

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
5 Los Angeles, CA 90013  
Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:  
12 **JOHN CHARLES EASTMAN,**  
13 State Bar No. 193726,  
14 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**RESPONDENT’S MOTION TO STAY THE  
COURT’S ORDER PLACING HIM ON  
INACTIVE ENROLLMENT PURSUANT TO  
RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h) AND  
SUPPORTING DECLARATIONS**

18 **TO THE COURT, THE OFFICE OF CHIEF TRIAL COUNSEL OF THE STATE BAR OF**  
19 **CALIFORNIA (“OCTC”) AND TO ITS DEPUTY TRIAL COUNSEL OF RECORD:**

20 Respondent JOHN CHARLES EASTMAN (“Dr. Eastman”) hereby moves for a stay of the  
21 Court’s March 27, 2024 Order (“Order”), placing him on inactive enrollment pursuant to State Bar  
22 Rule of Procedure (“Rules”), Rule 5.111(D)(1) and Business and Professions Code §6007(c)(4). In  
23 the alternative, Dr. Eastman moves for an interim remedy pursuant to Business and Professions  
24 Code §6007(h).  
25

26 **I. INTRODUCTION**

27 If the Order placing Dr. Eastman on inactive enrollment is not stayed, not only would it be  
28 highly prejudicial to Dr. Eastman, it would also be highly prejudicial to his clients. Dr. Eastman is

**FILED** *J.H.*  
**4/3/2024**  
**STATE BAR COURT**  
**CLERK'S OFFICE**  
**LOS ANGELES**

1 a lawyer who has dedicated his career to upholding constitutional principles – it has been his life’s  
2 work. He has spent his entire career advocating for his clients, whether they be unknown individuals  
3 or public entities, in furtherance of one of the key tenets of the legal profession – that everyone  
4 deserves representation, especially in an adversarial system. Over the course of his career, Dr.  
5 Eastman has appeared in state and federal court, representing clients as litigants and *amici curiae*  
6 up to and including the Supreme Court of the United States. Dr. Eastman has built his professional  
7 reputation upon his representation of clients in constitutional law matters and many clients and  
8 counsel seek him out for his expertise in these matters. If the Order placing Dr. Eastman on inactive  
9 enrollment were not stayed, those clients would be harmed by depriving them of the breadth and  
10 depth of Dr. Eastman’s knowledge and prowess as a zealous advocate.

11 Further, if the Order placing Dr. Eastman on inactive enrollment were not stayed, Dr.  
12 Eastman would lose his ability to make a living as an attorney at a time when other matters arising  
13 out of his representation of the former President of the United States, including an unprecedented  
14 criminal racketeer influenced and corrupt organizations action in Fulton County, Georgia, have  
15 already caused him to incur more than \$1 million in legal fees, with estimates that he will incur as  
16 much as \$3 million or more before the matters have run their course, even if (as he strongly contends  
17 should be the case) he is fully exonerated. Undoubtedly, the loss of income from the practice of law  
18 in the face of such necessity would be highly prejudicial to Dr. Eastman’s ability to defend himself  
19 in Fulton County. Since there is no threat of any harm, let alone a substantial one, to Dr. Eastman’s  
20 clients or the public, this Court should stay its Order until the California Supreme Court issues a full  
21 and final ruling in this action.

## 22 II. ARGUMENT

23 Pursuant to Rule 5.162 and California Rules of Court, Rule 9.10(e), this Court has the  
24 authority to delay temporarily the effective date of, or temporarily stay the effect of, an order for a  
25 licensee's disciplinary suspension from practice <sup>1</sup> upon a showing of good cause.

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27 <sup>1</sup> See also *Conway v. State Bar* (1989) 47 Cal. 3d 1107, 1132 (“The infringement may be  
28 only ‘temporary’ (the attorney is always free to seek a court-ordered stay)”).

1                                   **a. There is Good Cause to Stay the Order Placing Dr. Eastman on Inactive**  
2                                   **Enrollment**

3                   Business and Professions Code § 6007(c) provides: “In the case of an enrollment pursuant  
4 to this subdivision, the State Bar Court shall terminate the involuntary inactive enrollment upon  
5 proof that the attorney’s conduct no longer poses a substantial threat of harm to the interests of the  
6 attorney’s clients or the public.” As fully discussed below, Dr. Eastman’s conduct does not pose a  
7 substantial threat of harm to his clients or the public. The complaint that gave rise to the State Bar’s  
8 investigation and filing of the Notice of Disciplinary Charges was not initiated by any of Dr.  
9 Eastman’s clients, and none of his clients have even asserted, much less demonstrated any potential  
10 harm from Dr. Eastman’s continued practice of law. Quite the opposite. Each of his existing clients  
11 have submitted sworn Declarations indicating their strong desire to have Dr. Eastman continue as  
12 counsel for them in their pending matters because of his expertise on the constitutional questions  
13 and other matters at issue in their cases, despite this Order. (Please refer to the declarations of Gaetz,  
14 Greene, Rodriguez, Williams, Paredes, and Lundberg.) Further, Dr. Eastman’s conduct does not  
15 pose any threat of harm to the public because the conduct at issue arose from a role he no longer  
16 occupies – as counsel to former President Trump in challenges to an election that has long since  
17 passed. Since Dr. Eastman’s conduct at issue was uniquely situational, and because of the fact that  
18 he is no longer counsel to former President Trump, there is no possibility of any threat, let alone a  
19 substantial one, of harm to the interests of Dr. Eastman’s clients or the public.

20                   None of the matters in which Dr. Eastman is currently representing clients involve the issues  
21 that gave rise to the NDC at issue here, namely, challenges to election results or the constitutional  
22 issues arising out of the Electoral College and the Twelfth Amendment to the United States  
23 Constitution. Eastman Declaration, ¶4. Those matters are described in Section II.a.ii and iii below.

24                                   **i. Dr. Eastman Has Taken Steps to Prepare for the Suspension**

25                   Each of the pending representations described below were undertaken only after each client  
26 was fully apprised of the Notice of Disciplinary Charges that had been filed by the Office of Chief  
27 Trial Counsel of the California Bar against Dr. Eastman in January 2023 and advised of their right  
28 to secure other counsel instead of Dr. Eastman. Eastman Declaration, ¶5. In each case, the client

1 chose to retain Dr. Eastman because his constitutional expertise was particularly relevant to the  
2 matters they wished to pursue. *Id.* Prior to undertaking any of the representations, Dr. Eastman  
3 also confirmed with his law partner, Anthony T. Caso, that he would be available to step in for Dr.  
4 Eastman should the need arise, and in addition associated with local counsel for each of the matters.  
5 *Id.*, ¶6.

6 Although the Bar Court’s March 27, 2024 Order specifically recommends that Dr. Eastman  
7 be ordered to comply with the notification requirements of California Rules of Court Rule 9.20(a)  
8 and (c) “within 30 and 40 calendar days, respectively, *after the date the Supreme Court order*  
9 *imposing discipline in this matter is filed,*” (Order at p. 127 (emphasis added)), Dr. Eastman has  
10 notified each of his clients and all co-counsel in all pending matters that he was placed on inactive  
11 enrollment in the Order. *Id.*, ¶7; Lundberg Decl., ¶8; Greene Decl., ¶8; Gaetz Decl., ¶8; Williams  
12 Decl., ¶6.; Rodriguez Decl., ¶5; and Paredes Decl., ¶8. Dr. Eastman has notified all of his clients  
13 and co-counsel that as of March 30, 2024, his California license to practice law has been suspended  
14 pending his appeals. *Id.* Each client has represented to Dr. Eastman that they wish to continue to  
15 have him represent them despite this Court’s Order. Eastman Decl., ¶8. He has also notified all of  
16 his co-counsel that he currently remains a licensed attorney in the District of Columbia, which will  
17 remain active unless and until the District of Columbia Bar suspends his license in that jurisdiction  
18 pending a determination on whether to issue reciprocal discipline. Eastman Decl., ¶9. Dr. Eastman  
19 has also notified the D.C. Bar of the Court’s Order. *Id.*, ¶10.

20 Dr. Eastman has delivered to each of his clients or to his co-counsel in pending matters all  
21 papers and other property to which they are entitled. *Id.*, ¶11.

22 Dr. Eastman has no client funds for fees which were paid but not yet earned. *Id.*, ¶12.

23 Dr. Eastman has notified opposing counsel in all pending cases of the Court’s Order and that  
24 it became effective on March 30, 2024. *Id.*, ¶13. Dr. Eastman has notified all tribunals in which he  
25 has cases pending of the Court’s Order and that it became effective on March 30, 2024. *Id.*, ¶14.

## 26 ii. The Nature and Extent of Dr. Eastman’s Current Practice

27 Dr. Eastman is currently a partner with Constitutional Counsel Group, representing clients  
28 in cases which involve major constitutional issues. *Id.*, ¶3. The matters he has currently pending,

1 together with dates of future hearings and other case events, are set out below. In each case, the  
2 tribunal has been notified of Dr. Eastman’s impending suspension, the planned filing of this motion  
3 for stay, the planned appeal of the Order, and the steps Dr. Eastman has taken to ensure his clients  
4 have continuing representation by other counsel in their pending matters in the event this motion is  
5 denied.

