

# The Gottlieb-Tartaro Report

THE INSIDERS GUIDE FOR GUN OWNERS

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Issue 184

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Dear Subscriber,

**The Supreme Court has heard oral arguments in *McDonald v. City of Chicago*, the landmark gun rights case that could apply the Second Amendment's right to bear arms to both cities and states.**

During an hour-long oral argument at the high court, **several justices signaled a willingness to enforce their landmark 2008 *Heller* gun-rights decision at the state and local level.**

That would clear the way for **legal attacks on state and local gun restrictions.**

Observers in the courtroom said the clear message from the argument is that **a five-member majority on the court thinks the right "to bear arms" is a fundamental right**, like the freedom of speech, *that cannot be unduly restricted by federal regulations, state laws or city ordinances.*

Two years ago, the justices in a 5-4 decision **struck down the District of Columbia's long-standing gun ban**, saying for the first time that the federal government is restrained by the Second Amendment from preventing an individual from having a gun for self-defense.

But **the District of Columbia is a federal enclave, not a state.** In the Chicago case, **the court is weighing whether to extend that protection to state and local jurisdictions.**

In the ruling two years ago, the court also said **reasonable regulations of guns were permitted** in the District of Columbia. The *McDonald* court argument sounded like **the court would rule the same way in the Chicago case.**

So, **it may take years of lawsuits** to draw a line between an individual's right to have a gun for self-defense and the government's authority to set reasonable regulations.

The only remaining question in *McDonald v. Chicago* was **which constitutional mechanism the majority justices might use to apply the 2008 holding to state and local governments.** The answer had not been obvious before oral arguments.

There are two possible ways for the high court to extend Second Amendment protections to state and local governments. **Both are found in the 14th Amendment.**

Questions and comments by four of the justices who formed the five-justice majority in the *Heller* case suggested **a preference for using the "due-process" clause** of the 14th Amendment.

The *Christian Science Monitor* reported that **the lead legal brief in the Chicago case, filed on behalf of the Second Amendment Foundation, and argued by *Heller* attorney Alan Gura**, had indicated that the high court might prefer a different approach because due-process had failed in other types of cases, in particular **because of Justice Antonin Scalia's known hostility to it.**

Surprisingly, the Justices expressed a preference for the due-process clause, as the *Los Angeles Times* reported, and even **Justice Scalia admitted he had "acquiesced to the due-process clause"** on occasion. Attorney Gura was well prepared either way and **delivered a compelling argument.**

Such clear signals to lawyers in a Supreme Court case are rare, and **nearly told the pro-gun side that it was going to win.** The decision is expected in June. **Also in this issue:** ● Judge upholds D.C. gun rules ● More states pass Firearms Freedom Act ● Illinois tries "assault weapon" ban ● Record numbers now hold license to pack heat ● International gun rights group forming ● Googling robbers in our Page 8 "Parting Shot"

**AT THE  
SUPREME  
COURT**

### **FEDERAL JUDGE UPHOLDS D.C GUN REGULATIONS - APPEAL EXPECTED**

U.S. District Judge Ricardo M. Urbina has upheld the gun laws that the District of Columbia imposed to supposedly comply with the landmark 2008 Supreme Court ruling that struck down the city's decades-old ban on handgun possession.

Judge Urbina found that the new regulations "were crafted to make the streets safer" and aren't so restrictive that they "violate the Second Amendment guarantee of a person's right to own a gun for self-defense."

"It is beyond dispute that public safety is an important - indeed, a compelling - governmental interest," Urbina wrote.

The judge ruled that the District's handgun registration process, which requires owners to submit fingerprints and allow police to perform ballistics tests, and a ban on most semiautomatic pistols is constitutional.

Dick A. Heller, who successfully challenged the handgun ban in 2008, filed a second federal lawsuit alleging the new regulations were too restrictive and burdensome. He asked the court to toss out the laws.

Heller's attorney, Stephen P. Halbrook, said it is "highly likely" his client will appeal the decision. Halbrook said Urbina "uncritically accepted" the government's position and "simply ignored our evidence." .

**IN THE  
COURTS**

### **APPELLATE COURT HEARS ARGUMENTS ON COLORADO UNIVERSITY GUN BAN**

Attorneys have argued whether the University of Colorado's gun ban is constitutional, and allowed by state law, before Colorado Court of Appeals judges.

