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**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT – CHANCERY DIVISION**

CITY OF CHICAGO, an Illinois )  
Municipal corporation, )  
 )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
WESTFORTH SPORTS, INC., )  
 )  
 )  
Defendant. )

Case No. 21 CH 01987

Judge: Clare J. Quish

EXHIBIT C

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT – CHANCERY DIVISION**

CITY OF CHICAGO, an Illinois  
Municipal corporation,

Plaintiff,

-vs-

WESTFORTH SPORTS, INC.,

Defendant.

Case No.: 21 CH 01987

Judge: Clare J. Quish

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**AFFIDAVIT OF GREGORY LICKENBROCK IN SUPPORT OF  
PLAINTIFF CITY OF CHICAGO'S OPPOSITION TO  
DEFENDANT'S SECTION 2-619 MOTION TO DISMISS  
FOR LACK OF PERSONAL JURISDICTION**

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I, Gregory Lickenbrock, being duly sworn according to law, do depose and state as follows:

1. I am over the age of 18 and have personal knowledge of all the facts stated in this declaration.

2. I submit this sworn declaration in support of Plaintiff's Opposition to Defendant's Section 2-619 Motion to Dismiss for Lack of Personal Jurisdiction.

3. I am currently employed at Everytown for Gun Safety as a senior firearms analyst and technical advisor. Everytown for Gun Safety is a non-profit organization dedicated to gun violence prevention and safety throughout the United States. I also recently authored "Safe Gun Ownership for Dummies," a book that provides easy-to-understand advice on storing and possessing guns safely.

4. Prior to my employment at Everytown, between 2011 and May 2020, I was employed as an editor and writer for a variety of outdoor and firearm magazines, including *Combat Handguns*, *Tactical Weapons*, *Ballistic*, and *Black Guns*. Through this experience, I tested many firearms, attended firearm trade shows and conferences, and worked with firearm experts and trainers.

5. I have reviewed a list of long guns (rifles and shotguns) that I understand were sold by Defendant Westforth Sports to customers residing in Chicago, Illinois, between 2018 and 2021. This list of transactions was compiled from Acquisition and Disposition (A&D) Records provided by the Defendant Westforth Sports during discovery.

6. I have also reviewed Chicago Municipal Code § 8-20-010, which defines “assault weapon” for purposes of Chapter 8-20 of the Chicago Municipal Code. Subsections 8-20-010(a)(1) through (9) define “assault weapon” as any weapon that possesses certain features or capabilities. Subsection 8-20-010(c) further defines certain of the firearm features listed in subsection 8-20-010(a)(1) through (9). Subsection 8-20-010(a)(10) defines “assault weapon” as any weapon on a list of firearm types. Subsection 8-20-010(b) excludes certain types of weapon that would otherwise meet the definition of an “assault weapon.”

7. To determine whether each firearm sold by Westforth Sports to customers from Chicago, Illinois is an “assault weapon” under Section 8-20-010 of the Municipal Code, I compared each firearm’s features and capabilities to the features and capabilities listed in subsection 8-20-010(a)(1) through (9), as those features are further defined by subsection 8-20-010(c). I also compared the firearm’s model to the list of firearm models in subsection 8-20-010(a)(10). I also determined whether each weapon was one of the types excluded from the definition under subsection 8-20-010(c).

8. Based on this review, 47 long guns sold by Westforth Sports to Chicago residents meet the definition of “assault weapon” under Chicago Municipal Code § 8-20-010. These transactions are:

4473 No.	Transact. Date	Make/Model	Reasoning
91716	2/22/18	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
91717	2/22/18	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
91889	3/3/18	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
92437	3/13/18	Zastava/C.A.I., N-PAP, 7.62X39	C.M.C. § 8-20-010(a)(10)(A)
93005	3/17/18	American Tactical, MIL Sport, 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
92335	3/22/18	Zastava/C.A.I., N-PAP M70, 7.62X39	C.M.C. § 8-20-010(a)(10)(A)
92248	3/27/18	Century Arms, RAS 47, 7.62X39	C.M.C. § 8-20-010(a)(10)(A)
92246	3/28/18	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
92954	6/15/18	American Tactical, Omni Hybrid, 300 Blackout	C.M.C. § 8-20-010(a)(10)(B)
93003	6/22/18	Kel Tec CNC Inc., Sub-2000, 9mm Luger	C.M.C. § 8-20-010(a)(10)(N)
93203	7/5/18	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
93495	8/29/18	Del-Ton Inc., DTI 15, 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)



