

POINT BLANK

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

CCRKBA SUES ERIC HOLDER & JONES



**August
2014**
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The Citizens Committee for the Right to Keep and Bear Arms has filed a lawsuit against Attorney General Eric Holder and B. Todd Jones, director of the Bureau of Alcohol, Tobacco, Firearms and Explosives, challenging the current federal law prohibiting cross-state handgun purchases.

CCRKBA decided to wade into the legal labyrinth because the issue swirls around the right to keep and bear arms, which is certainly CCRKBA'S territory. Gottlieb noted that the Second Amendment Foundation (SAF) is providing financial assistance for the legal action, which, if successful, could have far-reaching implications.

Joining CCRKBA as plaintiffs in the case are Texas resident and federally-licensed firearms dealer Frederic Russel Mance, Jr., Tracey Ambeau Hanson and Andrew Hanson, both of Washington, D.C. The lawsuit was filed in U.S. District Court for the Northern District of Texas, Fort Worth division.

Gottlieb said the lawsuit is necessary to advance the right to keep and bear arms for all citizens. He said current law essentially criminalizes the interstate handgun market, which does not apply to the sale of rifles or shotguns.

"It is overreaching in today's environment with the federal instant background check system to perpetuate a prohibition on interstate handgun purchases," Gottlieb observed.

Currently, a person can only buy a handgun from another state if the gun is shipped from one dealer to another, and the final paperwork is done in the buyer's home state, where the background check is performed. But if an individual can pass the check in his or her hometown, that person should also clear such a check in another state, since they would be the same person, male or female, with the same record no matter what part of the U.S. they happen to be standing in, according to the lawsuit's reasoning.

This is an important issue to D.C. residents like the Hansons, who can now legally purchase rifles and shotguns from federally-licensed gun dealers in neighboring states, but they still may not purchase handguns. Plaintiff Mance is a federally licensed firearms dealer who would sell handguns directly to consumers in other states, but under current law, he is prohibited from doing so. The Hansons are fully qualified under federal law, and laws in Texas and the District of Columbia, to purchase and possess handguns.

"Federal law allows for interstate long gun sales," Gottlieb noted, "as long as the dealer follows the law, so what's the logic of the federal government banning interstate handgun sales? Some states allow for, or even welcome, interstate handgun sales, so what's the federal government doing?"

GUN RIGHTS ACTIVISTS BACK BERETTA'S MOVE FROM MARYLAND

July's revelation that Beretta U.S.A. is moving its manufacturing operations out of anti-gun Maryland and into the more friendly environs of Tennessee is just the latest signal that gun control extremism has financial consequences.

Maryland's potential for passing even more restrictive gun laws than it adopted last year are driving the company out, confirmed company spokesman Jeff Reh in a telephone interview with *Point Blank*.

He noted that the company's administrative offices will remain in Accokeek. Sister company Benelli, which markets Franchi and Stoeger but does not manufacture any guns, will also remain in Maryland.

Gottlieb noted that he move really should be no surprise, after what other gun companies did in New York, Connecticut and Colorado after a flurry of gun control legislation was adopted last year. When anti-gun lawmakers pass legislation that makes it nearly impossible for companies to operate, those firms must find new locations.

According to Reh, last year's original gun control legislation was so onerous that it could have put the company into something of a shutdown by last Oct. 1.

The company has made no secret that the new gun laws passed and the prospect of more restrictions compelled Beretta to consider its future as an American manufacturer.

"During the legislative session in Maryland that resulted in passage of the Firearm Safety Act of 2013," General Manager Jeff Cooper stated in a press release, "the version of the statute that passed the Maryland Senate would have prohibited

Beretta U.S.A. from being able to manufacture, store or even import into the State products that we sell to customers throughout the United States and around the world. While we were able in the Maryland House of Delegates to reverse some of those obstructive provisions, the possibility that such restrictions might be reinstated in the future leaves us very worried about the wisdom of maintaining a firearm manufacturing factory in the State."

