PLEASE TAKE NOTICE that on January 7, 2025, in courtroom 540 at the Roybal Federal Building and United States Courthouse, located at 255 East Temple Street, Los Angeles, California 90012, before the Honorable Alka Sagar, Plaintiff will, and by this pleading does, move the Court to issue a preliminary injunction prohibiting Defendants from enforcing California Penal Code section 26202 against him as the basis for denying him a CCW license. Specifically, Plaintiff asks the court to prohibit Defendants from using an expired temporary restraining order, issued without notice and an opportunity to be heard, from serving as the basis for denying him a CCW license. Further, since Plaintiff has satisfied all requirements for issuance of a

1 CCW license under California Penal Code section 26150(a), and is
2 disqualified from issuance of a CCW license only because of an
3 expired temporary restraining order, should the Court enjoin
4 enforcement of California Penal Code section 26202 against him, he
5 asks the Court to order Defendants to issue him the CCW license that
6 he applied for.

7 The grounds for Plaintiff's motion for a preliminary injunction
8 are: (1) he's likely to succeed on the merits of his claim that his
9 constitutional right to carry a handgun outside of his home for the
10 purpose of self-defense is being violated; (2) he's suffering and will
11 continue to suffer irreparable harm as a result of the violation of his
12 constitutional right; and (3) enjoining the violation of his
13 constitutional right is in the public interest.

14 Plaintiff's motion for a preliminary injunction is based on this
15 notice, the memorandum he's filing along with this notice, his
16 declaration that he's filing along with this notice and the exhibits
17 attached to his declaration, the records and filings in this case, and
18 any other argument and evidence the Court may allow at the hearing
19 on his motion.

20 Plaintiff is moving for a preliminary injunction and accordingly
21 no conference is required under L.R. 7-3.

22
23 Dated this 30th day of November,
2024

24 /s/ Cody Jay
25 Brownstein

26 Cody Jay Brownstein,
27 Plaintiff, pro se
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