



▶ Does a statement help or hurt you once the authorities arrive 1

GUN CONTROL isn't about guns. It's about **CONTROL.**

▶ Cleveland loses another round in their battle to control firearms 2



▶ We specialize in representing our members in weapon related situations related to CHL 2

OhioCCDS *focus*

PROVIDING CIVIL AND CRIMINAL DEFENSE FOR INDIVIDUALS IN OHIO WITH A VALID CHL.

The two most critical events following a use-of-force situation are calling 911 and speaking with the authorities when they arrive. Remember the 4 A's for both, cooperate with the authorities, but I fall on the "Not" side.

Statement, or Not

The hallmark case of Miranda v. Arizona (1966) was memorialized in a handful of words familiar to almost everyone. "You have the right to remain silent. Anything you say can and will be used against you in a court of law. You have the right to speak to an attorney, and to have an attorney present during any questioning. . ." So, you honestly believe you had to use lethal force to protect yourself, you called 911 and remembered the 4 A's, and the police have arrived. Do you issue a statement? Here is your dilemma: if you invoke your right to remain silent, there is a probability that you will be arrested and held in jail or that evidence may be lost. If you freely discuss the incident with the authorities, there is a pos-

sibility that something you say could be viewed as incriminating and you will be arrested and held in jail. Neither result is good. Without dwelling on the psychological and physiological effects of a use-of-force confrontation, the best result comes from walking a delicate line between cooperating and protecting your rights. The authorities need to view you as a good and cooperative witness. Repeat the 4 A's. In addition, tell the authorities that you will be happy to fully cooperate with them and sign a complaint only after you have had the opportunity to speak with your attorney. Never issue any kind of oral or written statement until after you speak with your attorney. Let your attorney be your guide.



Ohio Concealed Carry Defense Services, LLC

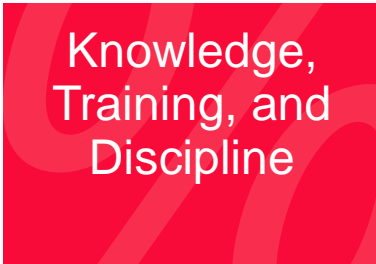
Our General Counsel offers civil and criminal defense for one low retainer of just \$180 per year. Discounts are available for multi-year and family coverage. Members enjoy unlimited legal representation in Ohio for any matter related to their Concealed Handgun License. It is easy to be caught in the legal quagmire of concealed carry in Ohio. If you are not currently a member, you are subjecting yourself (and perhaps your family) to criminal liability or financial ruin. You need financial peace of mind knowing that the attorney representing you specializes in concealed carry defense. You need OhioCCDS before something happens. **JOIN NOW!**

We are the BEST BACKUP you can carry during one of the most stressful events of your life.



Getting the most from OhioCCDS

In addition to legal representation for members, OhioCCDS offers legal presentations on CHL law anywhere in the State of Ohio.



With more than 20 years experience as an attorney in Ohio, our lead counsel has the proven ability to represent you and your Second Amendment rights. In addition, he is a certified NRA instructor. Since he also holds an Ohio and Utah CHL, he understands the pressure of carrying concealed in Ohio. OhioCCDS is the only legal services plan based in Ohio, by Ohio Counsel, for Ohio CHL individuals.

I delayed the release of this newsletter with the hope that I could report on the passage of SB 239 and SB 247 before year-end. As of this morning, the House is still scheduled for another session today, but my sources at the legislature are not optimistic that this legislation will be voted on before the session finally ends. Let's all wish for a better result in 2011. In other developments, just this morning a decision was announced in the City of Cleveland v. State of Ohio, Slip Opinion No. 2010-Ohio-6318. In 2006, the Ohio General Assembly en-

acted ORC § 9.68 recognizing that the right to keep and bear arms is a "fundamental individual right" that is protected in every part of Ohio. In addition, it recognized that there was a need to provide uniform laws throughout the State regulating ownership and possession of firearms. Cleveland passed several ordinances severely regulating firearms using their home rule powers. In March 2007, Cleveland filed a

complaint against the State seeking to have ORC § 9.68 declared an unconstitutional infringement on Cleveland's home rule powers. Cleveland lost another round today when the Court ruled that ORC § 9.68 is a general law that displaces municipal firearm ordinances and does not unconstitutionally infringe on municipal home rule. The case has now been remanded back to the Court of Appeals for consideration of whether ORC § 9.68 violates the one subject rule.

The City of Cleveland lost another round in their battle to severely regulate and control firearms within their City. But, the fight isn't over yet.

TESTIMONIALS

"My name is Travis N. and I first met Bob from Ohio Concealed Carry Defense Services back in May 2009. My application for a concealed handgun license had just been denied and I asked Bob to represent me. When negotiations for my permit failed, Bob sued the County Sheriff and won! I would have never won the right to carry concealed without OhioCCDS. I encourage everyone to join OhioCCDS for the best defense you can get at a price you can afford." **Travis N., December 2009**

"I first called Bob on January 28. I had just been charged with a violation of the concealed carry laws. Although I was not a member of OhioCCDS, Bob agreed to represent me. He worked aggressively with the local prosecutor and the police department and by February 11, all charges were dismissed. My handgun was returned by February 18. The best decision I made was to hire Bob to represent me." **David B., February 2010**

NOTE: A special "thank you" to those who have already signed up for membership in OhioCCDS. We welcome you to our growing family of protected CHL individuals in Ohio. For those of you still considering whether you should join, remember, if you sign up now for just \$180.00 you will receive complete legal protection in both civil and criminal matters for the next year. If you wait until something happens, it could cost you and your family \$50,000.00 or more to defend yourself. **YOU NEED OHIOCCDS BEFORE SOMETHING BAD HAPPENS!**

THIS IS AN ADVERTISEMENT: This electronic brochure is designed for general information only. The information presented in this electronic brochure should not be construed to be either formal legal advice or the formation of an attorney/client relationship.

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