

**IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA**

GEORGIACARRY.ORG, INC.,	)	
	)	
Plaintiff,	)	
	)	Civil Action No.
v.	)	
	)	
CITY OF ROSWELL,	)	
Defendant	)	

**COMPLAINT**

Plaintiff states the following as its Complaint:

1. This is a Complaint for declaratory and injunctive relief, seeking a declaration that Defendant may not prohibit people from carrying “pocket knives” and certain firearms in the public lobby of Defendant’s police department administration building.
2. Defendant is a city located in Fulton County of the State of Georgia.
3. Defendant has a police department whose administration building is located at 39 Hill Street, Roswell, Fulton County, Georgia 30075.
4. Plaintiff GeorgiaCarry.Org, Inc. (“GCO”) is a non-profit corporation organized under the laws of the State of Georgia.
5. GCO’s mission is to foster the rights of its members to keep and bear arms.
6. GCO has members who live and work in Roswell and who travel through Roswell on a regular basis.
7. GCO has members who are taxpayers and citizens in Roswell.
8. Defendant requires people who desire to obtain certain permits to apply for such permits in the public lobby of the Police Department administration building.

9. Paper copies of police reports and other records, and records stored on electronic media that are subject to public inspection, open records requests, and otherwise made available to members of the public must be obtained in the public lobby of the Police Department administration building, or on a second floor landing overlooking the lobby.
10. Members of the public wishing to obtain fingerprints of themselves from the Police Department for licensing, employment, or other purposes must request such fingerprints in the lobby of the Police Department.
11. Members of the public wishing to obtain criminal background checks on themselves from the Police Department must request such background checks in the lobby of the Police Department.
12. Defendant's Police Department public entrance is equipped with a metal detector that generally is manned by an officer with Defendant's police department.
13. Defendant's Police Department has a practice or policy of prohibiting members of the public from entering the public lobby with knives of any length blade or firearms of any length barrel or of any caliber.
14. The knife prohibition includes knives with blades under 5 inches in length that fold and are commonly referred to as "pocket knives."
15. O.C.G.A. § 16-11-173(b)(1) prohibits municipalities from regulating in any manner the possession or carrying of firearms or other weapons.
16. GCO has members that visit the lobby of the Police Department for various legitimate business reasons and who wish to carry pocket knives or certain firearms that are not prohibited by state law, but who are prohibited from doing so by the Police Department.

17. GCO has members that are citizens and taxpayers in Roswell who do not want public money spent enforcing the Police Department's policy or practice of prohibiting weapons from the lobby of the Police Department when such weapons are not prohibited by state law.

**Count 1 – Violations of O.C.G.A. § 16-11-173(b)**

18. By prohibiting GCO members from carrying pocket knives and firearms not prohibited by state law in the lobby of the Police Department administration building, Defendant is violating O.C.G.A. § 16-11-173(b).

**Relief Demanded**

Plaintiff demands the following relief:

19. A declaration that Defendant may not prohibit the carrying into the lobby of the Police Department administration building of pocket knives, handguns with barrels over 12 inches in length, muzzle loading handguns, long guns with barrels less than 18 inches in length, and any firearms with a caliber less than 0.46 cm.
20. An injunction prohibiting Defendant from banning the carry into the lobby of the Police Department administration building pocket knives, handguns with barrels over 12 inches in length, muzzle loading handguns, long guns with barrels less than 18 inches in length, and any firearms with a caliber less than 0.46 cm.
21. An interlocutory injunction prohibiting Defendant from banning the carry into the lobby of the Police Department administration building pocket knives, handguns with barrels over 12 inches in length, muzzle loading handguns, long guns with barrels less than 18 inches in length, and any firearms with a caliber less than 0.46 cm.

22. The costs of bringing and maintaining this action, including reasonable attorney's fees.
23. A jury to try this case.
24. Any other relief the court deems proper.

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**VERIFICATION**

I verify under penalty of perjury that the facts alleged in the foregoing Complaint are true.

\_\_\_\_\_  
John Monroe

The above-named John Monroe appeared before me on February 12, 2015 in

\_\_\_\_\_ County, \_\_\_\_\_ and swore to and subscribed to this document.

\_\_\_\_\_  
Notary Public

My commission expires: