

**From:** Chait, Mark R.  
**Sent:** Tuesday, January 25, 2011 8:19 AM  
**To:** Hoover, William J.; Melson, Kenneth E.  
**Subject:** FW: Grand Juries Indict 34 Suspects in Drug and Firearms Trafficking Organization

Draft Press release, DP  
DP

Mark R. Chait  
Assistant Director  
Field Operations  
202-648-8410

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**From:** Newell, William D.  
**Sent:** Tuesday, January 25, 2011 8:08 AM  
**To:** McMahon, William G.; Chait, Mark R.  
**Subject:** Fw: Grand Juries Indict 34 Suspects in Drug and Firearms Trafficking Organization

FYI - DRAFT press release.

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**From:** Tarango, Manuel (USAAZ)  
**To:** Burke, Dennis (USAAZ) ; Cunningham, Patrick (USAAZ) ; Sherwood, Robert (USAAZ) ; STEVENAZCA@aol.com ; Ramey, Jenna (USAAZ) ; Gwinn, Laura (CRM) ; Sanchez, Ramona F. (DEA-US) ; McCormick James P ; Picard, Vincent M ; Mangan, Thomas G.; Newell, William D.; Allen, Matthew C ; MTarango@usa.doj.gov  
**Sent:** Mon Jan 24 20:29:51 2011  
**Subject:** Grand Juries Indict 34 Suspects in Drug and Firearms Trafficking Organization

All, below is the final proposed press release for tomorrow's press conference. It will not be made public until the press conference at 10AM MTS. Please let me know if there are any items I need to correct.

Thanks

*Office of the United States Attorney, Dennis K. Burke*

*District of Arizona*

FOR IMMEDIATE RELEASE Public Affairs

Tuesday, January 25, 2011 MANNY TARANGO

Telephone: (602) 514-7456

**DP**

**DP**

**DP**

**Privacy**

**From:** ATF  
**Sent:** Wednesday, March 02, 2011 11:10 AM  
**To:** Chait, Mark R.  
**Subject:** FW: Fast & Furious  
**Attachments:** QAs FastFurious 110112 djw tc st.docx; FFExecutive Summary011011tc.docx; FFDirectorStatements011011tc.docx; FFAdditionalEnforcementActions011011tc.docx; TP FastFurious 011011tc.docx

I have these printed out for you.

ATF  
 Chief, Firearms Operations Division  
 ATF HQ - Room 6.S.129  
 202.648. ATF Cell 202.391 ATF

**From:** ATF  
**Sent:** Thursday, February 24, 2011 3:07 PM  
**To:** ATF  
**Subject:** FW: Fast & Furious

Fyi....

ATF  
 DOJ- Bureau of Alcohol, Tobacco, Firearms & Explosives  
 Chief - Office of Legislative Affairs  
 ATF (mobile1)  
 ATF (mobile2)  
 202.648. ATF (office)  
 202.648.9708 (fax)

**From:** ATF  
**Sent:** Wednesday, February 23, 2011 5:09 PM  
**To:** ATF  
**Subject:** Fast & Furious

As per your request.

Special Agent ATF  
 Program Manager  
 ATF Headquarters  
 Public Affairs Division  
 202-648- ATF (desk)  
 202-648-9750 (fax)  
 ATF (cell)  
 ATF

*I hope that when you are my age, you will be able to say as I have been able to say: We lived in freedom. We lived lives that were a statement, not an apology. - Ronald Reagan*

OCDETF Strike Force Investigations  
(1/10/11)

• [Redacted]

• **ATF**

- 785115-10-0004, **ATF**
  - One individual indicted, **ATF** Dec. 16, 2010
  - *Dec. 15 shooting death of Border Patrol Agent Brian A. Terry: two AK-47 variant rifles purchased by **ATF** on Jan. 16, 2010 recovered at the scene of the shooting*

• [Redacted]

• **ATF**

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**DP**

**DP**



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**DP**

**From:** [ATF]  
**Sent:** Tuesday, June 01, 2010 2:14:38 PM  
**To:** [ATF]  
**CC:** Chait, Mark R.; McMahon, William G.  
**Subject:** RE: Response -- Negative / Request for Supplemental Documentation / ATF O 3310."Firearm Transfer" / ? - Supervisory Approval Requirement

10-4. My comments do not concern prop firearms.

