

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

LAURENCE JOSEPH ANDERSON, SCOTT MILLER, ROBERT REINHOLD OPDYKE,  
and MICHAEL A. WHITEHOUSE,

Plaintiffs,

No. GD-19-005308

vs.

CITY OF PITTSBURGH, WILLIAM PEDUTO, in his official capacity as Mayor of the City of Pittsburgh, and PITTSBURGH CITY COUNCIL,

Defendants.

**REDACTED EXHIBITS TO  
DEFENDANTS' CROSS MOTION FOR  
SUMMARY JUDGMENT**

Filed on Behalf of Plaintiffs, Laurence Joseph Anderson, Scott Miller, Robert Reinhold Opdyke, and Michael A. Whitehouse

Counsel of Record for these Parties:

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**COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY, PENNSYLVANIA  
CIVIL ACTION – EQUITY**

LAURENCE JOSEPH ANDERSON, et  
al.,

Plaintiffs,

v.

CITY OF PITTSBURGH, et al.,

Defendants.

Case No. GD-19-005308

**REDACTED EXHIBITS TO DEFENDANTS' CROSS MOTION FOR  
SUMMARY JUDGMENT**

The attached exhibits have been redacted pursuant to Paragraph 9(d) of the parties' Confidentiality Agreement.

The undersigned avers that:

Plaintiffs have redacted certain information from the exhibits to Defendants' summary judgment brief because this information qualifies as Confidential Information under the Court's protective order and its disclosure could jeopardize Plaintiffs' personal safety.

Plaintiffs further observe that Pennsylvania law protects the confidentiality of information provided or produced as part of an application for a concealed carry permit. See 18 Pa. Cons. Stat. Ann. § 6111(i); 37 Pa. Code § 33.103.

Defendants do not object to the redaction of this information.

The redactions will not interfere with or limit in any way the Court's review of the Motions for Summary Judgment.

Respectfully submitted,

**MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, PLLC**

Date: July 23, 2019

By:



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One of the Plaintiffs' Attorneys

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# Exhibit A

**COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY, PENNSYLVANIA  
CIVIL ACTION – EQUITY**

LAURENCE JOSEPH ANDERSON, et al.,

Plaintiffs,

v.

CITY OF PITTSBURGH, et al.,

Defendants.

Case No. GD-19-005308

**PLAINTIFF LAURENCE JOSEPH ANDERSON’S OBJECTIONS AND RESPONSES  
TO DEFENDANTS’ FIRST SET OF INTERROGATORIES**

Pursuant to Pennsylvania Rule of Civil Procedure 4006, Plaintiff Laurence Joseph Anderson (“Plaintiff”) responds as follows to Defendants’ first set of interrogatories.

**GENERAL OBJECTIONS**

Plaintiff asserts and incorporates by reference the following general and categorical objections to Defendants’ interrogatories as if they were set forth in full in response to each request.

1. Plaintiff objects to the interrogatories to the extent that they seek information that is protected by the attorney-client privilege, the work-product doctrine, or any other applicable privilege, immunity, or doctrine. Plaintiff will not disclose privileged or protected information. Nothing in this response is intended to be or is a waiver of any of these protections.

2. Plaintiff objects to the interrogatories to the extent that any inference can be drawn from them that any of the requested information is relevant and admissible in evidence. The failure to object to each such inference in no way constitutes an admission that such information is relevant and admissible.

3. Plaintiff objects that the definitions of “Explain in Detail” and “Describe in Detail” are vague and unduly burdensome.

4. Plaintiff objects to the extent that the definitions and instructions purport to impose requirements beyond those required by the Pennsylvania Rules of Civil Procedure.

5. Plaintiff’s responses and objections are based upon present knowledge of, and information provided to, counsel. Plaintiff reserves the right at any time to revise, supplement, correct, or add to these responses and objections.

**SPECIFIC OBJECTIONS AND RESPONSES**

In addition to the above objections, Plaintiff asserts the specific objections provides the responses stated below.

**INTERROGATORY NO. 1:** Identify all Firearms that You own that are capable of accepting a Large Capacity Magazine; for each such Firearm, state the make and model of the Firearm.