According to Beretta, the production transition from Maryland to Tennessee will not occur until next year. It will be managed, the company said, "so as not to disrupt deliveries to Beretta customers." Production of the military M9 9mm pistol will continue at Accokeek "until all current orders from the U.S. Armed Forces have been filled," the company said.

Beretta is not the first company to be pulling stakes over onerous gun laws. Last year in Colorado, Magpul moved its major operations out of the state after the legislature passed gun control laws against heavy opposition from the public and law enforcement. Its manufacturing went to Cheyenne, Wyo.

Larry Keane, vice president and general counsel for the National Shooting Sports Foundation, told *Point Blank* that Beretta's move is yet another signal of anti-gun activism in state legislatures.

"It's another example of the consequences of trampling on the Second Amendment," Keane said, "by banning the most popular rifle and standard sized magazines knowing full well it will do nothing to make our communities safer. It is not

without economic consequences."

Nearly a year ago, the Daily Caller ran down the list of companies that already were moving all or parts of their operations to more friendly environments. Gun friendly states have been energetically recruiting firearms manufacturers to move.

Reh said about 160 positions will move from Maryland to Tennessee, while about 95 administrative positions will remain in Maryland. One reason for remaining is due to its proximity with Washington, D.C. where Beretta works with various agencies, including the Pentagon, with which it has contracts.



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

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PRO-GUN RESTAURANTS GET NATIONAL ATTENTION

Two family restaurants – one in Tennessee and the other in Colorado – recently got the kind of national attention that major chains might only dream about because it was free.

Both establishments were spotlighted because they are pro-gun. This separates both eateries from national chains that have recently asked patrons to leave their guns at home.

The Shiloh Brew and Chew in Maryville, TN, profiled by Fox News and local media, was apparently on the verge of closing its doors when proprietor Sharma Floyd learned of come concerns from a local motorcycle club about carrying their legal firearms inside the restaurant.

She had also just learned of a restaurant that banned firearms in a very public way, and days afterwards was robbed at gunpoint. That establishment had posted a sign

that prohibited all firearms, including legally concealed ones. In May, three men robbed the place.

Determined that wouldn't happen at her business, Floyd posted a sign in the glass door that stated, "Guns are Welcome on premises. Please keep ALL weapons holstered unless need arises. In such case, judicious marksmanship is appreciated."

In Colorado, coverage by an ABC News crew put the town of Rifle on the map for a place called the Shooters Grill.

Lauren Boebert, who was shown during a shooting practice session cranking off rounds at a steel target, began carrying her pistol as a routine matter and when employees asked if they could also strap on their guns, she approved.

It has evoked some nasty comments from anti-gunners here and there. She shared one note with ABC that

stated, "Hope God punishes you for what you are doing. Hope that you and all of your patrons will kill yourself."

To her credit, Boebert keeps her mind on her business.

She told ABC that, "It is a very common thing here. We see people open carrying all the time." Visitors come from all over the map.

She also said this, which is sure to make gun prohibitionists cringe: "I think it should be normal everywhere. I think it should be a common sight. I think we would have a lot less violence if it was."

Boebert's restaurant has won several awards, according to *USA Today*, which noted that the menu at Shooters Grill features such culinary delights as the "Swiss and Wesson" grilled cheese sandwich, a burrito dubbed the "M16" and nachos called "Locked and Loaded."

MILWAUKEE NEWSPAPER CALLS FOR DISBANDING ATF

In a stunning editorial for a newspaper that has traditionally supported gun control efforts, the *Milwaukee Journal-Sentinel* has called for the dissolution of the federal Bureau of Alcohol, Tobacco, Firearms and Explosives.

The July 11 editorial came in support of an announcement by Wisconsin Congressman Jim Sensenbrenner that he would develop legislation to disband the agency and move its responsibilities into other agencies.

