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12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE EASTERN DISTRICT OF CALIFORNIA

15	Ivan Peña, et al.,)	Case No. 2:09-CV-01185-FCD-KJM
)	
16	Plaintiffs,)	DECLARATION OF ROY VARGAS
)	IN SUPPORT OF MOTION FOR
17)	SUMMARY JUDGMENT
)	[Fed. R. Civ. P. 56]
18	v.)	
)	
19	Wilfredo Cid,)	Date: Oct. 2, 2009
)	Time: 10:00 a.m.
20	Defendants.)	Dept: 2, 15 th Floor
)	Judge: Frank C. Damrell, Jr.
21)	Trial Date: None
)	Action Filed: April 30, 2009

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24 **DECLARATION OF ROY VARGAS**

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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

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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 and supporter in CalGuns Foundation, Inc. activities.

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

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

6. I fear arrest, prosecution, fine and incarceration if I complete this handgun purchase.


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

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

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

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

Executed this the 1st day of September, 2009.



Roy Vargas