**ANSWER:** Plaintiff objects that in requesting an exhaustive list of all Firearms Plaintiff owns that are capable of accepting so-called “Large Capacity Magazines,” this interrogatory seeks sensitive personal information that is irrelevant to the case. Dissemination of this information would jeopardize the safety of Plaintiff’s home and invade his personal privacy. For purposes of responding to this interrogatory, Plaintiff will only disclose the make and model of the handgun upon which he relies for purposes of establishing that he has standing, which is a

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**INTERROGATORY NO. 2:** State Your occupation(s) and whether it requires or in any way involves carrying a Firearm.

**ANSWER:** Armed security guard at private residential assisted living center in Pittsburgh. This occupation involves carrying a Firearm.

**INTERROGATORY NO. 3:** Identify all Firearm Magazines that You own and the maximum number of rounds of ammunition each Firearm Magazine is capable of holding at one time.

**ANSWER:** Plaintiff objects that in seeking an exhaustive list of all Firearm Magazines Plaintiff owns, this interrogatory seeks sensitive personal information that is irrelevant to the case. Public dissemination of this information would jeopardize the safety of Plaintiff's home and invade his personal privacy. For purposes of responding to this interrogatory, Plaintiff will only disclose information about magazines he owns that fit into the handgun referenced in his response to Interrogatory 1. Plaintiff owns [REDACTED]

[REDACTED]

**INTERROGATORY NO. 4:** State whether You intend in the future to Openly Carry a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances under which You intend to do so.

**ANSWER:** Plaintiff routinely carries the handgun referenced in the answer to Interrogatory 1 when traveling to work, and he typically wears an unzipped jacket that does not fully conceal his handgun while traveling to work. When he travels to and from work through Public Places in Pittsburgh, Plaintiff's handgun is loaded with a so-called "Large Capacity

Magazine.” While at work, Plaintiff removes his jacket so that his loaded handgun is fully visible, and his job involves patrolling sidewalks and other portions of his employer’s place of business that are Public Places. Plaintiff will continue these practices if permitted by law.

**INTERROGATORY NO. 5:** State whether You have in the past five years Openly Carried a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** Plaintiff has Openly Carried a Firearm in Public Places in Pittsburgh on many occasions within the past five years. The specific circumstances under which he has most frequently done so are described in the answer to Interrogatory 4.

**INTERROGATORY NO. 6:** Ordinance 2018-1219 regulates the use of a Large Capacity Magazine in any Public Place in the City of Pittsburgh, identifying several prohibited uses, including, but not limited to: (1) Employing it to discharge or in attempt to discharge Ammunition by means of a Firearm; (2) Loading it with Ammunition; (3) Fitting or installing it into a Firearm; (4) Brandishing it with a Firearm; (5) Displaying it with a Firearm while loaded; and (6) Employing it for any purpose prohibited by the laws of Pennsylvania or of the United States.

A. Do You intend to use a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory No. 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances for each and every such intended use.

**ANSWER:** If legally permitted, Plaintiff will routinely load a so-called “Large Capacity Magazine” with more than ten rounds in his home, install the magazine into a handgun in his



home, and openly carry the loaded handgun in a Public Place in Pittsburgh. Plaintiff carries a loaded handgun with a so-called "Large Capacity Magazine" both for work and for personal protection. If necessary for lawful self-defense or the lawful defense of others, he would fire the handgun.

B. In the past five years, have You used a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** On most days over the past five years, Plaintiff has taken a handgun with a loaded so-called "Large Capacity Magazine" from his home and carried the handgun in a Public Place in Pittsburgh. As described in the answer to Interrogatory 5, Plaintiff routinely carries his handgun in Public Places in a manner that makes it visible to others.

C. Other than the answer provided to Interrogatory 6(A) and 6(B), are there any other facts relating to Your use of a Large Capacity Magazine that You believe support Your standing to challenge Ordinance 2018-1219? If so, Describe in Detail.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint, the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019, and Plaintiff's answers to Defendants' other interrogatories.

