

<sup>1</sup>  
**From:** ATF  
**Sent:** Tuesday, March 29, 2011 12:28 PM  
**To:** Phoe-Group VII  
**Subject:** Please read, enough said  
**Attachments:** Chait memo, 3-28-11.pdf

ATF  
Group Supervisor  
Phoenix Group VII  
ATF



## U.S. Department of Justice

Bureau of Alcohol, Tobacco,  
Firearms and Explosives*Assistant Director*

Washington, DC 20226

www.atf.gov

701800:MRC  
3310MEMORANDUM TO: All Special Agents  
Office of Field OperationsFROM: Assistant Director  
(Field Operations)

SUBJECT: Guidance on Firearms Trafficking Investigations

This memo serves to reinforce the importance of adhering to Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) and Department of Justice (DOJ) policy on firearms trafficking investigations and to reiterate the DOJ-wide position that component law enforcement agencies must not plan or conduct undercover operations in which firearms are crossing the U.S. border. DOJ guidance further requires that if a law enforcement official has any knowledge that guns are about to cross the border, he/she must take immediate action to prevent that from occurring, even if doing so will jeopardize an investigation.

ATF guidance is contained in the Firearms Enforcement Program Order, ATF O 3310.4B; in the Firearms Trafficking Investigation Guide, ATF P 3317.1; and in the September 2010 document entitled "Project Gunrunner -- A Cartel Focused Strategy." ATF O 3310.4B outlines policy and discusses a number of investigative techniques consistent with the DOJ-wide guidance. ATF P 3317.1 contains, among other resources, an investigative checklist for international trafficking-in-arms cases in Section X, as well as a detailed outline of firearms trafficking indicators in Section V. "Project Gunrunner -- A Cartel Focused Strategy" notes practical considerations that may require bringing investigations to a conclusion or dictate a change in investigative tactics prior to the identification of persons directly affiliated with drug trafficking organizations. Field Special Agents in Charge are also reminded that they must closely monitor and approve high volume trafficking investigations and must assess the associated risks. Lastly, field divisions should continue to coordinate with the U.S. Attorney's Offices for the districts in which they conduct operations to ensure a mutual understanding of the criteria for both prosecutions and seizures.

  
Mark R. ChaitFOR ATF INTERNAL USE ONLY  
UNCLASSIFIED//LAW ENFORCEMENT SENSITIVE

3  
**From:** ATF  
**Sent:** Friday, December 18, 2009 4:18 PM  
**To:** ATF  
**Subject:** RE: Phoenix Group VII biweekly update 12-18-09

No problem. I'll make the change.

ATF Intelligence Officer  
Phoenix FIG  
U.S. Department of Justice - ATF  
201 E. Washington Street - Suite 940  
Phoenix, Arizona 85004-2428

ATF  
Fax -776-5519

ATF

---

**From:** ATF  
**Sent:** Friday, December 18, 2009 2:18 PM  
**To:** ATF  
**Cc:** Gillett, George T. Jr.  
**Subject:** RE: Phoenix Group VII biweekly update 12-18-09

Thanks for catching that, it should read ATF Again sorry but thanks for proofing what I put out!

ATF

---

**From:** ATF  
**Sent:** Friday, December 18, 2009 1:16 PM  
**To:** ATF  
**Subject:** RE: Phoenix Group VII biweekly update 12-18-09

ATF

Thank you for getting back to me so quickly.

Did this group purchase over ATF or am I not reading your description correctly?

Please let me know. Thanks.

785115-10-0004, ATF et al: This case ATF

ATF

ATF Intelligence Officer  
Phoenix FIG  
U.S. Department of Justice - ATF  
201 E. Washington Street - Suite 940

