



**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF ILLINOIS**  
**219 SOUTH DEARBORN STREET**  
**CHICAGO, ILLINOIS 60604**

**MICHAEL W. DOBBINS**  
CLERK

312-435-5670

January 16, 2009

Mr. Gino J. Agnello, Clerk  
U.S. Court of Appeals-Seventh Circuit  
219 South Dearborn Street-Room 2722  
Chicago, Illinois 60604

RE: NRA, et al v. Village of Oak Park, et al

U.S.D.C. DOCKET NO. : 08cv3696

U.S.C.A. DOCKET NO. : 08-4243

Dear Mr. Agnello:

Please find attached the original record on appeal consisting of the following:

VOLUME(S) OF PLEADING(S) 1 Volume of Pleadings

VOLUME(S) OF TRANSCRIPT(S)

VOLUME(S) OF DEPOSITION(S)

EXHIBITS:

VAULT ITEMS:

OTHER (SPECIFY):

SPECIAL NOTE:

Please acknowledge date of receipt of the above mentioned materials on the attached copy of this letter.

Very truly yours,

Michael W. Dobbins, Clerk

By: \_\_\_\_\_  
G. Jones, Deputy Clerk

**I, MICHAEL W. DOBBINS, CLERK** of the United States District Court for the Northern District of Illinois, do hereby certify to the United States Court of Appeals, for the Seventh Circuit, that the documents submitted herewith and annexed hereto are the original papers filed and entered of record in my office, on the dates in the List of Documents, and together with a true copy of docket entries as they appear in the official dockets in this office, consisting of:

1 Volume of Pleadings

In the cause entitled: NRA, Inc, et al v. Village of Oak Park, et al.

USDC NO. : 08cv3696

USCA NO. : 08-4243

IN TESTIMONY WHEREOF, I hereunto subscribed my name and affixed the seal of the aforesaid Court at Chicago, Illinois, this 16th day of January 2009.

MICHAEL W. DOBBINS, CLERK

By: \_\_\_\_\_  
G. Jones, Deputy Clerk

APPEAL, ASHMAN, TERMED

**United States District Court**  
**Northern District of Illinois - CM/ECF LIVE, Ver 3.2.2 (Chicago)**  
**CIVIL DOCKET FOR CASE #: 1:08-cv-03696**  
**Internal Use Only**

National Rifle Association of America, Inc. et al v.  
Village of Oak Park et al  
Assigned to: Honorable Milton I. Shadur  
Case in other court: 08-04243

Date Filed: 06/27/2008  
Date Terminated: 12/18/2008  
Jury Demand: Defendant  
Nature of Suit: 890 Other Statutory Actions  
Jurisdiction: Federal Question

Cause: 28:2201 Injunction

**Plaintiff**

**National Rifle Association of  
America, Inc.**

represented by **William Nicholas Howard**  
Freeborn & Peters  
311 South Wacker Drive  
Suite 3000  
Chicago , IL 60606  
(312)360-6000  
Email: whoward@freebornpeters.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Stephen P. Halbrook**  
Attorney at Law  
10560 Main St., Suite 404  
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(703) 352-7276  
Email: protell@aol.com  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Robert Klein Engler**

represented by **William Nicholas Howard**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Stephen P. Halbrook**

(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Dr. Gene A. Reisinger**

represented by **William Nicholas Howard**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Stephen P. Halbrook**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Village of Oak Park**

represented by **Lance C. Malina**  
Klein, Thorpe & Jenkins, Ltd.  
20 North Wacker Drive  
Suite 1660  
Chicago , IL 60606-2903  
(312) 984-6400  
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**Alexandra Elaine Shea**  
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 71 South Wacker Drive  
 Chicago , IL 60606  
 (312) 782-0600  
 Email:  
 courtnotification@mayerbrown.com  
*ATTORNEY TO BE NOTICED*

**Defendant**

**David Pope**  
*President*

*TERMINATED: 09/19/2008*

represented by **Lance C. Malina**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jacob Henry Karaca**  
 (See above for address)  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
06/27/2008	<a href="#">1</a>	COMPLAINT filed by National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger; Filing fee \$350.(hp, ) (Entered: 06/30/2008)
06/27/2008	<a href="#">2</a>	CIVIL Cover Sheet (hp, ) (Entered: 06/30/2008)
06/27/2008	<a href="#">3</a>	ATTORNEY Appearance for Plaintiffs National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger by William Nicholas Howard (hp, ) (Entered: 06/30/2008)
06/27/2008	<a href="#">4</a>	LR 3.2 Notification of Affiliates by National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger (hp, ) (Entered: 06/30/2008)
06/27/2008	<a href="#">5</a>	(Court only) RECEIPT regarding payment of filing fee paid on 6/27/2008 in the amount of \$350.00, receipt number 2894293 (hp, ) (Entered: 06/30/2008)
07/07/2008	<a href="#">6</a>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 07520000000002913710. (Halbrook, Stephen) (Entered: 07/07/2008)
07/23/2008	<a href="#">7</a>	ATTORNEY Appearance for Defendants Village of Oak Park, David Pope by Jacob Henry Karaca (Karaca, Jacob) (Entered: 07/23/2008)
07/23/2008	<a href="#">8</a>	SUMMONS Issued as to Defendants Village of Oak Park, David Pope. (ep, ) (Entered: 07/24/2008)

