

Attorney General Seeks Rehearing of Concealed Carry Permit Decision

02.28.2014

A three-judge panel of the Ninth Circuit Court of Appeals recently invalidated San Diego County's "good cause" requirement for issuance of a permit to carry a concealed firearm. Late yesterday, the California Attorney General filed papers seeking to intervene and overturn that ruling.

The Attorney General argues that if the Ninth Circuit decision takes effect, officials throughout the State could be required to issue concealed carry permits based on nothing more than an applicant's mere assertion of a desire to carry a firearm for self-defense. The San Diego County Sheriff had earlier announced his intent to not seek to overturn the decision by the three-judge panel.

If the Ninth Circuit allows the Attorney General to intervene, and agrees to rehear the case, the holding by the three-judge panel will not become final and local authorities issuing CCW permits will be able to continue to use existing "good cause" policies or regulations while the full panel of Ninth Circuit judges re-considers the case.

We will continue to keep you informed of developments in this important lawsuit. In the meantime, if you have questions or concerns about your concealed carry permit license policies, procedures or regulations, please contact Jennifer Petrussis at jpetrussis@rwglaw.com, T. Peter Pierce at ppierce@rwglaw.com, Katy Wisinski at kwisinski@rwglaw.com, or any of the members of the Firm's Police Practices Group.