**INTERROGATORY NO. 7:** State the license number, date of issue, and date of expiration of Your concealed carry license referenced in Your declaration in support of Your motion for a preliminary injunction submitted in This Lawsuit.

**ANSWER:** [REDACTED]

**INTERROGATORY NO. 8:** Federal and state firearms law prohibits certain persons from possessing firearms.

A. Are You a Prohibited Person Under Federal Law?

**ANSWER:** No.

B. Are You a Prohibited Person Under State Law?

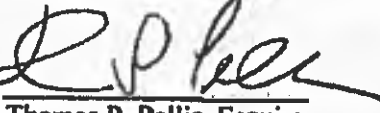
**ANSWER:** No.

**INTERROGATORY NO. 9:** In addition to Your answers to Interrogatories Nos. 1-8 above, are there any other facts that You rely on to establish Your standing to bring This Lawsuit? If so, Describe in Detail those additional facts.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint and the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019.

Date: June 5, 2019

Respectfully submitted,

By: 

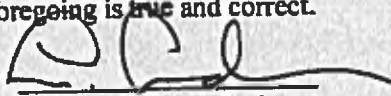
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\*Admitted pro hac vice.

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

Date: 6/5/2019



Laurence Joseph Anderson

# Exhibit B

**COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY, PENNSYLVANIA  
CIVIL ACTION – EQUITY**

LAURENCE JOSEPH ANDERSON, et al.,

Plaintiffs,

v.

CITY OF PITTSBURGH, et al.,

Defendants.

Case No. GD-19-005308

**PLAINTIFF SCOTT MILLER'S OBJECTIONS AND RESPONSES TO DEFENDANTS'  
FIRST SET OF INTERROGATORIES**

Pursuant to Pennsylvania Rule of Civil Procedure 4006, Plaintiff Scott Miller (“Plaintiff”) responds as follows to Defendants’ first set of interrogatories.

**GENERAL OBJECTIONS**

Plaintiff asserts and incorporates by reference the following general and categorical objections to Defendants’ interrogatories as if they were set forth in full in response to each request.

1. Plaintiff objects to the interrogatories to the extent that they seek information that is protected by the attorney-client privilege, the work-product doctrine, or any other applicable privilege, immunity, or doctrine. Plaintiff will not disclose privileged or protected information. Nothing in this response is intended to be or is a waiver of any of these protections.

2. Plaintiff objects to the interrogatories to the extent that any inference can be drawn from them that any of the requested information is relevant and admissible in evidence. The failure to object to each such inference in no way constitutes an admission that such information is relevant and admissible.



**ANSWER:** Software Tester. This occupation does not involve carrying a Firearm.

**INTERROGATORY NO. 3:** Identify all Firearm Magazines that You own and the maximum number of rounds of ammunition each Firearm Magazine is capable of holding at one time.

**ANSWER:** Plaintiff objects that in seeking an exhaustive list of all Firearm Magazines Plaintiff owns, this interrogatory seeks sensitive personal information that is irrelevant to the case. Public dissemination of this information would jeopardize the safety of Plaintiff's home and invade his personal privacy. For purposes of responding to this interrogatory, Plaintiff will only disclose information about the magazine he owns that fits into the handgun referenced in his response to Interrogatory 1. [REDACTED]

[REDACTED]

**INTERROGATORY NO. 4:** State whether You intend in the future to Openly Carry a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances under which You intend to do so.

**ANSWER:** Plaintiff does not intend to Openly Carry a Firearm in any Public Place in the City of Pittsburgh. When he carries a loaded firearm in Public Places in the City of Pittsburgh, Plaintiff's practice is to conceal it on his person as permitted by Pennsylvania law.

**INTERROGATORY NO. 5:** State whether You have in the past five years Openly Carried a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.



**ANSWER:** Plaintiff has not Openly Carried a Firearm in any Public Place in the City of Pittsburgh in the last five years. When he carries a loaded firearm in Public Places in the City of Pittsburgh, Plaintiff's practice is to conceal it on his person as permitted by Pennsylvania law.