The *Journal-Sentinel* conducted a lengthy investigation last year after the ATF had run a controversial storefront sting operation in

Milwaukee and other cities around the country. According to the newspaper, those operations were "botched."

Journal-Sentinel reporters "found that the agency among other things used people with mental disabilities to promote operations and then arrested them; attracted juveniles with free video games and alcohol; paid inflated prices for guns, prompting people to buy new guns and quickly sell them to agents for a profit; allowed armed felons to leave their fake stores; and bought stolen goods, spurring burglaries in surrounding neighborhoods.

This newspaper with solid gun control credentials was appalled by the way agents conducted the storefront sting, reporting that among other things that went wrong, the fake store was burglarized and some \$40,000 worth of goods was stolen, including some firearms.

But the most offensive aspect of the "Fearless Distributing" sting operation was the use of a brain-damaged man named Chauncy Wright to promote the business. After they had let Wright work at the store for several months, authorities charged the man with gun and drug violations.

POLICE, CCRKBA, OTHER GROUPS OPPOSE WA GUN CONTROL MEASURE

A second statewide law enforcement organization has joined with a coalition of gun rights groups in Washington to oppose an 18-page gun control initiative being portrayed as a measure to require so-called “universal background checks” on all firearms transfers, not just sales.

A cornerstone of the Protect Our Gun Rights coalition is the Citizens Committee for the Right to Keep and Bear Arms. Other members include the Washington Arms Collectors, Hunters Heritage Council and Washington State Rifle and Pistol Association.

Throwing its weight behind the effort to oppose Initiative 594 is the Washington Council of Police and Sheriffs (WACOPS).

They joined the Washington State Law Enforcement Firearms Instructors’ Association in opposing the gun control measure, while supporting an Initiative 591. It would require that background checks

done in the state are conducted in compliance with a uniform national standard. That means the state requirements could not exceed, or differ from, those currently required by the existing federal law.

The measure would also prohibit the government confiscation of firearms without due process, keeping in mind the aftermath of Hurricane Katrina when police and National Guardsmen were ordered to disarm people.

WACOPS is the state’s largest and oldest law enforcement group representing more than 4,500 active duty police officers and sheriff’s deputies, and more than 110 police guilds. Its decision amounted to a serious setback for gun control proponents backing I-594, who had been claiming their measure was supported by law enforcement.

The gun control initiative is being pushed by the Washington Alliance for Gun Responsibility, a Seattle-based group that has been largely financed by a handful of wealthy

individuals living in and around the Seattle metropolitan area. Michael Bloomberg’s Mayors Against Illegal Guns sent the organization \$30,000.

The POGR group is a grassroots movement that has only raised about half of what the anti-gun lobbying group has already banked and spent.

Gottlieb appeared before the Seattle Times editorial board, telling the panel that there is a right way and a wrong way to conduct background checks. He also asserted that I-594 amounts to an unfunded mandate for local police and sheriff’s departments, and it diverts resources away from public safety to bureaucratic measures that won’t accomplish anything.

“WACOPS members recognize that the gun control measure is not only excessive, it poses a burden on local agencies whose budgets are already stretched thin,” Gottlieb said.

During two days of debates, before WACOPS and then the Times editors, proponents of I-594 had to acknowledge that if their measure passes, it will greatly expand the state’s pistol registry to include all handgun transactions, not just sales. It would also require checks anytime people loaned guns to hunting buddies for their own hunting adventures, and for loans of firearms to anyone outside the immediate family.

“The gun prohibition lobby pushing I-594 falsely claims to have the facts on their side,” Gottlieb said. “They not only don’t have the facts on their side, they don’t have the cops on their side, either.”

CCRKBA CALLS OUT ANTI-GUNNERS ON ALLEGED ‘THREAT’

When the anti-gun Seattle chapter of the League of Women Voters (LWV) was allegedly targeted with a visual threat – a target perforated by small-caliber holes – apparently for backing a gun control initiative in Washington, the Citizens Committee for the Right to Keep and Bear Arms threw down the gauntlet, challenging initiative backers not to exploit the incident to raise funds, but to put up a reward for the arrest and conviction of the perpetrator.