4473 No.	Transact. Date	Make/Model	Reasoning
94008	11/8/18	GSG ATI, GSG MP40, 22 LR	C.M.C. § 8-20-010(a)(1)
94472	12/29/18	Panzer Arms, PW Arms, BP-12, 12 GA	C.M.C. § 8-20-010(a)(5)
95903	1/16/19	Panzer Arms, PW Arms, BP-12, 12 GA	C.M.C. § 8-20-010(a)(5)
96043	3/2/19	Century Arms, RAS 47, 7.62X39	C.M.C. § 8-20-010(a)(10)(A)
95939	5/2/19	Pioneer Arms Corp., JRA Sporter, 7.62x39	C.M.C. § 8-20-010(a)(10)(A)
96273	6/22/19	Ruger, AR-556, 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
97142	9/20/19	Ruger, AR-556, 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
97426	10/29/19	Ruger, AR-556, 223.5.56	C.M.C. § 8-20-010(a)(10)(B)
98317	12/18/19	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
98015	12/24/19	Springfield Armory Saint Victor .308	C.M.C. § 8-20-010(a)(10)(B)
98868	2/19/20	Diamondback Firearms DB/15 - 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
98868	2/19/20	Zastava Arms ZPAPM70 (?) 7.62X39	C.M.C. § 8-20-010(a)(10)(A)
99192	3/14/20	Panzer Arms, PW Arms, AR-Twelve 12GA	C.M.C. § 8-20-010(a)(5)
99583	3/28/20	American Tactical, Omni Hybrid, 300 Blackout	C.M.C. § 8-20-010(a)(10)(B)
99909	4/8/20	Smith & Wesson M2P-15 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
100339	4/28/20	Century Arms C39V2 7.62X39	C.M.C. § 8-20-010(a)(10)(A)

4473 No.	Transact. Date	Make/Model	Reasoning
100600	5/9/20	Bushmaster XM15 - E26 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
100738	5/19/20	Century Arms VSKA 7.62X39	C.M.C. § 8-20-010(a)(10)(A)
101145	6/9/20	Ruger AR-556	C.M.C. § 8-20-010(a)(10)(B)
101278	6/17/20	DPMS Panther Arms Oracle CR-308 7.62X51	C.M.C. § 8-20-010(a)(10)(B)
101354	6/20/20	Smith & Wesson M2P-15 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
101680	7/9/20	R Guns KTA-15 5.56mm	C.M.C. § 8-20-010(a)(10)(B)
112230	8/12/20	Smith & Wesson MP 15 Sport II	C.M.C. § 8-20-010(a)(10)(B)
113126	10/22/20	LWRC International M6IC 5.56	C.M.C. § 8-20-010(a)(10)(B)
113167	10/24/20	Smith & Wesson M2P-15 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
113167	10/24/20	Smith & Wesson M2P-15 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
113226	10/28/20	R Guns TRR 15 556	C.M.C. § 8-20-010(a)(10)(B)
113298	10/30/20	Charles Daly N4S 12Ga	C.M.C. § 8-20-010(a)(5)
113471	11/11/20	LWRC International M6IC 5.56	C.M.C. § 8-20-010(a)(10)(B)
113715	11/27/20	Smith & Wesson M2P-15 5.56 Nato	C.M.C. § 8-20-010(a)(10)(B)
114055	12/17/20	PTR Industries PTR 91	C.M.C. § 8-20-010(a)(10)(M)

4473 No.	Transact. Date	Make/Model	Reasoning
114485	1/14/21	Sportswereus / R Guns TRR15 5.56	C.M.C. § 8-20-010(a)(10)(B)
114556	1/21/21	Radikal SDS NKX-3 12Ga	C.M.C. § 8-20-010(a)(5)
115638	3/25/21	Stag Arms Stag-15 5.56	C.M.C. § 8-20-010(a)(10)(B)
115681	3/29/21	PTR Ind. PTR 91 7.62X51 / .308	C.M.C. § 8-20-010(a)(10)(M)

9. I have also reviewed the municipal codes for the following Illinois jurisdictions: Cook County, Calumet Park, and Markham.<sup>1</sup> Similar to the Chicago Municipal Code, each jurisdiction defines “Assault Weapon” as any weapon that possesses certain features or capabilities or any weapon on a list of firearm types.<sup>2</sup> The definitions also include certain exceptions to the definitions.<sup>3</sup>

10. To determine whether each firearm sold by Westforth Sports to customers from these jurisdictions is an “assault weapon” under their respective ordinances, I compared each firearm’s features and capabilities to the features and capabilities listed in the respective definitions. I also compared the firearm’s model to the list of firearm types in the definitions. I also determined whether each weapon was one of the types excluded from the definition.