**INTERROGATORY NO. 6:** Ordinance 2018-1219 regulates the use of a Large Capacity Magazine in any Public Place in the City of Pittsburgh, identifying several prohibited uses, including, but not limited to: (1) Employing it to discharge or in attempt to discharge Ammunition by means of a Firearm; (2) Loading it with Ammunition; (3) Fitting or installing it into a Firearm; (4) Brandishing it with a Firearm; (5) Displaying it with a Firearm while loaded; and (6) Employing it for any purpose prohibited by the laws of Pennsylvania or of the United States.

A. Do You intend to use a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory No. 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances for each and every such intended use.

**ANSWER:** If legally permitted, Plaintiff will load a so-called "Large Capacity Magazine" with more than ten rounds in his home, install the magazine into a handgun in his home, conceal the loaded handgun on his person, and carry the loaded handgun in a Public Place in Pittsburgh. Plaintiff carries a concealed handgun with a so-called "Large Capacity Magazine" for personal protection, and if necessary for self-defense he would fire the handgun.

B. In the past five years, have You used a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory 6 and

Ordinance 2018-1219? If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** Over the past five years, Plaintiff has frequently loaded a so-called "Large Capacity Magazine" with more than ten rounds in his home, installed the magazine into a handgun in his home, concealed the loaded handgun on his person, and carried the loaded handgun in a Public Place in Pittsburgh.

C. Other than the answer provided to Interrogatory 6(A) and 6(B), are there any other facts relating to Your use of a Large Capacity Magazine that You believe support Your standing to challenge Ordinance 2018-1219? If so, Describe in Detail.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint, the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019, and Plaintiff's answers to Defendants' other interrogatories.

**INTERROGATORY NO. 7:** State the license number, date of issue, and date of expiration of Your concealed carry license referenced in Your declaration in support of Your motion for a preliminary injunction submitted in This Lawsuit.

**ANSWER:** [REDACTED]

**INTERROGATORY NO. 8:** Federal and state firearms law prohibits certain persons from possessing firearms.

A. Are You a Prohibited Person Under Federal Law?

**ANSWER: No.**

**B. Are You a Prohibited Person Under State Law?**


**ANSWER: No.**

**INTERROGATORY NO. 9:** In addition to Your answers to Interrogatories Nos. 1-8 above, are there any other facts that You rely on to establish Your standing to bring This Lawsuit? If so, Describe in Detail those additional facts.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint and the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019.

Date: June 5, 2019

Respectfully submitted,

By: 

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One of the Plaintiffs' Attorneys

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bbarnes@cooperkirk.com

\*Admitted pro hac vice.

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

Date: 6/5/2019

Scott Miller  
Scott Miller

# Exhibit C

**COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY, PENNSYLVANIA  
CIVIL ACTION – EQUITY**

LAURENCE JOSEPH ANDERSON, et al.,

Plaintiffs,

v.

CITY OF PITTSBURGH, et al.,

Defendants.

Case No. GD-19-005308

**PLAINTIFF ROBERT REINHOLD OPDYKE'S OBJECTIONS AND RESPONSES TO  
DEFENDANTS' FIRST SET OF INTERROGATORIES**

Pursuant to Pennsylvania Rule of Civil Procedure 4006, Plaintiff Robert Reinhold Opdyke ("Plaintiff") responds as follows to Defendants' first set of interrogatories.

**GENERAL OBJECTIONS**

Plaintiff asserts and incorporates by reference the following general and categorical objections to Defendants' interrogatories as if they were set forth in full in response to each request.

1. Plaintiff objects to the interrogatories to the extent that they seek information that is protected by the attorney-client privilege, the work-product doctrine, or any other applicable privilege, immunity, or doctrine. Plaintiff will not disclose privileged or protected information. Nothing in this response is intended to be or is a waiver of any of these protections.

2. Plaintiff objects to the interrogatories to the extent that any inference can be drawn from them that any of the requested information is relevant and admissible in evidence. The failure to object to each such inference in no way constitutes an admission that such information is relevant and admissible.





**ANSWER:** Owner, Opdyke Woodworking, LLC. This occupation does not involve carrying a Firearm.

**INTERROGATORY NO. 3:** Identify all Firearm Magazines that You own and the maximum number of rounds of ammunition each Firearm Magazine is capable of holding at one time.

