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September 23, 2013

Hon. Judge Allen H. Sumner
Department 42
Sacramento Superior Court
720 9th Street
Sacramento, CA 95814

Re: California Department of Justice – Bureau of Firearms v. Office of Administrative Law
Case Number: 34-2012-80001279 – Real party in Interest: California Business
Environments, Inc. dba Franklin Armory's Request to Schedule Hearing Dates

Hon. Judge Sumner,

I write on behalf of the Real Party in Interest in the above entitled matter, Franklin Armory, requesting that the above entitled matter be set for a case management conference to schedule a hearing on Petitioner's writ of mandate or other appropriate relief.

Real Party in Interest, Franklin Armory, petitioned the Office of Administrative Law on February 7, 2012, challenging the Department of Justice's regulations that refuse to issue certain permits to corporate entities. The Office of Administrative Law found in favor of Franklin Armory on August 15, 2012.

Petitioner, California Department of Justice filed their Petition for Writ of Mandate on October 1, 2012. Real Party in Interest, Franklin Armory, filed their Answer on December 12, 2012. Respondent Office of Administrative Law filed their Answer on December 17, 2012. No discovery or other action has taken place in the above entitled matter since the filing of the Answers.

It has been nearly a year since this matter was filed and there is no reason for this matter to not be scheduled for final determination. If the Office of Administrative Law determination is correct in their determination that the Department of Justice was enforcing an underground regulation, Department of Justice – Bureau of Firearms has no reason to file their appropriate pleadings to have this matter heard without further order from the court. Meanwhile, Franklin Armory is still being denied their right to even apply for certain permits.

Sincerely,
DAVIS & ASSOCIATES


JASON DAVIS

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