- 6 • *Gaetz et al. v. City of Riverside, et al.*, No. 5:23-cv-01368-HDV-SHK (C.D. Cal., filed  
7 July 13, 2023). Dr. Eastman represents two sitting members of Congress and their  
8 campaign committees challenging actions by two cities and a number of non-  
9 governmental organizations to force the cancellation of a political rally on the express  
10 grounds of disagreement with the speakers’ viewpoints, in what is alleged to be a clear  
11 violation of Plaintiffs’ constitutional rights under the Free Speech clause of the First  
12 Amendment. Eastman Decl., ¶15. The Court recently denied the governmental entities’  
13 motions to dismiss, holding that Plaintiffs’ complaint had adequately alleged municipal  
14 liability for the violation of constitutional rights for the case to proceed. <sup>2</sup> *Id.* The case  
15 will now proceed to discovery, but no dates for trial or other case events have yet been  
16 set. *Id.* As set forth in the Declarations of Representatives Matthew Gaetz and Marjorie  
17 Taylor Greene, Dr. Eastman was retained because of his constitutional expertise on  
18 matters of First Amendment law, and the Plaintiffs strongly desire for him to continue  
19 the representation as the case moves forward, unless and until the recommendation of  
20 disbarment is approved by the California Supreme Court. Gaetz and Greene  
21 Declarations, ¶¶3, 7, and 9.
- 22 • *Colorado Republican Party v. Griswold*, No. 1:23-cv-01948-PAB-KAS (D. Colo., filed  
23 July 31, 2023). This case involves a challenge to the constitutionality of Colorado’s  
24 open primary law, which allows unaffiliated voters to vote in the primary elections in

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25 <sup>2</sup> Order Denying Municipal Defendants’ Motions to Dismiss, Dkt. #95 (March 22, 2024).  
26 Available at <https://tinyurl.com/2s37tx7f>. The Court also granted motions to dismiss that had been  
27 filed by several of the non-governmental defendants, holding, *inter alia*, that the complaint did not  
28 allege facts so support a “meeting of the minds” element (as opposed to merely parallel action) for  
the conspiracy to violate civil rights claims. Dr. Eastman’s clients in the matter have not yet  
determined whether to appeal that part of the decision.

1 which major political parties in Colorado choose their nominees for the general election  
2 ballot for both federal and state elective offices. Eastman Decl., ¶16. Dr. Eastman  
3 represents the Colorado Republican Party, which alleges that the law violates its Speech  
4 and Association rights under the First Amendment of the United States Constitution, as  
5 well as its right to Equal Protection under the Fourteenth Amendment. *Id.* Plaintiff’s  
6 request for a preliminary injunction was denied in February, but the case is currently in  
7 discovery, with designation of experts due by March 29, designation of rebuttal experts  
8 due by April 26, close to discovery set for May 26, and dispositive motions due by June  
9 25. *Id.* As noted in the Declaration of Kevin Lundberg, Dr. Eastman was retained not  
10 just for his constitutional expertise, but also because he had previously been involved in  
11 *California Democratic Party v. Jones*, 530 U.S. 567 (2000), the Supreme Court’s leading  
12 case addressing the Free Speech and Freedom of Association claims of political parties  
13 that arose under California’s blanket primary law. Lundberg Decl., ¶4. Plaintiff strongly  
14 wishes Dr. Eastman to continue with the representation, both because of his expertise  
15 and to avoid the additional costs that it would be incurred if someone else had to take  
16 over the role of lead attorney on the case. *Id.*, ¶¶7 and 9.

- 17 • *J.R. v. Harrison Sch. Dist. et al.*, No. 1:23-cv-02769 (D. Colo., filed Oct. 23, 2023). Dr.  
18 Eastman was retained on a pro bono basis to represent a middle school student, J.R., who  
19 alleges that his constitutional rights to freedom of speech were violated when he was  
20 suspended for wearing a Gadsden Flag patch (among others) on his backpack to school.  
21 Eastman Decl., ¶17. The numerous defendants have each filed motions to dismiss, either  
22 for failure to state a claim or on grounds of qualified immunity. *Id.* Briefing on those  
23 motions is currently underway, and although Dr. Eastman secured co-counsel to play a  
24 prominent role in the representation, he is still responsible as the primary author of the  
25 portions of the brief dealing with Defendants’ assertions of governmental immunity to  
26 Plaintiff’s First Amendment constitutional claims and may be called upon to present oral  
27 argument in the matter. *Id.* The brief is due April 4. *Id.* Discovery in the case is currently  
28 stayed pending resolution of the motions to dismiss. *Id.* As noted in the Declaration of

1 J.R.'s mother and guardian Eden Hope Rodriguez, Dr. Eastman was retained because of  
2 his constitutional expertise, and Plaintiff desires that he continue with the representation.  
3 Rodriguez Decl., ¶¶3,4 and 6.

- 4 • *Antonyuk v. James*, No. 23-910 (S.Ct., filed Feb. 20, 2024); *Gun Owners of America,*  
5 *Inc. v. Raoul*, No. 23-1010 (S.Ct., filed March 11, 2024). Dr. Eastman represents Gun  
6 Owners of America, Inc. and its affiliated entities as co-counsel providing expert  
7 constitutional and Supreme Court practice legal advice to lead counsel representing  
8 petitioners in two matters pending on petition for writs of certiorari at the Supreme Court  
9 of the United States. Eastman Decl., ¶18. The cases challenge the constitutionality of  
10 various firearms restrictions adopted in New York and Illinois that assertedly violate the  
11 Second Amendment and the most recent Supreme Court decision explicating Second  
12 Amendment rights, *New York State Rifle & Pistol Ass'n v. Bruen*, 597 U.S. 1 (2022). *Id.*  
13 Dr. Eastman's expertise on matters of Supreme Court practice stems from his service as  
14 a law clerk at the Supreme Court in October Term 1996. *Id.* His expertise on the  
15 Constitution's Second Amendment stems from his extensive scholarly research on the  
16 subject and his participation as counsel for parties or *amici curiae* in numerous Second  
17 Amendment cases, including *Bruen*; *McDonald v. City of Chicago*, 561 U.S. 742 (2010);  
18 *Peruta v. County of San Diego*, 582 U.S. 943 (2017); *Jackson v. San Francisco*, 576 U.S.  
19 1013 (2015); *United States v. Emerson*, 270 F.3d 203 (5th Cir. 2001); *Delacy v.*  
20 *California*, 565 U.S. 1156 (S.Ct. 2012); and *Kasler v. Lockyer*, 531 U.S. 1149 (2001).  
21 *Id.* Respondent's brief in opposition in the *Antonyuk* case is due May 9, with Plaintiff's  
22 reply brief, on which Dr. Eastman would consult, due as soon as possible thereafter. *Id.*  
23 Respondent's brief in opposition in the *Gun Owners* case is currently due April 15, with  
24 Plaintiff's reply brief, on which Dr. Eastman would consult, due as soon as possible  
25 thereafter. *Id.* Should the writ of certiorari be granted in either case, Dr. Eastman would  
26 consult on the merits briefs over the summer and in preparation for oral argument  
27 sometime next Fall. *Id.* He also may be called upon to present oral argument in the  
28 cases. As noted in the Declaration of Samuel Paredes, Dr. Eastman was retained because

1 of his nationally-known expertise in Supreme Court litigation and his constitutional  
2 expertise, and Plaintiff desires that he continue with the representation. Paredes Decl.,  
3 ¶¶3, 6, and 8-10.

- 4 • *Consumer Financial Protection Bureau v. Community Financial Services Association of*  
5 *America, Ltd.*, No. 22-448 (S.Ct., filed Nov. 14, 2022); *Loper Bright Enterprises v.*  
6 *Raimondo*, No. 22-451 (S.Ct., filed Nov. 15, 2022); *Moody v. NetChoice, LLC*, No. 22-  
7 277 (S.Ct., filed Sept. 23, 2022); *NetChoice, LLC v. Paxton*, No. 22-555 (S.Ct., filed  
8 Dec. 19, 2022); *Murthy v. Missouri*, No. 23-411 (S.Ct., filed Oct. 23, 2023); *National*  
9 *Rifle Association of America v. Vullo*, No. 22-842 (S.Ct., filed Mar. 6, 2023); *Moyle v.*  
10 *United States*, Nos. 23-726 (S.Ct., filed Jan. 5, 2024) and 23-727 (S.Ct., filed Jan. 5,  
11 2024); and *No on E, et al. v. Chiu*, No. 23-926 (S.Ct., filed Feb. 23, 2024). Dr. Eastman  
12 has represented the Claremont Institute (“Institute”) and its Center for Constitutional  
13 Jurisprudence (“CCJ”) as an *amicus curiae* client for 25 years, developing its strategic  
14 litigation plan and filing historically-grounded briefs in more than 200 cases of  
15 constitutional significance at the Supreme Court alone. Eastman Decl., ¶19. Dr.  
16 Eastman’s representation of the Institute and the CCJ also include monitoring new  
17 certiorari petitions for cases that implicate the Institute’s mission of restoring the  
18 principles of the American founding to their rightful and preeminent authority in our  
19 national life, and that effort is ongoing. *Id.* As noted in the Declaration of Ryan  
20 Williams, the Institute and its CCJ desire that he continues with the representation.  
21 Williams Decl., ¶¶5 and 7.

22 **iii. Dr. Eastman’s Clients Would Be Substantially Prejudiced if He**  
23 **Were Suspended**

24 All of Dr. Eastman’s clients have been notified of the Bar Court’s ruling recommending  
25 disbarment and the resulting interim placement on involuntary inactive enrollment status pending  
26 appeal. They have also been notified of this motion and would be substantially prejudiced by its  
27 denial.



- 1 • *Gaetz et al. v. City of Riverside, et al.*, No. 5:23-cv-01368-HDV-SHK (C.D. Cal., filed  
2 July 13, 2023). Dr. Eastman began the representation in July 2021 and filed the  
3 complaint on Plaintiffs’ behalf on July 13, 2023. Eastman Decl., ¶15. For purposes of  
4 the representation, Dr. Eastman associated with local counsel based in Long Beach,  
5 California – Alexander Haberbusch of the Lex Rex Institute. *Id.* However, Dr. Eastman’s  
6 role in the representation is to design and adjust the litigation strategy as the case  
7 progresses and to offer legal advice based on his extensive constitutional expertise. *Id.*  
8 If Dr. Eastman were not permitted to continue representing Representatives Gaetz and  
9 Greene, they would be substantially prejudiced because Dr. Eastman’s knowledge and  
10 expertise regarding First Amendment constitutional issues is extensive, specifically with  
11 regard to political speech and the rights of political candidates and their campaigns.  
12 Gaetz and Greene Declarations, ¶¶3, 7, and 9. Without Dr. Eastman’s representation,  
13 they would be severely disadvantaged without access to his knowledge and expertise,  
14 and would be further substantially prejudiced by being forced to incur the significant  
15 costs of hiring replacement counsel with the particular expertise he brings to the case.  
16 *Id.*
- 17 • *Colorado Republican Party v. Griswold*, No. 1:23-cv-01948-PAB-KAS (D. Colo., filed  
18 July 31, 2023). Dr. Eastman began the representation in March 2023 and filed the  
19 complaint on Plaintiff’s behalf on July 31, 2023. Eastman Decl., ¶16. For purposes of  
20 the representation, Dr. Eastman associated with local counsel based in Colorado, Randy  
21 Corporon of the Law Offices of Randy B. Corporon PC. *Id.* However, Dr. Eastman’s  
22 role in the representation is to design and adjust the litigation strategy as the case  
23 develops and to offer legal advice based on his extensive constitutional expertise related  
24 to the issues presented. *Id.* If Dr. Eastman were not permitted to continue representing  
25 the Colorado Republican Party, it would be substantially prejudiced because Dr.  
26 Eastman’s knowledge and expertise regarding First Amendment constitutional issues is  
27 extensive, specifically with regard to the rights of political entities. Lundberg Decl., ¶4.  
28 Further, Dr. Eastman was involved in *California Democratic Party v. Jones*, 530 U.S.

