| S JS 44 (Rev. 12/07) Case 1:11-at-00 COVID COVIER SHIEE 08/25/11 Page 1 of 1 The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.) | | | | | | | |
|---|--|--|--|--|--|---|---|
| I. (a) PLAINTIFFS | | | | DEFENDANTS | | | |
| I. (a) PLAINTIFFS Barry Bauer, Stephen Warkentin, Nicole Ferry, Leland Adley, Jeffrey Hacker, National Rifle Association of America, Inc., California Rifle & Pistol Association Foundation, Herb Bauer Sporting Goods, Inc. (b) County of Residence of First Listed Plaintiff <u>Fresno</u> (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorney's (Firm Name, Address, and Telephone Number) C.D. Michel S.B.N. 144258 Michel & Associates, P.C. 180 East Ocean Blvd., Suite 200 | | | | DEFENDANTS KAMALA HARRIS, In her official capacity as Attorney General for the State of California; Stephen Lindley, in his official capacity as acting Chief for the Department of Justice, and DOES 1-10 County of Residence of First Listed Defendant Fresno (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED. Attorneys (If Known) | | | |
| IL DASIS OF HIDISDICT | | 0.1.) | | IZENSUID | OF DDINCI | DAI DADTIES (DI- | ce an "X" in One Box for Plaintiff |
| 1 U.S. Government Plaintiff X 3 Federal Question (U.S. Government Not a Party) 2 U.S. Government Defendant 4 Diversity (Indicate Citizenship of Parties in Item III) | | | Diversity Cases (nis State nother State | | Incorporated <i>or</i> Principal of Business In This State Incorporated <i>and</i> Principa of Business In Another Foreign Nation | and One Box for Defendant) PTF DEF Place 4 4 I Place 5 5 5 | |
| | | | Foreign C | | | | |
| IV. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT TORTS FORFEITURE/PENALTY BANKRUPTCY OTHER STATUTES | | | | | | | |
| 110 Insurance | | ERSONAL I | | | | | |
| 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excl. Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability 196 Franchise REAL PROPERTY 210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property | 310 Airplane 315 Airplane Product Liability 320 Assault, Libel & Slander 330 Federal Employers' Liability 340 Marine 345 Marine Product Liability 350 Motor Vehicle 355 Motor Vehicle 355 Motor Vehicle 360 Other Personal Injury | 362 Perso Med. 365 Perso Produ 368 Asbec Liabi ERSONAL 1 370 Othen 371 Truth 380 Othen Produ 385 Propo 385 Propo 985 Propo Produ RISONER P 510 Motion Sol Genera 530 Genera 535 Death | mal Injury - Malpractice onal Injury - uct Liability stos Personal y Product lity PROPERTY r Fraud n in Lending r Personal erty Damage erty Damage uct Liability ETITIONS n to Vacate oce ORPUS : al Penalty amus & Other Rights | | Food & Drug Related Seizure operty 21 USC 881 or Laws & Truck te Regs. pational y/Health ABOR abor Standards /Mgmt. Relations /Mgmt. Relations /Mgmt. Reporting telosure Act ay Labor Act Labor Litigation . Ret. Inc. ity Act GRATION alizationApplication as Corpus - Detainee Immigration | 422 Appeal 28 USC 158 158 23 Withdrawal 28 USC 157 PROPERTY RIGHTS 820 Copyrights 830 Patent 840 Trademark SOCIAL SECURITY 861 HIA (1395ff) 862 Black Lung (923) 863 DIWC/DIWW (405(g)) 864 SSID Title XVI 865 RSI (405(g)) FEDERAL TAX SUITS 870 Taxes (U.S. Plaintiff or Defendant) 871 IRS-Third Party 26 USC 7609 | 12 USC 3410 890 Other Statutory Actions 891 Agricultural Acts 892 Economic Stabilization Act 893 Environmental Matters 894 Energy Allocation Act |
| I Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another district (specify) 6 Multidistrict 7 Appeal to District Judge from Magistrate Judgment Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 1000 | | | | | | | |
| VI. CAUSE OF ACTION Brief description of cause: Unconstitutional taxes imposed to exercise Second Amendment Right. | | | | | | | |
| VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: UNDER F.R.C.P. 23 JURY DEMAND: YES X NO | | | | | | | |
| VIII. RELATED CASE(S) (See instructions): JUDGE DOCKET NUMBER | | | | | | | |
| DATE SIGNATURE OF ATTORNEY OF RECORD | | | | | | | |
| FOR OFFICE USE ONLY | | | | | | | |
| RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE | | | | | | | |