

# **DECLARATION OF RICHARD TOMPKINS**

**DECLARATION OF RICHARD TOMPKINS**

I, RICHARD TOMPKINS, declare as follows:

1. I am a Detective III with the Los Angeles Police Department ("LAPD"), currently assigned as the Officer in Charge ("OIC"), Gun Unit, Gang and Narcotics Division. I have over 20 years of service with the LAPD, the last eight of which have been with the Gun Unit. In my capacity as OIC of the Gun Unit, I supervise all Gun Unit activities, which includes all investigative functions associated with firearms and firearm trafficking in the City of Los Angeles. Prior to that I worked as a gang detective for five years, where I dealt with firearms issues on a regular basis.
2. As the OIC of the Gun Unit, I have completed staff projects related to firearm issues and developed strategies to combat gun trafficking. I interface with the United States Marshalls, Federal Bureau of Investigations, and the Bureau of Alcohol Tobacco and Firearms ("ATF"). In addition, I complete projects for LAPD which may include conducting analysis of proposed legislation and coordinating with other agencies to develop appropriate legislation on firearm legislation. I have testified while representing LAPD in Sacramento when working with lawmakers and analysts in order to answer questions on behalf of LAPD and ensure appropriate legislation for LAPD is proposed.
3. Additional Gun Unit responsibilities include receiving firearms shipped to LAPD from outside agencies, inspecting all licensed firearm dealer locations in the City to ensure compliance with federal, state, and local licensing requirements, seek prosecution of individuals violating firearm laws, firearm tracing for LAPD, maintain communication with Area detectives on gun matters and investigate and seek criminal filings on gun traffickers. The Gun Unit is also responsible for regulating firearms and ammunition purchases by convicted felons and those prohibited from owning firearms such as individuals under orders of a criminal protective order, civil restraining order, or orders from the court while as a condition of bail. The Gun Unit conducts gun trafficking investigations with ATF on firearm sales between local gang members and greater organized crime circuits. We train district attorneys and attorneys from the California Attorney General's office regarding firearm-related prosecutions. The Gun Unit participates in the APPS (Armed Prohibited Persons System) task force with the California Department of Justice for prohibited persons that are not authorized to carry, own, or possess firearms or ammunition. We provide expertise on guns in court cases, and assist the 21 LAPD divisions by providing

1 expertise or handling the entire case as appropriate. The Gun Unit also maintains special files on machine  
2 gun permits, destructive device permits, and federal aviation administration regulations, requirements, and  
3 procedures regarding the carrying of firearms on commercial aircraft flights.

4 4. I have personal knowledge of all the facts set forth herein and if called upon to testify, I  
5 could and would do so competently. As to those matters of which I am informed and believe, I believe  
6 them to be true and accurate.

7 5. The City of Los Angeles will be conducting an Anonymous Gun Buyback Program  
8 ("Program") on May 12, 2012 at six (6) locations across the City of Los Angeles. This is the fourth year  
9 in a row that the City has conducted the Program, which always takes place on the Saturday before  
10 Mother's Day. The Gun Buyback Program is conducted pursuant to Penal Code Section 27850. I am  
11 informed and believe that gun buyback programs occur in various cities and counties throughout the  
12 United States.

13 6. The public is made aware of the locations where the Program is being held through  
14 various forms of media, including flyers and radio and television ads, in English and Spanish. A true  
15 and correct copy of the flyer for this year's Program is attached hereto as Exhibit 1. As clearly stated on  
16 the flyer and in the ads, those who wish to participate in the Program ("Participants") are instructed to  
17 transport their firearm(s) unloaded in the trunk of their vehicle to any of the six locations. Program site  
18 operations are conducted by LAPD and staff from the Mayor's Office, including representatives of Gang  
19 Reduction and Youth Development. Authorized media and public officials are also allowed to be  
20 present.

21 7. Upon arriving at a Program location, the Participant and any other occupants of the  
22 Participant's vehicle are told to remain inside the vehicle while an LAPD officer retrieves the firearm(s)  
23 from the trunk and secures them. In exchange for the voluntary surrender of the firearm(s), the driver  
24 will be issued one or more gift cards (Ralph's supermarket or Visa). Participation in the Program is  
25 strictly anonymous.

