

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

State of Minnesota by its Attorney General,
Keith Ellison,Court File No.: 27-CV-24-18827
Case Type: Other Civil

Plaintiff,

v.

**DEFENDANT GLOCK GES.m.b.H.
JOINDER MEMORANDUM OF LAW
IN SUPPORT OF MOTION TO
DISMISS**

Glock, Inc. and Glock Ges.m.b.H.,

Defendants.

Defendant Glock Ges.m.b.H. hereby joins Defendant Glock, Inc.’s arguments set forth in the Glock, Inc. Memorandum of Law in Support of its Motion to Dismiss the Complaint filed by the State of Minnesota, by its Attorney General, Keith Ellison (the “State”) (Index #63), except for arguments in Section II. of the Glock, Inc. Memorandum, because the Complaint fails to state a claim upon which relief can be granted pursuant to Minnesota law and the relief sought is unconstitutional.

In support thereof, Glock Ges.m.b.H. submits as follows:

1. Glock Ges.m.b.H. manufactures GLOCK pistols in the Republic of Austria. Glock, Inc. imports pistols manufactured by Glock Ges.m.b.H. into the United States. GLOCK pistols are the most popular pistols in America and they are used by both law enforcement and private citizens. Compl. (Index 3#) ¶ 27.
2. The Complaint raises seven causes of action against Glock Ges.m.b.H. and they are identical to those asserted against Glock, Inc.: (1) creation of a public nuisance in violation of Minn. Stat. § 609.74; (2) aiding and abetting negligence *per se* based on violation of Minn. Stat. § 609.67; (3) violation of the Prevention of Consumer

Fraud Act, Minn. Stat. § 325F.69 (“CFA”); (4) violation of the Deceptive Trade Practices Act, Minn. Stat. § 325D.44 (“DTPA”); (5) violation of the False Statement in Advertisement Statute, Minn. Stat. § 325F.67 (“FSAS”); (6) negligence; and (7) products liability. *Id.*, ¶¶ 216-302.

3. Glock Ges.m.b.H. joins and adopts the arguments set forth in and under Section III (“The State’s Claims Fail to State a Claim Under State Law”) and Section IV (“The Relief Sought is Unconstitutional”) of Glock, Inc.’s Memorandum of Law (Index #63).
4. Glock Ges.m.b.H. does not join the arguments pursuant to the Protection of Lawful Commerce in Arms Act (“PLCAA”) set forth in and under Section II of Glock, Inc.’s Memorandum of Law.
5. Glock Ges.m.b.H.’s joinder is timely because its Notice of Motion and Motion to Dismiss is filed within twenty-one (21) days of having been served with the Complaint in Austria. Additionally, Glock Ges.m.b.H.’s joinder is timely because its Notice of Motion adopts and joins the May 19, 2025 hearing that was previously set by the Court on Glock, Inc.’s Motion to Dismiss.

For these reasons, and in the interests of conserving the parties’ resources and promoting judicial economy, Glock Ges.m.b.H. joins in Glock, Inc.’s Motion to Dismiss, specifically the arguments presented in Sections III and IV of Glock, Inc.’s Memorandum of Law, and respectfully submits that the Court should grant the relief requested and dismiss the State’s Complaint and all claims against Glock Ges.m.b.H. with prejudice and on the merits, and grant such other relief as it deems just and equitable.

Respectfully Submitted,

O'MEARA WAGNER, P.A.

Dated: April 2, 2025.

By: _____ s/ Dale O. Thornsjo
Shamus P. O'Meara (#0221454)
Dale O. Thornsjo (#0162048)
7401 Metro Boulevard
Suite 600
Minneapolis, MN 55439-3034
Telephone: (952) 831-6544
E-Mails: SPOMeara@OLWKLAW.com
DOThornsjo@OLWKLAW.com

– and –

John F. Renzulli (*pro hac vice* to be considered)
Christopher Renzulli (*pro hac vice* to be considered)
Peter V. Malfa (*pro hac vice* to be considered)
Scott C. Allan (*pro hac vice* to be considered)
RENZULLI LAW FIRM, LLP
One North Broadway, Suite 1005
White Plains, New York 10601
Telephone: (914) 285-0700
E-Mails: jrenzulli@renzullilaw.com
crenzulli@renzullilaw.com
pmalfa@renzullilaw.com
sallan@renzullilaw.com

Attorneys for Defendant Glock Ges.m.b.H.