1 567 (2000) (the Supreme Court’s leading case addressing the Free Speech and Freedom  
2 of Association claims that arose under California’s blanket primary law). *Id.* Dr.  
3 Eastman’s involvement with *Jones* will be invaluable to the Colorado Republican Party,  
4 as this case involves highly similar legal arguments as *Jones*. *Id.*, ¶¶4 and 9. Without  
5 Dr. Eastman’s representation, the Colorado Republican Party would be severely  
6 disadvantaged without access to his knowledge and expertise, and would be further  
7 substantially prejudiced by being forced to incur the significant costs of hiring  
8 replacement counsel with the necessary constitutional expertise necessary to  
9 successfully prosecute this case. *Id.*, ¶9.

- 10 • *J.R. v. Harrison Sch. Dist. et al.*, No. 1:23-cv-02769 (D. Colo., filed Oct. 23, 2023). Dr.  
11 Eastman began the pro bono representation in September 2023. Eastman Decl., ¶17. Dr.  
12 Eastman associated with James Kerwin and William E. Trachman of the Mountain States  
13 Legal Foundation (a non-profit law firm) located in Colorado, but his role is to provide  
14 his constitutional expertise throughout the course of the litigation. *Id.* If Dr. Eastman  
15 were not permitted to continue with the representation, J.R. would be substantially  
16 prejudiced because Dr. Eastman’s knowledge and expertise regarding First Amendment  
17 constitutional issues is extensive, specifically with regard to political speech. Rodriguez  
18 Decl., ¶¶3,4, and 6.
- 19 • *Antonyuk v. James*, No. 23-910 (S.Ct., filed Feb. 20, 2024); *Gun Owners of America,*  
20 *Inc. v. Raoul*, No. 23-1010 (S.Ct., filed March 11, 2024). Dr. Eastman represented  
21 *amicus curiae* in numerous Second Amendment cases, including *New York State Rifle*  
22 *& Pistol Ass’n v. Bruen*, 597 U.S. 1 (2022); *McDonald v. City of Chicago*, 561 U.S. 742  
23 (2010); *Peruta v. County of San Diego*, 582 U.S. 943 (2017); *Jackson v. San Francisco*,  
24 576 U.S. 1013 (2015); *United States v. Emerson*, 270 F.3d 203 (5th Cir. 2001); *Delacy*  
25 *v. California*, 565 U.S. 1156 (S.Ct. 2012); and *Kasler v. Lockyer*, 531 U.S. 1149 (2001),  
26 and the knowledge and expertise gained from first-hand involvement in those cases  
27 would be difficult to replace. Eastman Decl., ¶18. Further, without Dr. Eastman’s  
28 representation, Gun Owners of America, Inc. would be severely disadvantaged without

1 access to his extensive knowledge and expertise regarding First Amendment and Second  
2 Amendment constitutional issues and his first-hand knowledge of Supreme Court  
3 practice. Paredes Decl., ¶¶6, 9, and 10. Gun Owners of America, Inc. would also be  
4 further substantially prejudiced by being forced to incur the significant costs of hiring  
5 replacement counsel to get up to speed on the issues presented by each of the particular  
6 cases and offer the kind of constitutional advice that Dr. Eastman has been providing.  
7 *Id.*

- 8 • *Consumer Financial Protection Bureau v. Community Financial Services Association of*  
9 *America, Ltd.*, No. 22-448 (S.Ct., filed Nov. 14, 2022); *Loper Bright Enterprises v.*  
10 *Raimondo*, No. 22-451 (S.Ct., filed Nov. 15, 2022); *Moody v. NetChoice, LLC*, No. 22-  
11 277 (S.Ct., filed Sept. 23, 2022); *NetChoice, LLC v. Paxton*, No. 22-555 (S.Ct., filed  
12 Dec. 19, 2022); *Murthy v. Missouri*, No. 23-411 (S.Ct., filed Oct. 23, 2023); *National*  
13 *Rifle Association of America v. Vullo*, No. 22-842 (S.Ct., filed Mar. 6, 2023); *Moyle v.*  
14 *United States*, Nos. 23-726 (S.Ct., filed Jan. 5, 2024) and 23-727 (S.Ct., filed Jan. 5,  
15 2024); *No on E v. Chiu*, No. 23-926 (S.Ct., filed Feb. 23, 2024). Dr. Eastman began the  
16 representation of the Institute and its CCJ in 1999, and began the particular  
17 representation for each of the above cases shortly before each case was filed. Eastman  
18 Decl., ¶19. Anthony T. Caso is Dr. Eastman’s co-counsel in each of the above cases. *Id.*  
19 If Dr. Eastman were not permitted to continue representing the Institute and its CCJ as  
20 an amicus curiae client, they would be substantially prejudiced because of Dr. Eastman’s  
21 institutional knowledge, expertise of wide-ranging constitutional issues, and his  
22 dedication to the Institute’s ongoing mission of restoring the principles of the American  
23 founding to their rightful and preeminent authority in our national life. Williams  
24 Declaration, ¶¶3, 4, and 7.

25 **b. An Interim Remedy is Appropriate**

26 Pursuant to Business and Professions Code §6007(h), this Court has the authority to impose  
27 an interim remedy supervising Dr. Eastman’s practice of law. There is no likelihood of substantial  
28 harm to Dr. Eastman’s current clients – as reflected in Declarations of Gaetz, Greene, Rodriguez,

1 Williams, Paredes, and Lundberg (filed concurrently), Dr. Eastman’s clients, as listed in Sections  
2 II.a.ii and iii have been notified of the Court’s Order and have agreed to his continued representation  
3 despite the Court’s Order. Further and as fully discussed in Section II.a.iii, these clients will be  
4 substantially prejudiced if Dr. Eastman is not permitted to continue to represent them.

5 Dr. Eastman agrees that if he were to obtain new clients not listed in Sections II.a.ii and iii,  
6 he would have to file a motion with this Court seeking leave to represent these new clients.

7 **III. CONCLUSION**

8 Dr. Eastman respectfully requests that this Court stay its Order, or in the alternative, impose  
9 an interim remedy permitting him to continue with the representation of the clients listed in Sections  
10 II.a.ii and iii, above, and requiring him to seek leave of this Court to represent new clients.

11  
12 Dated: April 3, 2024

**MILLER LAW ASSOCIATES, APC**

13  
14 By: 

15 Randall A. Miller, Esq.  
16 Zachary Mayer, Esq.  
17 Jeanette Chu, Esq.  
18 Attorneys for **Respondent JOHN C. EASTMAN**

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**Declaration of John C. Eastman**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
5 Los Angeles, CA 90013  
Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:

12 JOHN CHARLES EASTMAN,

13 State Bar No. 193726,

14 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF JOHN C. EASTMAN IN  
SUPPORT OF RESPONDENT’S MOTION TO  
STAY THE COURT’S ORDER PLACING HIM  
ON INACTIVE ENROLLMENT PURSUANT  
TO RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

17  
18 **DECLARATION OF JOHN C. EASTMAN**

19 I, John C. Eastman, declare:

20 1. I am a United States citizen and resident of the state of New Mexico. I have personal  
21 knowledge of the facts and matters herein, and, if called upon to testify in this matter, I could and  
22 would competently do so.

23 2. In the Fall of 2020 and January 2021, I represented former President Trump and his  
24 campaign committee in their efforts to challenge illegality in the conduct of the November 2020  
25 presidential election. In responding to more than a dozen actions arising out of that representation,  
26 I have incurred more than \$1 million in legal fees and expenses to date, and estimate that the total  
27 that I will incur before these various matters have concluded will be as much as \$3 million to \$3.5  
28 million.

1           3.       One of the primary sources of my income since 2021 has been legal fees earned in  
2 my role as a partner with the Constitutional Counsel Group law firm, where I represent clients in  
3 cases which involve major constitutional issues.

4           4.       None of the matters in which I am currently representing clients involve challenges  
5 to election results or the constitutional issues arising out of the Electoral College and the Twelfth  
6 Amendment to the United States Constitution. No court in which I filed or joined pleadings on  
7 behalf of former President Trump and/or his campaign committee has sanctioned me for any of my  
8 work on those matters, nor even issued an order to show cause why I should not be sanctioned.

9           5.       After the Notice of Disciplinary Charges was filed against me on January 26, 2023,  
10 and prior to accepting new clients or new matters for existing clients, I advised each client or  
11 potential client of the pendency of those charges and of the client's or potential client's right to  
12 secure other counsel to handle the representation. In each case, the potential client decided to  
13 proceed with my representing them in their matters.

14           6.       For each new matter that I accepted following the filing of the Notice of Disciplinary  
15 Charges, I affiliated with local counsel and also confirmed the availability of my law partner,  
16 Anthony T. Caso, to take over the matter in the event that I became ineligible to continue the  
17 representation as an attorney.