The Students for Concealed Carry on Campus is challenging a 1994 policy that bans guns on CU campuses, while CU says it's within the rights of the Board of Regents to set rules that concern safety.

Attorney Jim Manley, who represents Students for Concealed Carry on Campus, said CU's gun ban violates the Concealed Carry Act of 2003. The act says no local government can adopt an ordinance to limit state concealed carry rights.

At the very least, Manley said, those on the CU campus who have concealed carry permits should be able to keep guns in their cars -- which is now against university rules.

Manley says CU is violating the constitutional right to keep and bear arms.

El Paso County District Judge G. David Miller dismissed the case in May, saying he found nothing in the state Constitution that would stop CU from ordering a campus gun ban.

The Court of Appeals will issue its decision within six weeks.

### **TCC STUDENTS WIN EMPTY GUN HOLSTER COURT FIGHT**

Tarrant County College students who staged a protest for the right to carry licensed, concealed handguns on campus, they didn't realize it would turn into a three-year fight over empty gun holsters.

The college said it didn't want students wearing the empty holsters on campus. The school was afraid other students might think there were guns inside the holsters or that some students might use the occasion to bring guns to campus.

As a safety precaution, the college confined the concealed handguns student protests to a so-called "free speech zone" and wouldn't allow any gun holsters on campus.

The American Civil Liberties Union (ACLU) saw the restriction as a violation of First Amendment rights - the freedom of expression.

They took the battle to court and U.S. District Court Judge Terry R. Means has ruled in favor of the students.

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### **MASSACHUSETTS SUPREME COURT UPHOLDS STATE GUN-LOCK REQUIREMENT**

The Massachusetts Supreme Judicial Court vacated a lower court decision in the case of Richard Runyan who was charged in the Lowell Division of the District Court Department with storing or keeping a firearm that was not "secured in a locked container or equipped with a tamper-resistant mechanical lock or other safety device, properly engaged so as to render such weapon inoperable by any person other than the owner of other lawfully authorized user."

## **IN THE COURTS**

The only Justice who considered future events in this matter was Chief Justice Margaret Marshall who suggested that the Supreme Judicial Court wait to hand down this ruling until after reviewing the U.S. Supreme Court's *McDonald v. Chicago* gun ban opinion, which has completed oral arguments. The decision is expected in June.

### **WISCONSIN MAN WINS \$10,000 JUDGMENT AFTER GUN ARREST**

A Racine, Wisconsin man arrested after openly carrying a holstered gun on his porch has won a \$10,000 judgment from the city and two police officers.

Frank Hannan Rock and Wisconsin Carry, Inc., a gun-rights group, sued the city and officers in January in federal court.

*The Journal Times* in Racine said Hannan Rock claimed he was improperly arrested for obstructing justice in September. He was carrying a gun and refused to give his name or other information to police investigating a complaint of shots fired. He was never charged.

In the state of Wisconsin no law allows officers to arrest for obstruction on a person's refusal to give his or her name. "Mere silence is insufficient to constitute obstruction," according to the case, *Henes v. Morrissey*,

The lawsuit also challenges Wisconsin's Gun Free School Zone Act, which restricts gun possession within 1,000 feet of a school.

The plaintiffs said the act is too restrictive for gun owners. Plaintiffs' attorney John Monroe said this part of the lawsuit is pending.

### **OHIO SUPREME COURT TO DECIDE ON HOME RULE VS STATEWIDE PREEMPTION**

The Ohio Supreme Court has agreed to hear Cleveland's challenge to statewide preemption of gun laws.

Cleveland sued the state of Ohio over Ohio Revised Code 9.68.

That law, known as a statewide preemption, overturns all but a select few local gun laws in an attempt to make gun regulations consistent across the state.

Cleveland, and a few other cities, feel they should have the ability to pass whatever gun laws they want.

The Ohio Supreme Court previously upheld preemption in the *Ohioans For Concealed Carry v. City of Clyde* case, ruling that Clyde's ban on guns in city parks violated preemption. Cleveland is tossing out various arguments, including that the Clyde ruling only covers concealed carry of handguns..

### **NEW YORK JUDGE TAKES COLLEAGUES TO TASK OVER CONSTITUTIONAL GUN RIGHTS**

In a rare written dissent, Judge Robert S. Smith has taken his six colleagues on the New York Court of Appeals to task for not finding the "substantial constitutional question" that would allow them to review a judge's denial of a pistol permit to a Westchester County, N.Y., attorney.