26 8. Due to the presence of firearms, security and public safety at Program locations are of  
27 paramount importance. The Program occurs in parking lots of private and/or City-owned properties. At  
28 all locations, the portion of the parking lot designated for the Program is clearly marked by use of  
yellow tape, cones, police vehicles, and uniformed police officers. The only members of the public who

1 are allowed into the secured area are those participating in the Program by bringing firearms they are  
2 willing to voluntarily surrender. The City has agreed to indemnify each of the five non-City property  
3 owners involved in this year's Program and hold them harmless from liability that could arise due to use  
4 of their property. (True and correct copies of correspondence memorializing these agreements are  
5 attached hereto as Exhibits 2 through 6.) This potential liability is another reason LAPD wants to ensure  
6 that no personal injuries or property damage occur at Program events.

7 9. The only way LAPD can ensure the safety of the event for the participants in the  
8 Program, personnel staffing the Program, and the surrounding community is by minimizing the number  
9 of people in the secured area and ensuring they are authorized to be there. Other safety-related protocols  
10 must be followed to ensure public safety. The Bomb Squad is notified of the locations and is on stand-  
11 by to respond in case destructive devices (explosives) are discovered during the recovery of firearms.  
12 Destructive devices have been brought to Program locations in the past and have had to be rendered  
13 safe. Also, because the event is so highly-publicized, the public is aware that there will be hundreds of  
14 firearms and ammunition at program locations, which may attract a criminal element. The object of the  
15 Program is to allow people to get rid of unwanted guns to prevent future crimes. LAPD wants to avoid  
16 tragic outcomes at Program locations due to lack of security and adequate safety measures.

17 10. In the past, LAPD has monitored and patrolled the vehicles waiting in line to ensure that  
18 all firearms remain locked and secured in the trunks until they are safely and lawfully removed by an  
19 officer within the secured Program area. This practice will be continued during this year's Program to  
20 ensure public safety.

21 11. Members of the public are allowed to express themselves freely on the sidewalk  
22 immediately adjacent to Program locations, provided they are in compliance with all applicable  
23 state and local laws. People can verbally express themselves, display signs, and hand out written  
24 literature, as long as they do not impede traffic or otherwise violate the law. For instance, I was present  
25 at a Program event which took place in Mission Division in May 2011. During that event, I met with  
26 several members of the public who appeared, based on their literature and/or clothing, to be connected  
27 with Sons of Liberty and Fort Courage gun store. These individuals, who were present throughout the  
28 event, handed out literature and spoke with people who were waiting to enter the Program location. I  
introduced myself and explained the Program procedures. I told them they could talk to Participants and

1 hand out cards, but could not enter the secured area. I also advised these individuals that, for safety  
2 reasons, people could not open their trunks and display firearms in public and, even if they were  
3 licensed gun dealers, they were not allowed to conduct transactions in public.

4 12. I spoke with Mr. Bruce Boyer telephonically on May 3, 2012 after receiving a message to  
5 call him. During that conversation, we discussed various topics, including Gun Buyback policies and  
6 procedures. I explained the Program's mission and objectives to Mr. Boyer, and told him that if he were  
7 to enter the secured area at any Program location, he could be arrested. I advised him it is LAPD's job to  
8 safeguard the lives and property of the public during the administration of Program and we take that  
9 responsibility very seriously. The Program areas are cordoned off for the safety of the public and if  
10 unauthorized individuals enter these areas, they are subject to arrest.

11  
12 I swear under penalty of perjury under the laws of the United States of America that the  
13 foregoing is true and correct.

14 Executed this 10<sup>th</sup> day of May, 2012 at Los Angeles, California.

15  
16  
17   
18 RICHARD TOMPKINS, Declarant

# EXHIBIT 1



# CITY OF LOS ANGELES ANONYMOUS GUN BUYBACK

**TURN IN YOUR GUNS  
TO RECEIVE A VISA OR RALPH'S GIFT CARD!**

UP TO (While supplies last)

