

IN THE SUPREME COURT OF THE STATE OF CALIFORNIA

SHERIFF CLAY PARKER, TEHAMA)
COUNTY SHERIFF; HERB BAUER)
SPORTING GOODS; CALIFORNIA RIFLE)
AND PISTOL ASSOCIATION)
FOUNDATION; ABLE'S SPORTING, INC.;)
RTG SPORTING COLLECTIBLES, LLC;)
AND STEVEN STONECIPHER,)

Plaintiffs and Respondents,)

v.)

THE STATE OF CALIFORNIA; KAMALA)
D. HARRIS, in her official capacity as)
Attorney General for the State of California;)
AND THE CALIFORNIA DEPARTMENT)
OF JUSTICE,)

Defendants and Appellants.)

Fifth Appellate District, Case Nos. F062490, F062079
Fresno County Superior Court, Case No. 10CECG02116
The Honorable Jeffrey Y. Hamilton, Judge

**APPLICATION FOR *PRO HAC VICE* ADMISSION OF DAN M. PETERSON;
MEMORANDUM OF POINTS AND AUTHORITIES
IN SUPPORT; VERIFIED APPLICATION OF DAN M.
PETERSON; [PROPOSED] ORDER**

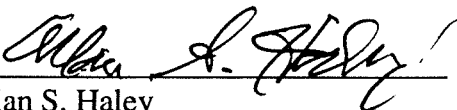
Allan S. Haley (Bar No. 105136)
HALEY & BILHEIMER LAW FIRM
505 Coyote Street, Ste. A
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Attorney for Amici Curiae

I, Allan S. Haley hereby submit an application for *Pro Hac Vice* admission of Dan M. Peterson in the above-entitled action pursuant to California Rules of Court, rules 9.40 and 8.54. The application is based on the accompanying memorandum of points and authorities, the verified application of Dan M. Peterson, and the Proposed Order attached hereto.

Dated: October 17, 2014

HALEY & BILHEIMER LAW FIRM



Allan S. Haley
Counsel for Amici Curiae
Law Enforcement Legal Defense Fund *et al.*

**MEMORANDUM IN SUPPORT OF APPLICATION FOR
PRO HAC VICE ADMISSION**

Dan M. Peterson, an attorney in good standing with the bar of the State of Virginia, seeks *pro hac vice* admission in relation to this case.

Rule 9.40 of the California Rules of Court provides the means and requirements by which an attorney may appear as counsel *pro hac vice*. Under this rule, the application shall be made by motion as set forth in California Rules of Court, rule 8.54, and it shall be accompanied by the verified application of the subject attorney setting forth the requisite information.

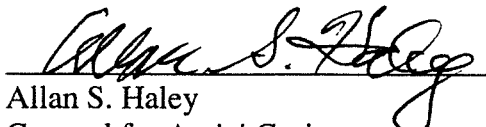
Pursuant to rule 9.40(e), counsel for amici Law Enforcement Legal Defense Fund, *et al.* has notified and provided copies of this application and supporting documents to the State Bar of California. Counsel has also submitted the required \$50.00 fee for the application of Dan M. Peterson.

As demonstrated in the attached verified application, Dan M. Peterson satisfies each requirement set forth in rule 9.40 for admission to appear in this action *pro hac vice*. Mr. Peterson resides outside of California, and he is a member in good standing in all state and federal courts to which he has been admitted.

Given these facts and the supporting information provided in the attached verified application, counsel for amicus curiae hereby request that Mr. Peterson be permitted to appear as counsel *pro hac vice* in this action.

Dated: October 17, 2014

HALEY & BILHEIMER LAW FIRM


Allan S. Haley
Counsel for Amici Curiae
Law Enforcement Legal Defense Fund *et al.*

**VERIFIED APPLICATION OF DAN M. PETERSON FOR
PRO HAC VICE ADMISSION**

Pursuant to California Rules of Court rules 8.54 and 9.40, I, Dan M. Peterson, an attorney in good standing with the bar of the State of Virginia, do hereby apply for *pro hac vice* admission to appear before the court of the State of California, Fifth Appellate District, on behalf of Law Enforcement Legal Defense Fund, *et al.* in the above entitled action.

In support of this application, I certify the following under oath:

1. I currently reside at 9438 Wallingford Drive, Burke, Virginia 22015. I am an attorney and member of Dan M. Peterson, PLLC, and my business office is located at 3925 Chain Bridge Road, Suite 403, Fairfax, Virginia 22030, phone (703) 352-7276, fax (703) 359-0938. I am not a California resident, nor do I regularly engage in practice or other business in California.