Phoenix, Arizona 85004-2428

ATF

fax -776-5519

ATF

**From:** ATF

**Sent:** Friday, December 18, 2009 11:21 AM

**To:** ATF George T. Jr.

**Subject:** Phoenix Group VII biweekly update 12-18-09



<sup>5</sup>  
**From:** [redacted] **ATF**

**Sent:** Friday, December 18, 2009 1:20 PM

**To:** [redacted] **ATF** Gillett, George T. Jr.

**Subject:** Phoenix Group VII biweekly update 12-18-09

**Attachments:** Phoenix Group VII biweekly update 12-18-09.docx

Phoenix Group VII

**ATF**

**785115-10-0004**

**ATF**

**et al:** This case

**ATF**

**ATF**

<sup>7</sup>  
**From:** [redacted] **ATF**

**Sent:** Friday, November 19, 2010 4:29 PM

**To:** [redacted] **ATF**

**Subject:**

**Attachments:** Suspect Gun firearm recovered in MEXICO, [redacted] **ATF**, Suspect Gun firearm recovered in MEXICO, [redacted] **ATF**

From: <sup>8</sup> ATF  
Sent: Friday, November 19, 2010 9:35 AM  
To: ATF  
Cc: ATF  
Subject: Suspect Gun firearm recovered in MEXICO, ATF  
Subject: Suspect Gun firearm recovered, MEXICO.

Case Agents:

ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm. To prevent the NTC from releasing information that may jeopardize your investigation, please choose one of the following. It is extremely important that if your case is still active that you state whether or not we may conduct a Trace on this firearm.

A written response (email communication is sufficient) is required within 7 days of initial notification regarding this email. If a response is not received within this time frame the NTC may be compelled to release trace summary information to the requestor.

*All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.*

Please advise as to whether your case is:

- a) Active - NTC may release Trace disposition history to other Requestors for only this firearm.
- b) Active - NTC may release Trace disposition history to other Requestors. (This is to be applied to all remaining firearms in this Suspect Gun file)
- c) Active - NTC may not release Trace disposition history to other Requestors.
- d) Inactive - NTC will release Trace disposition to other Requestors.

**Suspect Gun Details:**

ATF IN Number: 785115-10-0004

Suspect Gun File Number:

ATF

Suspect Gun submission request date:

**Trace details regarding firearm recovery:**

Trace id:  
Serial Number:  
Manufacturer:  
Type:  
Caliber:  
Model:  
Recovered  
Location:  
Suspects:

ATF

Trace Requestor:

Requesting Agency:

Phone Number:

Trace Requestor:

Requesting Agency:

Phone Number:

**ATF**

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF **ATF** VIA E-MAIL OR AT **ATF**

**ATF**

Suspect Gun Program

Team Sage-Research Assistant

ATF National Tracing Center

**ATF**

10.  
**From:** ATF  
**Sent:** Friday, November 19, 2010 9:31 AM  
**To:** ATF  
**Cc:** ATF  
**Subject:** Suspect Gun firearm recovered in MEXICO, ATF  
**Subject:** Suspect Gun firearm recovered, MEXICO.

**Case Agents:**

ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm. To prevent the NTC from releasing information that may jeopardize your investigation, please choose one of the following. It is extremely important that if your case is still active that you state whether or not we may conduct a Trace on this firearm.

A written response (email communication is sufficient) is required within 7 days of initial notification regarding this email. If a response is not received within this time frame the NTC may be compelled to release trace summary information to the requestor.

*All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.*

Please advise as to whether your case is:

- a) Active - NTC may release Trace disposition history to other Requestors for only this firearm.
- b) Active - NTC may release Trace disposition history to other Requestors. (This is to be applied to all remaining firearms in this Suspect Gun file)
- c) Active - NTC may not release Trace disposition history to other Requestors.
- d) Inactive - NTC will release Trace disposition to other Requestors.

**Suspect Gun Details:**

ATF IN Number: 785115-10-0004

Suspect Gun File Number:

ATF

Suspect Gun submission request date:

**Trace details regarding firearm recovery:**

Trace id:  
Serial Number:  
Manufacturer:  
Type:  
Caliber:  
Model:  
Recovered  
Location:  
Suspects:

ATF

Trace Requestor:  
Requesting Agency:  
Phone Number:

Trace Requestor:  
Requesting Agency:  
Phone Number:

**ATF**

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF, **ATF** VIA E-MAIL OR AT **ATF**

**ATF**

Suspect Gun Program  
Team Sage-Research Assistant  
ATF National Tracing Center

**ATF**

12  
**From:** ATF  
**Sent:** Monday, January 10, 2011 11:05 PM  
**To:** ATF  
**Subject:** Re: FN 57 PICTURES

Both options are readable. High resolution allows you to zoom more in depth. I'll send u some samples tomorrow and you let me know but we can do either. No problem from this end.