07/28/2008	<a href="#"><u>9</u></a>	<del>ATTORNEY Appearance for Defendants Village of Oak Park, David Pope by Lance C. Malina (Malina, Lance) (Entered: 07/28/2008)</del>
07/30/2008	<a href="#"><u>10</u></a>	EXECUTIVE COMMITTEE ORDER: Case reassigned to the Honorable Milton I. Shadur for all further proceedings. Case No. 08 C 3696 is related to Case No. 08 C 3645. (For further details see order.) Signed by Honorable Milton I. Shadur on 7/29/2008. (hp, ) (Text Modified on 8/18/2008)(hp, ). (Entered: 08/04/2008)
07/30/2008		Case Reassigned to the Honorable Milton I. Shadur. The Honorable Joan H. Lefkow no longer assigned to the case. Cases associated: Case No. 08 C 3696 is related to Case No. 08 C 3645. (hp, ) (Entered: 08/18/2008)
08/14/2008	<a href="#"><u>11</u></a>	<del>AFFIDAVIT of Service filed by Plaintiffs National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger regarding Summons and Complaint served on Village of Oak Park and David Pope on August 1, 2008 (Howard, William) (Entered: 08/14/2008)</del>
08/18/2008	<a href="#"><u>12</u></a>	<del>MINUTE entry before the Honorable Milton I. Shadur: Status hearing held on 8/18/2008. Status hearing set for 9/10/2008 at 09:00 AM. Mailed notice (srn, ) (Entered: 08/18/2008)</del>
08/22/2008	<a href="#"><u>13</u></a>	MINUTE entry before the Honorable Milton I. Shadur: Steven Holbrook's motion for leave to appear pro hac vice <a href="#"><u>6</u></a> is granted. Mailed (vmj, ) (Entered: 08/25/2008)
09/02/2008	<a href="#"><u>14</u></a>	MOTION by Defendants Village of Oak Park, David Pope to dismiss <i>Plaintiffs' Claims Against David Pope</i> (Malina, Lance) (Entered: 09/02/2008)
09/02/2008	<a href="#"><u>15</u></a>	<del>NOTICE of Motion by Lance C. Malina for presentment of motion to dismiss <a href="#"><u>14</u></a> before Honorable Milton I. Shadur on 9/10/2008 at 09:00 AM. (Malina, Lance) (Entered: 09/02/2008)</del>
09/02/2008	<a href="#"><u>16</u></a>	ANSWER to Complaint with Jury Demand by Village of Oak Park, David Pope (Malina, Lance) (Entered: 09/02/2008)
09/02/2008	<a href="#"><u>17</u></a>	<del>NOTICE by Village of Oak Park, David Pope re answer to complaint <a href="#"><u>16</u></a> (Malina, Lance) (Entered: 09/02/2008)</del>
09/10/2008	<a href="#"><u>18</u></a>	<del>MINUTE entry before the Honorable Milton I. Shadur: Motion to dismiss <a href="#"><u>14</u></a> is entered and continued. Plaintiff's response is due September 22, 2008. Status hearing held on 9/10/2008. Status hearing set for 11/10/2008 at 09:00 AM. Mailed notice (srn, ) (Entered: 09/10/2008)</del>
09/18/2008	<a href="#"><u>19</u></a>	RESPONSE by National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger to MOTION by Defendants Village of Oak Park, David Pope to dismiss <i>Plaintiffs' Claims Against David Pope</i> <a href="#"><u>14</u></a> (Howard, William) (Entered: 09/18/2008)
09/19/2008	<a href="#"><u>20</u></a>	MINUTE entry before the Honorable Milton I. Shadur: Enter Memorandum Order. Motion to dismiss David Pope <a href="#"><u>14</u></a> is granted. David Pope is dismissed as a defendant with prejudice and without the imposition of any conditions. David Pope terminated. Mailed notice (srn, ) (Entered: 09/19/2008)

