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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JONATHAN BIRDT, Plaintiff, vs. CHARLIE BECK, LEE BACA, THE LOS ANGELES POLICE DEPARTMENT and THE LOS ANGELES COUNTY SHERIFFS DEPARTMENT, DOES 1 to 50, Defendants.	**CASE NO. 2:10-CV-08377-RGK -JEM** PLAINTIFF'S NOTICE OF MOTION FOR SUMMARY JUDGMENT Date: January 31, 2011 Time: 9:00 a.m. Department: 850 Before: Hon. R. Gary Klausner Location: Roybal Courthouse, 255 East Temple Street Los Angeles, CA 90012

TO DEFENDANTS AND THEIR ATTORNEYS OF RECORD:

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

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

December 29, 2010

__/s/ Jonathan W. Birdt_____

By Plaintiff Jonathan W. Birdt