\*\*\*\*\*

NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

---

**From:** ATF  
**To:** ATF  
**Sent:** Mon Jan 10 21:28:36 2011  
**Subject:** Re: FN 57 PICTURES

Let's try the disk. That way the serial number should be easier to read with more detail. Thanks again!

\*\*\*\*\*

NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

---

**From:** ATF  
**To:** ATF  
**Sent:** Mon Jan 10 20:13:44 2011  
**Subject:** RE: FN 57 PICTURES

It just occurred that I can send them in a lower resolution if you want via e-mail. Your choice?

ATF  
Supervisory Special Agent/Assistant Attaché  
Tijuana Field Office  
ATF

---

**From:** ATF  
**Sent:** Friday, January 07, 2011 1:05 PM  
**To:** ATF  
**Subject:** RE: FN 57 PICTURES

I just realized that this seizure besides the FN 57 pistols mentioned below had numerous AK-47 variants purchased (and entered into Suspect Gun database) on ATF case 785115-10-0004, Operation Fast and Furious. If you want the purchaser information let me know. I know it is a lot to ask because of the volume but if there are pictures of these AK-47 variant firearms can we get them as well? I hope I am not a bother as I know you guys are busy down there. We are just trying to give the AUSA all the information we can. If it helps the case is scheduled to be indicted on Jan 19<sup>th</sup>, 2011 so the chaos should be coming to an end for the both of us!

Thanks,



**ATF**

**From:** **ATF**  
**Sent:** Thursday, January 06, 2011 4:37 PM  
**To:** **ATF**  
**Subject:** FW: FN 57 PICTURES

**ATF**

Here are the photos for the FN 57 seized in Puerto Peñasco, Sonora. We are still working on getting the report. They were not the most cooperative.

**ATF**

**Supervisory Special Agent/Assistant Attaché**  
**Tijuana Field Office**

**ATF****(U.S. Desk Line)****ATF****(Mobile)****ATF****(Direct Connect)**

**From:** Needles, James R.

**Sent:** Tuesday, March 15, 2011 6:41 PM

**To:** ATF

**CC:** ATF

**Subject:** Firearms cases

As discussed on our conference call; any questions let me know.

**From:** Clemens, Shelley (USAAZ) [mailto:ATF]

**Sent:** Thursday, March 10, 2011 7:42 AM

**To:** ATF; Nallin, Michael T.

**Subject:** Firearms cases

Yesterday, we received a directive from the DAG, instructing on DOJ's policy regarding guns going south into Mexico. "We should not design or conduct undercover operations which include guns crossing the border. If we have knowledge that guns are about to cross the border, we must take immediate action to stop the firearms from crossing the border, even if that prematurely terminates or otherwise jeopardizes an investigation." This would include cases where we are working with the Mexican government to have them follow the vehicles once they are in Mexico in order to find the purchaser. If a vehicle is lost in surveillance, take all steps to notify the ports to be on the look out to stop the vehicle/person at the POE.

Please distribute this to your agents to ensure they are clear on this policy.

If you have any questions about this policy, please call me.

Thanks

Shelley Clemens

ATF

**From:** ATF  
**Sent:** Tuesday, March 15, 2011 6:54 PM  
**To:** Phoe-Group VII  
**Subject:** FW: Firearms cases

Please see attached below. Thanks

---

**From:** Needles, James R.  
**Sent:** Tuesday, March 15, 2011 3:42 PM  
**To:** ATF  
**Cc:** Atteberry, Thomas G.  
**Subject:** Firearms cases

As discussed on our conference call; any questions let me know.

