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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 Adam Richards, et al.,) Case No. 2:09-CV-01235-MCE-KJM
12 Plaintiffs,)
13 v.) DECLARATION OF PLAINTIFF
14 Ed Prieto, et al.,) ADAM RICHARDS IN SUPPORT OF
15 Defendants.) MOTION FOR SUMMARY
16) JUDGMENT
17) Fed. R. Civ. Proc. 56

17 I, Adam Richards, am competent to state, and declare the following based on my personal
18 knowledge:

- 19 1. I am a law abiding resident of Yolo County.
20 2. I am authorized and qualified under Federal and State law to purchase and possess
21 firearms.
22 3. I seek to exercise my Second Amendment right to carry a handgun for personal
23 protection. I seek a handgun carry permit so that I might protect myself and my family.
24 However, I have received no threats of violence and I'm unaware of any specific threat to
25 me or my family.
26 4. In March, 2009, I contacted Sheriff Prieto's office to inquire about the process for
27 obtaining a permit to carry a handgun. Sheriff Prieto's office advised me that the desire to
28 have a gun available for self-defense would not constitute "good cause" for the issuance

1 of the permit, and that I should not apply because doing so would be a futile act. I was
2 further advised that as a matter of policy, my application would also not be considered
3 unless I first applied to the Chief of Police in the City of Davis, where I reside.

4 5. Subsequently, I applied to Davis Police Chief Lanny Black for a permit to carry a
5 handgun. On April 1, 2009, Black denied my application for a permit to carry a handgun,
6 stating that for budgetary reasons his department no longer processes handgun
7 carry permit applications, and suggested that I seek a permit from Sheriff Prieto.

8 6. In May, 2009, I contacted the Yolo County Sheriff's Department and asked for a copy of
9 the Sheriff's CCW policy. Exhibit A is a true and correct copy of the fax I received from
10 Sheriff Prieto's office.

11 7. I have read Sheriff Prieto's written policy declaring that "self-protection and protection of
12 family (without credible threats of violence)" is among "examples of invalid reasons to
13 request a permit," which is consistent with my experience in unsuccessfully seeking
14 a permit application.


15 8. I understand that I lack "good cause" to obtain a permit as that term is defined and
16 implemented by Sheriff Prieto and Yolo County.

17 9. I had completed the basic course required to obtain a concealed handgun carry permit on
18 April 25, 2009. Exhibit B is a true and correct copy of my training certificate.

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

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

23 Executed this 13th day of January, 2011

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25 
26 Adam Richards

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