18           7.       Although the Bar Court's March 27, 2024 Order specifically recommends that I be  
19 ordered to comply with the notification requirements of California Rules of Court Rule 9.20(a) and  
20 (c) "within 30 and 40 calendar days, respectively, *after the date the Supreme Court order imposing*  
21 *discipline in this matter is filed,*" (Order at p. 127 (emphasis added)), I have notified each of my  
22 clients with pending matters of the March 27, 2024 decision of the California Bar Court  
23 recommending my disbarment and placing me on involuntary inactive enrollment status. I have  
24 also provided to each such client a copy of the decision.

25           8.       Each of my clients have represented to me that they wish to have me continue to  
26 represent them in their pending matters, unless and until the recommendation of the California Bar  
27 Court is affirmed on appeal and becomes final.

28

1           9.       Following the issuance of the California Bar Court’s decision of March 27, 2024  
2 recommending my disbarment and placing me on involuntary inactive enrollment status, I notified  
3 co-counsel in each of my pending matters of the decision and provided a copy of the Court’s decision  
4 to them. I also notified them that I currently remain an active member of the District of Columbia  
5 Bar (“D.C. Bar”), but that the D.C. Bar typically applies reciprocal interim suspensions. I will  
6 further advise them if the D.C. Bar imposes a reciprocal interim suspension in response to the  
7 California Bar Court’s March 27, 2024 decision.

8           10.       I have notified the D.C. Bar of the March 27, 2024 decision of the California Bar  
9 Court.

10          11.       I have delivered to each of my clients and/or co-counsel in all pending matters all  
11 papers and other property to which they are entitled.

12          12.       I have no client funds for fees which were paid but not yet earned.

13          13.       I have notified opposing counsel in each of my pending matters that the California  
14 Bar Court’s decision placing me on involuntary inactive enrollment status took effect on March 30,  
15 2024, that it will remain in effect pending a final ruling on appeal until it is stayed, and that for the  
16 time being I retain an active law license from the D.C. Bar.

17          14.       I have matters pending in the United States District Court for the Central District of  
18 California, the United States District Court for Colorado, and the Supreme Court of the United  
19 States. I have notified all three tribunals of the March 27, 2024 decision of the California Bar Court  
20 recommending disbarment and placing me on involuntary inactive enrollment status effective  
21 March 30, 2024, that I would be appealing the decision and seeking a stay of the involuntary inactive  
22 enrollment status pending final resolution of the appeal, and that for the time being I remained an  
23 active member of the District of Columbia Bar. I also notified each jurisdiction that, in the event  
24 the District of Columbia Bar suspended my license there as a matter of reciprocal discipline pending  
25 final resolution, co-counsel of record in each case would continue the representation.

26          15.       In *Gaetz et al. v. City of Riverside, et al.*, No. 5:23-cv-01368-HDV-SHK (C.D. Cal.,  
27 filed July 13, 2023). I represent two sitting members of Congress and their campaign committees  
28 challenging actions by two cities and a number of non-governmental organizations to force the



1 cancellation of a political rally on the express grounds of disagreement with the speakers’  
2 viewpoints, in what is alleged to be a clear violation of Plaintiffs’ constitutional rights under the  
3 Free Speech clause of the First Amendment. The Court recently denied the governmental entities’  
4 motions to dismiss, holding that Plaintiffs’ complaint had adequately alleged municipal liability for  
5 the violation of constitutional rights for the case to proceed. The case will now proceed to discovery,  
6 but no dates for trial or other case events have yet been set. I began the representation in July 2021  
7 and filed the complaint on Plaintiffs’ behalf on July 13, 2023. For purposes of the representation, I  
8 associated with local counsel based in Long Beach, California – Alexander Haberbusch of the Lex  
9 Rex Institute. However, my role in the representation is to design and adjust the litigation strategy  
10 as the case progresses and to offer legal advice based on my extensive constitutional expertise.

11 16. In *Colorado Republican Party v. Griswold*, No. 1:23-cv-01948-PAB-KAS (D. Colo.,  
12 filed July 31, 2023). I represent the Colorado Republican Party, which alleges that the law violates  
13 its Speech and Association rights under the First Amendment of the United States Constitution, as  
14 well as its right to Equal Protection under the Fourteenth Amendment. I began the representation  
15 in March 2023 and filed the complaint on Plaintiff’s behalf on July 31, 2023. For purposes of the  
16 representation, I associated with local counsel based in Colorado, Randy Corporon of the Law  
17 Offices of Randy B. Corporon PC. This case involves a challenge to the constitutionality of  
18 Colorado’s open primary law, which allows unaffiliated voters to vote in the primary elections in  
19 which major political parties in Colorado choose their nominees for the general election ballot for  
20 both federal and state elective offices. Plaintiff’s request for a preliminary injunction was denied in  
21 February, but the case is currently in discovery, with designation of experts due by March 29,  
22 designation of rebuttal experts due by April 26, close of discovery set for May 26, and dispositive  
23 motions due by June 25.

24 17. In *J.R. v. Harrison Sch. Dist. et al.*, No. 1:23-cv-02769 (D. Colo., filed Oct. 23,  
25 2023). I was retained on a pro bono basis to represent a middle school student, J.R., who alleges  
26 that his constitutional rights to freedom of speech were violated when he was suspended for wearing  
27 a Gadsden Flag patch (among others) on his backpack to school. I began the pro bono representation  
28 in September 2023. I associated with James Kerwin and William E. Trachman of the Mountain


1 States Legal Foundation (a non-profit law firm) located in Colorado, but my role is to provide my  
2 constitutional expertise throughout the course of the litigation. The numerous defendants have each  
3 filed motions to dismiss, either for failure to state a claim or on grounds of qualified immunity.  
4 Briefing on those motions is currently underway, and although I have secured co-counsel to play a  
5 prominent role in the representation, I am still responsible as the primary author of the portions of  
6 the brief dealing with Defendants’ assertions of governmental immunity to Plaintiff’s First  
7 Amendment constitutional claims and may be called upon to present oral argument in the matter.  
8 The brief is due April 4. Discovery in the case is currently stayed pending resolution of the motions  
9 to dismiss.

10 18. In *Antonyuk v. James*, No. 23-910 (S.Ct., filed Feb. 20, 2024) and *Gun Owners of*  
11 *America, Inc. v. Raoul*, No. 23-1010 (S.Ct., filed March 11, 2024), I represent Gun Owners of  
12 America, Inc. and its affiliated entities as co-counsel providing expert constitutional and Supreme  
13 Court practice legal advice to lead counsel representing petitioners in two matters pending on  
14 petition for writs of certiorari at the Supreme Court of the United States. The cases challenge the  
15 constitutionality of various firearms restrictions adopted in New York and Illinois that assertedly  
16 violate the Second Amendment and the most recent Supreme Court decision explicating Second  
17 Amendment rights, *New York State Rifle & Pistol Ass’n v. Bruen*, 597 U.S. 1 (2022). My expertise  
18 on matters of Supreme Court practice stems from his service as a law clerk at the Supreme Court in  
19 October Term 1996. My expertise on the Constitution’s Second Amendment stems from my  
20 extensive scholarly research on the subject and my participation as counsel for parties or *amici*  
21 *curiae* in numerous Second Amendment cases, including *Bruen*; *McDonald v. City of Chicago*, 561  
22 U.S. 742 (2010); *Peruta v. County of San Diego*, 582 U.S. 943 (2017); *Jackson v. San Francisco*,  
23 576 U.S. 1013 (2015); *United States v. Emerson*, 270 F.3d 203 (5th Cir. 2001); *Delacy v. California*,  
24 565 U.S. 1156 (S.Ct. 2012); and *Kasler v. Lockyer*, 531 U.S. 1149 (2001). Respondent’s brief in  
25 opposition in the *Antonyuk* case is due May 9, with Plaintiff’s reply brief, on which I would consult,  
26 due as soon as possible thereafter. Respondent’s brief in opposition in the *Gun Owners* case is  
27 currently due April 15, with Plaintiff’s reply brief, on which I would consult, due as soon as possible  
28 thereafter. Should the writ of certiorari be granted in either case, I would consult on the merits briefs

1 over the summer and in preparation for oral argument sometime next Fall. I also may be called  
2 upon to present oral argument in the cases.

3 19. In *Consumer Financial Protection Bureau v. Community Financial Services*  
4 *Association of America, Ltd.*, No. 22-448 (S.Ct., filed Nov. 14, 2022); *Loper Bright Enterprises v.*  
5 *Raimondo*, No. 22-451 (S.Ct., filed Nov. 15, 2022); *Moody v. NetChoice, LLC*, No. 22-277 (S.Ct.,  
6 filed Sept. 23, 2022); *NetChoice, LLC v. Paxton*, No. 22-555 (S.Ct., filed Dec. 19, 2022); *Murthy v.*  
7 *Missouri*, No. 23-411 (S.Ct., filed Oct. 23, 2023); *National Rifle Association of America v. Vullo*,  
8 No. 22-842 (S.Ct., filed Mar. 6, 2023); *Moyle v. United States*, Nos. 23-726 (S.Ct., filed Jan. 5,  
9 2024) and 23-727 (S.Ct., filed Jan. 5, 2024); and *No on E, et al. v. Chiu*, No. 23-926 (S.Ct., filed  
10 Feb. 23, 2024), I represent the Claremont Institute (“Institute”) and its Center for Constitutional  
11 Jurisprudence (“CCJ”) as an *amicus curiae* client for 25 years, developing its strategic litigation  
12 plan and filing historically-grounded briefs in more than 200 cases of constitutional significance at  
13 the Supreme Court alone, and have done so for the last 25 years. My representation of the Institute  
14 and the CCJ also include monitoring new certiorari petitions for cases that implicate the Institute’s  
15 mission of restoring the principles of the American founding to their rightful and preeminent  
16 authority in our national life, and that effort is ongoing. I began the representation of the Institute  
17 and its CCJ in 1999, and began the particular representation for each of the above cases shortly  
18 before each case was filed. Anthony T. Caso is my co-counsel in each of the above cases.

