

Exhibit 17
to
Plaintiffs' Cross-Motion for Summary Judgment
and
Opposition to Defendants' Motion for Summary
Judgment

In The Matter Of:

*Shawn J. Tardy, et al. vs.
Martin J. O'Malley, et al.*

Chief James Johnson

Vol. 1

December 17, 2013

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1 let me reframe it.

2 How many total of these firearms are in
3 circulation in the country?

4 A Which weapons?

5 Q The dangerous and unusual semi-automatic
6 long guns that you would like to see banned.

7 MR. FADER: Object to the form. You
8 could answer, if you know.

9 A I believe five million.

10 Q Five million. What's the basis for
11 five million?

12 A Study conducted by Mayors Against
13 Illegal Guns.

14 Q And what study is that?

15 A On the time and research that particular
16 piece, they've been conducting ongoing gun violence
17 reduction work for well over five years now.

18 I do want to draw your attention, though,
19 to a Baltimore County piece of work that I just
20 conducted, that indicated that approximately 5% of
21 the weapons were taken in at our Property Evidence

1 A I am not a ballistics expert.

2 Q All right. And what is the basis for
3 your opinion on the penetration force of the banned
4 firearms in a home situation?

5 A I understand the high velocity capability
6 of many assault weapons. I've made a conscious
7 choice to select a certain type of round, 223 round,
8 for my Tactical Team use, to minimize the potential
9 that that weapon would exit the body of the
10 adversary.

11 Q And would you agree with me that there
12 are similar rifles out there, for instance, the AR10
13 with a higher caliber, a more powerful cartridge
14 load, and greater body and building penetration
15 capability?

16 A I'm not a ballistics experts, but I would
17 accept that there are likely other rounds and
18 weapons that would achieve the same velocity.

19 Q In fact, the firearms that are banned, by
20 and large, are what would be considered a medium
21 power load for long guns, correct?