

ALAN BECK (HI Bar No. 9145)  
Attorney at Law  
2692 Harcourt Drive  
San Diego, California 92123  
Telephone: (619) 905-9105  
Email: [alan.alexander.beck@gmail.com](mailto:alan.alexander.beck@gmail.com)

STEPHEN D. STAMBOULIEH  
STAMBOULIEH LAW, PLLC  
P.O. Box 4008  
Madison, MS 39130  
Telephone: (601) 852-3440  
Email: [stephen@sdslaw.us](mailto:stephen@sdslaw.us)

**UNITED STATES COURT OF APPEALS  
NINTH CIRCUIT**

GEORGE K. YOUNG JR,	)	
	)	
Plaintiff,	)	No. 12-17808
vs.	)	
	)	CASE No. 1200336 HG BMK
STATE OF HAWAII ET. AL.	)	
	)	NOTICE OF SUPPLEMENTAL
Defendants.	)	AUTHORITY

---

Notice of Supplemental Authority

Dear Ms. Dwyer,

We write the Court to inform it of the publication of Hamill, M.E., Hernandez, M.C., Bailey, K.R. et al. State level firearm concealed-carry legislation and rates of homicide and other violent crime. J Am Coll Surg. 2018 Sep 27 (attached). This study investigates whether liberalization of state level concealed

carry legislation was associated with a change in the rates of homicide and other violent crime.

The study set the rate of violent crime as the study's dependent variable. The study then plugged in a variety of independent values such as introduction of "shall issue" legislation in order to determine whether permissive carry laws impact violent crime rates. Independent variables are put in an equation to measure the effect that they have (or whether they have a relationship) on the dependent variable. Here, the independent variables were measured for violent crime to produce an event rate. An event rate is a measure of how often a particular statistical event occurs within a dependent value.

A regression model was then used to measure the effect of each independent variable on violent crime. Time periods were considered using national and public data relative to the topic aggregated from 1986-2015. Crime, poverty and health statistics along with other associated variables were considered to obtain the overall outcome. The study found that there is no association with legal concealed carry and violence/homicide at any level regardless of the income of the population.

This refutes the study relied upon by the State and their amici. As noted by commentators, their study uses a method highly sensitive to misleading results,

manipulation and relies on cherry-picked sources<sup>1</sup>. The panel correctly found that the State failed to burden to produce sufficient empirical data to justify its laws.

Respectfully submitted this 18<sup>th</sup> day of December, 2018

s/ Alan Beck  
Alan Beck (HI Bar No. 9145)

The body of this letter including the footnote contains 333 words.

---

<sup>1</sup> See *e.g.* The Impact of Right to Carry Laws: A Critique of the 2014 Version of Aneja, Donohue, and Zhang, <https://econjwatch.org/File+download/1049/MoodyMarvellJan2018.pdf?mimetype=pdf> (attached)

CERTIFICATE OF SERVICE

I hereby certify that on December 18th, 2018, I filed the foregoing Notice of Supplemental Authority with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

s/ Alan Beck