---

**From:** Clemens, Shelley (USAAZ) [mailto:Shelley.Clemens@usdoj.gov]  
**Sent:** Thursday, March 10, 2011 7:42 AM  
**To:** ATF; Nallin, Michael T.  
**Subject:** Firearms cases

Yesterday, we received a directive from the DAG, instructing on DOJ's policy regarding guns going south into Mexico. "We should not design or conduct undercover operations which include guns crossing the border. If we have knowledge that guns are about to cross the border, we must take immediate action to stop the firearms from crossing the border, even if that prematurely terminates or otherwise jeopardizes an investigation." This would include cases where we are working with the Mexican government to have them follow the vehicles once they are in Mexico in order to find the purchaser. If a vehicle is lost in surveillance, take all steps to notify the ports to be on the look out to stop the vehicle/person at the POE.

Please distribute this to your agents to ensure they are clear on this policy.

If you have any questions about this policy, please call me.

Thanks

Shelley Clemens

ATF

16  
From: ATF  
Sent: Friday, December 10, 2010 12:17 AM  
To: ATF  
Subject: Re:

Great, Thanks again! Tell ATF thanks as well.

\*\*\*\*\*  
NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

From: ATF  
To: ATF  
Sent: Fri Dec 10 00:02:26 2010  
Subject: Re:

I'm here with ATF I am going to give him a CD with the photos in their true resolution.

\*\*\*\*\*  
NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

From: ATF  
To: ATF  
Sent: Thu Dec 09 23:59:59 2010  
Subject: Re:

Wow great! This will help a ton with our local USAO to prosecute the case in D/AZ. Thanks so much!

\*\*\*\*\*  
NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

From: ATF  
To: ATF  
Sent: Thu Dec 09 20:18:59 2010  
Subject: RE:

These should be all but let me know if you need. I can also burn them and put them on a CD.

ATF	
Resident Agent in Charge	
Tijuana Field Office	
ATF	{U.S. Desk Line}
ATF	{Tijuana Desk Line}
ATF	{Mobile}
ATF	{Direct Connect}

From: ATF  
Sent: Thursday, December 09, 2010 12:40 PM  
To: ATF  
Subject: RE:

ATF

I am not trying to be a bother, but rather just checking in to see the status of some of these reports and photos?

Thanks for your help,

ATF

From: ATF  
Sent: Tuesday, November 30, 2010 2:02 PM  
To: ATF  
Subject: RE:

We will translate the report and send you a copy of the RGI. Also, I'll scan the reports and e-mail them.

ATF	
Resident Agent in Charge	
Tijuana Field Office	
ATF	{U.S. Desk Line}
ATF	{Tijuana Desk Line}
ATF	{Mobile}
ATF	{Direct Connect}

From: ATF  
Sent: Tuesday, November 30, 2010 12:37 PM  
To: ATF  
Subject: RE:

Can we get a copy of the reports from the seizure and the photos?

We may have a lead on the TNW .50 caliber. We stopped a guy after he bought one of these and we roadside interviewed him, called the AUSA, and the AUSA said we did not have enough to seize the

gun and instructed us to let him go. I would not be surprised if this is that gun... let me track it down.

From: ATF  
 Sent: Tuesday, November 30, 2010 1:30 PM  
 To:  
 Cc: ATF  
 Subject: RE:

We did. We also have full reports of the seizure. Let me know what you need from us.

ATF  
 Resident Agent in Charge  
 Tijuana Field Office  
 ATF (U.S. Desk Line)  
 ATF (Tijuana Desk Line)  
 ATF (Mobile)  
 ATF (Direct Connect)

From: ATF  
 Sent: Tuesday, November 30, 2010 12:28 PM  
 To:  
 Cc: ATF  
 Subject:

ATF is off sick today but I looked it up and yes the first 7 firearms below (the 7.62 caliber rifles) come back to Fast and Furious, 78S115-10-0004. Was anyone able to view these firearms?

Thanks,

ATF

From: ATF  
 Sent: Tuesday, November 30, 2010 1:13 PM  
 To:  
 Cc: ATF  
 Subject: FW:

This is the trace numbers for the guns just seized in Mexicali over the weekend. I think they may hit on one of ATF

ATF when you have a chance can you let us know if it comes back to any of your cases.