19 I declare under penalty of perjury under the laws of California that the foregoing is true and  
20 correct. Executed this 3rd day of April, 2024, at Santa Fe, New Mexico

21  
22  
23   
24 \_\_\_\_\_  
25 John C. Eastman  
26  
27  
28

## **Declaration of Matt Gaetz**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
Los Angeles, CA 90013  
5 Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:  
12 JOHN CHARLES EASTMAN,  
13 State Bar No. 193726,  
14 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF MATT GAETZ IN  
SUPPORT OF RESPONDENT’S MOTION TO  
STAY THE COURT’S ORDER PLACING HIM  
ON INACTIVE ENROLLMENT PURSUANT  
TO RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

18 **DECLARATION OF MATT GAETZ**

19 I, Matt Gaetz, declare:

20 1. I am a United States citizen and resident of the state of Florida. I am currently the  
21 duly elected United States Representative for the First Congressional District of Florida. I have  
22 personal knowledge of the facts and matters herein, and, if called upon to testify in this matter, I  
23 could and would competently do so.

24 2. In July 2021, I and Representative Marjorie Taylor Greene, United States  
25 Representative for the Fourteenth Congressional District of Georgia, together with our respective  
26 campaign committees and a joint fundraising committee, Put America First Joint Fundraising  
27 Committee (“joint fundraising committee”), attempted to hold a political rally in southern  
28 California. We entered into a contract to hold the event at the Riverside Convention Center, a public

1 facility owned by the City of Riverside, California. The Convention Center’s management agent,  
2 after pressure from members of the Riverside City Council and others, suddenly cancelled the  
3 contract the evening before the event was scheduled to take place. We then entered into a contract  
4 with a private venue in Anaheim, California, but that contract, too, was cancelled hours later after  
5 an Anaheim city official threatened to revoke the venue’s conditional use permit.

6 3. Because of the significant constitutional issues involved, we retained Dr. John  
7 Eastman, a nationally-recognized constitutional expert, to bring a lawsuit against the cities of  
8 Riverside and Anaheim, and the other organizations involved in forcing the cancellation of our  
9 political events, for the violation of our constitutional rights to free speech and free association.

10 4. Dr. Eastman, as lead counsel, filed the lawsuit on our behalf in the United States  
11 District Court for the Central District of California on July 13, 2023. *Gaetz et al. v. City of Riverside,*  
12 *et al.*, No. 5:23-cv-1368.

13 5. At the time the lawsuit was filed in July 2023, I was fully aware of the California Bar  
14 proceeding then underway against Dr. Eastman. I personally reviewed the charges filed against Dr.  
15 Eastman, as well as his answer. I did not and do not view the allegations against Dr. Eastman as  
16 having any merit.

17 6. Subsequent to the filing of the lawsuit, Special Prosecutor Jack Smith filed an  
18 indictment against former President Trump on August 1, 2023, in the United States District Court  
19 for the District of Columbia. *United States v. Donald J. Trump*, No. 1:23-cr-00257. Dr. Eastman  
20 was implicated as an unindicted co-conspirator in the indictment, arising out of his representation  
21 of then-President Trump challenging illegality in the conduct of the 2020 election. Two weeks later,  
22 on August 14, 2023, the district attorney of Fulton County, Georgia filed an indictment in Fulton  
23 County Superior Court against former President Trump, Dr. Eastman, and 17 others, alleging,  
24 among other things, that the efforts by former President Trump, his supporters, and his attorneys in  
25 challenging the results of the 2020 election constituted a criminal conspiracy in violation of  
26 Georgia’s RICO statute. *The State of Georgia v. Donald J. Trump, et al.*, No. 23SC188947.

27 7. I have personally reviewed the D.C. and Georgia indictments, and believe that the  
28 various charges and allegations against Dr. Eastman are meritless and politically motivated.

1 Notwithstanding these pending matters, we have asked that Dr. Eastman continue to represent us in  
2 our lawsuit against the Cities of Riverside and Anaheim and others because of his nationally-  
3 recognized constitutional expertise and unparalleled strategic development of the litigation.

4 8. On March 27, 2024, Dr. Eastman provided me with a copy of the California Bar  
5 Court’s ruling recommending that he be disbarred. As I understand it, such a recommendation  
6 results in immediate suspension of Dr. Eastman’s license to practice law pending a stay or reversal  
7 on appeal. Dr. Eastman has advised me that he will be appealing the decision and also seeking a  
8 stay of the interim suspension pending resolution of his appeal. I have reviewed the Court’s March  
9 26, 2024 Order and disagree with its findings and recommendation that Dr. Eastman be disbarred

10 9. I am aware of the California Bar Court ruling, and I wish that Dr. Eastman continue  
11 his representation of me, my campaign committee, and the joint fundraising committee. The time  
12 and energy he has already expended in preparing the case, obtaining documentation via public  
13 records requests, and defending against multiple motions to dismiss strongly favor his continued  
14 representation in the matter.. If Dr. Eastman were not permitted to continue to represent me, my  
15 campaign committee, and the joint fundraising committee, other attorneys would then be required  
16 to step in and replicate the work, research, and preparation Dr. Eastman has already undertaken for  
17 the case, at significant additional cost to me, my campaign committee, and the joint fundraising  
18 committee. Accordingly, pending final resolution on appeal of the California Bar matter against Dr.  
19 Eastman, I wish that he be able to continue to represent me, my campaign committee, and the joint  
20 fundraising committee in our case.

21 10. Attached as Exhibit “A” to this declaration is my March 15, 2024 letter to Leah  
22 Wilson, Executive Director to the State Bar of California, which I hereby incorporate by reference.

23  
24 I declare under penalty of perjury under the laws of California that the foregoing is true and correct.  
25 Executed this 1st day of April, 2024, at Washington, D.C.

26 

27 Representative Matt Gaetz

# Exhibit A



MATT GAETZ  
1<sup>ST</sup> DISTRICT, FLORIDA

ARMED SERVICES  
COMMITTEE

COMMITTEE ON THE  
JUDICIARY

Congress of the United States  
House of Representatives  
Washington, DC 20515

WASHINGTON OFFICE:  
2021 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-4136

DISTRICT OFFICE:  
805 E James Lee Blvd  
Crestview, FL 32539  
(850) 479-1183

<https://gaetz.house.gov>

April 2, 2024

The State Bar of California  
180 Howard St.  
San Francisco, CA 94105

Director Wilson:

I am a United States citizen, Member of Congress, and client of Dr. John Eastman. I, and my campaign arms, am a plaintiff in a First Amendment lawsuit in federal court in the state of California, arising out of viewpoint-discriminatory actions by California state actors, in concert with private actors, in July 2021. I attest to the following as a Declarant, under penalty of perjury, pursuant to 28 U.S.C. § 1746.

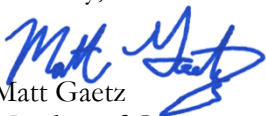
For three years now, I have retained Dr. John Eastman, and have relied on his expert legal advice. I write today to urge you to enable him to continue to represent me in that matter, so as not to compound one First Amendment violation with another. I have a right to the counsel of my choice, and I know there is no other competent, qualified attorney whom I can trust in this matter.

I have known Dr. Eastman for some time, and I am entirely apprised of the facts related to his various pending disciplinary and criminal matters. I am aware of the case in California, of your allegations and his response, and I am aware of the same in the D.C. and Georgia criminal matters. In spite of this, I still strongly feel that Dr. Eastman is my best available lawyer, and I stand behind him. Your Bar might disagree, but I believe these matters to be a coordinated, and politically motivated attempt to deplatform Dr. Eastman and to limit the universe of attorneys available to individuals of our shared political and legal views.

Replacing Dr. Eastman in my pending matter would deal irreparable harm to my interests. Perhaps that is part of the point. Not only is he among a very few barred attorneys I trust nationwide, but he has unique skills in constitutional and administrative law, and has done excellent work in this case. It would be impossible, and incredibly costly even if possible, to onboard a new attorney of equal capability in my case.

This Congress has done yeoman's work in highlighting the weaponization of government against Americans: bar targeting is a part of that. The legal counsel Dr. Eastman provided the former President was not only not criminal, but not unreasonable. Not only reasonable, but correct. And until recently, his views were not only correct, but obviously correct and widely shared among attorneys across this country. It is this expertise and these views which make him so effective, and I am, right now, confident that my interests will be vindicated in federal court in your State. Please do not upset that by forcing him to drop my case.

Sincerely,



Matt Gaetz  
Member of Congress

## **Declaration of Marjorie Taylor Greene**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
Los Angeles, CA 90013  
5 Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:

12 JOHN CHARLES EASTMAN,

13 State Bar No. 193726,

14 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF MARJORIE TAYLOR  
GREENE IN SUPPORT OF RESPONDENT’S  
MOTION TO STAY THE COURT’S ORDER  
PLACING HIM ON INACTIVE  
ENROLLMENT PURSUANT TO RULE  
5.111(D)(1), OR IN THE ALTERNATIVE,  
MOTION FOR AN INTERIM REMEDY  
PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

18 **DECLARATION OF MARJORIE TAYLOR GREENE**

19 I, Marjorie Taylor Greene, declare:

20 1. I am a United States citizen and resident of the state of Georgia. I am currently the  
21 duly elected United States Representative for the Fourteen Congressional District of Georgia. I  
22 have personal knowledge of the facts and matters herein, and, if called upon to testify in this matter,  
23 I could and would competently do so.

24 2. In July 2021, I and Representative Matt Gaetz, United States Representative for the  
25 First Congressional District of Florida, together with our respective campaign committees and a  
26 joint fundraising committee, Put America First Joint Fundraising Committee (“joint fundraising  
27 committee”), attempted to hold a political rally in southern California. We entered into a contract  
28 to hold the event at the Riverside Convention Center, a public facility owned by the City of

1 Riverside, California. The Convention Center’s management agent, after pressure from members  
2 of the Riverside City Council and others, suddenly cancelled the contract the evening before the  
3 event was scheduled to take place. We then entered into a contract with a private venue in Anaheim,  
4 California, but that contract, too, was cancelled hours later after an Anaheim city official threatened  
5 to revoke the venue’s conditional use permit.

