



**STRAIGHT TALK
ABOUT WHAT YOU
CAN DO TO
PRESERVE YOUR
RIGHT TO KEEP AND
BEAR ARMS**

CCRKBA CONTINUING LEGISLATIVE BATTLES



**September
2005**
Volume XXX No. 9

As CCRKBA Members and Supporters throughout the Nation conclude summer vacations and get back to work after the Labor Day weekend, we move into autumn activities, including hunting weekends in many cases.

During this period, we continue our activities with respect to ongoing legislative matters regarding the preservation of the individual Second Amendment right of law-abiding American citizens to keep and bear arms.

Now that the U.S. Senate has passed the proposed Protection of Lawful Commerce in Arms Act, we look forward hopefully to its favorable consideration in the House of Representatives and in the White House.

However, even if as we hope this legislation is enacted into law and the firearms industry thereby receives legal protection against frivolous third party harassment lawsuits, the matter will not necessarily be laid to rest.

We can expect that the Brady Center to Prevent Handgun Violence will attempt to use the federal judiciary to overturn the Act.

This, of course, leads us to keep in mind the importance of federal judicial presidential nominations and Senate confirmations.

For legislative reasons, it is most important that men and women, who respect the traditional, individual right interpretation of the Second Amendment, rather than the later-developed collective right theory of the Second Amendment, be selected to serve on the bench.

After all, what good would it do us to work and work successfully for years and years for enactment of pro-gun legislation only to see it overturned by some gun grabbing jurists in cahoots with the Brady gang?

Obviously, that must not happen.

Another major item on the pro-gun legislative agenda is the move in Congress to repeal onerous anti-gun provisions of the statutes governing life in Washington, D.C.

CCRKBA works for enactment of the proposed District of Columbia Personal Protection Act. This proposed Act, H.R. 1288, by Rep. Souder and a number of cosponsors in the House, and S. 1082, by Sen. Kay Bailey Hutchison of Texas and a number of Senate cosponsors, essentially would repeal the anti-gun rights provisions in current District of Columbia law.

If the measure is enacted into law, people in our Nation's Capital would be able to acquire handguns for defense of life and property against criminals, to possess and carry handguns and long guns in their homes and businesses, and be freed from D.C. registration requirements.

Washington, D.C., Capital of the United States of America, once again would be more a symbol of freedom for our country than a reminder of the worst excesses of bureaucratic, repressive government.

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CCRKBA ENDORSES BILL FOR CUT IN UN FUNDING

"We support strongly a congressional proposal to withhold funding from the United Nations if the United Nations abridges the rights recognized by the Second Amendment," said John Michael Snyder, CCRKBA Public Affairs Director.

Sen. David Vitter of Louisiana introduced S. 1488, the proposed Second Amendment Protection Act of 2005, has eight original cosponsors. They are Sens. Jim Bunning (KY) Conrad Burns of (MT), Tom Coburn (OK), Mike Crapo (ID), John Ensign (NV), James M. Inhofe (OK) Trent Lott (MS), and John R. Thune (SD). It was referred to the Senate Committee on Foreign Relations, under the chairmanship of Sen. Richard G. Lugar of Indiana.

S. 1488 would find as a matter of public policy that "the United States is steadfast in its commitment to the Second Amendment to the Constitution of the United States, which provides that the right of the people to keep and bear arms shall not be infringed."

It would find further that "the United Nations Program of Action to Prevent, Combat and Eradicate the Illicit Trade in Small Arms and Light Weapons in All Its Aspects calls for actions that could abridge the Second Amendment rights of individuals in the United States, including through the establishment of a comprehensive program for worldwide gun control; an international tracking certificate which would be used to ensure United Nations monitoring control over the export, import, transit, stocking, and storage of legal small arms and light weapons; worldwide record keeping, for an indefinite amount of time, on the manufacture, holding, and transfer

of small arms and light weapons; and national registries and tracking lists of all legal firearms."

S. 1488 also would find that "the United Nations has encouraged member states of the United Nations to integrate measures to control ammunition with regard to small arms, contrary to the rights guaranteed to citizens of the United States under the Second Amendment, and some member states have expressed a desire to tax international arms sales and for a total ban on certain types of firearms."

The bill would declare "it is the sense of Congress that the United States should not provide financial support to international entities that abridge the constitutionally protected rights of law-abiding citizens of the United States to keep and bear arms."