The attorney, solo practitioner Alan Kachalsky of Rye Brook, brought *Kachalsky v. Cacace* in 2008 after Westchester County Court Judge Susan Cacase denied his request for a full-carry gun permit.

Judge Smith contended that it could not be said "by any remote stretch" that issues posed by *Kachalsky* are "frivolous or fanciful."

New York law specifies that an appeal may be taken to the court "as of right" from a decision of the Appellate Division.

Judges debate the court's jurisdiction to take civil appeals in conference. They accept appeals if two of seven judges vote to do so.

Even with Judge Smith's stinging dissent, Kachalsky lost his right to appeal.

### **ARIZONA HOUSE TENTATIVELY OKS GUN BILL**

The Arizona House has given preliminary approval to legislation that would make Arizona the third state in the nation to allow adults to carry concealed guns without permits. The House Committee of the Whole approved the measure on a voice vote after changing its bill to match a version poised for a final vote in the Senate. A final vote also is needed in the House. The legislation would allow any U.S. citizen 21 or older to carry a concealed weapon in Arizona without a permit.

### **CALIFORNIA LAWMAKER WOULD OUTLAW OPEN CARRY GUN RIGHT**

Gun owners have been meeting in coffee shops, parks, and restaurants wearing holstered weapons. California Assembly Member Lori Saldaña says "open carry" of guns can create "potentially dangerous situations." She introduced legislation that would outlaw the open carry of unloaded weapons on public property. "People should be free from the fear and the potential for violence firearms represent," said the Democratic Assembly Member. Her bill has little support.

**IN THE STATES**

### **DELAWARE GOV. JACK MARKELL OBJECTS TO GUN BILL**

Gov. Jack Markell has blasted proposed legislation that would bar Delaware's housing authorities from prohibiting their tenants to own firearms. The effects of House Bill 357 would extend to almost every facet of life, Markell wrote in a letter to Millsboro Democratic Rep. John Atkins and Georgetown Republican Sen. Joe Booth, sponsors of the bill. The legislation, Markell wrote, "will put the public at significant risk if enacted. John Sigler, former Dover police officer, said Markell's letter is "obviously designed for emotional appeal."

### **GOV. CRIST GETS BILL BANNING RAIDS ON FLORIDA GUN FUNDS**

The Florida House has sent Gov. Charlie Crist a bill that will prohibit lawmakers from raiding a trust fund that covers the costs of the state's concealed weapons permitting program. The bill (SB 1158) won unanimous approval after previously clearing the Senate. Crist, who is running for the U.S. Senate this year, vetoed a \$6 million raid on the trust fund in 2009. The fund is financed by fees collected from permit applicants. It's become common practice for cash-strapped lawmakers to dip into trust funds earmarked for specific purposes.

### **GEORGIA BILL CLARIFIES GUN RIGHTS ON COLLEGE CAMPUSES AND PRIVATE PROPERTY**

Georgia's gun carry law has been approved by the Senate. Senators debated for nearly two hours before voting in favor of the bill 41-12. The measure would allow licensed gun owners to carry firearms onto college campuses and into churches and bars. Bill sponsor Sen. Mitch Seabaugh says the bill clarifies the firearms carry law for the state's 300,000 gun owners with permits to carry weapons and leaves the decision up to private property owners as to whether to exclude people from carrying guns on their property.

### **ILLINOIS BAN ON "ASSAULT WEAPONS" GAINS TRACTION IN HOUSE**

A House committee dominated by Chicago Democrats has approved a ban on so-called "assault weapons" on a vote of 7-4. It now makes its way to the full House. The hot button issue has been proposed frequently since a federal ban on semiautomatic weapons expired in 2004. But it has failed to become law in Illinois. The issue showcased the ideological difference between gun opponents, who are supported by Chicago Democrats, and gun advocates, who are supported by Downstate lawmakers.

### **INDIANA GOVERNOR SIGNS "GUNS-IN-WORKPLACE-PARKING-LOTS" BILL**

Indiana Gov. Mitch Daniels has signed into law a bill that lets workers keep guns locked out of sight in their vehicles while parked on their employers' property. Daniels cited the rights of gun owners under the Second Amendment and the Indiana Constitution in signing the bill. He also noted its broad support in clearing the Indiana House 74-20 and the state Senate 41-9.