6 3. Because of the significant constitutional issues involved, we retained Dr. John  
7 Eastman, a nationally-recognized constitutional expert, to bring a lawsuit against the cities of  
8 Riverside and Anaheim, and the other organizations involved in forcing the cancellation of our  
9 political events, for the violation of our constitutional rights to free speech and free association.

10 4. Dr. Eastman, as lead counsel, filed the lawsuit on our behalf in the United States  
11 District Court for the Central District of California on July 13, 2023. *Gaetz et al. v. City of Riverside,*  
12 *et al.*, No. 5:23-cv-1368.

13 5. At the time the lawsuit was filed in July 2023, I was fully aware of the California Bar  
14 proceeding then underway against Dr. Eastman. I personally reviewed the charges filed against Dr.  
15 Eastman, as well as his answer. I did not and do not view the allegations against Dr. Eastman as  
16 having any merit.

17 6. Subsequent to the filing of the lawsuit, Special Prosecutor Jack Smith filed an  
18 indictment against former President Trump on August 1, 2023, in the United States District Court  
19 for the District of Columbia. *United States v. Donald J. Trump*, No. 1:23-cr-00257. Dr. Eastman  
20 was implicated as an unindicted co-conspirator in the indictment, arising out of his representation  
21 of then-President Trump challenging illegality in the conduct of the 2020 election. Two weeks later,  
22 on August 14, 2023, the district attorney of Fulton County, Georgia filed an indictment in Fulton  
23 County Superior Court against former President Trump, Dr. Eastman, and 17 others, alleging,  
24 among other things, that the efforts by former President Trump, his supporters, and his attorneys in  
25 challenging the results of the 2020 election constituted a criminal conspiracy in violation of  
26 Georgia’s RICO statute. *The State of Georgia v. Donald J. Trump, et al.*, No. 23SC188947.

27 7. I have personally reviewed the D.C. and Georgia indictments, and believe that the  
28 various charges and allegations against Dr. Eastman are meritless and politically motivated.

1 Notwithstanding these pending matters, I have asked that Dr. Eastman continue to represent me and  
2 my campaign committees in our lawsuit against the Cities of Riverside and Anaheim and others  
3 because of his nationally-recognized constitutional expertise and unparalleled strategic development  
4 of the litigation.

5 8. On March 27, 2024, Dr. Eastman provided through me, through Andrew Kloster, the  
6 again I had designated to oversee the litigation, with a copy of the California Bar Court's ruling  
7 recommending that he be disbarred. As I understand it, such a recommendation results in suspension  
8 of Dr. Eastman's license to practice law pending a stay or reversal on appeal. Dr. Eastman has  
9 advised me that he will be appealing the decision and also seeking a stay of the interim suspension  
10 pending resolution of his appeal. I have reviewed the Court's March 27, 2024 Order and disagree  
11 with its findings and recommendation that Dr. Eastman be disbarred

12 9. I wish that Dr. Eastman continue his representation of me, my campaign committee,  
13 and the joint fundraising committee. The time and energy he has already expended in preparing the  
14 case, obtaining documentation via public records requests, and defending against multiple motions  
15 to dismiss strongly favor his continued representation in the matter.. If Dr. Eastman were not  
16 permitted to continue to represent me, my campaign committee, and the joint fundraising committee  
17 other attorneys would then be required to step in and replicate the work, research, and preparation  
18 Dr. Eastman has already undertaken for the case, at significant additional cost. Accordingly,  
19 pending final resolution on appeal of the California Bar matter against Dr. Eastman, I wish that he  
20 be able to continue to represent me, my campaign committee, and the joint fundraising committee  
21 in our case.

22 I declare under penalty of perjury under the laws of the District of Columbia that the foregoing is  
23 true and correct. Executed this 1st day of April, 2024, at Washington, D.C.  
24

25 Marjorie Taylor Greene  
26 Marjorie Taylor Greene (Apr 1, 2024 17:15 EDT)  
27 Representative Marjorie Taylor Greene  
28







# Greene Declaration

Final Audit Report

2024-04-01

Created:	2024-04-01
By:	John Eastman (JEastman@claremont.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAEUOjMvCDas8BZ9oC7ywdxI1wFqeCQzUL

## "Greene Declaration" History

-  Document created by John Eastman (JEastman@claremont.org)  
2024-04-01 - 7:47:36 PM GMT
-  Document emailed to mtgreene74@gmail.com for signature  
2024-04-01 - 7:47:53 PM GMT
-  Email viewed by mtgreene74@gmail.com  
2024-04-01 - 9:14:21 PM GMT
-  Signer mtgreene74@gmail.com entered name at signing as Marjorie Taylor Greene  
2024-04-01 - 9:15:52 PM GMT
-  Document e-signed by Marjorie Taylor Greene (mtgreene74@gmail.com)  
Signature Date: 2024-04-01 - 9:15:54 PM GMT - Time Source: server
-  Agreement completed.  
2024-04-01 - 9:15:54 PM GMT

## **Declaration of Kevin Lundberg**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
Los Angeles, CA 90013  
5 Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:  
12 **JOHN CHARLES EASTMAN,**  
13 State Bar No. 193726,  
14 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF KEVIN LUNDBERG IN  
SUPPORT OF RESPONDENT’S MOTION TO  
STAY THE COURT’S ORDER PLACING HIM  
ON INACTIVE ENROLLMENT PURSUANT  
TO RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

17  
18 **DECLARATION OF KEVIN LUNDBERG**

19 I, Kevin Lundberg, declare:

20 1. I am a United States citizen, resident of Colorado, and registered to vote in Colorado.  
21 I am a former Colorado State Representative (2003-2009) and State Senator (2009-2019). I am  
22 currently the Executive Director of the Republican Study Committee of Colorado. I have personal  
23 knowledge of the facts and matters herein, and, if called upon to testify in this matter, I could and  
24 would competently do so.

25 2. In July 2023, the Colorado Republican Party (“COGOP”), through its Chairman,  
26 retained Dr. John Eastman to bring a lawsuit challenging Colorado’s semi-open primary law as an  
27 infringement of the COGOP’s Speech, Association, and Equal Protection constitutional rights.



1           3.       Dave Williams, the Chairman of the COGOP, created a Special Litigation  
2 Committee to oversee and make strategic decisions about this litigation. Chairman Williams named  
3 me as Chairman of the Special Litigation Committee.

4           4.       Prior to being retained, Dr. Eastman formally advised Chairman Williams and me,  
5 in writing, of the Notice of Disciplinary Charges that had been filed against him by the California  
6 Bar arising out of his representation of former President Trump with respect to the 2020 election.  
7 He also advised us that the disciplinary hearing was then in progress. See Exhibit A, attached hereto.  
8 Even before that formal written notification, Dr. Eastman had discussed the matter with me,  
9 Chairman Williams, and the other members of the Special Litigation Committee during the Spring  
10 and early Summer of 2023, in the course of our discussions about his possible retention to pursue  
11 the legal challenge to Colorado's open primary law. I believed then (and still believe) that the  
12 various charges and allegations against Dr. Eastman were and are meritless and politically-  
13 motivated. Notwithstanding the pending California State Bar matter, we proceeded to retain Dr.  
14 Eastman because of his nationally-recognized constitutional expertise and because, in 2000, he was  
15 counsel for one of the amici curiae in the Supreme Court case most directly relevant to the COGOP's  
16 constitutional challenge to Colorado's semi-open primary law, *California Democratic Party v.*  
17 *Jones*, 530 U.S. 567 (2000).

18           5.       Dr. Eastman filed the complaint for this case in the United States District Court for  
19 the District of Colorado, *Colorado Republican Party v. Griswold*, No. 1:23-cv-1948, on July 31,  
20 2023.

21           6.       One day after he filed the complaint, Special Prosecutor Jack Smith filed an  
22 indictment against former President Donald Trump in the United States District Court for the  
23 District of Columbia. *United States v. Donald J. Trump*, No. 1:23-cr-00257. Dr. Eastman was  
24 implicated as an unindicted co-conspirator in the indictment, arising out of his representation of  
25 then-President Trump challenging illegality in the conduct of the 2020 election. Two weeks later,  
26 an indictment was filed in Fulton County, Georgia Superior Court against former President Trump,  
27 Dr. Eastman, and 17 others, alleging, among other things, that the efforts by former President  
28 Trump, his supporters, and his attorneys in challenging the results of the 2020 election constituted

1 a criminal conspiracy in violation of Georgia’s RICO statute. *The State of Georgia v. Donald J.*  
2 *Trump, et al.*, No. 23SC188947. Dr. Eastman apprised me of both developments.

3 7. I have personally reviewed the California Bar’s Notice of Disciplinary Charges  
4 against Dr. Eastman, the indictment against President Trump (in which Dr. Eastman is implicated  
5 as an unindicted co-conspirator), and the Fulton County indictment, and discussed the allegations  
6 contained in them with the members of the Special Litigation Committee and with Chairman  
7 Williams. In our view, the allegations are meritless and political, and we have all remained adamant  
8 about having Dr. Eastman continue to represent the COGOP in its constitutional challenge to  
9 Colorado’s semi-open primary law.

10 8. On March 27, 2024, Dr. Eastman provided me with a copy of the California Bar  
11 Court’s ruling recommending that he be disbarred and placing him on the inactive enrollment list of  
12 attorneys in California. As I understand it, placing Dr. Eastman on the inactive enrollment list will  
13 result in the suspension of Dr. Eastman’s license to practice law three days from the Order’s  
14 issuance, pending a stay or reversal on appeal. Dr. Eastman has advised me that he will be appealing  
15 the decision and also seeking a stay of the interim suspension pending resolution of his appeal.

