



CLIENT QUESTIONNAIRE RECORD REHABILITATION/RESTORATION OF RIGHTS

We require certain information so that we may properly evaluate your case and determine the likelihood of succeeding in restoring your ability to possess firearms. We will need to file a detailed motion or petition with the court on your behalf asking the court to restore your rights.

To maximize your chances of success in getting your rights restored, we need your help.

Despite recent Supreme Court rulings confirming the fundamental individual right to keep and bear arms, generally most California courts still do not care about a person's right to possess or own firearms. Many judges are leery of restoring the right to keep and bear arms out of fear that someone who gets their rights restored may commit a crime and bring attention to the Judge's actions. To alleviate the Court's concerns as much as possible, we need to submit something to the Court that is as inclusive and thorough as possible. The more reasons we can provide for them to rule in your favor, the more likely we, and you, will get your Second Amendment rights back.

In order to determine what, if anything, we can do to assist you in restoring your firearm rights we require certain information surrounding the restriction so that we may adequately advise you. Rarely does a person have all the facts relating to their restriction readily at hand. Obtaining this information typically does not require any legal training, just patience. In some cases, obtaining the required information takes some time.

In addition to the technical information relating to your restriction we need information about you.

Typically the right to possess firearms is revoked for one of three general reasons: a criminal conviction, a mental health commitment, or a restraining order.

Please forward all required documents and prepare written responses to the following questions that apply to your situation:

I. If You Lost Your Rights as a Result of a Criminal Conviction:

1. We need a Criminal History Report from the California Department of Justice. This can be obtained by obtaining a Live Scan using the "Request for Live Scan Service" form from the California Department of Justice website at http://ag.ca.gov/fingerprints/forms/bcii_rr_8016.pdf . Information on this process can be obtained at: <http://ag.ca.gov/fingerprints/security.php> .
2. In certain instances we also require a copy of your court file and the "docket sheet" for your case. These can usually be obtained from the court clerk's office at

the courthouse where the conviction took place. For older cases the court file may be obtained at your county's archives. You may wish to call the clerk's office first to try and determine where your case file is located. For a court directory, click here: <http://www.courtinfo.ca.gov/courts/trial/>. Sometimes it is difficult to get information this way, and a trip to the courthouse will be necessary. It's usually less crowded after 1:30pm.

Obtaining these records can be time-consuming and frustrating. If you would prefer to have us obtain these files for you, you can retain us to perform this service. We charge \$1,000.00 for this, which includes evaluating the documents once received and providing you with a written explanation of your individual situation and available legal remedies, if any.

II. If You Lost Your Rights Because of a Mental Health Evaluation or Commitment

1. Provide us with a narrative description of the circumstances surrounding the mental health evaluation or psychiatric "commitment" that forms the basis of the revocation of your rights. Please be sure to start at the beginning, continuing through to the end. This answer should not be short. It should reflect all important information. This should also include information concerning how long you were committed and whether the commitment was voluntary or involuntary.
2. Obtain and forward us a copy of your medical records relating to the commitment or evaluation. These may be obtained from your medical healthcare provider.
3. *If we take your case*, we will require that you be evaluated by a psychiatrist. That doctor must provide us with a report confirming that in the professional opinion of the doctor you may safely own and possess firearms. The cost for this psychiatric evaluation is your responsibility and is not covered by our retainer fee.

III. If You Lost Your Rights Because of a Restraining Order or Injunction

1. Provide us with a narrative description discussing the circumstances surrounding the alleged incident(s) that forms the basis of the issuance of a restraining order or injunction against you. Please be sure to start at the beginning, continuing through to the end.
2. Send us any and all documents you have concerning the restraining order.

IV. No Matter How You Lost Your Rights, Answer the Following:

1. Provide us with a narrative description discussing why firearm ownership/possession is necessary or important in your life. Possible answers are: career (law enforcement, military, private security guard), for sport/competitive shooting, hunting, home and personal protection, Boy Scouts, camping, *etc.* The more compelling your needs are for having firearms in your life, the more likely the court will find in your favor.

2. Provide us with a narrative description discussing your life presently, including what you do for a living, what you do in your leisure time, and what your hobbies and interests are. If you are in college or receiving vocational training, please so state. Discuss the general nature of your family life, such as your marital status, whether you have children, are a homeowner, and the nature, if any, of your community involvement, *etc.* List awards and certifications received and other community recognition and involvement.

V. Conclusion

This may seem like a lot of information, but it plays an important role in helping us to develop and establish the legal grounds for the relief you seek in overturning your conviction and/or prohibited status.

Please send us your written responses at your earliest opportunity. You can email this information (with attachments) to getmygunrightsback@michellawyers.com, or fax it to (562) 216-4445.

We look forward to working with you in doing everything we possibly can to have your record cleared and your firearm rights restored in the most expeditious fashion possible. Thank you for your cooperation.