UP TO

**\$100 | \$200**

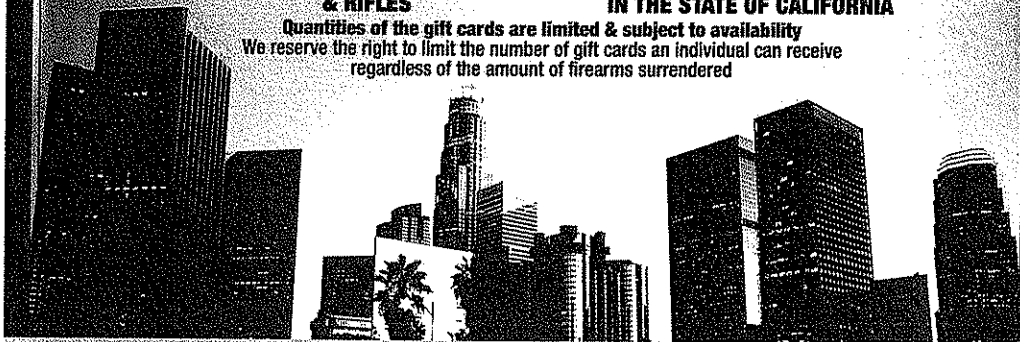
**GIFT CARD**

**GIFT CARD**

**FOR HANDGUNS, SHOTGUNS  
& RIFLES**

**FOR ASSAULT WEAPONS AS CLASSIFIED  
IN THE STATE OF CALIFORNIA**

Quantities of the gift cards are limited & subject to availability  
We reserve the right to limit the number of gift cards an individual can receive  
regardless of the amount of firearms surrendered



**PLEASE TRANSPORT YOUR FIREARMS UNLOADED AND IN THE TRUNK OF YOUR VEHICLE**

**SATURDAY MAY 12, 2012 9:00A.M. TO 3:00P.M.**  
**6 LOCATIONS ACROSS  
THE CITY OF LOS ANGELES**

## 2012 ANONYMOUS GUN BUYBACK LOCATIONS

### CENTRAL LOS ANGELES

**NORTHEAST AREA**  
LAFD Fire Academy  
Frank Hotchkiss Training Academy  
1700 Stadium Way / Los Angeles, CA 90012

### MID CITY

**OLYMPIC AREA**  
Korean Evangelical Zion Church  
2149 West Washington Blvd  
Los Angeles, CA 90018

### VALLEY

**MISSION AREA**  
Facey Medical Center Parking Lot  
11165 Sepulveda Boulevard  
Mission Hills, CA 91345

### SOUTH LOS ANGELES

**HARBOR AREA**  
Park & Ride Parking Lot  
1300 West Pacific Coast Highway  
Wilmington, CA 90744

**77th AREA**  
Bethel African Methodist Episcopal Church  
7900 South Western Avenue  
Los Angeles, CA 90047

**SOUTHEAST AREA**  
Grant African Methodist Episcopal Church  
10435 South Central Avenue  
Los Angeles, CA 90002

\*PLEASE DO NOT CONTACT THE INDIVIDUAL  
SITES FOR INFORMATION ON THE GUN BUYBACK

**For More Information Contact:  
1-877 LAPD 247**

**BROUGHT  
TO YOU BY:**



AMMP Inc., Home Family Services, Angels Rising, Santa Anita Youth & Family Center, Brotherhood Crusade, Children's Hospital Los Angeles, Communities in Schools, Community Bank, El Centro del Pueblo, Gang Survival Foundation, Harbor City-Sycamore, Harbor Foundation, KUSH Inc., People's Community Services, Project City Life Church, Sea Gal Coast Fire Commission, Seaside Treatment Center, S.F. 1311 E. Tolman, Neighborhood Center, Watts Labor Community Action Center, Violence Prevention Coalition & Women Against Gun Violence.

City of Los Angeles

# PROGRAMA DE RECOMPRA ANÓNIMA DE ARMAS DE LA CIUDAD DE LOS ANGELES

## ENTREGUE SUS ARMAS

RECIBA UNA TARJETA DE REGALO PARA RALPH'S O TARJETA DE VISA PREPAGADA

HASTA (MIENTRAS CANTIDADES ESTEN DISPONIBLES) HASTA

# \$100 | \$200

**TARJETA DE REGALO**  
POR PISTOLAS, RIFLES Y ESCOPETAS

**TARJETA DE REGALO**  
POR ARMAS PROHIBIDAS ESTILO MILITAR, CLASIFICADAS EN EL CÓDIGO PENAL DE CALIFORNIA

Reservamos el derecho de limitar el número de tarjetas de regalo que un individuo puede recibir a pesar de la cantidad de armas que entregue