Initiative 594, sponsored by the Washington Alliance for Gun Responsibility (WAGR), got quick support from the LWV. When a League volunteer allegedly found the perforated target slipped under the office door on the Fourth of July weekend, WAGR wasted little time in trying to exploit the incident. The group sent a mass e-mail asking people to sign a petition of support for the organization.

By no small coincidence, the incident happened after Phil Watson, treasurer for opposing Initiative 591, inquired why the LWV recently sought to moderate a debate of the initiatives after having already endorsed I-594 and opposed I-591.

HOUSE BUDGET AMENDMENT BLOCKS DC GUN LAW ENFORCEMENT

On a 241-181 roll call vote, the House of Representatives recently passed a budget amendment that would prohibit the District of Columbia's anti-gun municipal government from using any funds to enforce the city's oppressive gun laws, which include a ban on carrying firearms for personal protection outside the home.

Sponsored by Kentucky Republican Congressman Thomas Massie, the amendment was added to the \$21.3 million spending bill. The Washington City Paper said it "would gut D.C.'s gun laws." Jennifer Fuson, spokesperson for the anti-gun Brady Campaign told

the newspaper that if this amendment ultimately becomes law, it could open the door to concealed carry in the District without a permit.

Gun rights activists call that "constitutional carry." That term is based on the belief that the only "permit" anyone needs to carry a gun openly or concealed is the Second Amendment.

In a statement about his amendment, Massie repeated what many leading gun rights advocates have maintained for years: "Criminals by definition don't care about laws. They will get guns any way they can.

"Strict gun control laws do nothing but prevent good people from being

able to protect themselves and their families in the event of a robbery, home invasion, or other crime," the congressman said. "Studies indicate that murder rates rise following bans on firearms."

"It is time for Congress to step in and stop the DC government's harassment and punishment of law-abiding citizens who simply want to defend themselves," Massie said.

Gun rights activists around the country have long sought adoption of measures that would cut off funding to states and local governments that enforce onerous gun laws as well.

CITIZEN ACTION PROJECT

The District of Columbia was created by the U.S. Constitution, and full authority over governing the District "in all cases whatsoever" was given to Congress by the last clause in Article 1, Section 8 (the powers of Congress).

While the District has exercised limited self rule ("home rule") by various acts of Congress since 1790, Congress still maintains control of the purse strings for the District, with the power to authorize -- or block -- most expenditures.

On July 16, Representative Thomas Massie (R-KY) proposed an amendment to the D.C. budget legislation that prohibits the District from expending any funds in enforcing most District gun laws passed or amended by the D.C. City Council following the U.S. Supreme Court's 2008 decision in *District of Columbia v Heller* that overturned the District's ban on new firearm registrations.

The amendment to H.R. 5016, the Financial Services and General Government Appropriations Act passed the House by a 241-181 vote, with 10 members not voting. The complete vote on the Massie Amendment may be found on the House web site at <http://clerk.house.gov/evs/2014/roll425.xml>

It's August, and Congress is at home for the annual summer recess. They go back into session shortly after Labor Day when the primary order of business is passing the various appropriation acts to run the federal government through Fiscal Year 2015.

During the summer recess, many Congresspersons conduct "home town meetings" across their districts, and all should be available in their district office(s) to meet with constituents.

A town hall meeting or individual meeting with your Representative and Senators during the summer recess is also a good opportunity to ask them to follow the Massie amendment to ensure it is not stripped out of the D.C. funding bill during the appropriations process. We've reached the point now where citizens in all 50 states have some form of concealed carry allowed, be it "constitutional carry" (no license required), shall-issue licensing, or discretionary-issue licensing.

The District of Columbia is the sole hold-out at this time. Shouldn't District residents be allowed to carry their protection outside the home as well?

