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

10 **LI-RONG RADICH AND**
11 **DAVID RADICH,**

12 **Plaintiffs,**

13 **v.**

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

17 **Defendant.**

Civil Action No. 14-0020

ANSWER TO COMPLAINT FOR
DECLARATORY AND
INJUNCTIVE RELIEF

18 **COMES NOW** Defendant James C. Deleon Guerrero in his official capacity as
19 Commissioner for the Department of Public Safety in the Commonwealth of the Northern
20 Mariana Islands, by undersigned counsel, hereby answers Plaintiffs' Complaint as follows:

21 **INTRODUCTION**

22
23 1. This paragraph contains characterizations of this lawsuit and conclusions of law,
24 not allegations of fact, and thus no response is required. To the extent a response is deemed
25 necessary, denied except to admit that Plaintiffs seek declaratory and injunctive relief.

26 2. Admitted.

27 3. Admitted.

1 4. Admitted.

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3 **JURISDICTION AND VENUE**

4 5. This paragraph contains conclusions of law, not allegations of fact, and thus no
5 response is required. To the extent a response is deemed necessary, denied.

6 6. This paragraph contains characterizations of this lawsuit and conclusions of law,
7 not allegations of fact, and thus no response is required.

8
9 **PLAINTIFFS**

10 7. Defendant lacks sufficient knowledge or information to form a belief as to the
11 truth of the allegations in Paragraph 7, and thus denies.

12 8. Defendant lacks sufficient knowledge or information to form a belief as to the
13 truth of the allegations in Paragraph 8, and thus denies.

14
15 **DEFENDANT**

16 9. Defendant denies that James C. Deleon Guerrero has been sued in his personal
17 capacity. Defendant admits the remaining allegations in this paragraph.

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19 **STATUTORY BACKGROUND**

20 10. Admitted.

21 11. Defendant admits that 6 CMC § 2204(a) states “[n]o person may acquire or
22 possess any firearm, dangerous device, or ammunition unless the person holds an identification
23 card issued pursuant to this article. The identification card is evidence of the holder’s eligibility
24 to possess and use or carry firearms, dangerous devices, or ammunition.”

25 12. Admitted.

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COUNT 3

23. This paragraph reincorporates prior paragraphs and thus no response is required.

24. This paragraph contains conclusions of law, not allegations of fact, and thus no response is required. To the extent a response is deemed necessary, denied.

FOR ALL COUNTS

25. This paragraph reincorporates prior paragraphs and thus no response is required.

26. Admitted.

27. Admitted.

28. Admitted.

29. Admitted.

30. Admitted.

31. This paragraph contains a request for relief and not allegations of fact, and thus no response is required.

32. This paragraph contains a request for relief and not allegations of fact, and thus no response is required.

33. This paragraph contains a request for relief and not allegations of fact, and thus no response is required.

34. This paragraph contains conclusions of law, not allegations of fact, and thus no response is required. To the extent a response is deemed necessary, denied.

35. This paragraph contains conclusions of law, not allegations of fact, and thus no response is required. To the extent a response is deemed necessary, denied.

36. This paragraph contains conclusions of law, not allegations of fact, and thus no response is required. To the extent a response is deemed necessary, denied.

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REQUEST FOR RELIEF

The remainder of the Complaint contains Plaintiff's prayer for relief, to which no response is required.

RESPECTFULLY
SUBMITTED.

OFFICE OF THE ATTORNEY GENERAL

DATED: October 15, 2014

/s/
James Zarones
Attorney for Defendant

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CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing has been electronically filed this 15th day of October 2014, with service requested to all parties of record.

OFFICE OF THE ATTORNEY GENERAL

/s/
James M. Zarones
Assistant Attorney General