**POR FAVOR TRANSPORTE SUS ARMAS DESCARGADAS EN LA CAJUELA DE SU AUTOMÓVIL**

**SABADO 12 DE MAYO DEL 2012 9:00A.M. - 3:00P.M.**

**6 LOCALIDADES A TRAVÉS DE LA CIUDAD DE LOS ANGELES**

LOCALIDADES DEL PROGRAMA DE RECOMPRA DE ARMAS 2012		
<p><b>CENTRO DE LOS ANGELES</b></p> <p><b>NORTHEAST AREA</b> LAFD Fire Academy Frank Hotchkiss Training Academy 1700 Stadium Way / Los Angeles, CA 90012</p>	<p><b>MID CITY</b></p> <p><b>OLYMPIC AREA</b> Korean Evangelical Zion Church 2149 West Washington Blvd Los Angeles, CA 90018</p>	<p><b>VALLE DE LOS ANGELES</b></p> <p><b>MISSION AREA</b> Facey Medical Center Parking Lot 11166 Sepulveda Boulevard Mission Hills, CA 91345</p>
<p><b>SUR DE LOS ANGELES</b></p>		
<p><b>HARBOR AREA</b> Park &amp; Ride Parking Lot 1300 West Pacific Coast Highway Wilmington, CA 90744</p>	<p><b>77th AREA</b> Bethel African Methodist Episcopal Church 7900 South Western Avenue Los Angeles, CA 90047</p>	<p><b>SOUTHEAST AREA</b> Grant African Methodist Episcopal Church 10435 South Central Avenue Los Angeles, CA 90002</p>

**\*POR FAVOR NO CONTACTE LAS LOCALIDADES INDIVIDUALES DEL PROGRAMA DE RECOMPRA DE ARMAS.**

**Para mas informacion llame al:**  
**1-877 LAPD 247**

**TRAIDO A USTED POR:**



ADDAP Inc., Alma Family Services, Azules Rising, Barrio Action Youth & Family Center, Bethlehem Grapado, Children's Hospital Los Angeles, Communities in Schools, Community by Five, El Centro del Pueblo, Gering Beyond Boundaries, Harmony Dynamics, Ralph Foundation BUSH Inc., People's Coordinating Services, Project City No More, Sin Cal Cases Fire Committee, Solidified Endowment Action Inc., S.I.E.V.I.E., Taborman Neighborhood Center, Watts Labor Community Action Center, Violence Prevention Coalition & Women Against Gun Violence.



# **EXHIBIT 2**

MIGUEL A. SANTANA  
CITY ADMINISTRATIVE OFFICER

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

ASSISTANT  
CITY ADMINISTRATIVE OFFICERS

RAYMOND P. CIRANNA  
PATRICIA J. HUBER

April 19, 2012

Bethel AME Church  
Attn: Yvonne Jackson  
7900 S. Western Ave.  
Los Angeles, CA 90047

Re: **USE OF BETHEL AME CHURCH PARKING LOT LOCATED AT 7900 SOUTH WESTERN AVENUE, LOS ANGELES FOR THE CITY OF LOS ANGELES ANONYMOUS GUN BUY BACK PROGRAM ON MAY 12, 2012**

Dear Ms. Jackson:

This is to certify that the City of Los Angeles self-administers, defends, settles and pays third-party claims for bodily injury, personal injury, death and/or property damage. Protection under this program is warranted to meet or exceed \$1 million, combined single limit, per occurrence.

Additionally, the City is permissively self-insured for Workers' Compensation under California law.

In lieu of commercial insurance, the City agrees to indemnify and hold harmless **BETHEL AME CHURCH**; its directors, other principals, officers and employees from loss or liability which may arise from the acts or omissions of the City, its officers, agencies, employees, and invitees during the City's use of your property.

This agreement, however, is conditioned upon the indemnified parties giving the City reasonable notice of any such claim and an opportunity to provide or participate in the defense thereof. It further excludes claims arising from the tortious conduct of the indemnified parties. This letter is in lieu of any other indemnity agreement.

If you need any further information regarding this risk retention program, please contact the Risk Management staff at (213) 978-RISK (7475) located at City Hall East, 200 N. Main St., Room 1240, Los Angeles, CA 90012.

Very truly yours,

Curtis L. Kelley  
Risk Manager

CLK:ja:14120086

cc: Detective Brown, LAPD, m/s 400

**AN EQUAL EMPLOYMENT OPPORTUNITY - AFFIRMATIVE ACTION EMPLOYER**  
1500 CITY HALL EAST, LOS ANGELES, CALIF. 90012-4190 TEL. (213) 473-7534

Recyclable and made from recycled waste.