ATF  
 Resident Agent in Charge  
 Tijuana Field Office  
 ATF (U.S. Desk Line)  
 ATF (Tijuana Desk Line)  
 ATF (Mobile)  
 ATF (Direct Connect)

From: ATF  
 Sent: Tuesday, November 30, 2010 12:05 PM  
 To: ATF  
 Subject:

18  
**From:** [redacted] **ATF**  
**Sent:** Sunday, August 15, 2010 5:22 PM  
**To:** [redacted] **ATF**  
**Subject:** Re: 80 gun seizure

No. It just seems like a lot of guns are coming out of that area. Things just don't work the same in your area as they do in ours. Didn't mean to offend you.

\*\*\*\*\*

NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

---

**From:** [redacted] **ATF**  
**To:** [redacted] **ATF**  
**Sent:** Sun Aug 15 17:17:05 2010  
**Subject:** RE: 80 gun seizure

Have I offended you in some way? Because I am very offended by your e-mail.

Define walk...? Without Probable Cause and concurrence from the USAO it is highway robbery if we take someone's property. We have conducted hundreds of hours of surveillance [redacted] **ATF** and the idea that our suspects purchase the guns and drive them directly to the border is not the case, not even close. We have seized firearms weeks and months after they were purchased and they had not yet gone south to Mexico. If a non-prohibited person purchases firearms, puts the firearms in his/her car and drives straight home what is our PC to stop and seize the firearms? Two weeks ago we stopped a suspect after he purchased a TNW 50 caliber belt-fed rifle for over \$10,000.00. We conducted a field interview and after calling the AUSA he said we did not have sufficient PC to take the firearm so our suspect drove home with said firearm in his car...any ideas on how we could not let that firearm "walk"...?

Additionally, we have stopped "some" of these guys and seized hundreds (plural) of firearms in this case to date.

---

**From:** [redacted] **ATF**  
**Sent:** Sunday, August 15, 2010 1:52 PM  
**To:** [redacted] **ATF**  
**Subject:** Re: 80 gun seizure

Are you all planning to stop some of these guys any time soon? That's a lot of guns that have been seized. Are you just letting these guns walk?

\*\*\*\*\*

NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

---

**From:** [redacted] **ATF**  
**To:** [redacted] **ATF**  
**Sent:** Sun Aug 15 16:40:20 2010  
**Subject:** RE: 80 gun seizure

Any luck we have not heard anything here locally? Obviously we are interested as 63 of the 80 firearms were part of open/active ATF Phoenix cases, especially the 57 as part of Operation Fast and Furious.

Thanks,



**From:** ATF  
**Sent:** Monday, August 09, 2010 12:54 PM  
**To:** ATF  
**Subject:** RE: 80 gun seizure

Hello ATF

I will be talking to ICE soon. I will forward any updates I get from them.

ATF

---

**From:** ATF  
**Sent:** Monday, August 09, 2010 2:24 PM  
**To:** ATF  
**Subject:** 80 gun seizure

Gentlemen,

Just checking to see if there are any updates or reports that can be forwarded to us here in Phoenix. I think I forwarded a spreadsheet but like 63 out of the 80 (14 were obliterated) are from open/ongoing Phoenix ATF cases thus any information is appreciated!

Thanks,

ATF

Group Supervisor  
Phoenix Group VII

ATF

20  
**From:** ATF  
**Sent:** Friday, August 13, 2010 12:23 PM  
**To:** ATF  
**Subject:** FW: MEXICO RECOVERY Suspect Gun firearm recovered, DNT, ATF

---

**From:** ATF  
**Sent:** Friday, August 13, 2010 5:30 AM  
**To:** ATF  
**Cc:** ATF  
**Subject:** MEXICO RECOVERY Suspect Gun firearm recovered, DNT, ATF

**Subject:** Suspect Gun firearm recovered, MEXICO.

**Case Agents:** ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm.

*All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.*

**Suspect Gun Details:**

ATF IN Number: 785115-10-0004

Suspect Gun File Number:

ATF

Suspect Gun submission request date:

**Trace details regarding firearm recovery:**

Serial Number:

Manufacturer:

Type:

Caliber:

Model:

Recovered

Location:

Suspects:

ATF

Trace Requestor:

Requesting Agency:

Phone Number:

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF, ATF VIA E-MAIL OR AT ATF



**ATF**

Suspect Gun Program

Team Sage-Research Assistant

ATF National Tracing Center

**ATF**

22  
**From:** ATF  
**Sent:** Friday, November 26, 2010 12:04 PM  
**To:** ATF  
**Subject:** FW: Suspect Gun firearm recovered, MEXICO ATF

---

**From:** ATF  
**Sent:** Wednesday, November 24, 2010 11:30 AM  
**To:** ATF  
**Cc:** ATF  
**Subject:** Suspect Gun firearm recovered, MEXICO ATF

**Subject:** Suspect Gun firearm recovered, MEXICO.

**Case Agents:** ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm. To prevent the NTC from releasing information that may jeopardize your investigation, please choose one of the following. It is extremely important that if your case is still active that you state whether or not we may conduct a Trace on this firearm.

A written response (email communication is sufficient) is required within 7 days of initial notification regarding this email. If a response is not received within this time frame the NTC may be compelled to release trace summary information to the requestor.

*All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.*

Please advise as to whether your case is:

- a) Active - NTC may release Trace disposition history to other Requestors for only this firearm.
- b) Active - NTC may release Trace disposition history to other Requestors. (This is to be applied to all remaining firearms in this Suspect Gun file)
- c) Active - NTC may not release Trace disposition history to other Requestors.
- d) Inactive - NTC will release Trace disposition to other Requestors.

**Suspect Gun Details:**

ATF IN Number: 785115-10-0004

Suspect Gun File Number:

ATF

Suspect Gun submission request date:

**Trace details regarding firearm recovery:**

Serial Number:  
Manufacturer:  
Type:  
Caliber:  
Model:  
Recovered  
Location:

ATF

Suspects:

Trace Requestor:

Requesting Agency:

Phone Number:

# ATF

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF, **ATF** VIA E-MAIL OR AT **ATF**

**ATF**

Program Analyst

ATF National Tracing Center

244 Needy Rd.

Martinsburg, WV 25405-9431

**ATF**

Fax: (800)578-7223

**From:** ATF**Sent:** Friday, November 19, 2010 9:35 AM**To:** ATF**Cc:** ATF**Subject:** Suspect Gun firearm recovered in MEXICO,**Subject:** Suspect Gun firearm recovered, MEXICO.**Case Agents:**

ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm. To prevent the NTC from releasing information that may jeopardize your investigation, please choose one of the following. It is extremely important that if your case is still active that you state whether or not we may conduct a Trace on this firearm.

A written response (email communication is sufficient) is required within 7 days of initial notification regarding this email. If a response is not received within this time frame the NTC may be compelled to release trace summary information to the requestor.

*All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.*

Please advise as to whether your case is:

- a) Active - NTC may release Trace disposition history to other Requestors for only this firearm.
- b) Active - NTC may release Trace disposition history to other Requestors. (This is to be applied to all remaining firearms in this Suspect Gun file)
- c) Active - NTC may not release Trace disposition history to other Requestors.
- d) Inactive - NTC will release Trace disposition to other Requestors.

**Suspect Gun Details:****ATF IN Number:** 785115-10-0004**Suspect Gun File Number:**

ATF

**Suspect Gun submission request date:****Trace details regarding firearm recovery:**

Trace id:  
Serial Number:  
Manufacturer:  
Type:  
Caliber:  
Model:  
Recovered  
Location:  
Suspects:

ATF

**Trace Requestor:**

Requesting Agency:

Phone Number:

Trace Requestor:

Requesting Agency:

Phone Number:

**ATF**

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF, **ATF** VIA E-MAIL OR AT **ATF**

**ATF**

Suspect Gun Program

Team Sage-Research Assistant

ATF National Tracing Center

**ATF**

26  
From: ATF

Sent: Friday, November 19, 2010 9:31 AM

To: ATF

Cc: ATF

Subject: Suspect Gun firearm recovered in MEXICO

Subject: Suspect Gun firearm recovered, MEXICO.