### **IOWA SENATE APPROVES DOMESTIC VIOLENCE GUN BILL**

The Iowa Senate has sent Governor Chet Culver a bill that would take guns away from those convicted of domestic abuse and forbid those who're the subject of a "no-contact" order from owning or selling guns and ammunition. Critics like Senator David Hartsuch (R-Bettendorf) say this may mean people who are wrongly accused of domestic violence – and who haven't been convicted of a crime – will lose their gun rights.

## **IN THE STATES**

### **KANSAS FIREARMS FREEDOM ACT PASSES HOUSE**

The Kansas Firearms Freedom Act, House bill 2620, crafted by the Kansas State Rifle Association, has passed the House of Representatives. It was introduced by Rep. Ray Merrick (R-27) and several other co-sponsors. The Firearms Freedom Act (FFA) declares that any firearm made and retained in-state is beyond the authority of Congress under its constitutional power to regulate commerce among the states.

### **SEVERAL MARYLAND BILLS AIM TO TIGHTEN GUN LAWS**

The House and Senate heard nearly two dozen gun-related measures in Annapolis. Supporters of the Second Amendment right to bear arms are crying conspiracy. They claim committee chairmen in both the House and Senate decided to hold hearings on gun legislation on the same day and at the same time to divide and conquer their opposition. They are particularly concerned with bills that tighten the rules for the sale and transfer of firearms.

### **PRO-GUN BILL HEADED TO MISSISSIPPI GOVERNOR'S DESK**

The Mississippi Senate unanimously passed a pro-gun bill that will allow concealed weapon permit holders to carry a firearm in Mississippi public parks. Senate Bill 2862, authored by Senator Gray Tollison (D-Oxford), was amended to include stronger right to carry language. The bill will now go to the Governor's desk for his signature. "Citizens should be able to exercise their Second Amendment right," said Senator Merle Flowers (R-Olive Branch).

### **SENATE APPROVES OKLAHOMA FIREARMS FREEDOM ACT**

State Sen. Randy Brogdon has won Senate approval for the Oklahoma Firearms Freedom Act. The measure passed with overwhelming bipartisan support – a vote Brogdon says mirrors the values of most Oklahomans. The Senate approved Senate Bill 1685 on a vote of 39 to 3. "As a private citizen and as a state senator, I believe in the right to protect ourselves and our families," said Brogdon, R-Owasso.

### **VIRGINIA GENERAL ASSEMBLY APPROVES BILL ALLOWING HANDGUNS IN BARS**

Gun-rights supporters had reason to cheer after the Virginia General Assembly gave final approval to a bill allowing concealed weapons permit holders to enter restaurants that serve alcohol. Two other bills friendly to gun owners also won final approval. The bill now heads to the desk of Gov. Robert F. McDonnell (R), who is expected to sign it.

### **WEST VIRGINIA DELEGATES APPROVE GUN SALES TAX HOLIDAY**

West Virginia would suspend sales taxes on gun purchases during the first weekend of October under legislation that unanimously passed the state House of Delegates. The Second Amendment Appreciation Act's lead sponsor, Delegate Scott Varner, D-Marshall, said the holiday could actually increase tax revenues, given that bargain-hunting shoppers likely will buy other things that are taxed.

### **GOVERNOR SIGNS WYOMING FIREARMS FREEDOM ACT**

Gov. Dave Freudenthal has signed into law a bill that seeks to exempt firearms made in Wyoming and used exclusively in the state from federal regulations, making the state the latest to try to undermine federal authority on gun regulation. Montana, Tennessee and Utah have already passed similar legislation and Idaho and Alaska have been considering it.

### **RECORD NUMBERS NOW LICENSED TO PACK HEAT**

MSNBC.com reports that the number of American citizens who are now legally licensed to carry guns for personal protection has skyrocketed to huge proportions: from its beginnings in the 1980s, the "right-to-carry" movement has succeeded in boosting the number of licensed concealed-gun carriers from fewer than 1 million to a record 6 million today, according to estimates from gun-rights groups that are supported by msnbc.com's research.

Gun enthusiasts claim a link between more private citizens carrying concealed weapons and the nation's dramatic decrease in violent crime. Gun-control activists change the subject, and argue that concealed-carry permits are being handed out to people who should never get them, sometimes resulting in tragic, needless shootings. They don't talk about the drop in violent crime.