S. 1488 would stipulate that, notwithstanding any other provision of law, the United States may not provide any funding to the United Nations for a fiscal year unless, prior to the last day of the preceding fiscal year, the President makes a specifically delineated certification.

That certification would be a document submitted to Congress by the President that states that the United Nations has not taken action to restrict, attempt to restrict, or otherwise adversely infringe upon the rights of individuals in the United States to possess a firearm or ammunition, including the imposition of a tax.

"We ought to give Sen. Vitter all the help we can in support of this proposal," Snyder said. "We urge CCRKBA Members and Supporters to contact both of their own U.S. Senators and request them to co-sponsor S. 1488.

"It also would be helpful to contact Chairman Lugar and ask him to hold public hearings as soon as possible on S. 1488."

Sen. Lugar's Senate Foreign Relations Committee office address is Room SD-446, Washington, D.C. 20510. The phone number is 202-224-4651. Fax is 202-224-0836.



POINT BLANK

"Straight talk about what you can do to preserve your right to keep and bear arms."

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CCRKBA HAILS SENATE GUN PROTECTION VOTE

Passage this summer by the United States Senate of legislation to protect the firearms industry from politically-motivated junk lawsuits is a "good first step" toward sensible reform of the country's tort laws, CCRKBA said.

"The Senate has acted responsibly in an effort to stop frivolous legal actions that have been mounted over the past few years by anti-gun rights politicians to deliberately bankrupt legitimate firearm manufacturers," said CCRKBA Chairman Alan M. Gottlieb.

The proposed Protection of Lawful Commerce in Arms Act would protect gun manufacturers and retailers from harassment lawsuits that seek to hold them responsible for crimes committed by people who illegally use guns. The firearms industry has spent more than 225 million dollars to defend itself against these legal actions.

"Gun makers and law-abiding gun dealers should not be held responsible for unforeseen criminal acts committed by third parties," Gottlieb said. "In an industry that already is highly regulated, in which the end consumer cannot even legally purchase a firearm without first passing a background check, allowing these predatory lawsuits to continue unabated not only threatens the health of the industry, but the rights of law-abiding citizens to buy the firearms they are constitutionally guaranteed to keep and bear."

Gottlieb said, "we were appalled at the attempts by a cadre of prominent anti-gun Democrats to submit and support a series of killer amendments designed to derail this important legislation. All they did was show the nation once again that, despite the

rhetoric over the past year by people like John Kerry, Charles Schumer, Jack Reed and others claiming to support gun rights, it is all too clear that these people want to cripple the gun industry as a means of ultimately legislating lawful gun ownership out of existence.

"Gun owners across the nation deserve congratulations for mounting a strong grassroots effort to get this legislation through the Senate. Now is the time for them to redirect that energy toward the House of Representatives, where the bill will be considered this fall."

In Washington, D.C., CCRKBA Public Affairs Director John Michael Snyder noted that, "the overwhelming 65-31 vote on final passage of the proposal is better than a two to one margin of victory."

He said the measure, if enacted into law, "would curtail severely the anti-gun lobby's flagrant use of the judiciary in its underhanded political guerrilla war against the individual Second Amendment civil right of law-abiding American citizens to keep and bear arms.

"All law-abiding Americans, and especially all law-abiding American gun owners, owe Sen. Larry Craig of Idaho, chief sponsor of the measure, the Senate leadership, and the Administration of President George W. Bush a note of thanks for their work on behalf of this proposal."

Craig is a CCRKBA Congressional Advisor and honoree who has spoken in the past at the national Gun Rights Policy Conference, cosponsored each year by CCRKBA and the Second Amendment Foundation.

Prior to Senate consideration of the proposed Act, S. 397, the Bush Administration released its "Statement of

Administration Policy" proclaiming that "the Administration strongly supports Senate passage of S. 397. The Administration urges the Senate to pass a clean bill, in order to ensure enactment of the legislation this year. Any amendment that would delay enactment of the bill beyond this year is unacceptable. The manufacturer or seller of a legal, non-defective product should not be held liable for the criminal or unlawful misuse of that product by others.

"The possibility of imposing liability on an entire industry for harm that is solely caused by others is an abuse of the legal system, erodes public confidence in our Nation's laws, threatens the diminution of a basic constitutional right and civil liberty, sets a poor precedent for other lawful industries, will cause a loss of jobs, and burdens interstate and foreign commerce. S. 397 would help curb frivolous litigation against a lawful American industry and the thousands of workers it employs and would help prevent abuse of the legal system.

