

Affidavit in Support of Temporary Restraining Order
And
Preliminary Injunction

Now comes L. Kenneth Hanson, III, after being duly sworn and cautioned according to law, and states as follows:

1. That he is of a legal capacity to make this affidavit and has personal knowledge of the facts recited to herein.
2. That he is the author of The Ohio Guide to Firearm Laws, and consequently receives numerous “inquiry” phone calls from citizens and their attorneys involved in firearm cases.
3. That in the past 5 months he has received at least three inquiries from citizens and/or their attorneys involved with cases in Cleveland Municipal Court, all charging the defendant with possession of an unregistered handgun. In these cases, affiant serves as a resource to support local attorneys and inform them of the legal cases impacting local firearm ordinances since the adoption of R.C. Section 9.68.
4. That he personally has been involved in one case charging a defendant with possession of an unregistered handgun.
5. That during the prosecution of said case and upon the record, the Cleveland City Prosecutor indicated that the case must be dismissed. See attached Exhibit A for a transcript of this record.
6. That subsequent to said case being dismissed, the same case, without new facts or occurrences, was re-filed, and the Cleveland City Prosecutor indicated his intent to enforce all local firearm ordinances, without regard to R.C. Section 9.68 and applicable case law. See attached Exhibit B for a transcript of this record.
7. That this affidavit is being given to establish that Cleveland intends to enforce all local ordinances without regard for the adverse ruling in Cleveland v. Ohio, Cuyahoga County Common Pleas Case No. CV-07-618492, and that the issuance of the requested Temporary Restraining Order and Preliminary Injunction is the only

thing that will preserve the legal status quo while the underlying declaratory judgment action is prosecuted.

FURTHER AFFIANT SAYETH NAUGHT

L. Kenneth Hanson III

State of Ohio

County of Delaware ss.

Sworn, acknowledged and subscribed to before me a Notary Public in and for said state by L. Kenneth Hanson III this 23rd day of February, 2009.

Notary Public, State of Ohio

Exp: _____