Case Agents: ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm. To prevent the NTC from releasing information that may jeopardize your investigation, please choose one of the following. It is extremely important that if your case is still active that you state whether or not we may conduct a Trace on this firearm.

A written response (email communication is sufficient) is required within 7 days of initial notification regarding this email. If a response is not received within this time frame the NTC may be compelled to release trace summary information to the requestor.

*All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.*

Please advise as to whether your case is:

- a) Active - NTC may release Trace disposition history to other Requestors for only this firearm.
- b) Active - NTC may release Trace disposition history to other Requestors. (This is to be applied to all remaining firearms in this Suspect Gun file)
- c) Active - NTC may not release Trace disposition history to other Requestors.
- d) Inactive - NTC will release Trace disposition to other Requestors.

**Suspect Gun Details:**

ATF IN Number: 785115-10-0004

Suspect Gun File Number: ATF

Suspect Gun submission request date:

**Trace details regarding firearm recovery:**

Trace id:  
Serial Number:  
Manufacturer:  
Type:  
Caliber:  
Model:  
Recovered  
Location:  
Suspects:  
  
Trace Requestor:  
Requesting Agency:  
Phone Number:

ATF

Trace Requestor:  
Requesting Agency:  
Phone Number:

**ATF**

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF **ATF** VIA E-MAIL OR AT **ATF**

**ATF**

Suspect Gun Program  
Team Sage-Research Assistant  
ATF National Tracing Center

**ATF**



**From:** [REDACTED] **ATF**  
**Sent:** Wednesday, December 15, 2010 11:43 PM  
**To:** [REDACTED] **ATF**; Needles, James R.; Gillett, George T. Jr.  
**CC:** [REDACTED] **ATF**  
**Subject:** Re: [REDACTED] **ATF** in custody

Great job.

\*\*\*

NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).

---

**From:** [REDACTED] **ATF**  
**To:** Newell, William D.; Needles, James R.; Gillett, George T. Jr.  
**Cc:** [REDACTED] **ATF**  
**Sent:** Wed Dec 15 23:41:30 2010  
**Subject:** [REDACTED] **ATF** in custody

We (ATF) have [REDACTED] **ATF** in our custody. We are coordinating with the USAO to charge him in the morning via Complaint. We are holding him overnight in custody.

**ATF**

Thanks,

[REDACTED] **ATF**  
Group Supervisor  
Phoenix Group VII  
[REDACTED] **ATF**



**From:** Nallin, Michael T.

**Sent:** Thursday, December 16, 2010 5:11 PM

**To:** [ATF]

**Subject:** RE: FYI...complaint for [ATF] signed by federal magistrate judge

[ATF]

Just a heads up...

# ATF

She wanted to know the name of the case agent for the PHX case. I suggested she call you if she wished to garner more information regarding the PHX investigation. I don't know that she will call, but I wanted to give you a heads up.

THX

[ATF]

**From:** [ATF]

**Sent:** Thursday, December 16, 2010 2:18 PM

**To:** Newell, William D.; Needles, James R.; Gillett, George T. Jr.

**Cc:** [ATF]

**Subject:** FYI...complaint for [ATF] signed by federal magistrate judge

[ATF]

Group Supervisor

Phoenix Group VII

[ATF]

**From:** Terwilliger, Michelle L. [ATF] [fbi.gov]  
**Sent:** Tuesday, January 25, 2011 10:04 AM  
**To:** [ATF]  
**Subject:** RE: Ballistics on AK-47

My cell phone number is [ATF]  
Thanks

---

**From:** [ATF]  
**Sent:** Wednesday, January 19, 2011 12:13 PM  
**To:** Terwilliger, Michelle L.  
**Subject:** Ballistics on AK-47

Michelle,

My name is [ATF] and I am the ATF Supervisor in Phoenix that has been in touch with your office regarding the two AK-47s recovered during the area canvas following the December 15, 2010 fatal shooting of the border patrol agent. My office/group charged the purchaser of those two AK-47s, [ATF]

[ATF]

Thanks,

[ATF]

Group Supervisor  
Phoenix Group VII

[ATF]