**POLLS AND  
REPORTS**

The gun control message is obviously not getting through to the American public. Instead, growing interest in personal protection confirms that Americans now understand that everything gun rights groups have been saying for years – that more guns does not equate to increased violence, and actually coincides with a reduction in homicides – is true.

The statistical data is available to back that up, and MSNBC.com senior news editor Mike Stuckey made good use of it in his report.

The story noted that Washington, D.C. – where handguns were banned for a generation – has had the nation's highest homicide rate, with more than 20 slayings per 100,000 population. Conversely, Utah – a state that the Brady Campaign to Prevent Gun Violence grades as the worst for what they call "gun safety" – has the lowest homicide rate, at slightly more than 1 per 100,000.

Americans are not as gullible as the gun prohibition lobby thought. The public has seen restrictive gun laws fail. Gun-free zones haven't stopped shootings at schools or shopping malls. Gun bans haven't prevented soaring murder rates in Washington, D.C. or Chicago, or stopped gang violence in California and elsewhere. These measures have only given us a body count, and the MSNBC.com report suggests America has had enough.

### **PUBLIC DIVIDED OVER STATE, LOCAL LAWS BANNING HANDGUNS**

The Pew Research Center for the People & the Press has found that the public is divided over whether state and local governments should be able to pass laws banning the sale and possession of handguns. The Supreme Court is expected to rule in the next few months on the constitutionality of a 28-year-old Chicago law prohibiting handgun ownership in that city.

Half of the public (50%) says that state and local governments should not be able to pass laws barring the sale or possession of handguns in their jurisdictions, while 45% say they should be able to pass such laws.

### **MOST AMERICANS DON'T BELIEVE CITIES CAN BAN HANDGUNS**

A new Rasmussen Reports survey showed that most Americans do not believe that city governments have the right to prevent citizens from owning handguns.

According to the survey, 69% of Americans do not believe cities can prevent citizens from owning handguns. Only 25% believe that cities do have such a right.

The survey comes as the Supreme Court is wrestling with a major case questioning whether Chicago's handgun ban violates the Second Amendment.

The high number stems from the fact that the survey found that 70% of Americans believe that the U.S. Constitution guarantees the right of an average citizen to own a gun.

In terms of gun control, the numbers were more mixed. The survey found that 42% of Americans favor stricter gun control laws, while 49% said that stricter laws are not needed.

Among Democrats, 65% said that they are in favor of stricter gun control laws, while 65% of Republicans said that stricter laws are not needed. Among Independents, 52% said stricter laws are not needed.

**GUN NEWS TICKER - QUICK TAKES ON THE NEWS**

● **Bellevue, Washington:** The Second Amendment Foundation and Citizens Committee for the Right to Keep and Bear Arms are helping to form the International Association for the Protection of Civilian Arms Rights (IAPCAR), with offices soon to be located in Washington, D.C. and Vienna, Austria. SAF Executive Vice President Alan Gottlieb, who also chairs the CCRKBA, attended an IAPCAR gathering in Nuremberg, Germany and returns this month for another round of meetings. Already on board are firearms organizations and activists from Sweden, Norway, Germany, the United Kingdom, Canada, Italy and the United States. Joining soon will be groups from The Philippines, Switzerland, Belgium, Argentina, Finland, India, Israel, Greece, South Africa, and Australia.

● **Manila, Philippines:** Fake permits to carry firearms in the Republic of the Philippines are proliferating, particularly in the country's airports and seaports, despite the Commission on Elections-imposed nationwide gun ban in connection with the May 10, 2010 elections. Chief Superintendent Joey Yuchongco of the Customs Police, said security officers elevated the alert in all the airports and seaports nationwide following the rampant falsification of gun ban exemption documents.

● **Caracas, Venezuela:** Homicides in Venezuela have quadrupled during President Hugo Chavez's 11 years in power, with two people murdered every hour, according to new figures from the Venezuelan Observatory of Violence (OVV), whose data is widely followed in the absence of official statistics. The South American nation has one of the highest crime rates on the continent, with 54 homicides per 100,000 citizens in 2009. Caracas is the most violent capital in the Western Hemisphere. Venezuela's total rate is only surpassed in Latin America by El Salvador where 70 in every 100,000 citizens were murdered last year, the OVV said, citing official statistics from that country.

