

Legislative Wrap Up

Continued

Senator De Leon is the anti-gun version of the “energizer bunny” and he will be back next year with more legislation that is sure to violate the Second Amendment. The only hope is that as he will be returning as the new Senate President Pro-Tem he might be too busy to bother with any more anti-gun bills. As they say, hope springs eternal...or is it infernal?

Bottom line: Jerry Brown continues to be an anti-gun Governor and we will have to deal with him for the next four years...

New SoCal Volunteer Coordinator Hits the Ground Running!

The fight for our rights to keep and to bear arms is never ending. Nobody knows that as well as Californians. This year Gun Owners of California is piloting a new program to help take the fight local with our new San Diego Chapter of volunteers. Gun Owners of California member Michael Schwartz is leading a volunteer group to help change the media and political culture in San Diego when it comes to guns.

“We concentrate on 4 areas; gun community organizing, fundraising, local lobbying, and working with the local gun shops to do all of the above” said Michael. He sends out a

monthly calendar of activist events to hundreds of Second Amendment volunteers in San Diego County. The events vary from teaching at a clinic for new shooters, manning a booth to help sign up more GOC members, attending fundraisers, speaking at meetings, or helping the campaign of a pro-gun candidate who is running for office.

The chapter’s monthly meetings are organizational and fun. “Right now our big project is planning the first annual Gun Owners of California Second Amendment Celebration dinner here in San Diego. We expect about 200 people to attend where we will feature giveaways, local food and brewery tasting, and have a good time with other San Diegans who want to celebrate our Second Amendment rights!”

Michael’s participation in local campaigns and with local political organizations over the last 8 years gives him the experience and unique perspective to build the infrastructure of the GOC San Diego Chapter and guide their efforts. “Everyone knows where President Obama and Governor Brown stand when it comes to gun issues, but do you know where your city councilmembers or mayor stands? City councilmembers and mayors are the governors, congressmen, and presidents of tomorrow. So I decided to get involved, support those who I agree with, and let those I do not agree with know why” said Michael.

The backbone of the GOC San Diego Chapter is Michael’s liaison system where volunteers get involved in their local city councils and with gun shops. “San Diego County has 28 city councils. If you look at where the elected officials in Sacramento got their start, it’s usually at the local city council level. If we can make sure the people getting elected to these local positions are pro-gun, it will be a lot easier to work with the ones who move up into the state legislature. Involvement in your local government and forming relationships is the key.”

Liaisons get to know their city’s council and especially each city council member’s stance on gun issues. During the election season, the Gun Owners of California volunteer liaison knows who is running for office in their area and what their opinion is on important gun issues. “I have had many requests for a local level voter guide and with the information the liaisons gather, GOC will be able to create a guide for San Diego in time for the 2016 elections”.

The Gun Owners of California San Diego Chapter is working to become influential and effective at protecting the Second Amendment in this very important County. We are very happy to with these efforts!

If you would like to learn more about how the Gun Owners of California San Diego Chapter is organized and what they do to be effective, email Michael at GOCSchwartz@gmail.com



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GOC Achieves Victory in 2014 General Elections!

By Sam Paredes, Executive Director

If you’ve read the mainstream media regarding the results of the 2014 elections, you would think that pro-gun Republicans achieved a ho-hum victory nationwide and received a drubbing here in the Golden State. Nothing could be further from the truth.

The new Republican majority in the U.S. Senate and the increased majority in the House is strongly pro-Second Amendment. Look for great things to come from the “new look” of Congress!

Gun owners also scored big in the 2014 California Legislative Elections. Victories in races the anti-gun Democrats did not expect to lose succeeded in pushing them off the perch of a “Super Majority” in both houses. The following pro-gun candidates were winners and will be coming to Sacramento.

No matter what, we have won some major victories in the 2014 elections. Make no mistake, the Democrat majority in California, although still strong, is shell-shocked. Rest assured that this is only the beginning.

For everyone who supported GOC’s efforts, thank you.

