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Supreme Court Renders Decision on Gun Ban 2nd Amendment ruling opens door for flood of lawsuits in New York

June 28, 2010 – Albany, N.Y. – The Supreme Court has issued a ruling this morning in McDonald v. Chicago in regards to handgun restrictions. At issue was whether or not States had any legal footing to issue such bans. The decision also offers the possibility of challenges to current New York laws currently on the books.

According to Tully Rinckey Criminal Defense Attorney Thomas J. Carr, “The Court held that the Second Amendment applies to the States, not just to the Federal Government, thereby holding that Chicago’s handgun ban is unconstitutional.” Carr continues, “The Court also recognized self-defense as the central component of the Second Amendment, but also allows for certain regulation to be imposed by the states.” In regards to how this affects New York, Carr added, “by not defining what restrictions are allowed, lawsuits will have to be filed. New York City restrictions will be among the first ones challenged in New York.”

Today marks the last day of the current Supreme Court session and this was a decision that many were looking at in guidance from the Court.

Who: Thomas J. Carr, Esq., partner at Tully Rinckey PLLC is available for legal analysis and commentary.

When: Thomas J. Carr, Esq., partner at Tully Rinckey PLLC is available via phone or in-person at firm's Albany office or in-studio at your convenience.

To arrange for an opportunity to speak with Thomas J. Carr, Esq., please contact Shawn Smeltzer at (518) 218-7100 or via email at ssmeltzer@tullylegal.com