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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE**
9 **COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

10 LI-RONG RADICH AND
DAVID RADICH,

11 Plaintiffs,

12 v.

13 JAMES C. DELEON GUERRERO, in his
official capacity as Commissioner of the
14 Department of Public Safety of the
Commonwealth of the Northern Mariana
15 Islands,

16 Defendant.

Civil Action No. 14-0020

EXHIBIT 2
DECLARATION OF OFFICER
ERIC DAVID IN SUPPORT OF
OPPOSITION TO MOTION FOR
SUMMARY JUDGMENT

17 I, Officer Eric David, declare as follows:

- 18 1. I make this declaration in support of Defendant's Opposition to Plaintiffs' Motion for
19 Summary Judgment. If called as a witness, I could testify to the facts as stated in this
20 Declaration.
21
- 22 2. I make this declaration on personal knowledge and information contained in the business
23 records of the Department of Public Safety that are currently housed at the Bureau of
24 Information and Technology for the Department of Public Safety.
25
- 26 3. I am the Commander for the Bureau of Information and Technology at the Department of
27 Public Safety.
28

EXHIBIT 2-000002

- 1 4. One of my responsibilities is to act as the records custodian for the Department of Public
2 Safety.
- 3 5. I, or persons under my direct supervision, prepared the accompanying Exhibit A. I hereby
4 certify that Exhibit A constitutes a record of regularly conducted business activity which
5 was made at or near the time of the occurrence of the matters set forth by, or from
6 information transmitted by, a person with knowledge of those matters; kept in the course
7 of the regularly conducted business activity; and made by the regularly conducted activity
8 as a regular practice.
- 9 6. I am the custodian of the attendance records for all the individuals that have taken the
10 Mandatory Firearm Safety Class offered by the Department of Public Safety.
- 11 7. I have reviewed the Weapon Identification Card applications filed by Li-Rong Radich
12 and David Radich and determined they were both received by the Department on or about
13 July 31, 2013.
- 14 8. I have reviewed all Department of Public Safety attendance records for the Mandatory
15 Firearm Safety Class for 2013, 2014, and 2015.
- 16 9. Based on my search of the attendance records I have determined that Li-Rong Radich and
17 David Radich did not attend the Mandatory Firearm Safety Class.
- 18 10. I am the custodian of the firearm registrations for all firearms registered by the
19 Department of Public Safety in the Commonwealth.
- 20 11. The registrations are created when the Department registers firearms.
- 21 12. Based on my search of the registration records, which begin in 1983 and end at the
22 present in 2015, I have determined that the Department of Public Safety registered 914
23 rifles, 301 shotguns, and 0 handguns.
- 24
25
26
27
28

1 I declare under penalty of perjury that the foregoing is true and correct.
2

3
4 EXECUTED ON: 02.06.15



5 Officer Eric David
6 Commander
7 Bureau of Information and Technology
8 Department of Public Safety
9 Commonwealth of the Northern Mariana Islands

10 **CERTIFICATE OF SERVICE**

11 I hereby certify that the above and foregoing was electronically filed on February 9,
12 2015, with service requested to all parties of record.

13 /s/

14 James Zarones, Bar No. T0102
15 Assistant Attorney General
16 Office of the Attorney General
17 Counsel for Department of Public Safety
18 Commonwealth of the
19 Northern Mariana Islands

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EXHIBIT A
SUMMARY OF REGISTERED
FIREARMS IN THE
COMMONWEALTH OF THE
NORTHERN MARIANA ISLANDS

17 The information contained herein was compiled by reviewing each firearm registration in
18 the possession of the Department of Public Safety. The firearm registrations totaled in this
19 document are for the years 1983 through 2015.
20

21 **LICENSED FIREARMS IN THE COMMONWEALTH 1983 - 2015**

TYPE	TOTAL REGISTERED
Rifle	914
Shotgun	301
Handgun	0

1 I declare under penalty of perjury that the foregoing is true and correct.

2
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