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IN THE UNITED STATES DISTRICT COURT

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FOR THE EASTERN DISTRICT OF CALIFORNIA

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Adam Richards, et al.,

) Case No. 2:09-CV-01235-MCE-KJM

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Plaintiffs,

) DECLARATION OF PLAINTIFF

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v.

) BRETT STEWART IN SUPPORT OF

) MOTION FOR SUMMARY

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Ed Prieto, et al.,

) JUDGMENT

) Fed. R. Civ. Proc. 56

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Defendants.

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I, Brett Stewart, am competent to state, and declare the following based on my personal

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knowledge:

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1. I am a law abiding resident of Yolo County.

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2. I am authorized and qualified under Federal and State law to purchase and possess

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firearms.

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3. I seek to exercise my Second Amendment right to carry a handgun for personal

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protection. I seek a handgun carry permit so that I might protect myself and my family.

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However, I have received no threats of violence and I'm unaware of any specific threat to

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me or my family.

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4. On January 31, 2010, I completed the basic course required to obtain a concealed

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handgun carry permit. Exhibit C is a true and correct copy of my training certificate.

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1 5. On March 17, 2010, I applied to Davis Police Chief Lanny Black for a permit to carry a
2 handgun. On March 18, 2010, Black denied my application for a permit to carry a
3 handgun, stating that for budgetary reasons his department no longer processes handgun
4 carry permit applications, and suggested that I seek a permit from Sheriff Prieto.

5 6. On March 23, 2010, I applied to Sheriff Prieto for a permit to carry a handgun. On April
6 27, 2010, I was informed that my application was denied, because "the reasons listed in
7 your application do not meet the criteria in our policy." Exhibit D is a true and correct
8 copy of the letter I received from Sheriff Prieto denying my application for a handgun
9 carry license.

10 7. I fear arrest, prosecution, fines and imprisonment were I to carry a handgun without a
11 permit. But for the lack of a permit to do so, I would carry a handgun in public for self-
12 defense.

13 I declare under penalty of perjury that the foregoing is true and correct.

14 Executed this 12th day of January, 2011

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16 _____
17 Brett Stewart

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