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6 Attorney for Defendant  
7 RYAN McGOWAN

8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13  
14 v.  
15 RYAN McGOWAN, ET AL.,  
16 Defendant.

No. 2:12-CR-00207 TLN

DEFENDANT MCGOWAN'S [PROPOSED]  
JOINT STATEMENT OF THE CASE

Trial Date: September 29, 2014  
Time: 9:00 a.m.  
Courtroom: Hon. Troy L. Nunley

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18 Ryan McGowan, through undersigned counsel, proposes the following statement to be  
19 read to the jury:

20 In Count 1, Ryan McGowan is charged with Engaging in the Business of Dealing in  
21 Firearms without a License. "Engaged in the Business of Dealing in Firearms" means a person  
22 who devotes time, attention, and labor to dealing in firearms as a regular course of trade or  
23 business with the principal objective of livelihood and profit through the repetitive purchase and  
24 resale of firearms, but such term shall not include a person who makes occasional sales,  
25 exchanges, or purchases of firearms for the enhancement of a personal collection or for a hobby,  
26 or who sells all or part of his personal collection of firearms. "With the principal objective of  
27 livelihood and profit" means that the intent underlying the sale or disposition of firearms is  
28 predominantly one of obtaining a livelihood and pecuniary gain, as opposed to other intents, such

1 as improving or liquidating a personal firearms collection.

2 Ryan McGowan admits that he bought and sold firearms. However, he denies that he did  
3 so with the principal objective livelihood and profit. McGowan claims he collected firearms and  
4 bought and sold them as a hobby. He admits that he did not have a federal firearms license.

5 In Count 2, the government claims McGowan made a false statement on one firearms  
6 record, specifically that he claimed to be a “buyer/transferee” when he was not. McGowan claims  
7 that he was, in fact, the transferee and therefore did not make a false statement.

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9 DATED: September 22, 2014

Respectfully submitted,

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12 /s/ Chris Cosca

CHRIS COSCA

Attorney for Defendant

RYAN MCGOWAN

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