

FILED

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In Pro Per

2013 DEC -9 AM 11:53

CENTRAL DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

BY: AP

United States District Court  
Central District of California

Charles Nichols,  
PLAINTIFF,  
vs.  
KAMALA D. HARRIS, Attorney  
General, in her official capacity as  
Attorney General of California  
Defendant.

Case No.: CV-11-9916 SJO (SS)

**PLAINTIFF CHARLES NICHOLS'  
OBJECTION TO DECLARATION  
OF JONATHAN M. EISENBERG  
REGARDING STATEMENT OF  
GENUINE DISPUTES [Dkt # 140-2]**

Date: Vacated  
Time: Vacated  
Crtrm: 23 - 3rd Floor  
Magistrate Judge: Suzanne H. Segal  
District Judge: S. James Otero  
Trial Date: None  
Action Filed: November 30, 2011

Pro Se Plaintiff Charles Nichols, In Pro Per, hereby objects to Defendant Harris' Declaration filed on December 2, 2013 (Dkt # 140-2). Defendant Harris appears to be trying to manufacture disputes to the SUF which are reasonably not subject to dispute. Exhibit A purports to be the Los Angeles County Sheriff Department's Licensing policy for the issuance of permits to carry concealed weapons. The Sheriff's policy has already been entered into evidence in this case and it has already been briefed that the Judge presiding in the present case has

1 upheld the constitutionality of the concealed carry licensing policy of the Sheriff.  
2 It is undisputed that under the Sheriff's policy Plaintiff Nichols is not eligible for a  
3 license to carry a loaded or unloaded, concealed handgun and it is undisputed that  
4 the Sheriff cannot issue to Plaintiff Nichols a license to openly carry a loaded  
5 handgun, or to openly carry any loaded or unloaded firearm. That has not changed.

6 Exhibit B purports to be a webpage which Defendant Harris says is  
7 "purportedly maintained by Paul Tanaka." Defendant Harris implies some  
8 significance to the webpage stating that Mr. Tanaka retired from the Los Angeles  
9 Sheriff's Department after 30 years of service in the Summer of 2013.

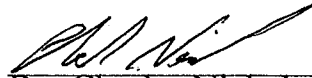
10 Whether or not Mr. Tanaka has or has not retired from the Sheriff's  
11 Department is irrelevant. His declaration as a Deputy Sheriff made under penalty  
12 of perjury is on the record both in the present case and in the concealed carry case  
13 already briefed in which the presiding judge in this case has already ruled upon.

14 Exhibit C purports to be a printout from an online blog where Plaintiff  
15 Nichols purportedly made a post around a year and a half ago saying that if  
16 successful in the present case he will then seek to overturn California's Gun Free  
17 School Zone law (California Penal Code section 626.9).

18 California Penal Code section 626.9 is not, and has never been, at issue in  
19 this present suit. Granting Plaintiff's Motion for Partial Summary Judgment will  
20 have no effect on the ability of Defendant Harris to enforce that law.

21  
22 Dated: December 9, 2013

Respectfully submitted,

23  
24 

25 By: Charles Nichols  
26 PLAINTIFF in Pro Per  
27 PO Box 1302  
28 Redondo Beach, CA 90278  
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CERTIFICATE OF SERVICE

On this, the 8th day of November, 2013, I caused to be served a copy of the foregoing **PLAINTIFF CHARLES NICHOLS' OBJECTION TO DECLARATION OF JONATHAN M. EISENBERG REGARDING STATEMENT OF GENUINE DISPUTES [Dkt # 140-2]** by US Mail on:

Jonathan Michael Eisenberg  
Office of the California Attorney General  
Government Law Section  
300 South Spring Street, Suite 1702  
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213-897-6505  
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jonathan.eisenberg@doj.ca.gov  
LEAD ATTORNEY / ATTORNEY TO BE NOTICED representing Kamala D Harris  
(Defendant).

Executed this the 9th day of December, 2013 by:

A handwritten signature in black ink, appearing to read "Charles Nichols", written over a horizontal line.

Charles Nichols