**ANSWER:** Plaintiff objects that in seeking an exhaustive list of all Firearm Magazines Plaintiff owns, this interrogatory seeks sensitive personal information that is irrelevant to the case. Public dissemination of this information would jeopardize the safety of Plaintiff's home and invade his personal privacy. For purposes of responding to this interrogatory, Plaintiff will only disclose information about magazines he owns that fit into the handguns referenced in his response to Interrogatory 1. [REDACTED]

[REDACTED]

[REDACTED]

**INTERROGATORY NO. 4:** State whether You intend in the future to Openly Carry a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances under which You intend to do so.

**ANSWER:** Plaintiff has Openly Carried a firearm with a so-called "Large Capacity Magazine" in Pittsburgh in the past and may do so again in the future. Plaintiff's decision about whether to openly carry as opposed to concealed carry depends on the particular situation, including his clothing choice.

**INTERROGATORY NO. 5:** State whether You have in the past five years Openly Carried a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** Plaintiff has Openly Carried a Firearm in Public Places in Pittsburgh within the past five years. Plaintiff has chosen to Openly Carry in the past when his clothing choice did not make concealed carry feasible.

**INTERROGATORY NO. 6:** Ordinance 2018-1219 regulates the use of a Large Capacity Magazine in any Public Place in the City of Pittsburgh, identifying several prohibited uses, including, but not limited to: (1) Employing it to discharge or in attempt to discharge Ammunition by means of a Firearm; (2) Loading it with Ammunition; (3) Fitting or installing it into a Firearm; (4) Brandishing it with a Firearm; (5) Displaying it with a Firearm while loaded; and (6) Employing it for any purpose prohibited by the laws of Pennsylvania or of the United States.

A. Do You intend to use a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory No. 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances for each and every such intended use.

**ANSWER:** If legally permitted, Plaintiff will frequently load a so-called "Large Capacity Magazine" with more than ten rounds in his home, install the magazine into a handgun in his home, conceal the loaded handgun on his person, and carry the loaded handgun in a Public Place in Pittsburgh. Plaintiff carries a concealed handgun with a so-called "Large Capacity Magazine" for personal protection, and if necessary for self-defense he would fire the handgun. If legally

permitted, Plaintiff may also Openly Carry a loaded firearm with a so-called “Large Capacity Magazine” in Public Places in Pittsburgh in the future.

B. In the past five years, have You used a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** On most days over the past five years, Plaintiff has loaded a so-called “Large Capacity Magazine” with more than ten rounds in his home, installed the magazine into a handgun in his home, concealed the loaded handgun on his person, and carried the loaded handgun in a Public Place in Pittsburgh. Over the past five years, Plaintiff has also Openly Carried a Firearm loaded with a so-called “Large Capacity Magazine” in Public Places in Pittsburgh.

C. Other than the answer provided to Interrogatory 6(A) and 6(B), are there any other facts relating to Your use of a Large Capacity Magazine that You believe support Your standing to challenge Ordinance 2018-1219? If so, Describe in Detail.

**ANSWER:** Additional facts that support Plaintiff’s standing are set forth in the Verified Complaint, the declaration that was attached to Plaintiff’s Motion for a Preliminary Injunction of April 16, 2019, and Plaintiff’s answers to Defendants’ other interrogatories.

**INTERROGATORY NO. 7:** State the license number, date of issue, and date of expiration of Your concealed carry license referenced in Your declaration in support of Your motion for a preliminary injunction submitted in This Lawsuit.

**ANSWER:** [REDACTED]

**INTERROGATORY NO. 8:** Federal and state firearms law prohibits certain persons from possessing firearms.

A. Are You a Prohibited Person Under Federal Law?

**ANSWER:** No.

B. Are You a Prohibited Person Under State Law?

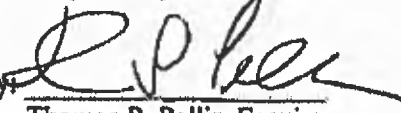
**ANSWER:** No.