# EXHIBIT 3

MIGUEL A. SANTANA  
CITY ADMINISTRATIVE OFFICER

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

ASSISTANT  
CITY ADMINISTRATIVE OFFICERS

RAYMOND P. CIRANNA  
PATRICIA J. HUBER

April 19, 2012

Grant AME Church  
Attn: Cheryl Baylark  
10435 South Central Ave.  
Los Angeles, CA 90002

Re: **USE OF GRANT AME CHURCH PARKING LOT LOCATED AT 10435 SOUTH CENTRAL AVENUE, LOS ANGELES FOR THE CITY OF LOS ANGELES ANONYMOUS GUN BUY BACK PROGRAM ON MAY 12, 2012**

Dear Ms. Baylark:

This is to certify that the City of Los Angeles self-administers, defends, settles and pays third-party claims for bodily injury, personal injury, death and/or property damage. Protection under this program is warranted to meet or exceed \$1 million, combined single limit, per occurrence.

Additionally, the City is permissively self-insured for Workers' Compensation under California law.

In lieu of commercial insurance, the City agrees to indemnify and hold harmless **GRANT AME CHURCH**; its directors, other principals, officers and employees from loss or liability which may arise from the acts or omissions of the City, its officers, agencies, employees, and invitees during the City's use of your property.

This agreement, however, is conditioned upon the indemnified parties giving the City reasonable notice of any such claim and an opportunity to provide or participate in the defense thereof. It further excludes claims arising from the tortious conduct of the indemnified parties. This letter is in lieu of any other indemnity agreement.

If you need any further information regarding this risk retention program, please contact the Risk Management staff at (213) 978-RISK (7475) located at City Hall East, 200 N. Main St., Room 1240, Los Angeles, CA 90012.

Very truly yours,

A handwritten signature in cursive script that reads "Curtis L. Kelley".

Curtis L. Kelley  
Risk Manager

CLK:ja:14120087

cc: Detective Brown, LAPD, m/s 400

**AN EQUAL EMPLOYMENT OPPORTUNITY - AFFIRMATIVE ACTION EMPLOYER**  
1500 CITY HALL EAST, LOS ANGELES, CALIF. 90012-4190 TEL. (213) 473-7534

Recyclable and made from recycled waste. A small graphic of a recycling symbol, consisting of three chasing arrows forming a triangle.

# EXHIBIT 4



MIGUEL A. SANTANA

CITY ADMINISTRATIVE OFFICER

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

ASSISTANT  
CITY ADMINISTRATIVE OFFICERS

RAYMOND P. CIRANNA  
PATRICIA J. HUBER

April 19, 2012

Facey Medical Foundation  
Attn: David Buell  
15230 San Fernando Mission Blvd. Suite #B108  
Mission Hills, CA 91345

Re: **USE OF FACEY MEDICAL GROUP PARKING LOT LOCATED AT  
11165 SEPULVEDA BOULEVARD, MISSION HILLS FOR THE CITY OF LOS  
ANGELES ANONYMOUS GUN BUY BACK PROGRAM ON MAY 12, 2012**

Dear Mr. Buell:

This is to certify that the City of Los Angeles self-administers, defends, settles and pays third-party claims for bodily injury, personal injury, death and/or property damage. Protection under this program is warranted to meet or exceed \$1 million, combined single limit, per occurrence.

Additionally, the City is permissively self-insured for Workers' Compensation under California law.

In lieu of commercial insurance, the City agrees to indemnify and hold harmless **FACEY MEDICAL FOUNDATION**; its directors, other principals, officers and employees from loss or liability which may arise from the acts or omissions of the City, its officers, agencies, employees, and invitees during the City's use of your property.

This agreement, however, is conditioned upon the indemnified parties giving the City reasonable notice of any such claim and an opportunity to provide or participate in the defense thereof. It further excludes claims arising from the tortious conduct of the indemnified parties. This letter is in lieu of any other indemnity agreement.

If you need any further information regarding this risk retention program, please contact the Risk Management staff at (213) 978-RISK (7475) located at City Hall East, 200 N. Main St., Room 1240, Los Angeles, CA 90012.

