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9  
 10 IN THE UNITED STATES DISTRICT COURT  
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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 13

14 **THERESE MARIE PIZZO,**

Plaintiff,

15  
 16 v.

17  
 18 **CITY AND COUNTY OF SAN FRANCISCO, etc.,**

Defendants.

Case No. 4:09-cv-04493-CW

**DECLARATION OF ALLAN HARJALA  
 IN SUPPORT OF DEFENDANT  
 CALIFORNIA ATTORNEY GENERAL'S  
 CROSS-MOTION FOR SUMMARY  
 JUDGMENT**

Date: July 26, 2012  
 Time: 2:00 p.m.  
 Courtroom: 2, 4th Floor  
 Judge: The Honorable Claudia Wilken  
 Trial Date: October 9, 2012  
 Action Filed: September 23, 2009

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 23 I, ALLAN HARJALA, declare:

24 1. I am a Librarian employed by the Sacramento Attorney General's Office of the State  
 25 of California. My business address is 1300 I Street, Sacramento, California, 95814. I have been  
 26 trained and am familiar with the methods of researching and compiling statutory legislative  
 27 histories.  
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1           2.     I was asked to trace the histories of three current Penal Code sections, section 25400,  
2 section 25605, and section 26150, to determine when some version of these sections first  
3 appeared in California law. Using the Deering's and the West's annotated codes of California, the  
4 California Statutes and Amendments to the Codes, and the Deering's General Laws Annotated of  
5 the State of California, I determined the following.

6           3.     Section 25400 (general regulation of concealed firearms in California currently  
7 codified in Penal Code section 25400). The origin of this statute appears to date back to 1917:

8                     1917-1923 - Statutes of 1917, Chapter 145, Section 3

9                     1923-1953 - Statutes of 1923, Chapter 339, Section 5

10                    1953-2011 - Penal Code Section 12025 (added by Statutes of 1953, Chapter 36)

11                    2012 - Penal Code Section 25400 (current statute).

12           4.     Section 25605 (private property personal residence or place of business exception to  
13 concealed firearm regulation, currently codified in Penal Code section 25605). The origin of this  
14 statute appears to date back to 1923:

15                    1923-1953 - Statutes of 1923, Chapter 339, Section 5, 2d paragraph

16                    1953-2011 - Penal Code Section 12026 (added by Statutes of 1953, Chapter 36)

17                    2012 - Penal Code Section 25605 (current statute)

18           5.     Section 26150 (licensing for concealed firearms by sheriffs, currently codified in  
19 Penal Code Section 26150). The origin of this statute appears to date back to 1923:

20                    1923-1947 - Statutes of 1923, Chapter 339, Section 8

21                    1947-1951 – Statutes of 1947, Chapter 1281, Section 1

22                    1951-1953 – Statutes of 1951, Chapter 1619, Section 1

23                    1953-2011 - Penal Code Section 12050 (added by Statutes of 1953, Chapter 36)

24                    2012 - Penal Code Section 26150 (current statute)

25                    Note - Licensing for concealed firearms by police department heads for municipal  
26 corporations was included in Statutes of 1917, Chapter 145, Section 6. Sheriffs were not  
27 specifically mentioned.

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