

1 **JONATHAN W. BIRDT – SBN 183908**  
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Plaintiff  
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7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**  
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11 JONATHAN BIRDT, ) **CASE NO. 2:10-CV-08377-RGK -JEM**  
12 )  
Plaintiff, ) **PLAINTIFF’S NOTICE OF MOTION FOR**  
13 vs. ) **SUMMARY JUDGMENT**  
14 ) **Date: April 4, 2011**  
CHARLIE BECK, LEE BACA, THE LOS ) **Time: 9:00 a.m.**  
15 ANGELES POLICE DEPARTMENT and ) **Department: 850**  
THE LOS ANGELES COUNTY ) **Before: Hon. R. Gary Klausner**  
16 SHERIFFS DEPARTMENT, DOES 1 to 50, ) **Location: Roybal Courthouse,**  
17 ) **255 East Temple Street**  
Defendants. ) **Los Angeles, CA 90012**  
18 )  
19 )

20 TO DEFENDANTS AND THEIR ATTORNEYS OF RECORD:

21 PLEASE TAKE NOTICE THAT on the date and time above, or as soon thereafter as  
22 counsel can be heard, in the above-listed Court, Plaintiff Jonathan W. Birdt will, and by  
23 simultaneous submission herewith of this motion hereby does, move this Court for an Order  
24 granting Plaintiffs’ Motion for Summary Judgment against Defendants pursuant to Federal Rule of  
25 Civil Procedure 56, on the grounds that Defendants’ policies and procedures challenged in this  
26 litigation violate the Second Amendments of the United States Constitution and unlawfully infringe  
27 upon Plaintiff’s rights thereunder. As there are no genuine issue as to any material fact, summary  
28 judgment is warranted.

1           This Motion is based on this Notice of Motion and Motion, the accompanying Memorandum  
2 of Points and Authorities and Exhibits in support thereof, the Declaration of Jonathan W. Birdt, the  
3 pleadings and papers on file herein, the record to date in this matter, and upon such other matters as  
4 may be presented to the Court at the time of the hearing.

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6 January 4, 2011

\_\_\_\_\_/s/ Jonathan W. Birdt\_\_\_\_\_

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By Plaintiff Jonathan W. Birdt

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