Very truly yours,

Curtis L. Kelley  
Risk Manager

CLK/ja:14120088

cc: Detective Brown, LAPD, m/s 400

# **EXHIBIT 5**

MIGUEL A. SANTANA  
CITY ADMINISTRATIVE OFFICER

CITY OF LOS ANGELES  
CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

ASSISTANT  
CITY ADMINISTRATIVE OFFICERS  
RAYMOND P. CIRANNA  
PATRICIA J. HUBER

April 19, 2012

Korean Evangelical Zion Church  
Attn: Nathan Choi  
2149 W. Washington Blvd.  
Los Angeles, CA 90018

Re: **USE OF KOREAN EVANGELICAL ZION CHURCH PARKING LOT LOCATED  
AT 2149 WEST WASHINGTON BOULEVARD, LOS ANGELES FOR THE CITY  
OF LOS ANGELES ANONYMOUS GUN BUY BACK PROGRAM ON  
MAY 12, 2012**

Dear Mr. Choi:

This is to certify that the City of Los Angeles self-administers, defends, settles and pays third-party claims for bodily injury, personal injury, death and/or property damage. Protection under this program is warranted to meet or exceed \$1 million, combined single limit, per occurrence.

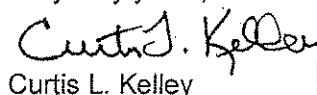
Additionally, the City is permissively self-insured for Workers' Compensation under California law.

In lieu of commercial insurance, the City agrees to indemnify and hold harmless **KOREAN EVANGELICAL ZION CHURCH**; its directors, other principals, officers and employees from loss or liability which may arise from the acts or omissions of the City, its officers, agencies, employees, and invitees during the City's use of your property.

This agreement, however, is conditioned upon the indemnified parties giving the City reasonable notice of any such claim and an opportunity to provide or participate in the defense thereof. It further excludes claims arising from the tortious conduct of the indemnified parties. This letter is in lieu of any other indemnity agreement.

If you need any further information regarding this risk retention program, please contact the Risk Management staff at (213) 978-RISK (7475) located at City Hall East, 200 N. Main St., Room 1240, Los Angeles, CA 90012.

Very truly yours,

  
Curtis L. Kelley  
Risk Manager

CLK/ja:14120089

cc: Detective Brown, LAPD, m/s 400

AN EQUAL EMPLOYMENT OPPORTUNITY - AFFIRMATIVE ACTION EMPLOYER  
1500 CITY HALL EAST, LOS ANGELES, CALIF. 90012-4190 TEL. (213) 473-7534

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# **EXHIBIT 6**

MIGUEL A. SANTANA  
CITY ADMINISTRATIVE OFFICER

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

ASSISTANT  
CITY ADMINISTRATIVE OFFICERS

RAYMOND P. CIRANNA  
PATRICIA J. HUBER

April 19, 2012

CALTRANS Park/Ride  
Attn: Christine Song  
100 S. Main St. #100  
Los Angeles, CA 90012

Re: **USE OF PARK AND RIDE PARKING LOT LOCATED AT 1345 PACIFIC  
COAST HIGHWAY FOR THE CITY OF LOS ANGELES ANONYMOUS GUN  
BUY BACK PROGRAM ON MAY 12, 2012**

Dear Ms. Song:

This is to certify that the City of Los Angeles self-administers, defends, settles and pays third-party claims for bodily injury, personal injury, death and/or property damage. Protection under this program is warranted to meet or exceed \$1 million, combined single limit, per occurrence.

Additionally, the City is permissively self-insured for Workers' Compensation under California law.

In lieu of commercial insurance, the City agrees to indemnify and hold harmless **CALTRANS PARK/RIDE**; its officers, agencies and employees from loss or liability which may arise from the acts or omissions of the City, its officers, agencies, employees, and invitees during the City's use of your property.

This agreement, however, is conditioned upon the indemnified parties giving the City reasonable notice of any such claim and an opportunity to provide or participate in the defense thereof. It further excludes claims arising from the tortious conduct of the indemnified parties. This letter is in lieu of any other indemnity agreement.

If you need any further information regarding this risk retention program, please contact the Risk Management staff at (213) 978-RISK (7475) located at City Hall East, 200 N. Main St., Room 1240, Los Angeles, CA 90012.

Very truly yours,

A handwritten signature in black ink, appearing to read "Curtis L. Kelley".

Curtis L. Kelley  
Risk Manager

CLK:ja:14120090

cc: Detective Brown, LAPD, m/s 400