2. I have been admitted to practice law before the following courts:

Supreme Court of Iowa (inactive):	January 13, 1978
Supreme Court of the State of Texas:	May 28, 1979
U.S. Supreme Court:	January 14, 1985
Virginia Supreme Court:	April 19, 1989
District of Columbia Court of Appeals:	May 8, 1989

U.S. Courts of Appeals

D.C. Circuit:	September 28, 2001
Fourth Circuit:	August 10, 1989
Fifth Circuit:	February 18, 1983
Eighth Circuit:	January 17, 2006
Ninth Circuit	February 13, 2013

Tenth Circuit:

December 14, 1982

U.S. District Courts

District of Columbia:

June 5, 1989

Eastern District of Virginia:

November 9, 1989

Other U.S. Courts

Court of Federal Claims:

July 9, 1992

3. I am presently a member in good standing of the bars of each of the courts listed above (inactive status in Iowa since the 1980s).

4. I have never been suspended or disbarred from any court.

5. I have not filed an application to appear as counsel *pro hac vice* in this state in the preceding two years.

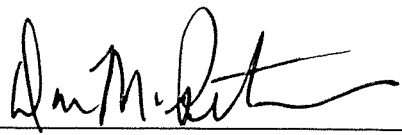
6. Local counsel of record with whom I am associated in this matter is Allan S. Haley of Haley & Bilheimer Law Firm. He is an active member in good standing with the State Bar of California, State Bar Number 105136, and his office is located at Haley & Bilheimer Law Firm, 505 Coyote Street, Ste. A, Nevada City, CA 95959. His office phone number is (530) 265-6357.

7. I agree to comply with the provisions of the California Rules of Professional Conduct, and I consent to the jurisdiction of the courts and the disciplinary boards of the State of California in connection with this matter.

8. A copy of the Application *Pro Hac Vice* Admission of Dan M. Peterson and supporting Memorandum of Points and Authorities, Verified Application of Dan M. Peterson, and [Proposed] Order was served upon the State Bar of California.

9. Payment of the required \$50.00 fee in support of the Application was submitted to the California State Bar pursuant to rule California Rules of Court, 9.40(e).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this application was executed on October 16, 2014, at Fairfax, Virginia.

A handwritten signature in black ink, appearing to read "Dan M. Peterson", is written over a horizontal line.

Dan M. Peterson

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FOUNDATION; ABLE'S SPORTING, INC.;)
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Plaintiffs and Respondents,)
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THE STATE OF CALIFORNIA; KAMALA)
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)
Defendants and Appellants.)

Fifth Appellate District, Case Nos. F062490, F062079
Fresno County Superior Court, Case No. 10CECG02116
The Honorable Jeffrey Y. Hamilton, Judge

[PROPOSED] ORDER

IT IS HEREBY ORDERED that the application for the admission of Dan M. Peterson as counsel *pro hac vice* in this matter is granted.

Dated: _____, 2014

Justice of the Supreme Court

PROOF OF SERVICE

SHERIFF CLAY PARKER ET AL.

v.

THE STATE OF CALIFORNIA ET AL.

Supreme Court of California, Case No. Case No. S215265

I, Allan S. Haley, declare as follows:

I am employed with Haley & Bilheimer Law Firm, 505 Coyote Street, Ste. A, Nevada City, CA 95959. I am over the age of eighteen years, and am not a party to the within action.

On October____, 2014, I served the following: described as

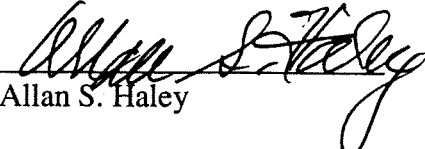
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MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT; VERIFIED
APPLICATION OF DAN M. PETERSON; [PROPOSED] ORDER**

on the interested parties in this action by placing a true and correct copy thereof enclosed in sealed envelope(s) addressed as follows:

PLEASE SEE ATTACHED SERVICE LIST

X (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at Nevada City, California. Executed on October20, 2014, at Nevada City, California.

X (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October20, 2014, at Nevada City, California.


Allan S. Haley

SERVICE LIST

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**Clerk of the Superior Court
Fresno County Superior Court
B.F. Sisk Courthouse
1130 O Street
Fresno, CA 93721-2220
Clerk of the Superior Court**

California State Bar
Pro Hac Vice Program
180 Howard Street
San Francisco, CA 94105