

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

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 NEW YORK STATE RIFLE AND PISTOL :
 ASSOCIATION, INC., WESTCHESTER COUNTY : Civil No.: 1:13-CV-00291-WMS
 FIREARMS OWNERS ASSOCIATION, INC., :
 SPORTSMEN’S ASSOCIATION FOR FIREARMS :
 EDUCATION, INC., NEW YORK STATE AMATEUR :
 TRAPSHOOTING ASSOCIATION, INC., BEDELL :
 CUSTOM, BEIKIRCH AMMUNITION CORPORATION, :
 BLUELINE TACTICAL & POLICE SUPPLY, LLC, :
 WILLIAM NOJAY, THOMAS GALVIN, and ROGER :
 HORVATH, :

Plaintiffs,

- against -

ANDREW M. CUOMO, Governor of the State of New York, ERIC T. SCHNEIDERMAN, Attorney General of the State of New York, JOSEPH A. D’AMICO, Superintendent of the New York State Police, FRANK A. SEDITA, III, District Attorney for Erie County, and GERALD J. GILL, Chief of Police for the Town of Lancaster, New York,

Defendants.

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**NOTICE OF MOTION FOR LEAVE TO FILE PROPOSED
BRIEF OF AMICI CURIAE LAW CENTER TO PREVENT GUN VIOLENCE,
NEW YORKERS AGAINST GUN VIOLENCE, AND MOMS DEMAND ACTION
FOR GUN SENSE IN AMERICA**

PLEASE TAKE NOTICE that the LAW CENTER TO PREVENT GUN VIOLENCE, NEW YORKERS AGAINST GUN VIOLENCE, AND MOMS DEMAND ACTION FOR GUN SENSE IN AMERICA (collectively “*amici*”), through their undersigned counsel, hereby move this Court to grant an Order allowing *amici* to file a brief in opposition to plaintiffs’ motion for a preliminary injunction and in support of defendants’ cross-motion for summary judgment, pursuant to this Court’s “broad discretion to grant or deny an appearance as *amicus curiae* in a

given case.” See *Citizens Against Casino Gambling in Erie Cnty. v. Kempthorne*, 471 F. Supp. 2d 295, 311 (W.D.N.Y. 2007) *amended on reconsideration in part*, 2007 WL 1200473 (W.D.N.Y. 2007).

Amici submit herewith a copy of the proposed brief that they request leave to file. *Amici* certify that this brief was not written in whole or in part by the counsel for any party and that no person or entity other than the *amici*, their members, and/or counsel made a monetary contribution to the preparation and submission of this brief. The interests of the *amici* and reasons why this Court should choose to accept the proposed brief are set forth in the accompanying Declaration of Terrence M. Connors, Esq. Oral argument is not requested.

Dated: Buffalo, New York
June 28, 2013

Respectfully submitted,

s/Terrence M. Connors
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**Pro hac vice* application pending