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August 9, 2010

United States District Court
Eastern District of California
ATTN: Office of the Clerk
501 "T" Street
Sacramento, CA 95814

Re: State Ammunition Inc., et al v. Steven Lindley
Case No. 2:10-cv-01864-MCE-KJN

Dear Clerk's Office:

The above-captioned case was originally filed in the incorrect venue (Fresno) with case number 1:10-cv-1007. The Defendant in this case is Steven Lindley, in his official capacity of Acting Chief of the California Department of Justice, Bureau of Firearms. His office headquarters are located in Sacramento, not Fresno. In addition, after this case was originally filed in June, the United States Supreme Court issued a ruling in the case of *McDonald v. Chicago*, 561 U.S. ____ (2010), which incorporated the Second Amendment against the States. As a result, the complaint was amended to add a new cause of action for violation of the Second Amendment. Since the case had not yet been served, it was simply dismissed and re-filed in the correct venue, with the new cause of action. While I do not believe Local Rule 123 applies under these circumstances, I am writing this letter out of an abundance of caution to notify you of a previous similar filing.

A Notice of Related case was filed on August 2, 2010, as subsequent to the filing of this action, a closely related case (OWNER-OPERATOR INDEPENDENT DRIVERS ASSOCIATION, INC., et al. v. STEVE LINDLEY, et al; Case No. 2:10-cv-02010-MCE-KJM) was filed, and was assigned to the same Court/Judge as our case. We are currently researching the issue of a motion to consolidate/coordinate the cases.

Please do not hesitate to contact me if there are any questions or concerns.

Sincerely,

LAW OFFICE OF KEVIN D. CHAFFIN

By /s/KDCHAFFIN
Kevin D. Chaffin, Esq.