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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 EASTERN DISTRICT OF CALIFORNIA
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13 **IVAN PEÑA, ROY VARGAS, DOÑA**
14 **CROSTON, BRETT THOMAS, SECOND**
15 **AMENDMENT FOUNDATION, INC. and**
16 **THE CALGUNS FOUNDATION, INC.,**

Plaintiffs,

17 v.

18 **STEPHEN LINDLEY,**

19 Defendant.
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Case No. 2:09-CV-01185-KJM-CKD

**DECLARATION OF STEPHEN
LINDLEY IN SUPPORT OF
DEFENDANT STEPHEN LINDLEY'S
MOTION FOR SUMMARY JUDGMENT,
OR IN THE ALTERNATIVE SUMMARY
ADJUDICATION**

Date: November 22, 2013
Time: 10:00 a.m.
Dept.: Courtroom 3, 15th floor
Judge: The Honorable Kimberly J.
Mueller
Trial Date: None at this time
Action Filed: May 1, 2009

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DECLARATION OF STEPHEN LINDLEY

1. I, STEPHEN LINDLEY, declare that I am the Chief of the Bureau of Firearms within the Division of Law Enforcement, Department of Justice. I have held this position since December 30, 2009, but have been employed by the Department since February 19, 2001. As the Chief, my responsibilities include, but are not limited to, supervising and directing Bureau staff who administer the “Roster of Handguns Certified for Sale” in California. I am familiar with and understand the statutes and regulations that address which handguns may be added to the roster after testing. My responsibilities also include overseeing the staff who process Dealer’s Record of Sale (DROS) transactions—the process under which a majority of firearms purchases and transfers, including private party transactions and sales at gun shows, are conducted in California.

2. I have personal knowledge of the contents of this declaration and competently testify thereto.

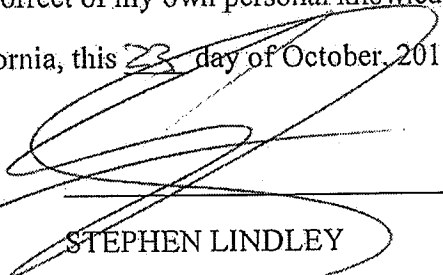
3. The Department of Justice, Bureau of Firearms is responsible for maintaining the “Roster of Handguns Certified for Sale” in California pursuant to Penal Code section 32015. A true and correct copy of the roster, as it appeared on our website as of October 23, 2013, is attached hereto as **Exhibit A**. As of October 23, 2013, there were 1,273 handguns listed on the roster and thus available for sale in California.

4. The Department of Justice, Bureau of Firearms is responsible for processing the DROS transactions that occur each day in California. Since 2009 to today, the Bureau of Firearms has processed **1,491,176** DROS transactions involving handguns. The yearly handgun DROS transactions are as follows:

- 2009: 228,368
- 2010: 236,086
- 2011: 293,429
- 2012: 388,006
- 2013 (as of October 23, 2013): 345,287

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I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct of my own personal knowledge, and that this declaration is executed in Sacramento, California, this ~~23~~ day of October, 2013.


STEPHEN LINDLEY

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