

1. Genesis:

A. Case appears to have begun on Oct. 31, 2009. On that date **ATF** provided ATF with copies of receipts from a **ATF**

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B. This is the first date in the ATF Management Log. It's also the earliest date referenced in the first ROI. [Show Mgmt Log]

C. **ATF**  
a subject right from the beginning. First appears in Case Mgmt log on Nov. 4, 2009.

D. During course of the investigation, ATF went back and asked for 4473s that predated Oct. 31, 2009. Were able to obtain records of historical purchases by their targets.

2. ROIs

A. Haven't re-read ROIs recently. But these were my reactions when I read them back in March.

B. No ROIs showing guns allowed to cross into Mexico.

C. Many ROIs showing coordination with FFLs. Question is what FFLs would have done in absence of coordination? Would they made the sales? [Show example – ROI #33]

D. Some ROIs (in my view, approximately 13) indicating, on their face, probable cause to arrest for a straw purchase. Unclear why arrests weren't made/guns weren't interdicted. [Show example – ROI #33, 160]

E. Some ROIs with recorded calls between FFLs and targets. Calls where

**ATF**

**ATF** show example – ROI #134]

F. Unclear what factors influenced how long to let the investigation run.

G. Number of guns/cash involved is staggering.

H. [Show charts.]

3. Operational controls

- A. Question is what operational controls were in place while case was developing. Regardless of whether further development was necessary to build strong case against the straws or to build case up the chain, still necessary to have mechanisms in place to ensure that guns don't disappear.
- B. USAO has described a number of controls they had in place;

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- 8. TECS – were getting info about suspects going to/coming back from MX.

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- 10. Knock and talks – on occasion, would do knock and talk to see if could identify additional suspects.

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- C. Question is whether those controls were sufficient.

<b>ATF</b>	Investigation Number: 785115-10-0004	Report Number: 134

**SUMMARY OF EVENT:**

**ATF**

**NARRATIVE:**

**ATF**

3. On March 19, 2010, ATF S/A **ATF** downloaded the conversation from the Orion System LETS to a compact disc (CD) and that CD was secured as evidence (CD labeled E-015).

**No Attachments**

<b>ATF</b>	Title: Special Agent, Phoenix VII Field Office	Signature:	Date:
<b>ATF</b>	Title: Group Supervisor, Phoenix VII Field Office	Signature:	Date:
Second level reviewer (optional): William D. Newell	Title: Special Agent in Charge, Phoenix Field Division	Signature:	Date:

Case Title: **ATF**

Date: 03/18/2011

User: **ATF**

<u>Log Date</u>	<u>Log Type</u>	<u>Mgmt Log Text</u>
10/31/2009	INVESTIGATIVE ACTIVI	<b>ATF</b>
11/04/2009	INVESTIGATIVE ACTIVI	
11/05/2009	INVESTIGATIVE ACTIVI	
11/07/2009	INVESTIGATIVE ACTIVI	
11/09/2009	INVESTIGATIVE ACTIVI	
11/10/2009	INVESTIGATIVE ACTIVI	
11/12/2009	INVESTIGATIVE ACTIVI	
11/13/2009	INVESTIGATIVE ACTIVI	
11/13/2009	ADMINISTRATIVE ACTIV	
11/16/2009	INVESTIGATIVE ACTIVI	
11/17/2009	INVESTIGATIVE ACTIVI	
11/18/2009	ADMINISTRATIVE ACTIV	
11/18/2009	INVESTIGATIVE ACTIVI	
11/19/2009	AUSA/DA CONTACT	<b>ATF</b>
11/19/2009	AUSA/DA CONTACT	
11/19/2009	INVESTIGATIVE ACTIVI	
11/20/2009	INVESTIGATIVE ACTIVI	
11/23/2009	INVESTIGATIVE ACTIVI	
11/23/2009	AUSA/DA CONTACT	
11/24/2009	DIVISION REVIEW	SAC Newell file review <b>ATF</b>
11/24/2009	INVESTIGATIVE ACTIVI	<b>ATF</b>
11/24/2009	INTER AGENCY CONTA	