**INTERROGATORY NO. 9:** In addition to Your answers to Interrogatories Nos. 1-8 above, are there any other facts that You rely on to establish Your standing to bring This Lawsuit? If so, Describe in Detail those additional facts.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint and the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019.

Date: June 5, 2019

Respectfully submitted,

By: 

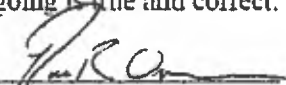
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One of the Plaintiffs' Attorneys

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bbarnes@cooperkirk.com

\*Admitted pro hac vice.

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

Date: 6/4/2019

  
Robert Reinhold Opdyke

# Exhibit D

**COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY, PENNSYLVANIA  
CIVIL ACTION – EQUITY**

LAURENCE JOSEPH ANDERSON, et al.,

Plaintiffs,

v.

CITY OF PITTSBURGH, et al.,

Defendants.

Case No. GD-19-005308

**PLAINTIFF MICHAEL A. WHITEHOUSE’S OBJECTIONS AND RESPONSES TO  
DEFENDANTS’ FIRST SET OF INTERROGATORIES**

Pursuant to Pennsylvania Rule of Civil Procedure 4006, Plaintiff Michael A. Whitehouse (“Plaintiff”) responds as follows to Defendants’ first set of interrogatories.

**GENERAL OBJECTIONS**

Plaintiff asserts and incorporates by reference the following general and categorical objections to Defendants’ interrogatories as if they were set forth in full in response to each request.

1. Plaintiff objects to the interrogatories to the extent that they seek information that is protected by the attorney-client privilege, the work-product doctrine, or any other applicable privilege, immunity, or doctrine. Plaintiff will not disclose privileged or protected information. Nothing in this response is intended to be or is a waiver of any of these protections.

2. Plaintiff objects to the interrogatories to the extent that any inference can be drawn from them that any of the requested information is relevant and admissible in evidence. The failure to object to each such inference in no way constitutes an admission that such information is relevant and admissible.



3. Plaintiff objects that the definitions of “Explain in Detail” and “Describe in Detail” are vague and unduly burdensome.

4. Plaintiff objects to the extent that the definitions and instructions purport to impose requirements beyond those required by the Pennsylvania Rules of Civil Procedure.

5. Plaintiff’s responses and objections are based upon present knowledge of, and information provided to, counsel. Plaintiff reserves the right at any time to revise, supplement, correct, or add to these responses and objections.

**SPECIFIC OBJECTIONS AND RESPONSES**

In addition to the above objections, Plaintiff asserts the specific objections provides the responses stated below.

**INTERROGATORY NO. 1:** Identify all Firearms that You own that are capable of accepting a Large Capacity Magazine; for each such Firearm, state the make and model of the Firearm.

**ANSWER:** Plaintiff objects that in requesting an exhaustive list of all Firearms Plaintiff owns that are capable of accepting so-called “Large Capacity Magazines,” this interrogatory seeks sensitive personal information that is irrelevant to the case. Dissemination of this information would jeopardize the safety of Plaintiff’s home and invade his personal privacy. For purposes of responding to this interrogatory, Plaintiff will only disclose the make and model of the handgun upon which he relies for purposes of establishing that he has standing, which is a

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**INTERROGATORY NO. 2:** State Your occupation(s) and whether it requires or in any way involves carrying a Firearm.

**ANSWER:** Director of Risk Modeling, Federal Home Loan Bank of Pittsburgh. This occupation does not involve carrying a Firearm.

**INTERROGATORY NO. 3:** Identify all Firearm Magazines that You own and the maximum number of rounds of ammunition each Firearm Magazine is capable of holding at one time.

**ANSWER:** Plaintiff objects that in seeking an exhaustive list of all Firearm Magazines Plaintiff owns, this interrogatory seeks sensitive personal information that is irrelevant to the case. Public dissemination of this information would jeopardize the safety of Plaintiff's home and invade his personal privacy. For purposes of responding to this interrogatory, Plaintiff will only disclose information about magazines he owns that fit into the handgun referenced in his response to Interrogatory 1. [REDACTED]

[REDACTED]

**INTERROGATORY NO. 4:** State whether You intend in the future to Openly Carry a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances under which You intend to do so.