"The bill would also safeguard our national security by preventing frivolous lawsuits against an industry that plays an important role in fulfilling our military's procurement needs. At the same time, the legislation would carefully preserve the right of individuals to have their day in court with civil liability actions. These civil actions are enumerated in the bill and respect the traditional role of the States in the Nation's Federal system with regard to such actions."

CCRKBA RIPS INTO A CITY GUN BAN VOTE

CCRKBA said the decision by the Columbus, Ohio City Council to ban a wide range of semiautomatic firearms is a “public safety fraud” that will not prevent a single violent crime and that it also is a disgraceful attempt to fool the public that that is not the case.

Despite considerable opposition from firearm owners, the council approved the gun ban ordinance unanimously with one member absent.

“This vote is a giant step backwards,” declared CCRKBA Executive Director Joe Waldron. “This will have a negative impact on law-abiding firearm owners, and no impact at all on crime. The council followed the lead of anti-gun Mayor Pro-Tem Michael Mentel like rodents scurrying after the Pied Piper.

“Mentel and his council colleagues essentially have sold the citizens of Columbus an empty poke. Similar bans have shown no discernible impact on crime, and even studies by the United States Department of Justice and the Centers for Disease and Control suggest gun bans have had no effect on crime rates.”

Waldron stated further that, “what this ban amounts to is symbolism rather than substance; a flimsy sham that will only victimize competitive shooters, collectors and other law-abiding firearm owners. In terms of genuine public safety, this ban is a fraud and its supporters know it.

“Ohio firearm owners, whether they are hunters, recreational shooters or competitors en route to the Camp Perry national matches would be justified in boycotting every commercial business in the city, whether it be a grocery store,

restaurant, pharmacy, theater, gas station or clothing store to send a clear economic message to the council. If the council doesn’t want ‘their kind’ in town, then it stands to reason the council believes it also can get along without their business.”

Waldron noted that, “the city has tried this twice before, and lost in court both times. It would not surprise me if the city once again finds itself in court defending an indefensible law at the taxpayers’ expense. Columbus voters should remember that at the next election.”

“Backers of this onerous proposal must think that the third time will be a charm,” Waldron stated, “but enacting this ban will charm nobody but gun control extremists and the criminals who will ignore the law and continue to victimize the public and endanger the police.”

The Columbus ban, said Waldron, “is based on a model drafted by the anti-gun Legal Community Against Violence, an organization whose dubious efforts haven’t prevented a single violent crime anywhere. All they want to do is deprive law-abiding citizens of legally-owned firearms, and that’s hardly the solution to violent crimes committed by criminals who habitually disobey every law on the books. Evidently, that’s something that has escaped the limited grasp of the Legal Community Against Violence, and the authors of the proposed Columbus measure.

“The proponents of this ordinance will argue that it is written to distinguish ‘bad guns’ from ‘legitimate sporting weapons.’ The Ohio Constitution does not contain language protecting a right to bear sporting firearms, and there is nothing in the

document about hunting or sport shooting anyway. The state constitution says clearly that the people have the right to bear arms for their defense and security.”

The new ordinance, Waldron pointed out, “is nothing more than a gun registration scheme that criminals won’t obey anyway. However, it will identify law-abiding owners of the firearms in question, so that at some point over the horizon, their rights can be attacked further, their property declared contraband and their safety further endangered while criminals are handed a safer working environment.”

In a noteworthy public demonstration of pro-gun organizational unity following enactment of the Columbus ban, CCRKBA and the Second Amendment Foundation (SAF) said in a joint statement that the NRA’s decision to pull its 2007 annual members’ meeting and convention out of Columbus was “correct and proper.”

CCRKBA Chairman Alan M. Gottlieb said American firearm owners shouldn’t weep a single tear for the city. He called the ban “cheap political grandstanding that will get very expensive for the Columbus business community” and a “slap in the face” to law-abiding Ohio gun owners.

“This is what happens when political correctness replaces good judgment,” Gottlieb stated. “Various studies strongly suggest the federal ban did nothing to reduce crime, yet the Columbus City Council chose to ignore those studies and make a social statement.”

CCRKBA COMMENDS BUSH FOR BOLTON APPOINTMENT

“President George W. Bush deserves a lot of credit for his recess appointment of John R. Bolton as Ambassador to the United Nations in the face of Senate minority opposition,” John Michael Snyder, CCRKBA Public Affairs Director, stated.