● **Maplewood, New Jersey:** Matt Carmel, an NRA certified pistol instructor and licensed firearm dealer, sent a letter to the South Orange-Maplewood Baseball Committee, which oversees 120 softball and baseball teams with 1,250 children ages 5 to 15. Since his 10-year-old son, Kalman, had played the season before, Carmel wanted to put up the \$300 fee to sponsor a team himself. But in an 8-1 vote, the volunteer committee said thanks, but no thanks. "I voted against it," said Craig Gruber, secretary of the committee. "Personally, given the nature of that business, I'm certain there'd be quite a bit of contention."

● **Seattle, Washington:** Gun owners bearing arms have been gathering at various Starbucks locations in states where it's legal to do so in public. That's sparked protests from gun-control advocates and kudos from pro-gun groups. The coffee chain says that its stores simply abide by state laws, and it is legal to carry weapons in 43 states. The Brady Campaign to Prevent Gun Violence wrote a letter to Starbucks CEO Howard Schultz, urging Starbucks to ban guns in its stores. So far Starbucks has politely followed the law.

● **Colorado Springs, Colorado:** Colorado State University's Board of Governors, after hearing speaker after speaker supporting concealed carry on campus, proceeded to make CSU a gun free zone with a unanimous vote. The Sheriff of Larimer county, where CSU is located, has said he will not incarcerate anyone arrested for carrying a weapon on campus if they had a concealed carry permit. The Gazette of Colorado Springs is running a poll gauging support for the ban, showing 97 percent saying students should ignore the ban.

● **Knoxville, Tennessee:** After the University of Tennessee dismissed basketball starting forward Tyler Smith, 23, for being arrested for possessing a firearm, Republican state Rep. Stacey Campfield of Knoxville sponsored a measure that would prevent university officials from suspending athletes who have guns legally. Hank Dye, university vice president, told the *Chattanooga Times Free Press* that the university has its own policy of zero tolerance of guns during athletic events. Dye said that Campfield's attempt to get involved with student-athlete gun rights is unnecessary. Campfield said of TU's zero tolerance of Second Amendment rights, "My bill, hopefully, would stop them from going down that road."

# Parting Shot

## IN AN ARMED SOCIETY, VIOLENT THUGS ROB STORES - ONCE

If you search Google with the phrase, "Store owner won't be charged," you get about 7,300 results in 0.35 seconds, or so Google says.

A sample of the results:

Mississippi: "A Vicksburg store owner who shot an armed robbery suspect to death will not face criminal charges because the shooting was in self-defense."

Kansas: "The owner of a Topeka liquor store owner won't be charged for shooting two holdup men, one of whom later died."

Colorado: "No charges will be filed against a Colorado Springs liquor-store owner who shot and killed a would-be robber."

New York City: "A Harlem store owner opened fire on four would-be robbers, killing two of them. Investigators say he won't be charged and is being treated as a witness."

Florida: "The Orange-Osceola state attorney's office has decided not to file charges against a food store owner who shot one of two burglars during a break-in at his store."

Wisconsin: "Prosecutors in Kenosha County said a jewelry store owner who shot and wounded an armed robber won't face any charges in the incident."

Ohio: "A would-be robber who entered a South Toledo carryout wearing a wig was shot and killed by a store clerk on Sunday morning. No charges were filed."

Massachusetts: "The owner of a Worcester liquor store will not be charged in the shooting death of a man who was trying to rob the store, the district attorney's office said."

California: "Modesto police say a robbery suspect is dead after a botched holdup attempt of a liquor store. No charges are anticipated."

Nevada: "The owners of a Las Vegas jewelry store at Charleston and Mohave wrestled the gun away from a would-be robber and shot and killed him during the scuffle. Police say no charges will be filed."

Pennsylvania: "Philadelphia liquor store clerk shoots three suspected robbers, killing one. Police won't charge clerk."

Illinois: "A Belleville man was shot to death by a store clerk who fended off six armed men who broke into the Quality Food Mart."

North Carolina: "A Charlotte convenience store clerk shot a robber three times, killing him. The store manager said the shooting sends a message to thieves to stay out."

We think Google makes the point.

*Alan M. Gottlieb*

*Joseph D. Tartaro*

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