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IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

CHARLES NICHOLS,

Plaintiff,

v.

**EDMUND G. BROWN, Jr., in his
official capacity as Governor of
California, KAMALA D. HARRIS,
Attorney General, in her official
capacity as Attorney General of
California, CITY OF REDONDO
BEACH, CITY OF REDONDO
BEACH POLICE DEPARTMENT,
CITY OF REDONDO BEACH
POLICE CHIEF JOSEPH
LEONARDI and DOES 1 to 10,**

Defendants.

CV-11-09916 SJO (SS)

**NOTICE OF ERRATA IN
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
MOTION TO DISMISS ACTION
UNDER FED. R. CIV. P. 12(B)(1)**

Date:	March 6, 2012
Time:	10:00 a.m.
Ctrm.:	23 – 3 rd Flr.
Judge:	Hon. Suzanne H. Segal
Trial Date:	Not Yet Set
Action Filed:	Nov. 30, 2011

PLEASE TAKE NOTICE that there was an error in the January 30, 2012 document titled “Memorandum of Points and Authorities in Support of Motion to Dismiss Action Under Fed. R. Civ. P. 12(b)(1)” (the “Attorney General’s Brief”), filed herein on behalf of Defendant Kamala D. Harris, Attorney General of the State

1 of California.

2 The error appears in the following passage from the Attorney General's
3 Brief:

4 Nichols also alleges that he is unable to apply for a permit to carry a
5 *concealed* firearm in a public place, because such permits supposedly are
6 available (and can be lawfully used) in only those counties with
7 populations of under 200,000 people. (Compl., ¶ 13; Cal. Pen. Code, §
8 26150(b)(2).) Nichols provides no explanation why he has not applied for
9 such a permit, an option that is available in all California counties. (Cal.
10 Pen. Code, § 26150(a), (b)(1).) Nichols disavows any attack on the
11 restrictions on the carrying of concealed firearms. (Compl., ¶ 37.)
12 (Attorney General's Brief at 4:20-4:27.)

13 Instead, the above-mentioned passage should read as follows (with changes
14 indicated by underscoring):

15 Nichols also alleges that he is unable to apply for a permit to carry openly
16 a firearm in a public place, because such permits supposedly are available
17 (and can be lawfully used) in only those counties with populations of
18 under 200,000 people. (Compl., ¶ 13; Cal. Pen. Code, § 26150(b)(2).)
19 Nichols does not mention and provides no explanation why he has not
20 applied for a concealed weapon permit, an option that is available in all
21 California counties. (Cal. Pen. Code, § 26150(a), (b)(1).) Nichols
22 disavows any attack on the restrictions on the carrying of concealed
23 firearms. (Compl., ¶ 37.)

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1 The undersigned counsel apologizes to the Court and to the parties and their
2 attorneys for any inconvenience caused by this error.

3 Dated: February 1, 2012

Respectfully submitted,

4 KAMALA D. HARRIS
5 Attorney General of California
6 PETER K. SOUTHWORTH
Supervising Deputy Attorney General

7 /s/ Jonathan M. Eisenberg
8 JONATHAN M. EISENBERG
9 Deputy Attorney General
Attorneys for Defendant California
Attorney General Kamala D. Harris

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **Nichols v. Brown**
No.: **11-cv-09916-SJO-SS**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On February 1, 2012, I served the attached **NOTICE OF ERRATA IN MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO DISMISS ACTION UNDER FED. R. CIV. P. 12(B)(1)** by placing a true copy thereof enclosed in a sealed envelope in the internal mail collection system at the Office of the Attorney General at 300 South Spring Street, Suite 1702, Los Angeles, CA 90013, addressed as follows:

Michael W. Webb
City Prosecutor
Redondo Beach City Attorney's Office
401 Diamond Street
Redondo Beach, CA 90277

Charles Nichols
P.O. Box 1302
Redondo Beach, CA 90278

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on February 1, 2012, at Los Angeles, California.

R. Velasco
Declarant

/s/ R. Velasco
Signature