Four years ago, when Bolton was Undersecretary of State for Arms Control and International Security, Snyder recalled, “he told the United Nations that the American government would not tolerate UN attempts

to undermine the individual American Second Amendment civil right to keep and bear arms.”

At that time, Bolton told the UN Conference on Illicit Trade in Small Arms and Light Weapons in All its Aspects in no uncertain terms that “the United States will not join consensus on a final document that contains measures abrogating the Constitutional right to bear arms.”

The Conference later complied with Bolton’s request that “proposed

restrictions on the civilian possession of arms...be eliminated from the Program of Action,” and agreed to include that “provisions which purport to require national regulation of the lawful possession of firearms... be modified to confine their reach to illicit international activities.”

In Point Blank for September 2001, CCRKBA named Bolton its Gun Rights Defender of the Month.

LOUISIANA SENATOR IS CCRKBA GUN DEFENDER

U.S. Senator David Vitter of Louisiana is the CCRKBA Gun Rights Defender of the Month for September. Sen. Vitter is chief sponsor of legislation to cut funding of the United Nations if the UN abridges rights guaranteed in the Second Amendment to the United States Constitution.

John Michael Snyder, CCRKBA Public Affairs Director, nominated the Louisianian for the CCRKBA Gun Rights Defender of the Month Award.

Snyder said that, "the gun grabbers, now that they're finally beginning to get their comeuppance in Congress, are looking for other vehicles through which to continue their nefarious attacks on the right of law-abiding American citizens to keep and bear arms. Their primary vehicle right now is the United Nations. There is an ongoing political battle for the preservation of gun rights because of the activities of that organization and of some of its entities.

"Fortunately, Dave Vitter recognizes this threat and is working to do something about it. For this reason, as well as for his general support for Second Amendment rights in Congress, we think he most certainly deserves this Award."

"The UN has no business interfering with the Second Amendment rights guaranteed by our Constitution," says Vitter. "That is why I am introducing legislation to safeguard our citizens against any potential infringement of their Second Amendment rights."

Vitter stated in the U.S. Senate that, "in July, 2001, the UN convened a conference, known as the 'Confer-

ence on the Illicit Trade of Small Arms and Light Weapons in All Its Aspects.' One outcome of the conference was a resolution entitled, 'The United Nations Program of Action to Prevent, Combat and Eradicate the Illicit Trade in Small Arms and Light Weapons in All Its Aspects.' This resolution calls for actions that could abridge the Second Amendment rights of individuals in the United States, including: (1) national registries and tracking lists of legal firearms; (2) the establishment of an international tracking certificate, which could be used to ensure UN monitoring of the export, import, transit, stocking and storage of small arms and light weapons; and (3) worldwide record keeping for an indefinite amount of time on the manufacture, holding and transfer of small arms and light weapons."

Vitter noted that, "the UN also wishes to establish a system for tracking small arms and light weapons. How would they do this? It would be done by forcing legal, licensed gun manufacturers to create identifiable marks for each nation. The gun manufacturers' lists would then be provided to international authorities on behalf of the UN."

Vitter stated also that, "Some at the UN have suggested that tracing certain financial transactions of a legal and law-abiding gun industry could be a useful tool in tracking firearms. What would such a tracing entail? Does the UN expect to receive private U.S. banking records of a legal and law-abiding industry?"

"Furthermore, the UN has encouraged member states to integrate measures to control ammunition with respect to small arms, and some

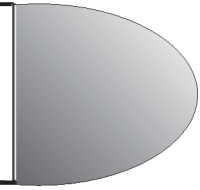
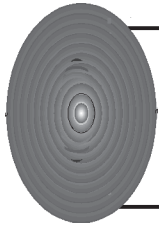
members have expressed a desire to tax international arms sales. The UN has no legal right to collect a tax from American citizens to further any agenda, especially gun control measures."

Sen. Vitter states that the Second Amendment "means that law-abiding citizens have the right to own firearms – no ifs, ands or buts."

He notes further that he has "fought hard to protect this sacred right in many ways, including fighting against all gun control measures which erode Second Amendment rights, voting to curb class action lawsuits against firearm and ammunition manufacturers, voting to allow residents of the District of Columbia to own firearms, and co-authoring legislation to allow current and former law enforcement officers to carry concealed weapons.

