

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

SHAWN GOWDER,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	No. 11-cv-1304
CITY OF CHICAGO, a municipal corporation,	)	
the CITY OF CHICAGO DEPARTMENT OF	)	Judge Der-Yeghiayan
ADMINISTRATIVE HEARINGS, MUNICIPAL	)	
HEARINGS DIVISION, SCOTT V. BRUNER,	)	
Director of the City of Chicago Department of	)	
Administrative Hearings, the CITY OF CHICAGO	)	
DEPARTMENT OF POLICE, and JODY P. WEIS,	)	
Superintendent of the City of Chicago Department	)	
of Police,	)	
	)	
Defendants.	)	

**JOINT JURISDICTIONAL STATUS REPORT**  
**(Removal Case)**

The parties, by their respective undersigned counsel, submit the following Joint Jurisdictional Status Report pursuant to the Court's standing order:

**I. Subject Matter Jurisdiction**

The Court has federal question jurisdiction over this matter. The case was filed in the Circuit Court of Cook County, Illinois as an administrative review action challenging the denial of plaintiff's application for a Chicago Firearm Permit (CFP) under Section 8-20-110 of the Municipal Code of Chicago. Plaintiff claims that Section 8-20-110, on its face and as applied in the denial of his CFP application, violates his fundamental right to keep and bear arms under the Second and Fourteenth Amendments to the U.S. Constitution, and under Article I, Section 22 of the Illinois Constitution. Plaintiff's complaint contained a count for administrative review of the Chicago Department of Administrative Hearings' ruling denying his CFP application, pursuant

to the Illinois Administrative Review Law, 735 ILCS 5/3-101 *et seq.*; a count for declaratory and injunctive relief pursuant to the Second and Fourteenth Amendments of the U.S. Constitution and 42 U.S.C. Sec. 1983; and a count for declaratory and injunctive relief pursuant to Article I, Sec. 22 of the Illinois Constitution. Defendants City of Chicago Department of Police and Jody Weis removed the action to this Court.

Plaintiff has asserted a federal constitutional claim, over which the Court has original jurisdiction. The Court thus has supplemental jurisdiction over plaintiff's administrative review and state constitutional claims. *City of Chicago v. International College of Surgeons*, 522 U.S. 156, 164-65, 118 S. Ct. 523 (1997).

## **II. Venue (Plaintiff's Position)**

Venue is appropriate in this district under 28 U.S.C. Sec. 1391(b)(1) and (2). The plaintiff's CFP application was completed in Chicago, where plaintiff resides, and was submitted to the City of Chicago Department of Police, which denied the application. Plaintiff appealed to the City of Chicago Department of Administrative Hearings, which affirmed the denial of plaintiff's application. The City of Chicago and its Department of Police and Department of Administrative Hearings are all located in this district and division.

Respectfully submitted,

s/Stephen A. Kolodziej

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*Counsel for Defendants*

**CERTIFICATE OF SERVICE**

I, Stephen A. Kolodziej, an attorney, hereby certify that on April 8, 2011, service of the foregoing document is being made in accordance with the General Order on Electronic Case Filing to the following:

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