<sup>1</sup> Each jurisdiction uses the same definition for “assault weapon.” Code of Ordinance of Cook County ch. 54, art. III, § 54-211; Calumet Park, Il. Mun. Code § 135.01; Markham, Il. Mun. Code § 137.40.

<sup>2</sup> Code of Ordinance of Cook County ch. 54, art. III, § 54-211(1)-(7); Calumet Park, Il. Mun. Code § 135.01(1)-(7); Markham, Il. Mun. Code § 137.40(1)-(7).

<sup>3</sup> Code of Ordinance of Cook County ch. 54, art. III, § 54-211; Calumet Park, Il. Mun. Code § 135.01; Markham, Il. Mun. Code § 137.40(8).

11. Based on this review, at least 23 long guns sold by Westforth Sports to residents of these jurisdictions meet the definition of “assault weapon.” These transactions are:

4473 No.	Transact. Date	Make/Model	Reasoning
101774	7/14/20	Tavor IWI USA X95 5.56 Nato	C.O.C.C. § 54-211(7)(A)(xviii)
102102	8/3/20	R Guns KTA-15 223-5.56	C.O.C.C. § 54-211(7)(A)(iii); C.P.M.C. § 135.01(7)(A)(iii)
101757	7/2/20	Romarm / Cugir Century Arms AES 10B 7.62X39	C.O.C.C. § 54-211(7)(A)(i)
112427	8/28/20	R Guns TRR-15 223-5.56	C.O.C.C. § 54-211(7)(A)(iii)
114030	12/17/20	IWI Tavor TS12B 12Ga	C.O.C.C. § 54-211(4) <sup>4</sup>
100035	4/17/20	Smith & Wesson M2P-15 5.56 Nato	C.O.C.C. § 54-211(7)(A)(iii)
100447	5/5/20	Kel-Tec Sub-2000 9mm	C.O.C.C. § 54-211(7)(A)(x)
112515	8/19/20	R Guns KTA-15 223-5.56	C.O.C.C. § 54-211(7)(A)(iii)
100203	4/23/20	IWI US TS-12 12Ga	C.O.C.C. § 54-211(4) <sup>5</sup>
100751	5/23/20	Century Arms VSKA 7.62X39	C.O.C.C. § 54-211(7)(A)(i)
101324	6/19/20	Roley Defense Inc. RAK/47 7.62X47	C.O.C.C. § 54-211(7)(A)(i)
112847	9/24/20	Springfield Armory Saint 5.56	C.O.C.C. § 54-211(7)(A)(iii)

<sup>4</sup> This semi-automatic shotgun has a fixed magazine that holds up to 15 shells.

<sup>5</sup> This semi-automatic shotgun has a fixed magazine that holds up to 15 shells.



4473 No.	Transact. Date	Make/Model	Reasoning
113228	10/31/20	IWI Tavor TS 12Ga	C.O.C.C. § 54-211(4) <sup>6</sup>
113228	10/31/20	Ruger AR-556 5.56	C.O.C.C. § 54-211(7)(A)(iii)
114013	12/10/20	Derya Arms VR80 12Ga	C.O.C.C. § 54-211(4) <sup>7</sup>
114014	12/10/20	Derya Arms VR80 12Ga	C.O.C.C. § 54-211(4) <sup>8</sup>
99154	3/14/20	Interarms Pioneer Arms Corp, Sporter, 7.62x39	M.M.C. § 137.40(7)(A)(1); C.O.C.C. § 54-211(7)(A)(i)
99356	3/19/20	Ruger, AR-556, 5.56 Nato	C.O.C.C. § 54-211(7)(A)(iii)
112303	8/15/20	Kel-Tec Sub-2000 9mm	C.O.C.C. § 54-211(7)(A)(x)
101681	7/10/20	Kel-Tec Sub-2000 9mm	C.O.C.C. § 54-211(7)(A)(x)
101292	6/18/20	Gilboa Snake 5.56X45	C.O.C.C. § 54-211(7)(A)(iii)
100127	4/20/20	Springfield Armory Saint Victor .308	C.O.C.C. § 54-211(7)(A)(ii)
113106	10/19/20	RIA Imports VR80 12Ga	C.O.C.C. § 54-211(4) <sup>9</sup>