SENATE RACES

- SD 4 Jim Nielsen (Rep)
- SD 8 Tom Berryhill (Rep)
- SD12 Anthony Cannella (Rep Protect Seat)
- SD14 Andy Vidak (Rep Protect Seat)
- SD16 Jean Fuller (Rep)
- SD28 Jeff Stone (Rep)
- SD34 Janet Nguyen (Rep Pick-up Seat)
- SD36 Patricia Bates (Rep)
- SD38 Joel Anderson (Rep)

ASSEMBLY RACES

- AD 1 Brian Dahle (Rep)
- AD 2 James Gallagher (Rep)
- AD 5 Frank Bigelow (Rep)
- AD 6 Beth Gaines (Rep)
- AD 9 Jim Cooper (Dem)
- AD11 Jim Frazier (Dem)
- AD12 Kristin Olsen (Rep)
- AD16 Catharine Baker (Rep Pick-up Seat)
- AD21 Adam Gray (Dem)
- AD23 Jim Patterson (Rep)
- AD26 Devon Mathis (Rep)
- AD33 Jay Obernolte (Rep)
- AD34 Shannon Grove (Rep)
- AD35 Katcho Achadjian (Rep)
- AD36 Tom Lackey (Rep Pick-up Seat)
- AD38 Scott Wilk (Rep)
- AD40 Marc Steinorth (Rep Protect Seat)

- AD42 Chad Mayes (Rep)
- AD55 Ling-Ling Chang (Rep)
- AD60 Eric Linder (Rep)
- AD65 Young Kim (Rep Pick-up Seat)
- AD66 David Hadley (Rep Pick-up Seat)
- AD67 Melissa Melendez (Rep)
- AD68 Don Wagner (Rep)
- AD71 Brian Jones (Rep)
- AD72 Travis Allen (Rep)
- AD73 William “Bill” Brough (Rep)
- AD74 Matthew Harper (Rep)
- AD75 Marie Waldron (Rep)
- AD76 Rocky Chavez (Rep)
- AD77 Brian Maienschein (Rep)



TO: SENATOR H. L. RICHARDSON, (ret.)

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See Inside . . .

The U.S. 9th Circuit Court Of Appeals Did What?

By Michael Schwartz and Sam Paredes

The Court Forces Sheriff Gore's Hand, While Slapping AG Kamala Harris' Hand at the Same Time!

Thursday, November 13, 2014. This federal court case will have far reaching implications when it comes to the gun rights of millions of Californians. Peruta v. San Diego County Sheriff Bill Gore is a federal 9th Circuit court case that was brought against the Sheriff for his policies regarding issuing a carry concealed weapon permit (CCW).

The law requires that in addition to passing a background check, taking a two day class (including a range proficiency test), paying a fee, and completing a thorough application, applicants for a CCW must show "good cause".

Yet, evidence shows that campaign contributors, personal friends, and select few others who fit his arbitrary definition of 'good cause' are the only ones who fit into Sheriff Gore's extremist criteria for issuing a permit. The few San Diegans who have been able to obtain a carry permit under Gore are Deputy Sheriff Association members, business owners who carry a lot of cash, or someone who has already been the victim of a crime and can prove a direct threat still exists.

So, if you help raise money for his department, if you're protecting cash (not your life), or if it's too late and a crime has already been committed against you... then Gore will allow you, a law-abiding citizen to practice your right to bear arms.

Three San Diego County residents had a problem with Gore's policies and decided to sue. The primary plaintiff, Ed Peruta, is a retired, part-time resident of San Diego who sought a permit from every state he travels through twice a year via motor-home between Connecticut and California. He wanted to make sure that he could protect himself and his wife while enjoying their golden years. California is the only state where he was unable to obtain a CCW due to Sheriff Gore's policies.

Jim Dodd is a Santee resident and Navy veteran and Michelle Laxson is a Lakeside resident and hairdresser. Both Dodd and Laxson are long-time San Diego residents, law-abiding gun owners, and wanted to be able to defend themselves. Like so many before them, they too were denied their right to carry by Sheriff Gore. So in 2009, all three sued.