DETROIT CHIEF HAS IT RIGHT ABOUT ARMED CITIZENS

When Detroit Police Chief James Craig said recently that armed citizens are a deterrent to crime, a spokesman for one leading gun prohibition lobbying group didn't care for that at all.

"Our position is, more guns equal more crime," said Josh Horwitz, director of the Coalition to Stop Gun Violence.

But Chief Craig, whose views on citizens fighting back have gotten considerable attention in recent months, has been straightforward.

"Criminals are getting the message that good Detroiters are armed and will use that weapon," said Craig, in remarks quoted by the Detroit News. "I don't want to take away from the good work our investigators are doing, but I think part of the drop in crime, and robberies in particular, is because criminals are thinking twice that citizens could be armed.

"I can't say what specific percentage is caused by this, but there's no

question in my mind it has had an effect," Craig insisted.

According to the newspaper, the Motor City has seen a 37 percent decline in robberies this year from the same period in 2013. There have also been 22 percent fewer commercial and residential burglaries and 30 percent fewer reports of carjackings. Chief Craig credited that decline to improved police work and the strong possibility that criminals are rethinking the idea of trying to victimize a private citizen who may be armed.

Craig started his career in law enforcement in Detroit, rising through the ranks as he moved around the country. When he was forced to relocate due to department layoffs in Detroit, he went to Los Angeles in 1981 and spent the next 28 years with that agency, with experience as a patrol sergeant, lieutenant, captain and he was involved in various investigations. He earned a reputation for using innovative strategies to fight

crime in some of the city's toughest neighborhoods, according to one biography.

In 2009, he was hired as the police chief of Portland, Maine. It was during his time there that he reportedly came to the realization that legally armed citizens were not a threat to anyone, and may even be a deterrent to the criminal element.

From Portland, he moved on to head the Cincinnati Police Department in 2011, staying there for about two years before the position of chief opened up in his hometown of Detroit. At the time, he declared, "I've come home."

He brought along a lifetime of experience from all those other agencies, obviously realizing that citizens exercising their right to bear arms is a fairly normal activity in most parts of the country.

Last year, when gangs of thugs were engaging in what became known as "the knockout game," in which one perpetrator would walk up behind a stranger and sucker-punch the victim – man or woman – in an attempt to knock them out, Chief Craig told WJR radio, "I think folks, the people who would engage in that foolishness, probably know that there's a number of CPL (Concealed Pistol License) holders running round the streets of in Detroit... Probably not a real good idea."

What has been a good idea is giving criminals the impression that a new era has started in the Motor City, and that when citizens fight back, the police chief will not treat them like criminals.

Other metropolitan police executives just might take a lesson from that.

KANSAS REPORTS NEAR RECORD CCW APPLICATIONS

The *Wichita Business Journal* reported that the Kansas Attorney General's office confirmed Fiscal Year 2014 had the second-highest number of concealed carry applications on record.

During FY 2014, which ran from July 1, 2013 through June 30 of this year, there were 14,205 concealed carry license applications.

The state has had more than 90,000 applications for carry licenses since the law was adopted in 2006. The newspaper said the number of applications "is a good indicator that people are more interested in being

licensed to carry concealed firearms, but the number of actual licenses is slightly less."

Other states have had similar rises in the number of carry license applications. Washington, which is generally thought of as a "Blue" state, has a surprisingly high number of citizens who are licensed to carry.

During the first six months of this year, the Department of Licensing reported a rise of 11,679 new CPLs. In comparison to Kansas, during the months of July 2013 through June of this year, the number of active CPLs climbed by 24,053.



QUICK SHOTS

A self-defense case in Texas got some national attention because of the unusual circumstances, proving that truth is frequently stranger than fiction.

According to the *Austin American-Statesman*, a burglar fled a Georgetown residence July 9 with nothing after confronting a naked homeowner packing a little heat.

