

## 1.) ExParte/Extreme Risk Protection Orders:

In my opinion, based upon a great deal of research and experience, such "open-ended" orders pose an extreme risk themselves to the protections affirmed under Article 1, Section 4 of the Constitution of the State of Ohio. These "orders" also intrude upon the 1st, 2nd, 4th, 5th, 6th, 9th, and 14th Amendments to the Constitution of the United States. The very idea that such an order could be issued by a court, WITH THE DEFINITE POSSIBILITY THAT THE PERSON ACCUSED WOULD NOT BE PRESENT AT SAID HEARING, nor be able to engage competent legal counsel in such a short time, regarding an issue and petition raised by a 3rd party and quite possibly based upon unsubstantiated HERESAY, is abhorrent to Liberty. As I have read the proposed law(s), and changes to Ohio Revised Codes, it is my opinion that there is no justification for said proposed changes, as virtually all of the possible accusations put forth in such a petition can, at this time, be more than adequately addressed under existing statutes.

Additionally, having been party to court proceedings regarding the Right to Keep and Bear Arms, I have personally witnessed members of the judiciary IGNORING their sworn Oath(s), established case law, and Constitutional protections of the Right(s) in question. I have personally had the experience of witnessing such judicial prejudice at levels up to and including the Ohio Supreme Court. This proposed legislation smells of "Star Chamber"-type proceedings, and must not be tolerated. I will be happy to expound on this issue in testimony before the committee.

## 2.) Definition of an "automatic weapon":

This is in direct reference to "bump stocks". I lawfully (at this time) own such a device, and I have a letter, issued by the Federal Bureau of Alcohol, Tobacco, Firearms, and Explosives in which the bureau offered its opinion that such devices are LEGAL under current federal law(s) and regulations, as they are NOT "machine guns" or parts thereof. Unfortunately, the U. S. Congress, usurping their authority, has granted the BATFE virtually UNLIMITED POWERS, in violation of the Constitutionally required separation of the 3 branches of government. Congress, by taking such action(s), has allowed a portion of the Executive Branch to assume powers to LEGISLATE, which is not in the realm of powers of the Executive Branch as expressed by the Founders and addressed in the Constitution. By surrendering such definitive powers to a "determination" of a bureaucratic subdivision of the Federal government, the State of Ohio would be in gross violation of our system of Federalism, wherein the states, which, in point of fact, INVENTED and installed the federal government, imposed very well-defined restrictions upon the federal government through the Constitution.

Further, being as how in the entire history of "bump stocks" there has been NO SUBSTANTIATED CRIMINAL OR ILLEGAL USE OF SUCH A DEVICE, placing restrictions upon such a device would be a perfect example of UNLAWFUL PRIOR RESTRAINT, with the attendant violation

of the Constitutionally AFFIRMED RIGHTS mentioned above. Again, I will be happy to expound on this issue in testimony before the committee.

3.) "armor piercing ammunition":

This issue is most certainly and adequately addressed under current law. Additionally, there has never been a documented case of such ammunition being used to assault or attack a member of law enforcement in this nation. Such frivolous "law" or "regulation" is unnecessarily redundant, and could be interpreted in the future to apply to commonly used ammunition presently available for lawful use. I cite as an example certain proposed legislation put forth by the late U. S. Senator Ted Kennedy, which would have outlawed virtually ALL AMMUNITION capable of penetrating "body armor", which was defeated, fortunately. Such regulation would effectively destroy the Right to Keep and Bear Arms protected in both the state and federal Constitutions. Once again, I will be more than happy to expound upon this before the committee.

It is my intent to arrive quite early to the state capitol, and will provide the "witness slip" before the hearing. I hope the above will suffice as to my intentions of testimony. It is my experience that even the most well-drafted statement(s) will be open to some degree of deviation, due to the extemporaneous nature of such testimony and hearings.

Most Sincerely Yours,

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