

PLAINTIFF/PETITIONER: Edward W. Hunt, et al.	CASE NUMBER:
DEFENDANT/RESPONDENT: State of California, et al.	01CECG03182

4. b. Provide a brief statement of the case, including any damages. *(If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.)*

Plaintiffs challenge enforcement of, and/or demand regulatory clarification of, the following provisions:

1. definition of "flash suppressor" (Pen. Code, § 12276.1(a)(1); Cal. Code Regs., tit. 11, § 978.20(b));
2. "permanently altered" exception to large-capacity magazine definition (Pen. Code, §§ 12020(c)(25)(A), 12276.1(d)(2));
3. definition of "detachable magazine" (Pen. Code, § 12276.1(a)(1); Cal. Code Regs., tit. 11, § 978.20(a); and
4. application of "large-capacity magazine" definition to lever-action rifles (Pen. Code, § 12020(a)(2)).

(If more space is needed, check this box and attach a page designated as Attachment 4b.)

5. **Jury or nonjury trial**

The party or parties request a jury trial a nonjury trial *(if more than one party, provide the name of each party requesting a jury trial):*

6. **Trial date**

- a. The trial has been set for *(date)*:
- b. No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint *(if not, explain)*: Case was designated as complex based on the complexity of the issues, extensive law & motion anticipated, and extensive discovery anticipated; amendment of pleadings.
- c. Dates on which parties or attorneys will not be available for trial *(specify dates and explain reasons for unavailability)*:
July 17-21, 2006 (family vacation);
August 21-25, 2006 (family vacation).

7. **Estimated length of trial**

The party or parties estimate that the trial will take *(check one)*:

- a. days *(specify number)*: 10 days est., but depends on results of cross-motions for summary judgment.
- b. hours (short causes) *(specify)*:

8. **Trial representation *(to be answered for each party)***

The party or parties will be represented at trial by the attorney or party listed in the caption by the following:

- a. Attorney:
- b. Firm:
- c. Address:
- d. Telephone number:
- e. Fax number:
- f. E-mail address:
- g. Party represented:

Additional representation is described in Attachment 8.

9. **Preference**

This case is entitled to preference *(specify code section)*:

10. **Alternative Dispute Resolution (ADR)**

- a. Counsel has has not provided the ADR information package identified in rule 201.9 to the client and has reviewed ADR options with the client.
- b. All parties have agreed to a form of ADR. ADR will be completed by *(date)*:
- c. The case has gone to an ADR process *(indicate status)*:

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10. d. The party or parties are willing to participate in (check all that apply):
- (1) Mediation
 - (2) Nonbinding judicial arbitration under Code of Civil Procedure section 1141.12 (discovery to close 15 days before arbitration under Cal. Rules of Court, rule 1612)
 - (3) Nonbinding judicial arbitration under Code of Civil Procedure section 1141.12 (discovery to remain open until 30 days before trial; order required under Cal. Rules of Court, rule 1612)
 - (4) Binding judicial arbitration
 - (5) Binding private arbitration
 - (6) Neutral case evaluation
 - (7) Other (specify):
- e. This matter is subject to mandatory judicial arbitration because the amount in controversy does not exceed the statutory limit.
- f. Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.
- g. This case is exempt from judicial arbitration under rule 1601(b) of the California Rules of Court (specify exemption):
Plaintiffs seek equitable relief. (Cal. Rules of Court, rule 1601(b)(1).)

11. Settlement conference

The party or parties are willing to participate in an early settlement conference (specify when):

12. Insurance

- a. Insurance carrier, if any, for party filing this statement (name):
- b. Reservation of rights: Yes No
- c. Coverage issues will significantly affect resolution of this case (explain):

13. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case, and describe the status.

Bankruptcy Other (specify):
Status:

14. Related cases, consolidation, and coordination

- a. There are companion, underlying, or related cases.
 - (1) Name of case:
 - (2) Name of court:
 - (3) Case number:
 - (4) Status:
- Additional cases are described in Attachment 14a.
- b. A motion to consolidate coordinate will be filed by (name party):

15. Bifurcation

The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (specify moving party, type of motion, and reasons):

16. Other motions

The party or parties expect to file the following motions before trial (specify moving party, type of motion, and issues):
Cross-motions for summary judgment.

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17. **Discovery**

- a. The party or parties have completed all discovery.
 b. The following discovery will be completed by the date specified (*describe all anticipated discovery*):

Party	Description	Date
Defendants	Interrogatories	May 2006
	Requests for Admissions	May 2006
	Document Requests	May 2006
	Depositions of Plaintiffs	August 2006

- c. The following discovery issues are anticipated (*specify*):
 Possible motion to compel by plaintiffs following summary judgment proceedings.

18. **Economic Litigation**

- a. This is a limited civil case (i.e., the amount demanded is \$25,000 or less) and the economic litigation procedures in Code of Civil Procedure sections 90 through 98 will apply to this case.
 b. This is a limited civil case and a motion to withdraw the case from the economic litigation procedures or for additional discovery will be filed (*if checked, explain specifically why economic litigation procedures relating to discovery or trial should not apply to this case*):

19. **Other issues**

- The party or parties request that the following additional matters be considered or determined at the case management conference (*specify*):

20. **Meet and confer**

- a. The party or parties have met and conferred with all parties on all subjects required by rule 212 of the California Rules of Court (*if not, explain*):
 b. After meeting and conferring as required by rule 212 of the California Rules of Court, the parties agree on the following (*specify*): Trial date late fall 2006. (Defendants agree to extend the dismissal deadline (Code Civ. Proc., § 583.310) by six months to 3/07.)

21. **Case management orders**

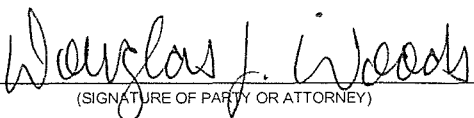
Previous case management orders in this case are (*check one*): none attached as Attachment 21.

22. Total number of pages attached (*if any*): _____

I am completely familiar with this case and will be fully prepared to discuss the status of discovery and ADR, as well as other issues raised by this statement, and will possess the authority to enter into stipulations on these issues at the time of the case management conference, including the written authority of the party where required.

Date: February 1, 2006

Douglas J. Woods _____
 (TYPE OR PRINT NAME)

▶ 
 (SIGNATURE OF PARTY OR ATTORNEY)

 (TYPE OR PRINT NAME)

▶ _____
 (SIGNATURE OF PARTY OR ATTORNEY)

Additional signatures are attached

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **Hunt, et al. v. State of California, et al.**

Case No.: **01CECG03182**

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 and 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 that same day in the ordinary course of business.

On February 2, 2006, I served the attached **CASE MANAGEMENT STATEMENT** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 1300 I Street, Suite 125, P.O. Box 944255, Sacramento, CA 94244-2550, addressed as follows:

Don B. Kates, Esq.
BENENSON & KATES
22608 North East 269th Avenue
Battleground, WA 98604

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Jason A. Davis, Esq.
TRUTANICH MICHEL, LLP
180 E. Ocean Boulevard, Suite 200
Long Beach, CA 90802

Stephen P. Halbrook, Esq.
LAW OFFICES OF STEPHEN P.
HALBROOK
10560 Main Street, Suite 404
Fairfax, VA 22030

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 2, 2006, at Sacramento, California.

Peggy Winder
Declarant


Signature