

Friday, February 06, 2009

William B. Kolender, Sheriff  
San Diego Sheriff's Department  
P.O. Box 939062  
San Diego, California 92193-9062

Attention:

Office of the Sheriff - Legal Affairs Unit  
Attention: Sanford A. Toyen, Legal Advisor

Office of the Sheriff - Licensing Division  
Attention: Bianca Pelowitz, Manager

William Gore, Al Guerin Robert Ahern, James Cooke, Kim Quaco, John Gains, Jan Caldwell, Andy Chmielinski, Lori Bird, John Ingrassia, Michael McNally, Rich Miller, Anthony Nares, Ed Prendergast, Glenn Revell, Alan Skoglund, Agoston Haraszthy, Robert Faigin, John Madigan, Sanford Toyen, Maria Marshall, Brian Sampson, Mary Walsh, Weapons Unit Commander

Re: Response and clarification of letter dated February 3, 2009

Dear Mr. Toyen,

I am in receipt of, and would like to thank you for, your prompt reply letter dated February 3, 2009.

After reading same, I find it necessary to correct and clarify information contained in same.

Contrary to your written statement which states the following:

"you appear to be seeking assurances that your Concealed Weapon Permit application, which you have not submitted yet, will be granted."

At no time was I seeking assurances that my Concealed Weapon Permit application would be approved when submitted.

**What I was seeking was a written clarification following the verbal and written decision on November 17, 2008, that I was a Resident of LA and NOT considered a resident of San Diego, which may be found in the written notes created and supplied to me during the first scheduled meeting with a member of the Sheriff's License Division.**

**To the contrary, I have reason to believe that regardless of my background or reasons, the San Diego Sheriff's Department will offer some type of reason to justify the denial of the application which was submitted on February 3, 2009.**

As you know, approximately \$150.00 is required to make application for a Concealed Carry Permit in San Diego, and it appears that the first of two interviews is to evaluate a potential applicant and offer an opinion as to whether or not the application will meet the local requirements to be accepted and/or approved.

During my initial interview, two distinct observations were made by the employees who conducted the initial interviews, the first being that **I was not a resident of San Diego** and needed to make my application in Los Angeles, and the second being that **my reason for making an application was "very vague no documents"**.

As a former member of law enforcement, member of the News Media and current part time legal investigator, I have often found and currently find it necessary to read and understand State and Federal law, together with various court cases on particular topics.

I have at no time intended to interfere with your department's operations, but have during the course of my life **found it necessary to memorialize the facts in written or recorded form so that they do not change.**

As an individual who prides himself in knowing and following the law, I can't help but expect others to do likewise.

I have other questions regarding the process of applying for a Concealed Carry Permit in San Diego, and will be happy to provide you or any member of your department with my concerns.

The first is the requirement to supply 3 written character reference letters originating in San Diego, and the second is the requirement to take a written test and demonstrate a particular level of proficiency with a firearm at the cost of the applicant.

As part of my current application to become an approved CCW instructor in San Diego, I found it necessary to read and fully understand the California Penal Code. In reviewing the San Diego Sheriff's Departments requirements on these two topics, I am under the impression that any additional forms, requirements or costs beyond the "Standard Application" may be in violation of the law.

As part of my current application, I have made it a point to supply ALL of the information requested regardless of whether or not I agree with having to supply same.

I have also provided your department with the names of individuals who, without question, are beyond reproach and who will offer and attest to my character and integrity for possessing a permit to carry a firearm.

Should you or your department have any questions regarding my application or my concerns about the application process, please feel free to contact me at your earliest opportunity.

Respectfully,

Edward A. Peruta  
3151 Driscoll Drive  
San Diego, CA 92117

860-978-5455