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**From:** [ATF]  
**Sent:** Tuesday, June 01, 2010 1:02 PM  
**To:** [ATF]  
**Cc:** Chait, Mark R.; McMahon, William G.  
**Subject:** RE: Response -- Negative / Request for Supplemental Documentation / ATF O 3310."Firearm Transfer" / ? - Supervisory Approval Requirement

[ATF]

I think we should address this item with the immediate work ahead that we've discussed (and are meeting on today). I wasn't in the El Paso conversations, but I assume the student SAs were referring to allowing firearm transfers, between individuals or between FFLs and individuals, to occur without LE interference in furtherance of a trafficking type investigation.

[DP]

[ATF]

[DP]  
[ATF]

Good idea - let's discuss later today.

[ATF]  
 Chief, Firearms Operations Division  
 ATF HQ - Room 6.S.129  
 202.648.[ATF] Cell 202.391.[ATF]

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**From:** [ATF]  
**Sent:** Tuesday, June 01, 2010 11:45 AM  
**To:** Chait, Mark R.; McMahon, William G.  
**Cc:** [ATF]  
**Subject:** FW: Response -- Negative / Request for Supplemental Documentation / ATF O 3310."Firearm Transfer" / ? - Supervisory Approval Requirement

[Other]

[DP]

[DP]

The language below would seem to support that position. Given that our Firearms Enforcement Order has not been updated for 21 years and much has changed during the intervening period **DP**

**DP**

**ATF**

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**From:** ATF  
**Sent:** Tuesday, April 27, 2010 6:03 PM  
**To:** ATF  
**Subject:** Response -- Negative / Request for Supplemental Documentation / ATF O 3310."Firearm Transfer" / ? - Supervisory Approval Requirement

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**From:** ATF  
**Sent:** Tuesday, April 27, 2010 11:49 AM  
**To:** ATF  
**Subject:** RE: Request for Supplemental Documentation / ATF O 3310."Firearm Transfer" / ? - Supervisory Approval Requirement

**ATF** ... sorry for the delay. I've checked several resources, including our PD&E Shared Drive, which is an archive of old policy memos, broadcast messages, e-mails, and other miscellaneous documents and items and have not been able to find any supplemental policy regarding weapons transfer. It seems the information in ATF O 3310.4B is the only policy that exist.

Let me know if I can be of further assistance.

*Program Analyst* **ATF**  
*Policy Development and Evaluation Branch*  
*Field Management Staff, Office of Field Operations*  
*99 New York Avenue, NE, Room 6S-229*  
*Washington, DC 20226*  
*Off. 202-648-**ATF** Fax. 202-648-9611*

*I am who I am because of who we all are!*

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**From:** ATF  
**Sent:** Tuesday, April 20, 2010 4:14 PM  
**To:** ATF  
**Cc:** ATF  
**Subject:** Request for Supplemental Documentation / ATF O 3310."Firearm Transfer" / ? - Supervisory Approval Requirement



## REQUEST FOR SUPPLEMENTAL DOCUMENTATION RE ATF O 3310.48 "WEAPONS TRANSFER" AND SUPERVISORY APPROVAL REQUIREMENT

Per discussion this date, requesting supplemental documentation, if any, issued by HQ and/or Field Divisions reflecting the requirement of supervisory/SAC approval for "Weapons Transfers," which is not addressed in ATF O 3310.48.

Thank you for your time and assistance.

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### "WEAPONS TRANSFER"

ATF O 3310.48 Firearms Enforcement Program cites that a special agent "may choose to allow the transfer of firearms to take place in order to further an investigation and allow for the identification of additional coconspirators who would have continued to operate and illegally traffic firearms in the future, potentially producing more armed crime."

Comment: Order reflects no procedural notation regarding supervisory approval; sole discretionary practice by investigative personnel

Reference: ATF O 3310.4B Firearms Enforcement Program, p. 113

Extract: 148. "Weapons Transfers"

- a. Considerations. During the course of illegal firearms trafficking investigations, special agents may become aware of, observe, or encounter situations where an individual(s) will take delivery of firearms, or transfer firearm(s) to others. In these instances, the special agent may exercise the following options:
  - (1) In cases where probable cause exists to believe a violation of law has occurred and the special agent determines there is a need to intervene in the weapons transfer (e.g., the recipient of the firearms is a known felon; it is known the firearms will be used in crime of violence), the special agent shall do so but should place concerns for public safety and the safety of the involved special agents as the primary determining factor in exercising this option.
  - (2) In other cases, immediate intervention may not be needed or desirable, and the **special agent may choose to allow the transfer of firearms to take place in order to further**

**an investigation and allow for the identification of additional coconspirators who would have continued to operate and illegally traffic firearms in the future, potentially producing more armed crime.**

Document:

<< File: ATF O 3310.4B Firearms Enforcement Program.doc >>