Earlier this year a panel of three 9th Circuit judges ruled that Gore's policies are unconstitutional and infringe on the rights of San Diegan's. It is important to point out that the state's law was not ruled unconstitutional. Sheriff Gore's policies were ruled unconstitutional.

California Attorney General Kamala Harris was not involved in the 4 year long case until after the court published its ruling and Sheriff Gore decided not to pursue appealing the decision earlier this year. Only then did Harris petition the 9th Circuit Court to continue on with the case. She asked the court to invalidate the decision made by the 3 judge panel and rehear the case with an en banc panel of 11 judges from the 9th Circuit Court betting that the larger panel would come to a different conclusion.

The Court ruled that the state of California has no "imperative reasons in favor of intervention on appeal," because this was a case against Sheriff Gore, not California. This is the Court following the law and being consistent in its decision making.

Look for the law firm that won the case, Michel & Associates, to rightfully sue San Diego County for the hundreds of thousands of dollars it cost to bring it to a conclusion. Because Attorney General Harris was not eligible to take over the case, San Diego County is on the hook for Gore's legal costs.

Also look for clarification from the San Diego County Sheriff's department on the process moving forward for issuing a CCW.

Despite the fiscal costs to the taxpayer, this is a major victory for your right to bear arms.

The bottom line of this decision is that the only "good cause" that any law-abiding citizen needs in order to obtain a CCW is for personal protection, according to the U.S. Constitution.

And by the way, unless this decision gets bumped up to the U.S. Supreme Court, it will apply throughout the ENTIRE 9th District which includes the states of Alaska, Arizona, California, Hawaii, Idaho, Montana, Nevada, Oregon, Washington, and the territories of Guam and the Northern Mariana Islands.

(Editor's Note: Michael Schwartz is the volunteer SoCal Regional Coordinator for Gun Owners of California. Also, GOC and our Founder and Chairman Senator H.L. Richardson (ret.) were represented by Attorney Don B. Kates, one of the most brilliant defenders of the Second Amendment, in an Amicus Brief in Support of the Appellants submitted May 31, 2011.)

GOC Joins Amicus Brief in Kolbe v. O'Malley

Gun Owners of California joined 13 other State based pro-gun organizations in a *Friend of the Court Brief* to ask the 4th Circuit Court of Appeals to overturn a District Court ruling which favored the State of Maryland's ban on immensely common firearms and magazines categorized as *Assault Weapons and Hi-Cap Magazines*.

The following is the conclusion of the brief submitted by GOC and it's partners:

[Gun Owners of California] and its members share a deep interest with the state of Maryland in keeping the prohibited rifles (so-called Assault Weapons) and magazines (so-called Hi-Capacity Mags), and all other dangerous arms, out of the hands of criminals. But rather than target the unlawful acquisition and use of these arms, Maryland has banned them from all law-abiding citizens. At the State's urging, the district court improperly held that the government may strip law-abiding citizens of their rights to access and use constitutionally protected arms in their homes in an attempt to curb

the unlawful use of those items by a small segment of society. This reasoning lies in direct conflict with controlling Supreme Court precedent that makes clear that removing dangerous, but commonly chosen, arms from all law-abiding citizens lacks the required fit with the government's public safety interests under both intermediate and strict scrutiny.

The Court should reverse the [District Court's] judgment... to restore the rights of Maryland residents to access and use exceedingly common rifles and magazines for lawful purposes.

The reason GOC considers this case to be very important is that a positive ruling could be the basis for a challenge of California's un-constitutional Assault Weapons Control Act which also includes a ban on all magazines capable of holding more than 10 rounds.

(Editor's note: For more information on this Amicus Brief and to read another Brief submitted by Gun Owners Foundation/Gun Owners of America go to the GOC website at www.gunownersca.com.)

GOC Files Amicus Brief in Parker v California

This is an excerpt of *the friend of the court brief* filed with the California Supreme Court regarding Senator Kevin DeLeon's ammunition registration law.

