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16 IN THE UNITED STATES DISTRICT COURT
17 FOR THE EASTERN DISTRICT OF CALIFORNIA

18	Ivan Peña, et al.,)	Case No. 2:09-CV-01185-KJM-CKD
19	Plaintiffs,)	
20)	<u>DECLARATION OF VARGAS</u>
21	v.)	
22)	In Support of Plaintiffs' Motion
23	Stephen Lindley,)	For Summary Judgment
24	Defendant.)	
25	_____)	

26 I, Roy Vargas am competent to state, and to declare the following based on my personal
27 knowledge:

28 1. I am a citizen of the United States and the State of California. I am a citizen of the
United States and the State of California.

2. I am a member of the Second Amendment Foundation and a supporter of their
activities.

3. I am a participant in CalGuns Foundation, Inc. activities.

1 4. I sought to purchase a Glock 21 SF with an ambidextrous magazine release, and
2 have identified a willing seller who stands ready to deliver said handgun to Plaintiff.

3 5. However, I cannot lawfully purchase and take possession of the handgun as that
4 handgun is not listed on the California Handgun Roster.
5

6 6. I fear arrest, prosecution, fine and incarceration if I complete this handgun purchase.
7 Additionally, the fact that California firearms dealers cannot sell this handgun to the public greatly
8 limits my access to this handgun, reduces price competition for it, and would cause me to expend
9 money I would otherwise not spend in shipping the handgun from out of state and then transferring it
10 through an in-state dealer, even were that legal.

11 7. I was born without an arm below the right elbow.

12 8. The Glock 21 SF with a standard magazine release is listed on the California
13 Handgun Roster.
14

15 9. However, the Glock-21 SF with ambidextrous magazine release is superior for left-
16 handed shooters such myself, as opposed to the approved version of the Glock 21.

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

18 Executed this the 24th day of October, 2013, in Covina, California.
19
20

21 _____
22 Roy Vargas
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1 4. I sought to purchase a Glock 21 SF with an ambidextrous magazine release, and
2 have identified a willing seller who stands ready to deliver said handgun to Plaintiff.

3 5. However, I cannot lawfully purchase and take possession of the handgun as that
4 handgun is not listed on the California Handgun Roster.

5 6. I fear arrest, prosecution, fine and incarceration if I complete this handgun purchase.
6 Additionally, the fact that California firearms dealers cannot sell this handgun to the public greatly
7 limits my access to this handgun, reduces price competition for it, and would cause me to expend
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16 handed shooters such myself, as opposed to the approved version of the Glock 21.

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

18 Executed this the 24th day of October, 2013, in Monterey Park, California.
19

20
21 
22 Roy Vargas