<sup>6</sup> This semi-automatic shotgun has a fixed magazine that holds up to 15 shells.

<sup>7</sup> This semi-automatic shotgun can accept detachable magazines and has a thumbhole stock.

<sup>8</sup> This semi-automatic shotgun can accept detachable magazines and has a thumbhole stock.

<sup>9</sup> This semi-automatic shotgun can accept detachable magazines and has a thumbhole stock.

12. I have also reviewed a list of handguns that I understand were sold by Defendant Westforth Sports to Illinois customers via FFL transfer between 2018 and 2021. This list of transactions was compiled from Acquisition and Disposition (A&D) Records provided by the Defendant Westforth Sports during discovery.

13. I have also reviewed Illinois law, 720 ILCS 5/24-3(A)(h), which prohibits certain transactions involving “a handgun having a barrel, slide, frame or receiver which is a die casting of zinc alloy or any other nonhomogeneous metal which will melt or deform at a temperature of less than 800 degrees Fahrenheit.”

14. I compared the list of handguns sold by Defendant Westforth Sports to Illinois customers via FFL transfer between 2018 and 2021 to the criteria described in 720 ILCS 5/24-3(A)(h) to determine which handguns, if any, have the characteristics described in the statute. I also consulted manufacturer websites, firearms review websites, and firearms discussion boards to determine the types of metal used in the barrel, slide, frame, or receiver of each handgun, if necessary. Based on my review, I believe that Westforth Sports sold five handguns to Illinois residents that have one or more component parts made of zinc alloy with a melting point below 800 degrees Fahrenheit. These transactions are:

4473 No.	Transact. Date	Make/Model	Prohibited Part(s)
98002	12/31/19	PHOENIX ARMS HP22A, 22LR	Slide, frame <sup>10</sup>
N/A	3/23/19	American Tactical, firefly .22	Slide, frame <sup>11</sup>

<sup>10</sup> A product review for the Phoenix Arms HP22 22LR states that the pistol is “made from cast zinc/aluminum alloy.” *The Rimfire Report: The Phoenix Arms HP22 22LR Pocket Pistol*, THEFIREARMBLOG.COM, <https://www.thefirearmblog.com/blog/2021/12/20/phoenix-arms-hp22-pistol/> (last visited Sept. 8, 2022).

<sup>11</sup> A product description for the American Tactical, firefly .22 states that the frame and slide are “Zinc Alloy overmolded with Polymer” and “Zinc Alloy,” respectively. *GSG Firefly HGA .22LR Green 4.9” BL Thread 10RD-Green*, AMERICAN TACTICAL, <https://www.americantactical.us/5493/detail.html> (last visited Sept. 8, 2022).



96505	7/26/19	American Tactical, firefly .22	Slide, frame <sup>12</sup>
101537	7/2/20	Carl Walther UIM/DO Walther Arms P22, 22LR	Slide <sup>13</sup>
113449	11/10/20	Carl Walthers, Walters Arms, P22, 22LR	Slide <sup>14</sup>

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

FURTHER AFFIANT SAYETH NAUGHT

Executed on this 12~~th~~ day of September, 2022, at ATLANTA Georgia.



Gregory Lickenbrock

Sworn to before me and subscribed in my presence on this 12 day of September 2022.



  
Notary Public

<sup>12</sup> *Ibid.*

<sup>13</sup> A discussion board thread discussing the material of the Walther Arms P22 includes a response from a Walther representative stating the slide is "made of cast zinc." *What Material is the P22 Slide Made of?*, RIMFIRECENTRAL, <https://www.rimfirecentral.com/threads/what-material-is-the-p22-slide-made-of.29965/> (last visited Sept. 8, 2022).

<sup>14</sup> *Ibid.*