Gun Owners of California, Inc. (GOC) founded in 1974 by Senator H. L. "Bill" Richardson, who served in the California Senate for 22 years... GOC is a leading voice in California in support of the right to self-defense and to keep and bear arms guaranteed by the Second Amendment to the United States Constitution. It monitors government activities at the national, state and local levels that may affect the rights of the American public to choose to own firearms.

GOC has considerable experience and expertise in assisting the courts with its insights regarding the Second Amendment, having joined in amici curiae briefs in federal cases such as District of Columbia v. Heller (2008) ... and McDonald v. City of Chicago (2010) ... and state cases such as this case in the Court of Appeal; Fiscal v. City & County

of San Francisco (1st Dist. 2008) ...; and Kasler v. Lockyer (2000) ...

The interest of GOC in this case is to protect the rights of law-abiding gun owners from vague criminal statutes so that those rights are consistent with due process and with the right to keep and bear arms.

GOC is confident that the California Supreme Court will agree with the District Court and the Court of Appeals, and find that California's handgun ammunition registration laws are unconstitutional.

Gun Owners of California is playing a very important role in providing valuable information to the courts as they consider all of the lawsuits that affect our Second Amendment rights.

Gun Owners of California 2014 Legislative Wrap-Up

By Mary Barb, Julie Benson and Sam Paredes

Just before the September 30th deadline, Governor Jerry Brown signed three of the four anti-gun bills that were on his desk.

On the last day for Jerry Brown to take action on bills sent to him by the State Legislature, the Governor attempted to straddle the fence by vetoing one bill and signing three others. If there was ever any doubt as to where Governor Brown stands in relation to the Second Amendment, all doubts should be cast aside.

AB 1014

In signing AB 1014 by Assemblywoman Skinner-D (Temporary Restraining Order for Gun Violence-TROGV), the Governor has approved a system that will not prevent anyone with a mental or emotional condition, such that they are a danger to themselves or others, from committing an atrocity if that is their intention. The only thing this bill will do is prevent anyone served with one of these TROGV's from purchasing a firearm from a licensed dealer and they will be required to divest themselves of any firearms in their possession. Nothing in this bill prevents them from obtaining firearms through illegal means or using anything else like a car or a machete to commit an atrocity. An even bigger

problem is that this law does not allow anyone issued one of these TROGV's from addressing a court to contest the issuance for 21 days. That would be a violation of due process under the U.S. Constitution.

Our greatest concern is that even though the language of the law states that only an immediate family member can request a TROGV, immediate family member is defined as anyone who has lived with the individual in the past 6 months. This could include former roommates, or girl/boyfriends, who might be disgruntled. AB 1014 does make it illegal to file a frivolous request but fails to define what that means. We believe that this leaves a large window for abuse and that is a big concern.

AB 1609

AB 1609 by Assemblyman Alejo-D, prohibits any California resident from bringing into the state any firearms they purchased or otherwise obtained unless they have the gun delivered to a licensed CA firearms dealer for all the legal processing, including background check and waiting period. Even though that is already existing law, we guess they wanted us to know that they really mean it this time...

SB 199

SB 199 by Senator De Leon-D, basically says that if BB or Airsoft guns are not made to look like toy guns with painted tips and bright colors, or are made of transparent materials they will be considered imitation firearms which are illegal. They want police and sheriffs to think that if they see colored guns then they must be toys and not for real. News Flash-San Jose Mercury News 9/4/14 – Headline: "San Leandro police find assault rifles made to resemble toy guns in raid." It appears that drug gang members had painted a couple of semi-automatic AK 47's with orange tips in order to emulate toy guns. Well...there goes that theory.

SB 808

SB 808 by Senator De Leon-R was vetoed by Governor Brown. This means that all 80%ers (those of you who have one know what I mean) and personally manufactured firearms will NOT have to apply to the California Department of Justice for a serial number and have your gun registered...at least for now. We all know that

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