

STATE OF MINNESOTA
COUNTY OF RAMSEY

DISTRICT COURT
SECOND JUDICIAL DISTRICT
Case Type: Civil/Other

Minnesota Gun Owners Caucus;
Plaintiff,

Court File No. _____

v.

City of Saint Paul, Minnesota
Defendant.

**AFFIDAVIT OF BRANDON
FLESHER IN SUPPORT OF
PLAINTIFFS' MOTION FOR EX
PARTE TEMPORARY
RESTRAINING ORDER AND
TEMPORARY INJUNCTION**

I, Brandon Flesher, declare under penalty of perjury under the laws of the State of Minnesota that the foregoing is true and correct:

1. I am over the age of 18 and competent to give this affidavit. The facts stated here are based on my personal knowledge.
2. I am a member of the Minnesota Gun Owners Caucus, and my membership remains current.
3. I reside in the City of Saint Paul, Minnesota, in Ward 2. My home is located within the geographic boundaries of the City of Saint Paul.
4. I live in the City of Saint Paul and regularly travel throughout the city for work, errands, and recreation. In a typical week, I am in public places in Saint Paul on multiple days.
5. I hold a valid Minnesota Permit to Carry a Pistol issued under Minn. Stat. §

624.714.

6. In the ordinary course of my life, I lawfully carry a firearm for self-defense when I am in public, including when I travel into and within the City of Saint Paul.

7. I own multiple semiautomatic rifles and pistols that, based on their features, I understand qualify as “semiautomatic military-style assault weapons” under Minnesota law. I lawfully own and keep these firearms for home defense, self-defense, training, and lawful sporting use.

8. I also own numerous ammunition magazines capable of holding more than 20 rounds of ammunition.

9. I lawfully possessed and used these firearms and magazines before the passage of Saint Paul Ordinance 25-65, and I wish to continue to possess and use them in the future in accordance with Minnesota and federal law.

10. I have carried my defensive firearm and its standard magazines in Saint Paul when going about my ordinary lawful activities, including traveling to and from my home, shopping, socializing, and spending time in public places.

11. Before the Ordinance was passed, I have carried firearms in Saint Paul parks, libraries, and other city-owned or city-controlled public places in accordance with my Minnesota Permit to Carry and state law.

12. I would like to continue carrying my defensive firearm and its standard magazines in Saint Paul when I go about my normal activities. I also intend to

continue traveling through and within Saint Paul with my firearms and magazines when I visit family, shop, or travel to other destinations.

13. Based on my reading of Saint Paul Ordinance 25-65 and the City's public descriptions of it. The Ordinance appears to criminalize possession of certain firearms and so-called "large capacity magazines," in Saint Paul, including on city property.

14. I am concerned that my firearms and magazines fall within the Ordinance's broad definitions and that I could be arrested or prosecuted if I continue to possess or carry them in Saint Paul after the Ordinance is approved, published, or deemed effective by the City.

15. I have read Section 3 of the Ordinance, which states that it takes effect "thirty (30) days after its passage, approval, and publication," and also states that it "shall not take effect" unless the state firearm preemption statute is repealed or a "substantially similar" law is enacted at the state level.

16. I do not understand this language. I do not know when the City believes the Ordinance will actually be enforced, or how the City will decide whether a future state law is "substantially similar" enough to trigger enforcement.

17. I am concerned that Saint Paul police officers or prosecutors might take the position that the Ordinance is enforceable as soon as it is signed and published, or that they might later decide that some new state legislation is "substantially similar" to the Ordinance and begin enforcing it against people like me.

18. Because of this uncertainty and the risk of criminal penalties, I am already changing my behavior in response to the Ordinance as I am uncertain when and how I will be subject to the Ordinance.

19. I am concerned about entering Saint Paul parks, libraries, and other city property while possessing my lawful firearm and magazines, out of fear that the Ordinance may be misapplied or enforced against me even when I am acting lawfully under state law.

20. I do not want to surrender my usual means of self-defense, nor do I want to avoid Saint Paul entirely. I am changing and restricting my conduct only because of the Ordinance, its vague and uncertain provisions, and the risk that it will be enforced against me.

21. If the Ordinance is allowed to be published, I will face an ongoing choice between exercising my rights as I have lawfully done under state law and risking arrest and criminal prosecution under the Ordinance, or giving up that exercise of my rights to avoid criminal exposure. I am fearful that the misunderstanding of the ordinance will result in law enforcement action which could result in seizure of my property at best and arrest at worst.

22. The prospect of arrest, criminal prosecution, and potential seizure of my firearms and magazines is very serious to me. There is no amount of money that can undo those harms.

23. The chill on my ability to lawfully possess and carry my firearms and magazines for self-defense and other lawful purposes also cannot be adequately compensated with money.

24. I understand that the Minnesota Gun Owners Caucus has filed this lawsuit to challenge the legality of the Ordinance and to seek a court order preventing the City from enacting, implementing, or enforcing it. I support that effort and submit this affidavit to explain how the Ordinance affects and harms me personally.

25. I am willing, if the Court requests, to provide more information under seal, if necessary, to prevent unnecessarily publicizing sensitive information.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

I declare under penalty of perjury that everything I have stated in this document is true and correct.

Dated: 11/19/2025


Brandon Fleisher (Nov 19, 2025 21:00:44 CST)

Executed in Ramsey County, MN

Brandon Fleisher