"We need to make certain that we are expending the maximum effort prosecuting existing laws before we even begin to consider passing new ones. That's why I have strongly supported Project Exile, which gives grants to states that implement mandatory sentences for gun-related offenses."

Elected just last year to the United States Senate, Vitter had been a U.S. Representative from 1999 until then. Prior to his service in Congress, Vitter served over seven years in the Louisiana House of Representatives. While there, he was a business attorney and adjunct law professor at Loyola and Tulane universities. Born May 3, 1961 in New Orleans, he holds a JD from Tulane School of Law.



In Washington, D.C., mindful that National Hunting and Fishing Day is coming up this month, CCRKBA Public Affairs Director John Michael Snyder announced CCRKBA support for the proposed Hunting Heritage Protection Act of 2005. Sen. Saxby Chambliss of Georgia introduced the bill, S. 1522, with three original cosponsors, Sens. Richard Burr of North Carolina, and Lisa Murkowski and Ted Stevens of Alaska. The measure, according to Chambliss, “formalizes a policy by which the federal government will support, promote and enhance recreational hunting opportunities, as permitted under state and federal law. Further, the bill mandates that federal public land and water are to be open to access and use for recreational hunting where and when appropriate. This does not suggest that we open all national parks to hunting.” It was referred to the Senate Committee on Energy and Natural Resources.

◆◆◆ Also in Washington, D.C., CCRKBA announced its opposition to H.R. 3540, by Rep. Michael Castle of Delaware, a bill to require criminal background checks on all firearm transactions occurring at events that provide a venue for the sale, offer for sale, transfer or exchange of firearms. Referred to the House Judiciary Committee, original cosponsors are Reps. Mark S. Kirk of Illinois, Carolyn McCarthy of New York, and Christopher Shays of Connecticut.

Lawrence Keane, Senior Vice President and General Counsel for

the National Shooting Sports Foundation, said that “it is outrageous and the height of hypocrisy for U.S. Sen. Christopher Dodd of Connecticut to take to the Senate floor and pretend that he speaks for the gun industry” at the same time that he speaks out against the proposed Protection of Lawful Commerce in Arms Act. “At a time when Connecticut is threatened with job losses from military base closures, he is working to throw thousands of Connecticut workers – union workers – onto the unemployment line. Nobody should be deceived: Senator Dodd is an enemy of the gun industry and we are shocked at how hard he is working to destroy our industry and our jobs.”

Anti-gun U.S. Rep. Steven R. Rothman of New Jersey wants to amend federal crime grant programs relating to domestic violence to encourage states and localities to implement gun confiscation policies, reform stalking laws, create integrated domestic violence courts, and hire additional personnel for entering protection orders. His proposal, H.R. 3594, was referred to the House Judiciary Committee.

CCRKBA, during the Senate debate over passage of the proposal Protection of Lawful Commerce in Arms Act, said The Washington Post editorial board is staffed with world-class hypocrites who demand a federal shield law for journalists, while at the same time condemn the idea of legislation that would shield law-abiding firearm manufacturers from junk lawsuits. The Post editori-

alized that the proposed Act would provide an “unfair and irrational special-interest shield from civil justice” while also proclaiming that “almost all states recognize some form of privilege for reporters.” This contradiction caused CCRKBA Chairman Alan M. Gottlieb to note that, “our friends in the press have been deliberately blind to the fact that the Second Amendment is just as worthy of protection as the First.”

In Alaska, Governor Frank Murkowski signed HB 184 into law. This standardizes all firearm laws throughout the state and nullifies and voids any local ordinances that are more restrictive than current state law. It limits the ability of persons and entities to restrict the possession of firearms by law-abiding citizens in their vehicles. It thereby thwarts the practice of some employers and parking lot owners who are prohibiting the possession of firearms by law-abiding citizens in their locked vehicles.

In Atlanta, Georgia, a 68-year old man, armed citizen Robert Evans, shot and critically wounded a 16-year-old boy who tried to rob him and his wife, according to www.11alive.com. Two women who later were found with the injured teen were arrested after fleeing the scene in a stolen car.

4

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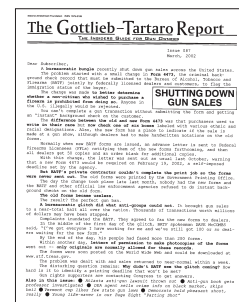
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