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OF ORIGINAL FILED**
Los Angeles Superior Court

MAR 22 2012

John A. Clarke, Executive Officer/Clerk
By SHAUNYA WESLEY Deputy

11 Attorneys for Plaintiffs/Petitioners

12 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 FOR THE COUNTY OF LOS ANGELES
14 CENTRAL DISTRICT

15 ANTHONY MARIO ASSENZA, et al.,)	CASE NO. BC115813
16 Plaintiffs and Petitioners,)	[Assigned to the Hon. Terry A. Green, Dept. 14]
17 vs.)	DECLARATION OF MICHAEL KESSLER
18 THE CITY OF LOS ANGELES, et al.)	Hearing Date/Time: April 23 2012
19 Defendants and Respondents.)	Time: 8:45 a.m.
)	Dept. No.: 14
)	Hearing Judge: Hon. Terry A. Green

21 I, Michael Kessler, declare as follows:

- 22 1. I reside in the City and County of Los Angeles, California.
- 23 2. I heard that the City of Los Angeles ("The City") and the Los Angeles Police
24 Department ("LAPD") were ordered to comply with the *Assenza* Judgment of Declaratory Relief
25 and provide both a copy of a carry concealed weapon (CCW) license application and the LAPD
26 Concealed Weapon License Policy to the public at all of its precincts and station houses. Below
27 is a summary of my findings.
- 28 3. On September 15, 2011, at approximately 11:00 a.m., I went to the Harbor Division

1 Station in San Pedro to request information on applying for a CCW license. I obtained a copy of
2 the CCW application and LAPD Concealed Weapon License Policy.

3 4. On September 15, 2011, at approximately 11:30 a.m., I went to the Southwest
4 Station near Leimert Park. I spoke to an officer whose badge number is 14287. I asked for
5 information on applying for a CCW license. The officer located both the CCW application and
6 LAPD Concealed Weapon License Policy and provided them to me.

7 5. On September 15, 2011, at approximately 11:45 a.m., I went to the Olympic
8 Station near Koreatown to request information on applying for a CCW license. In speaking with
9 Officer Viscanlo, he indicated that he did not have any CCW documents. He told me that I had to
10 go downtown, to the LAPD headquarters, and ask for the CCW application there. He was
11 unwilling to assist me beyond directing me downtown. I left the Olympic Station without a CCW
12 application and LAPD Concealed Weapon License Policy.

13 6. On September 15, 2011, at approximately 12:00 p.m., I went to the Central Station
14 in Downtown Los Angeles. I spoke to Officer Enriquez, and a second officer whose name I can
15 not recall. When I inquired into receiving information on applying for a CCW license, Officer
16 Enriquez informed me that Central Station did not have the application and I had to go to the
17 administrative offices in a different building in order to obtain the application. Officer Enriquez
18 gave me a card and wrote down the address and phone number of the office I should go to.
19 Officer Enriquez also told me that there were new laws coming into effect and that weapons
20 would no longer be permitted to be concealed. I left the Central Police Station without a CCW
21 application and LAPD Concealed Weapon License Policy. Attached hereto is a true and accurate
22 copy of the card I received from Officer Enriquez at Exhibit "A."

23 7. Neither the Olympic Police Station nor the Central Police Station provided me
24 with a copy of the CCW application or the LAPD Concealed Weapon License Policy.

25 I declare under the penalty of perjury under the laws of the State of California that the
26 foregoing is true and correct. If called to testify, I would testify to the above facts.

27
28 Dated: October 24, 2011


Michael Kessler

EXHIBIT A



PHONE: (213) 972-1298
FAX: (213) 847-2956
TDD: (213) 485-9819
www.lapdonline.org
www.joinlapd.com

LOS ANGELES POLICE DEPARTMENT
CENTRAL AREA
CENTRAL PATROL DIVISION

BY: ENRIQUEZ 3384 251 EAST 6TH STREET
REGARDING D.R. _____ LOS ANGELES, CA 90014
JOIN THE LAPD (866)444-LAPD RECRUITMENT HOTLINE

DATE: 09-15-11 TIME: 1240 INC NO: DESL

100 W. 1st

213) 486-1000

If you wish to comment on the level of service you received, please contact a
Department supervisor or telephone 800-339-6868, or TDD # 213-485-3604.



1 PROOF OF SERVICE

2 STATE OF CALIFORNIA

3 COUNTY OF LOS ANGELES

4 I, Claudia Ayala, am employed in the City of Long Beach, Los Angeles County,
5 California. I am over the age eighteen (18) years and am not a party to the within action. My
6 business address is 180 East Ocean Blvd., Suite 200, Long Beach, California 90802.

6 On March 22, 2012, I served the foregoing document(s) described as

7 **DECLARATION OF MICHAEL KESSLER**

8 on the interested parties in this action by placing
9 the original
10 a true and correct copy
11 thereof enclosed in sealed envelope(s) addressed as follows:

11 **“SEE ATTACHED SERVICE LIST”**

12 X (BY MAIL) As follows: I am "readily familiar" with the firm's practice of collection and
13 processing correspondence for mailing. Under the practice it would be deposited with the
14 U.S. Postal Service on that same day with postage thereon fully prepaid at Long Beach,
15 California, in the ordinary course of business. I am aware that on motion of the party
16 served, service is presumed invalid if postal cancellation date is more than one day after
17 date of deposit for mailing an affidavit.
18 Executed on March 22, 2012, at Long Beach, California.

19 — (PERSONAL SERVICE) I caused such envelope to delivered by hand to the offices of
20 the addressee.
21 Executed on March 22, 2012, at Long Beach, California.

22 — (OVERNIGHT MAIL) As follows: I am "readily familiar" with the firm's practice of
23 collection and processing correspondence for overnight delivery by UPS/FED-EX. Under
24 the practice it would be deposited with a facility regularly maintained by UPS/FED-EX for
25 receipt on the same day in the ordinary course of business. Such envelope was sealed and
26 placed for collection and delivery by UPS/FED-EX with delivery fees paid or provided for
27 in accordance.
28 Executed on March 22, 2012, at Long Beach, California.

29 X (STATE) I declare under penalty of perjury under the laws of the State of California that
30 the foregoing is true and correct.

31 — (FEDERAL) I declare that I am employed in the office of the member of the bar of this
32 court at whose direction the service was made.

33 _____
34 CLAUDIA AYALA
35 

1 "SERVICE LIST"

2 *ANTHONY MARIO ASSENZA, et al. v. THE CITY OF LOS ANGELES, et al.*

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