

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
RICHMOND, VIRGINIA 23219
(804) 786-2259

Granted Appeal Summary

Case

GEORGE PATRICK GOBBLE v. VIRGINIA DEPARTMENT OF STATE POLICE
(Record Number 201503)

From

The Circuit Court for the City of Roanoke; C. Dorsey, Judge.

Counsel

Anthony F. Anderson and Christopher R. Anderson (Anderson Legal) for appellant.

Toby J. Heytens (Office of the Attorney General) for appellee.

Assignment of Error

The Circuit Court erred in granting the Demurrer of the Virginia Department of State Police on the basis of the defense of sovereign immunity and finding that the defense has not been explicitly waived by statute when the General Assembly has waived that defense in Virginia Code Section 18.2-308.2:2(D) by explicitly providing for a remedy of a civil action when an individual is denied his right to purchase a firearm as confirmed by the website of the Virginia Department of State Police which advises the public that if denied the purchase of a firearm they may exercise their right to institute a civil action pursuant to Section 9.1-135 of the Code of Virginia.