The newspaper, quoting a police report, said that the homeowner noticed a flashlight being used outside his bedroom, and after making sure his significant other was safely asleep, he went out and confronted the bad guy with his gun. The intruder reportedly apologized for his alleged misdeed and ran out through a window that he allegedly broke through to gain entry to the residence.



The town council in the popular tourist community of Lake Ozark, in June voted to ban open carry of guns inside city limits, and according to the *Kansas City Star*, it has put the town squarely in the middle of the national debate over open carry.

One council member said she has fielded media calls from all over the country, and several business owners they interviewed for the story indicated their support for the ban, but none of them wanted to go on the record about it.

The ban may end up being tossed if Missouri Gov. Jay Nixon signs a bill that preempts local rules that ban open carry for those with state concealed carry licenses.



In Illinois, a military veteran with a state concealed carry permit put an end to what could have been a potential tragedy by using his own weapon.

According to the *Chicago Tribune*, the vet was among a group of people at a party July 5 in a Chicago suburb when a dispute flared up with partygoers at a neighboring house over a cup of booze that was on top of a vehicle.

The suspect, a 22-year old man, according to court records obtained by the newspaper, allegedly opened fire after exchanging verbal barbs with the group, only to have the vet return fire from behind the vehicle, hitting the bad guy. He went to the hospital in critical condition, and now has been charged with attempted murder, the newspaper reported. The suspect's bail is nearly \$1 million.



In Marietta, Georgia city council members recently voted unanimously to make changes to city gun regulations. The changes were intended to make city rules comply with the new state laws, which allow concealed carry permit holders to carry guns inside public buildings among other places.

Among are some new rules for city employees. They will be allowed to keep their guns in their personal vehicles as long as it's parked in an "unsecured" lot and concealed in a locked storage container, but they

will not be allowed to carry while on the clock. The parking lot next to the city hall is considered "unsecured", so employees there will be covered. Citizens will be allowed to carry guns into city buildings, including the mayor's office.



One again, anti-gun former New York Mayor Michael Bloomberg once again has put his foot in his mouth.

Bloomberg did an interview for *Rolling Stone* magazine, and in that interview suggested that Colorado legislative districts where Democrat state senators were recalled last year by voters for voting in favor of Bloomberg-backed gun control were in areas of the state that were so "rural" that roads don't exist.

Politico reported the article had initially been taken down, but was placed back online July 14.



MILive.com reported the community of Clayton Township is pursuing possible firearms regulations as a result of the discharge incidents, which included ones which resulted in shots being fired into homes, a vehicle, and at remote-controlled aircraft.

The website reports that the proposed regulations are only in the discussion stage at this point and haven't been put on paper yet, but one town council member told MILive.com the town could model its regulations on ones that are in effect in one nearby community.



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Past GRPCs have outlined victory plans and made public the latest firearms trends. They allow you a first-hand chance to hear movement leaders--and make your voice heard.

This year we'll take a look at critical issues such as: city gun bans, "smart" guns, concealed carry, federal legislation, legal actions, gun show regulation, state and local activity. We'll preview the 2014 elections, discuss state legislative battles and analyze Right to Keep and Bear Arms court cases.

The full roster of GRPC 2014 speakers has not yet been set. Past speakers have included: Alan M. Gottlieb, Joseph P. Tartaro, Eugene Volokh, G. Gordon Liddy, Michael Reagan, Larry Elder, Ken Hamblin, John Lott, Sandy Froman, Massad Ayoob, Tom Gresham, Alan Gura, Reps. Bob Barr and Joe Barton and many others. Check our web sites -- www.saf.org or www.ccrkba.org for updates.

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Books, monographs and other materials—enough to start a Second Amendment library are free, as are Saturday luncheon, Friday and Saturday evening receptions and morning and afternoon snack breaks. Other meals, travel and lodging are to be paid by attendee. To register for the special room rate of \$112 per night, call the Hyatt Regency Chicago O'Hare Airport hotel at 1-847-696-1234 and mention GRPC. A tentative agenda will be sent in late August.

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