



Berkeley Police Department

ATTENTION
FIREARM INFORMATION

California Penal Code Section 33850 states that any person who claims title to any firearm(s), ammunition or ammunition feeding device that is in the custody or control of a court or law enforcement agency and who wishes to have the firearm, ammunition or ammunition feeding device returned shall make application for a determination by the Department of Justice (DOJ) as to whether applicant is eligible to possess a firearm or related items. Therefore, prior to law enforcement's return of a firearm or related items to its owner, the individual seeking the firearm(s) must submit a Law Enforcement Release Application (LERA).

The application must be submitted electronically via the California Firearms Application Reporting system (CFARS) at oag.ca.gov/firearms/online-reporting. You will be instructed on how to obtain an eligibility clearance, and the eligibility clearance fee is \$20 for the first firearm (ammunition or ammunition feeding device) and \$3 for each additional firearm related item.

California Penal Code Section 33875 specifies that notwithstanding any other law, no law enforcement agency or court shall be required to retain any firearm, ammunition feeding device, or ammunition for more than 180 days after the owner has been notified by the court or law enforcement agency. Therefore, if we do not receive your clearance from the DOJ within the next 180 days or if you have not arranged for a licensed firearms dealer to pick up the firearms to be sold on your behalf within the next 180 days, the firearms will be destroyed.

If granted, please contact us immediately with your letter of approval from the DOJ, which is only valid for 30 days from the date of the letter. Please be advised that in some cases a court order may be required, which you may want to obtain prior to seeking a DOJ clearance. Please contact us if you need assistance in determining if a court order is required.

Once a firearm eligibility check has been completed confirming your eligibility to possess firearm(s), you may contact the Property & Evidence Technician at propertyroom@berkeleyca.gov or (510) 981-5725 to "**ARRANGE AN APPOINTMENT**" to have your documents reviewed. After the review process has been completed, you will be contacted as to when the firearms can be returned.

Please be prepared to refer to the above report when making any contact regarding this property and present this letter when claiming property.

If you are ineligible to possess firearms, Pursuant to Penal Code 33870(a), you may choose to transfer your firearm(s) to a licensed firearms dealer and have them sold or transferred on your behalf. You may also waive your claim to the firearm(s),

If we do not hear from you within 180 days from the date of this letter, unclaimed firearms will be destroyed as abandoned in accordance with California Penal Code 34000(a).

Thank you,