16 9. I have discussed the California Bar Court ruling and suspension with the other  
17 members of the Special Litigation Committee and with Chairman Williams, and we are unanimously  
18 of the view that we wish Dr. Eastman to continue his representation of the California Republican  
19 Party in its constitutional challenge to Colorado’s semi-open primary law. Although he has been  
20 working with local counsel here in Colorado, and also confirmed in advance that his law partner at  
21 the Constitutional Counsel Group would be available to step in as lead counsel should the need arise,  
22 Dr. Eastman’s expertise on the constitutional claims at issue in the case is without comparison, and  
23 we believe that it would be a grave disservice to the Colorado Republican Party – Dr. Eastman’s  
24 client in the matter – were he unable to continue with this representation pending final resolution of  
25 his appeal of the California Bar Court’s order. Discovery is currently underway; the deadline for  
26 designation of experts is March 29; and the deadline for dispositive motions is in June. Dr. Eastman  
27 has been responsible for designing the legal strategy and implementing it through a discovery plan  
28 with an eye both toward summary judgement and, if necessary, eventual trial. He has also been the

1 primary drafter of legal briefs at the preliminary injunction phase of the litigation and will be the  
2 primary drafter of the legal briefs at the summary judgement phase. Should he be barred from  
3 continuing his representation, the lead counsel duties would fall to others, imposing both added costs  
4 and loss of Dr. Eastman’s specific expertise upon the Colorado Republican Party.

5 I declare under penalty of perjury under the laws of the State of California that the foregoing  
6 is true and correct. Executed this 29th- day of March, 2024, at Larimer County, Colorado.

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Kevin Lundberg

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# 03-29-24 Lundberg Declaration

Final Audit Report

2024-03-30

Created:	2024-03-30
By:	John Eastman (JEastman@claremont.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAds-XMeENAGT92BmpMu1Xb-3AsDGyEz3t

## "03-29-24 Lundberg Declaration" History

-  Document created by John Eastman (JEastman@claremont.org)  
2024-03-30 - 3:45:47 AM GMT
-  Document emailed to senatorlundberg@gmail.com for signature  
2024-03-30 - 3:46:08 AM GMT
-  Email viewed by senatorlundberg@gmail.com  
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-  Signer senatorlundberg@gmail.com entered name at signing as Kevin Lundberg  
2024-03-30 - 3:47:51 AM GMT
-  Document e-signed by Kevin Lundberg (senatorlundberg@gmail.com)  
Signature Date: 2024-03-30 - 3:47:53 AM GMT - Time Source: server
-  Agreement completed.  
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## **Declaration of Samuel Parades**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
5 Los Angeles, CA 90013  
Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8  
9 **STATE BAR COURT OF CALIFORNIA**  
10 **HEARING DEPARTMENT – LOS ANGELES**

11  
12 In the Matter of:  
13 JOHN CHARLES EASTMAN,  
14 State Bar No. 193726,  
15 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF SAMUEL PAREDES IN  
SUPPORT OF RESPONDENT’S MOTION TO  
STAY THE COURT’S ORDER PLACING HIM  
ON INACTIVE ENROLLMENT PURSUANT  
TO RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

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18 **DECLARATION OF SAMUEL PAREDES**

19 I, Samuel Paredes, declare:

20 1. I am a United States citizen and resident of California. I have personal knowledge  
21 of the facts and matters herein, and, if called upon to testify in this matter, I could and would  
22 competently do so.

23 2. I am the Executive Director of Gun Owners of California, the Secretary/Treasurer of  
24 Gun Owners Foundation, and a board member and the spokesperson of Gun Owners of America,  
25 Inc. (hereinafter collectively, “Gun Owners of America”), which were all formed and operate to  
26 protect and preserve the Second Amendment rights of all Americans. I am authorized to speak on  
27 Gun Owners of America’s behalf. Part of my responsibilities for Gun Owners of America is  
28 supervising litigation in California and across the nation where Gun Owners of America is either a

1 party or amicus curiae. In that capacity, I have been involved in the filing of over 167 amicus briefs  
2 in federal and state courts since 2008, as well as initiating or defending federal and state firearms-  
3 related litigation in across the country on behalf of Gun Owners of America.

4 3. Dr. Eastman previously represented Gun Owners of America in *Gun Owners of*  
5 *America v. Garland*, No. 21-1215 (S.Ct., filed Mar. 3, 2022), where Gun Owners of America  
6 challenged President Trump’s directed bump stock ban. Dr. Eastman’s expertise in United States  
7 Supreme Court litigation is nationally renowned, and his assistance was invaluable for strategic  
8 decisions, litigation planning, and drafting both Gun Owners of America’s Petition for Certiorari  
9 and reply brief.

10 4. In January 2024, Gun Owners of America engaged Dr. Eastman to assist with a  
11 United States Supreme Court Petition for Certiorari which was filed this year: *Antonyuk v. James*,  
12 No. 23-910 (S.Ct., filed on Feb. 20, 2024). The New York respondents’ briefs in opposition are due  
13 on May 9, and after it is filed Gun Owners of America will need Dr. Eastman’s assistance in filing  
14 their reply brief.

15 5. Earlier this month, Gun Owners of America engaged Dr. Eastman to assist with  
16 drafting another United States Supreme Court Petition for Certiorari in *Gun Owners of America v.*  
17 *Raoul*, No. 23-1010 (S.Ct., filed on Mar. 11, 2024). The Illinois Respondents’ briefs in opposition  
18 are due on April 15, and Gun Owners of America will again be relying on Dr. Eastman’s expertise  
19 to assist with drafting Gun Owners of America’s reply brief.

20 6. In these three petitions for certiorari, Dr. Eastman’s assistance provided Gun Owners  
21 of America with invaluable substantive, strategic, and procedural assistance in crafting the questions  
22 presented, developing the theory of the petitions, and drafting the reasons for granting the writ.  
23 Should either (or both) of the petitions in *Antonyuk* or *Raoul* be granted, Gun Owners of America  
24 would want Dr. Eastman to continue his work in drafting the briefing on these important cases. If  
25 Dr. Eastman were not permitted to continue representing Gun Owners of America, it would be  
26 substantially prejudiced as Gun Owners of America would not have the benefit of Dr. Eastman’s  
27 long expertise on Second Amendment constitutional issues and would have to hire replacement  
28 counsel at additional expense.

1           7.       Prior to engaging Dr. Eastman on these matters, I, on behalf of Gun Owners of  
2 America , was fully aware of the California Bar’s Notice of Disciplinary Charges against Dr.  
3 Eastman. And I was aware of the indictment filed in Fulton County, Georgia Superior Court against  
4 former President Trump and numerous supporters and attorneys including Dr. Eastman, seeking to  
5 criminalize his effort to challenge the results of the 2020 election. *State of Georgia v. Trump et al.*,  
6 No. 23-SC-188947 (Fulton County Super. Ct., filed Aug. 14, 2023). I consider the accusations  
7 against Dr. Eastman to be politically motivated and profoundly unfair. Despite these pending  
8 matters, Gun Owners of America still wishes for Dr. Eastman to continue representing them.

9           8.       On March 27, 2024, Dr. Eastman provided to me, through his co-counsel on our  
10 pending cases, a copy of the California Bar Court’s ruling recommending that he be disbarred. As  
11 I understand it, such a recommendation will result in near-immediate suspension of Dr. Eastman’s  
12 license to practice law pending a stay or reversal on appeal. Dr. Eastman has advised me that he  
13 will be appealing the decision and also seeking a stay of the interim suspension pending resolution  
14 of his appeal.

15           9.       If Dr. Eastman was prevented from representing Gun Owners of America, it would  
16 substantially prejudice their legal efforts, as it would deny Gun Owners of America the advice and  
17 work of one of the nation’s premiere constitutional litigators, especially with regard to Second  
18 Amendment issues.

19           10.      On behalf of Gun Owners of America, I wish Dr. Eastman to continue his ongoing  
20 representation of Gun Owners of America pending final resolution of his appeals of the Bar Court’s  
21 recommendation.

22           I declare under penalty of perjury under the laws of the State of California that the foregoing  
23 is true and correct. Executed this 1st day of April, 2024, at El Dorado Hills, California.

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Samuel Paredes



**Declaration of Eden Hope Rodriguez**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
5 Los Angeles, CA 90013  
Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:

12 JOHN CHARLES EASTMAN,

13 State Bar No. 193726,

14 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF EDEN HOPE  
RODRIGUEZ IN SUPPORT OF  
RESPONDENT’S MOTION TO STAY THE  
COURT’S ORDER PLACING HIM ON  
INACTIVE ENROLLMENT PURSUANT TO  
RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

18 **DECLARATION OF EDEN HOPE RODRIGUEZ**

19 I, Eden Hope Rodriguez, declare:

20 1. I am a United States citizen and resident of Colorado. I have personal knowledge of the  
21 facts and matters herein, and, if called upon to testify in this matter, I could and would competently  
22 do so.

23 2. In August 2023, my son, J.R. was asked to leave his middle school, Cheyenne Mountain  
24 Charter Academy (“School”) because of some patches he had on his backpack, including one  
25 depicting the Gadsden flag from the era of the American revolutionary war. J.R.’s unfair expulsion  
26 from school generated a lot of media attention, and Dr. John Eastman reached out in September  
27 2023 to offer to represent me and my son on a pro bono basis should we decide to file a lawsuit  
28

1 against those responsible for what appeared to have been a violation of my son's constitutionally-  
2 protected right to freedom of speech.

3 3. Shortly thereafter, I retained Dr. Eastman and, on his recommendation, the Mountain States  
4 Legal Foundation to represent me and my son in the matter. Together they prepared a lawsuit against  
5 the School, Harrison School District Two, and several school and school district officials, and filed  
6 it on October 23, 2023 in the United States District Court for the District of Colorado, *J.R., a minor*  
7 *by and through his mother and general guardian Eden Hope Rodriguez v. Harrison Sch. Dist. Two,*  
8 *et al.*, No. 1:23-cv-02769.

9 4. Before I retained Dr. Eastman, he informed me, both orally over the telephone and in writing,  
10 that he was at the time the subject of disciplinary proceedings by the State Bar of California and was  
11 an indicted co-defendant in the criminal action that was filed against former President Trump and  
12 17 others in Fulton County, Georgia, *The State of Georgia v. Donald J. Trump, et al.*, No.  
13 23SC188947. After discussing the matter with my husband, who is also an attorney, I advised Dr.  
14 Eastman that I wished to have him undertake the representation despite the pending matters against  
15 him. I was aware of his reputation as a constitutional expert, and I was delighted that he was willing  
16 to represent J.R.

17 5. On March 27, 2024, Dr. Eastman provided me with a copy of the California Bar Court's  
18 ruling recommending that he be disbarred. As I understand it, such a recommendation results in  
19 immediate suspension of Dr. Eastman's license to practice law pending a stay or reversal on appeal.  
20 Dr. Eastman has advised me that he will be appealing the decision and also seeking a stay of the  
21 interim suspension pending resolution of his appeal.

22 6. I have discussed the California Bar Court ruling and suspension with my attorney husband  
23 and my son, and we are all of the view that we wish Dr. Eastman to continue his representation of  
24 my son in his lawsuit challenging the infringement of his free speech rights by the School, school  
25 district, and school officials. Because of Dr. Eastman's expertise on the constitutional claims at issue  
26 in the case, his participation in the litigation has been invaluable, and we believe that our case would  
27 significantly benefit from his continued participation as our attorney in the matter. We also believe  
28 that if Dr. Eastman were not able to continue representing my son, J.R. would be substantially

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prejudiced. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 29th day of March, 2024, at Colorado Springs, Colorado.

  
Eden Hope Rodriguez (Mar 29, 2024 19:22 MDT)  
Eden Hope Rodriguez







# 03-29-24 Rodriguez Declaration

Final Audit Report

2024-03-30

Created:	2024-03-30
By:	John Eastman (JEastman@claremont.org)
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## "03-29-24 Rodriguez Declaration" History

-  Document created by John Eastman (JEastman@claremont.org)  
2024-03-30 - 1:05:21 AM GMT
-  Document emailed to edenhoperodriguez@gmail.com for signature  
2024-03-30 - 1:05:46 AM GMT
-  Email viewed by edenhoperodriguez@gmail.com  
2024-03-30 - 1:21:06 AM GMT
-  Signer edenhoperodriguez@gmail.com entered name at signing as Eden Hope Rodriguez  
2024-03-30 - 1:22:24 AM GMT
-  Document e-signed by Eden Hope Rodriguez (edenhoperodriguez@gmail.com)  
Signature Date: 2024-03-30 - 1:22:26 AM GMT - Time Source: server
-  Agreement completed.  
2024-03-30 - 1:22:26 AM GMT

## **Declaration of Ryan Williams**

1 Randall A. Miller, Esq. (State Bar No.: 116036)  
rmiller@millerlawapc.com  
2 Zachary Mayer, Esq. (State Bar No.: 199434)  
zachary@millerlawapc.com  
3 Jeanette Chu, Esq. (State Bar No.: 323412)  
jeanette@millerlawapc.com  
4 **MILLER LAW ASSOCIATES, APC**  
411 South Hewitt Street  
5 Los Angeles, CA 90013  
Telephone: 800.720.2126  
6 Facsimile: 888.749.5812

7 Attorneys for Respondent, **JOHN CHARLES**  
**EASTMAN**

8 **STATE BAR COURT OF CALIFORNIA**  
9  
10 **HEARING DEPARTMENT – LOS ANGELES**

11 In the Matter of:  
12  
13 **JOHN CHARLES EASTMAN,**  
14 State Bar No. 193726,  
15 An Attorney of the State Bar.

CASE NO.: SBC-23-O-30029

**DECLARATION OF RYAN WILLIAMS IN  
SUPPORT OF RESPONDENT’S MOTION TO  
STAY THE COURT’S ORDER PLACING HIM  
ON INACTIVE ENROLLMENT PURSUANT  
TO RULE 5.111(D)(1), OR IN THE  
ALTERNATIVE, MOTION FOR AN INTERIM  
REMEDY PURSUANT TO BUSINESS AND  
PROFESSIONS CODE §6007(h)**

16  
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18 **DECLARATION OF RYAN WILLIAMS**

19 I, Ryan Williams, declare:

20 1. I am a United States citizen and resident of California. I have personal knowledge  
21 of the facts and matters herein, and, if called upon to testify in this matter, I could and would  
22 competently do so.

23 2. I am currently the President of the Claremont Institute (“Institute”) and have been  
24 since 2017. The mission of the Institute is to restore the principles of the American founding to  
25 their right and preeminent authority in our national life. One of the Institute’s projects in pursuit of  
26 that mission is the Center for Constitutional Jurisprudence (“CCJ”), which was founded by Dr. John  
27 Eastman in 1999 with the goal of advancing the Institute’s mission through strategic litigation and  
28 the filing of amicus curiae briefs in cases of constitutional significance. Dr. Eastman designs the

1 Institute’s and the CCJ’s litigation strategy and plays the lead role in determining which matters are  
2 best suited for furthering the Institute’s and the CCJ’s mission.

3           3.       Since July 2021, the Institute and its CCJ have pursued its litigation goals by having  
4 Dr. Eastman’s law firm, Constitutional Counsel Group (“CCG”), on retainer. Together with his law  
5 partner, Anthony T. Caso, Dr. Eastman and CCG has continued to represent the Institute in  
6 numerous matters in federal courts, including most prominently the Supreme Court of the United  
7 States. They are currently representing the Institute and the CCJ as amicus curiae in eight matters  
8 that are presently before the Supreme Court: *Consumer Financial Protection Bureau v. Community*  
9 *Financial Services Association of America, Ltd.*, No. 22-448 (S.Ct., filed Nov. 14, 2022); *Loper*  
10 *Bright Enterprises v. Raimondo*, No. 22-451 (S.Ct., filed Nov. 15, 2022); *Moody v. NetChoice, LLC*,  
11 No. 22-277 (S.Ct., filed Sept. 23, 2022); *NetChoice, LLC v. Paxton*, No. 22-555 (S.Ct., filed Dec.  
12 19, 2022); *Murthy v. Missouri*, No. 23-411 (S.Ct., filed Oct. 23, 2023); *National Rifle Association*  
13 *of America v. Vullo*, No. 22-842 (S.Ct., filed Mar. 6, 2023); *Moyle v. United States*, No. 23-726, and  
14 *State of Idaho v. United States*, No. 23-727 (S.Ct., filed Jan. 5, 2024); and *No on E, et al. v. Chiu*,  
15 No. 23-926 (S.Ct., filed Feb. 23, 2024). While the Institute’s and the CCJ’s role as amicus is largely  
16 complete in the seven of the eight cases above for which merits briefing is already complete, the *No*  
17 *on E* case is only at the petition stage. If the petition is granted, the Institute and the CCJ intend to  
18 file an additional brief on the merits, with Dr. Eastman serving as co-counsel on the brief.

19           4.       In addition, Dr. Eastman continues to monitor other cases of constitutional  
20 significance and to make recommendations for Institute’s and the CCJ’s participation as amicus  
21 curiae for cases that help further the Institute’s mission. His expertise, as well as his long-standing  
22 familiarity with the Institute’s mission, make his continued representation of Institute and the CCJ  
23 in those efforts invaluable. Even if that expertise and institutional knowledge could be replicated,  
24 it would come at significant cost to Institute and the CCJ, and Institute and the CCJ would be  
25 substantially prejudiced.

26           5.       Dr. Eastman informed me of the Notice of Disciplinary Charges that were filed  
27 against him by the California Bar in January 2023, and provided to me a copy of that document. He  
28 has also kept me apprised of other matters arising out of his representation of former President



1 Donald Trump, particularly including his inclusion as an unindicted co-conspirator in *United States*  
2 *v. Trump*, No. 23-cr-00257 (D.D.C., filed Aug. 1, 2023), and his inclusion as a defendant in *State of*  
3 *Georgia v. Trump et al.*, No. 23-SC-188947 (Fulton County Super. Ct., filed Aug. 14, 2023). None  
4 of those matters altered my faith in Dr. Eastman’s ability to continue to provide the Institute and the  
5 CCJ legal counsel of the highest order.

6 6. On March 27, 2024, Dr. Eastman provided me with a copy of the California Bar  
7 Court’s ruling recommending that he be disbarred. As I understand it, such a recommendation will  
8 result in near-immediate suspension of Dr. Eastman’s license to practice law pending a stay or  
9 reversal on appeal. Dr. Eastman has advised me that he will be appealing the decision and also  
10 seeking a stay of the interim suspension pending resolution of his appeal.

11 7. On behalf of the Claremont Institute and the CCJ, I wish Dr. Eastman to continue his  
12 ongoing and long-standing representation of Institute and the CCJ pending final resolution of his  
13 appeals of the Bar Court’s recommendation.

14 I declare under penalty of perjury under the laws of the State of California that the foregoing  
15 is true and correct. Executed this 29th day of March, 2024, at Upland, California.

16  
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19 Ryan Williams  
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**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is MILLER LAW ASSOCIATES, APC, 411 South Hewitt Street, Los Angeles, CA 90013. On April 3, 2024, I e-served the document(s) described as **RESPONDENT, DR. JOHN EASTMAN’S MOTION TO STAY THE COURT’S ORDER PLACING HIM ON INACTIVE ENROLLMENT PURSUANT TO RULE 5.111(D)(1), OR IN THE ALTERNATIVE, MOTION FOR AN INTERIM REMEDY PURSUANT TO BUSINESS AND PROFESSIONS CODE §6007(h)** on the interested parties by serving them in the manner and/or manners listed below:

Sr. Trial Counsels:  
Duncan Carling, Esq.  
Samuel Beckerman, Esq.  
Christina Wang, Esq.  
duncan.carling@calbar.ca.gov  
samuel.beckerman@calbar.ca.gov  
christina.wang@calbar.ca.gov

- 11  by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date.
- 12
- 13  by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.
- 14
- 15  by causing such document to be transmitted by electronic mail to the office of the addressees as set forth below on this date.
- 16
- 17  by causing such document(s) to be sent overnight via Federal Express; I enclosed such document(s) in an envelope/package provided by Federal Express addressed to the person(s) at the address (es) set forth below and I placed the envelope/package for collection at a drop box provided by Federal Express.
- 18

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on April 3, 2024, at Los Angeles, California.

  
GLEN RENFREW