**ANSWER:** Plaintiff does not intend to Openly Carry a Firearm in any Public Place in the City of Pittsburgh. When he carries a loaded firearm in Public Places in the City of Pittsburgh, Plaintiff's practice is to conceal it on his person as permitted by Pennsylvania law.

**INTERROGATORY NO. 5:** State whether You have in the past five years Openly Carried a Firearm in any Public Place in the City of Pittsburgh. If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** Plaintiff has not Openly Carried a Firearm in any Public Place in the City of Pittsburgh in the last five years. When he carries a loaded firearm in Public Places in the City of Pittsburgh, Plaintiff's practice is to conceal it on his person as permitted by Pennsylvania law.

**INTERROGATORY NO. 6:** Ordinance 2018-1219 regulates the use of a Large Capacity Magazine in any Public Place in the City of Pittsburgh, identifying several prohibited uses, including, but not limited to: (1) Employing it to discharge or in attempt to discharge Ammunition by means of a Firearm; (2) Loading it with Ammunition; (3) Fitting or installing it into a Firearm; (4) Brandishing it with a Firearm; (5) Displaying it with a Firearm while loaded; and (6) Employing it for any purpose prohibited by the laws of Pennsylvania or of the United States.

A. Do You intend to use a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory No. 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances for each and every such intended use.

**ANSWER:** If legally permitted, Plaintiff will sometimes load a so-called "Large Capacity Magazine" with more than ten rounds in his home, install the magazine into a handgun in his home, conceal the loaded handgun on his person, and carry the loaded handgun in a Public Place in Pittsburgh. Plaintiff sometimes carries a concealed handgun with a so-called "Large Capacity Magazine" for personal protection, and if necessary for self-defense he would fire the handgun.

B. In the past five years, have You used a Large Capacity Magazine in any Public Place in the City of Pittsburgh, as defined in the 6 examples listed above in this Interrogatory 6 and Ordinance 2018-1219? If so, Describe in Detail the circumstances, location, and approximate date for each and every such use.

**ANSWER:** On numerous occasions over the past five years, Plaintiff has loaded a so-called "Large Capacity Magazine" with more than ten rounds in his home, installed the magazine into a handgun in his home, concealed the loaded handgun on his person, and carried the loaded handgun in a Public Place in Pittsburgh. Plaintiff does this on average about once per month when preparing to travel to the Pitcairn-Monroeville Sportsman Club for target practice. Plaintiff's practice is to load his magazines at home and to carry them while loaded to the range.

C. Other than the answer provided to Interrogatory 6(A) and 6(B), are there any other facts relating to Your use of a Large Capacity Magazine that You believe support Your standing to challenge Ordinance 2018-1219? If so, Describe in Detail.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint, the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019, and Plaintiff's answers to Defendants' other interrogatories.

**INTERROGATORY NO. 7:** State the license number, date of issue, and date of expiration of Your concealed carry license referenced in Your declaration in support of Your motion for a preliminary injunction submitted in This Lawsuit.

**ANSWER:** [REDACTED]

[REDACTED]

**INTERROGATORY NO. 8:** Federal and state firearms law prohibits certain persons from possessing firearms.

A. Are You a Prohibited Person Under Federal Law?

**ANSWER:** No.

B. Are You a Prohibited Person Under State Law?

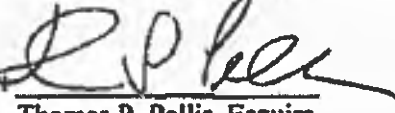
**ANSWER:** No.

**INTERROGATORY NO. 9:** In addition to Your answers to Interrogatories Nos. 1-8 above, are there any other facts that You rely on to establish Your standing to bring This Lawsuit? If so, Describe in Detail those additional facts.

**ANSWER:** Additional facts that support Plaintiff's standing are set forth in the Verified Complaint and the declaration that was attached to Plaintiff's Motion for a Preliminary Injunction of April 16, 2019.

Date: June 5, 2019

Respectfully submitted,

By 

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\*Admitted pro hac vice.

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

Date: June 9, 2019

  
Michael A. Whitehouse