09/19/2008	<a href="#">21</a>	MEMORANDUM Order Signed by the Honorable Milton I. Shadur on 9/19/2008:Mailed notice(srn, ) (Entered: 09/19/2008)
10/21/2008	<a href="#">22</a>	MOTION by Plaintiffs National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger to strike <i>Jury Demand</i> (Howard, William) (Entered: 10/21/2008)
10/21/2008	<a href="#">23</a>	<del>NOTICE of Motion by William Nicholas Howard for presentment of motion to strike <a href="#">22</a> before Honorable Milton I. Shadur on 10/28/2008 at 09:15 AM. (Howard, William) (Entered: 10/21/2008)</del>
10/23/2008	<a href="#">24</a>	MOTION by Plaintiffs National Rifle Association of America, Inc., Robert Klein Engler, Gene A. ReisingerTo Brief Threshold Legal Issues and Stay Discovery, MOTION by Plaintiffs National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger to stay <i>discovery</i> (Attachments: # <a href="#">1</a> Notice of Filing, # <a href="#">2</a> Certificate of Service)(Howard, William) (Entered: 10/23/2008)
10/28/2008	<a href="#">25</a>	MINUTE entry before the Honorable Milton I. Shadur:Motion to strike <a href="#">22</a> is entered and continued to November 10, 2008 at 9:15 a.m. Motion to stay discovery <a href="#">24</a> is granted; Motion hearing held on 10/28/2008. Status hearing set for 12/4/2008 at 09:00 AM. Parties' submission is due on or before December 1, 2008.Mailed notice (srn, ) (Entered: 10/29/2008)
11/07/2008	<a href="#">26</a>	MINUTE entry before the Honorable Milton I. Shadur:Motion to strike <a href="#">22</a> is denied as moot. By agreement of the parties the jury demand is withdrawn. Status hearing set for 12/4/2008 at 09:00 AM. The November 10 status date is stricken.Mailed notice (srn, ) (Entered: 11/07/2008)
12/01/2008	<a href="#">27</a>	MEMORANDUM by National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger <i>in Support of Claim That the Second Amendment is Incorporated into the Fourteenth Amendment so as to be Applicable to States and Localities</i> (Howard, William) (Entered: 12/01/2008)
12/03/2008	<a href="#">28</a>	MINUTE entry before the Honorable Milton I. Shadur:The December 4, 2008 status date is stricken. This Court will set a new status date after the completion of the trial that it is currently conducting.Mailed notice (srn, ) (Entered: 12/03/2008)
12/04/2008	<a href="#">29</a>	MINUTE entry before the Honorable Milton I. Shadur:Enter Memorandum Opinion and Order. Status hearing set for 12/9/2008 at 08:45 AM.Mailed notice (srn, ) (Entered: 12/04/2008)
12/04/2008	<a href="#">30</a>	MEMORANDUM Opinion and Order Signed by the Honorable Milton I. Shadur on 12/4/2008:Mailed notice(srn, ) (Entered: 12/04/2008)
12/08/2008	<a href="#">31</a>	<del>ATTORNEY Appearance for Defendant Village of Oak Park by Marc Richard Kadish (Kadish, Marc) (Entered: 12/08/2008)</del>
12/08/2008	<a href="#">33</a>	<del>ATTORNEY Appearance for Defendant Village of Oak Park by Alexandra Elaine Shea (hp, ) (Entered: 12/10/2008)</del>
12/09/2008	<a href="#">32</a>	MINUTE entry before the Honorable Milton I. Shadur:Status hearing held on 12/9/2008. Counsel is to submit a draft order for consideration. Status hearing

		set for 12/18/2008 at 08:45 AM.Mailed notice (srn, ) (Entered: 12/09/2008)
12/18/2008	<a href="#">34</a>	NOTICE of appeal by National Rifle Association of America, Inc., Robert Klein Engler, Gene A. Reisinger, Filing fee \$ 455, receipt number 0752000000003368275. (Howard, William) Modified on 12/18/2008 (aac, ). (Entered: 12/18/2008)
12/18/2008	<a href="#">35</a>	MINUTE entry before the Honorable Milton I. Shadur: Status hearing held. Pursuant to the Stipulation of Dismissal filed 12/18/2008, Court III of the Complaint is hereby dismissed with prejudice. Enter Order. This Court hereby grants the oral motion of the City of Chicago pursuant to Fed. R. Civ. P. 12(c) for judgment on the pleadings on Counts I and II of the Complaint. Judgment is hereby entered in favor of the City of Chicago and against Plaintiffs on Counts I and II of the Complaint. (For further detail see separate order.) Civil case terminated. Mailed notice (hp, ) (Entered: 12/18/2008)
12/18/2008	<a href="#">36</a>	ORDER Signed by the Honorable Milton I. Shadur on 12/18/2008: Mailed notice(hp, ) (Entered: 12/18/2008)
12/18/2008	<a href="#">37</a>	ENTERED JUDGMENT on 12/18/2008: Mailed notice(hp, ) (Entered: 12/18/2008)
12/18/2008	<a href="#">38</a>	STIPULATION of Dismissal <i>of Count III of the Complaint With Prejudice</i> (Howard, William) (Entered: 12/18/2008)
<del>12/19/2008</del>	<del><a href="#">39</a></del>	<del>TRANSMITTED to the 7th Circuit the short record on notice of appeal <a href="#">34</a>. Notified counsel (gej, ) (Entered: 12/19/2008)</del>
<del>12/19/2008</del>	<del><a href="#">40</a></del>	<del>NOTICE of Appeal Due letter sent to counsel of record. (gej, ) (Entered: 12/19/2008)</del>
<del>12/19/2008</del>	<del><a href="#">41</a></del>	<del>ACKNOWLEDGEMENT of receipt of short record on appeal regarding notice of appeal <a href="#">34</a>; USCA Case No. 08-4243 (Attachment # <a href="#">1</a> Notice of Docketing) (hp, ). (Entered: 12/22/2008)</del>

**KEY**

All items are included in this record.  
All crossed out items are not included in the record.  
S/C: These items are sent under a separate certificate.  
N/A: These items are not available.