IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF LOUISIANA

CALEB REESE et al.,)
Plaintiffs,) Civil Action No. 6:20-cv-01438
v.)
BUREAU OF ALCOHOL, TOBACCO,)
FIREARMS AND EXPLOSIVES et al.,)
Defendants.)
)

JOINT MOTION TO ALTER OR AMEND THE JUDGMENT

The Parties hereby jointly move to amend this Court's Judgment, Doc. 82 (Oct. 7, 2025) in the following respects. To add the following underlined and bolded language to paragraph 2(b): "and (b) individuals and federally licensed firearms importers, manufacturers, dealers or collectors who were members of Firearms Policy Coalition, Inc., Second Amendment Foundation, or Louisiana Shooting Association at the time the action was filed on November 6, 2020 <u>and who are identified by Plaintiffs pursuant to paragraph 5.</u>" And to alter the language of paragraph 5 to replace "shall provide" with "may provide." Given the urgency of the issues raised by the Court's Judgment, the Parties respectfully request a ruling on this motion on or before October 14, 2025. In support of this motion the Parties state:

- The Court's Judgment compels Plaintiffs to disclose their membership as of November
 2020, to the Government by October 28, 2025.
- 2. The Government, as a general policy, does not compel disclosure of the identity of members of private organizations, and the Government did not seek to do so here.
- 3. Plaintiffs assert that the Judgment's order compelling them to disclose their membership violates the First Amendment and would subject them to irreparable harm.

- See, e.g. Americans for Prosperity Foundation v. Bonta, 594 U.S. 595, 606 (2021).
- 4. To be clear, Plaintiffs do not concede that altering the Judgment in this way would make its scope appropriate, and Plaintiffs retain their right to challenge all aspects of the Judgment on appeal. However, in the absence of the proposed amendment, Plaintiffs face an imminent deadline compelling the disclosure of their membership information.
- 5. To avoid the need for Plaintiffs to file an emergency motion to stay the disclosure deadline, the Parties respectfully request that the Court act on this motion by October 14, 2025.

Dated: October 10, 2025

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UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA LAFAYETTE DIVISION

CALEB REESE, ET AL.

CASE NO. 6:20-CV-01438

VERSUS

JUDGE ROBERT R. SUMMERHAYS

BUREAU OF ALCOHOL TOBACCO FIREARMS & EXPLOSIVES, ET AL. MAGISTRATE JUDGE WHITEHURST

[PROPOSED] AMENDED JUDGMENT

In accordance with the Fifth Circuit's decision in Reese v. Bureau of Alcohol, Tobacco, Firearms, and Explosives, 127 F.4th 583 (5th Cir. 2025):

- 1. Judgment is entered for Plaintiffs on Count I of the operative complaint.
- 2. The Court enters declaratory judgment, as described in paragraph 3 below, with respect to (a) Caleb Reese, Joseph Granich, Emily Naquin, and (b) individuals and federally licensed firearms importers, manufacturers, dealers or collectors who were members of Firearms Policy Coalition, Inc., Second Amendment Foundation, or Louisiana Shooting Association at the time this action was filed on November 6, 2020 and who are identified by Plaintiffs pursuant to paragraph 5.
- 3. The Court hereby declares that 18 U.S.C. §§ 922(b)(1) and (c)(1), and their attendant regulations, are unconstitutional and violate the Second Amendment to the United States Constitution to the extent those provisions prevent the sale or delivery of handguns and/or handgun ammunition by and to persons identified in paragraph 2 on account of the buyer being 18 to 20 years old.
- 4. The Bureau of Alcohol, Tobacco, Firearms and Explosives, its Director, the Attorney General of the United States, and their officers, agents, servants, employees, and all persons in active concert with them and who have actual notice of this Judgment are

hereby enjoined, within the jurisdictional boundaries of the United States Court of Appeals for the Fifth Circuit (*i.e.*, Mississippi, Louisiana, and Texas), from enforcing

the provisions referenced in paragraph 3, to the extent those provisions prevent the sale

or delivery of handguns and/or handgun ammunition by and to persons identified in

paragraph 2 on account of the buyer being 18 to 20 years old.

5. Within twenty-one (21) days of issuance of this Judgment, those Plaintiffs identified at

paragraph 2(b) may provide to Defendants a verified list of their members as of

November 6, 2020.

6. Count II of the operative complaint is moot and dismissed without prejudice.

7. The parties shall bear their own costs and fees.

THUS DONE in Chambers on this th day of October, 2025.

ROBERT R. SUMMERHAYS UNITED STATES DISTRICT JUDGE