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8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
10 **SAN FRANCISCO DIVISION**

11 ESPANOLA JACKSON, PAUL COLVIN, ) CASE NO. C09-2143-RS  
THOMAS BOYER, LARRY BARSETTI, )  
12 DAVID GOLDEN, NOEMI MARGARET ) **DECLARATION OF DAVID GOLDEN IN**  
ROBINSON, NATIONAL RIFLE ) **SUPPORT OF MOTION FOR**  
13 ASSOCIATION OF AMERICA, INC., SAN ) **PRELIMINARY INJUNCTION**  
FRANCISCO VETERAN POLICE )  
14 OFFICERS ASSOCIATION, )

15 Plaintiffs )

16 vs. )

17 CITY AND COUNTY OF SAN )  
FRANCISCO, THE MAYOR OF SAN )  
18 FRANCISCO, AND THE CHIEF OF THE )  
SAN FRANCISCO POLICE )  
19 DEPARTMENT, in their official capacities, )  
and DOES 1-10, )

20 Defendants. )  
21 )

**DECLARATION OF DAVID GOLDEN**

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2 1. I, David Golden, am a plaintiff in the above-entitled action. I make this declaration of  
3 my own personal knowledge and, if called as a witness, I could and would testify competently to  
4 the truth of the matters set forth herein.

5 2. I am a resident of the City and County of San Francisco.

6 3. I am a law-abiding adult who is not prohibited from owning firearms under the laws of  
7 the United States and the state of California.

8 4. I presently own at least one lawfully acquired and possessed handgun that I keep in my  
9 home for self-defense purposes.

10 5. In accordance with San Francisco Police Code section 4512, my handgun is currently  
11 stored in a large, steel gun cabinet or locked container at all times when not carried on my person.  
12 I presently want to store my handgun unlocked and operable for immediate self-defense and, but  
13 for section 4512, I would not store my handgun in a locked container at all times. If this court  
14 declares section 4512 invalid or otherwise enjoins its enforcement, I would immediately keep my  
15 handgun operable within my home, i.e., not disabled by a trigger lock or stored in a locked  
16 container.

17 6. San Francisco Police Code section 4512 requires me to keep my handgun in a locked  
18 container or disabled by a trigger lock at all times when not carried on my person. It is impractical  
19 and dangerous to keep a loaded firearm attached to my body while I sleep. Storing my handgun in  
20 a locked container or disabled by a trigger lock at all times when not carried as required by the  
21 law greatly impedes my ability to access an operable firearm for immediate self-defense in my  
22 home.

23 7. Because San Francisco Police Code section 4512 requires me to store my handgun in a  
24 locked safe or disabled with a trigger lock at all times when not carried on my person, I am  
25 currently, and will continue to be, irreparably harmed by the ongoing deprivation of my  
26 individual, fundamental right to keep an unlocked and loaded firearm in my home for self-defense  
27 purposes.

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1           8.    Because San Francisco Police Code section 4512 requires me to store my handgun in a  
2 locked safe or disabled with a trigger lock at all times when not carried on my person, I am  
3 currently, and will continue to be, irreparably harmed by the ongoing deprivation of my  
4 individual, fundamental right to have an operable firearm available for immediate self-defense in  
5 my home.

6           9.    But for San Francisco Police Code section 613.10(g), I presently intend to purchase  
7 expanding and fragmenting ammunition that is currently prohibited from sale and purchase under  
8 section 613.10(g) within the City and County of San Francisco from a licensed firearms and/or  
9 ammunition retailer for the purpose of self-defense in my home. If this court declares section  
10 613.10(g) invalid or otherwise enjoins its enforcement, I would immediately purchase such  
11 ammunition within the City and County of San Francisco for self-defense in my home.

12           10. Because San Francisco Police Code section 613.10(g) prohibits the sale and purchase  
13 of expanding and fragmenting ammunition within the City and County of San Francisco, I am  
14 currently, and will continue to be, irreparably harmed by the ongoing deprivation of my  
15 individual, fundamental right to acquire ammunition commonly used for in-home self-defense.

16           11. But for San Francisco Police Code section 613.10(g), I presently intend to purchase  
17 ammunition in the City and County of San Francisco from a licensed firearms and/or ammunition  
18 retailer for the purpose of self-defense in my home regardless of whether such ammunition serves  
19 a “sporting purpose” to City’s satisfaction. If this court declares section 613.10(g) invalid or  
20 otherwise enjoins its enforcement, I would purchase such ammunition within the City and County  
21 of San Francisco for self-defense in my home.

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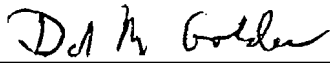
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12. Because San Francisco Police Code section 613.10(g) prohibits the sale and purchase of ammunition that serves “no sporting purpose” in the City and County of San Francisco, I am currently, and will continue to be, irreparably harmed by the ongoing deprivation of my individual, fundamental right to acquire ammunition commonly used for in-home self-defense.

I declare under penalty of perjury that the foregoing is true and correct. Executed within the United States on August <sup>28</sup>, 2012.

  
\_\_\_\_\_  
David Golden

1 UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
3 SAN FRANCISCO DIVISION

4 ESPANOLA JACKSON, PAUL COLVIN, ) CASE NO.: CV-09-2143-RS  
5 THOMAS BOYER, LARRY BARSETTI, )  
6 DAVID GOLDEN, NOEMI MARGARET )  
7 ROBINSON, NATIONAL RIFLE ) CERTIFICATE OF SERVICE  
8 ASSOCIATION OF AMERICA, INC., SAN )  
9 FRANCISCO VETERAN POLICE )  
10 OFFICERS ASSOCIATION, )  
11 Plaintiffs )  
12 vs. )  
13 CITY AND COUNTY OF SAN )  
14 FRANCISCO, THE MAYOR OF SAN )  
FRANCISCO, AND THE CHIEF OF THE )  
SAN FRANCISCO POLICE )  
DEPARTMENT, in their official capacities, )  
and DOES 1-10, )  
Defendants. )

15 IT IS HEREBY CERTIFIED THAT:

16 I, the undersigned, am a citizen of the United States and am at least eighteen years of age.  
17 My business address is 180 E. Ocean Blvd., Suite 200, Long Beach, California, 90802.

18 I am not a party to the above-entitled action. I have caused service of:

19 **DECLARATION OF DAVID GOLDEN IN SUPPORT OF**  
20 **MOTION FOR PRELIMINARY INJUNCTION**

21 on the following party by electronically filing the foregoing with the Clerk of the District Court  
22 using its ECF System, which electronically notifies them.

23 Wayne Snodgrass, Deputy City Attorney  
24 Christine Van Aken, Deputy City Attorney  
25 Office of the City Attorney  
26 1 Drive Carlton B. Goodlett Place  
27 City Hall, Room 234  
28 San Francisco, CA 94102

29 I declare under penalty of perjury that the foregoing is true and correct. Executed on August  
30, 2012.

31 /s/ C. D. Michel  
32 C. D. Michel  
33 Attorney for Plaintiffs