---

**\*\*\*\*\* NOTICE: This e-mail message and any attached files are intended solely for the use of the addressee(s) named above in connection with official business. This communication may contain Controlled Unclassified Information that may be statutorily or otherwise prohibited from being released without appropriate approval. Any review, use, or dissemination of this e-mail message and any attached file(s) in any form outside of ATF or the Department of Justice without express authorization is strictly prohibited.**

**From:** Garza, Peter W. [ATF]  
**Sent:** Wednesday, January 19, 2011 1:09 PM  
**To:** [ATF]  
**Subject:** RE: scanned copies per your request

Mr. [ATF]

Sorry...been down in Tucson for the last week working mostly graves. Just back in the office today.  
I'm sorry I do not know the answer to your question. Please contact the case agent, SA Michelle Terwilliger at [ATF]

[ATF]

Thank you,  
Pete

-----  
Peter Garza  
Intelligence Analyst  
FBI Phoenix

[ATF]

-----  
**From:** [ATF] [mailto:[ATF]]  
**Sent:** Monday, January 10, 2011 9:51 AM  
**To:** Garza, Peter W.  
**Subject:** RE: scanned copies per your request

Pete,

I know you guys have your hands full down there in Tucson so perhaps my timing is off, if so I apologize. Did you ever receive the ballistics results from the Border Patrol Shooting back in December and if so did it match either of the firearms purchased by the [ATF]

Thanks,

[ATF]  
Group Supervisor  
Phoenix Group VII  
[ATF]

-----  
**From:** Garza, Peter W. [mailto:Peter.Garza@ic.fbi.gov]  
**Sent:** Tuesday, December 21, 2010 3:45 PM  
**To:** [ATF]  
**Cc:** Weber, Amy (FBI); Douglass, Daniel (FBI)  
**Subject:** RE: scanned copies per your request

Understood...message received and forwarded to Tucson FBI.  
Again we appreciate the quick turn-around.

Pete

-----  
Peter Garza  
Intelligence Analyst  
FBI Phoenix

**ATF**

---

**From:** ATF [mailto:ATF]  
**Sent:** Tuesday, December 21, 2010 3:39 PM  
**To:** Garza, Peter W.  
**Subject:** RE: scanned copies per your request

I know the FBI is more guarded then other agencies with Op-Sec issues, but needless to say these documents are "*Law Enforcement Sensitive*." The reports I sent are part of ATF scheduled to be indicted in January 2011 by the USAO and ATF. I know my ATF SAC as briefed your FBI SAC but I thought it still worth mentioning.

---

**From:** Garza, Peter W. [mailto:Peter.Garza@ic.fbi.gov]  
**Sent:** Tuesday, December 21, 2010 3:35 PM  
**To:** ATF  
**Subject:** RE: scanned copies per your request

Received...thank you.

Pete

---

Peter Garza  
Intelligence Analyst  
FBI Phoenix

**ATF**

---

**From:** ATF [mailto:ATF]  
**Sent:** Tuesday, December 21, 2010 3:32 PM  
**To:** Garza, Peter W.  
**Subject:** scanned copies per your request

---

**\*\*\*\*\* NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).**

---

**\*\*\*\*\* NOTICE: This electronic transmission is confidential and intended only for the person(s) to whom it is addressed. If you have received this transmission in error, please notify the sender by return e-mail and destroy this message in its entirety (including all attachments).**

33  
**From:** ATF  
**Sent:** Thursday, February 17, 2011 11:27 AM  
**To:** ATF  
**CC:**  
**Subject:** Any assistance you could provide would be appreciated

---

**From:** ATF  
**Sent:** Thursday, February 17, 2011 9:12 AM  
**To:** ATF  
**Cc:**  
**Subject:** RE: Suspect Gun firearm recovered ATF

ATF

I spoke with ATF yesterday and he had just examined this firearm, along with some others, in Juarez. He may be able to give you the circumstances surrounding the recovery. ATF at the Gun desk, is trying to match it up with our seizure bulletins.

ATF

---

**From:** ATF  
**Sent:** Thursday, February 17, 2011 8:37 AM  
**To:** ATF  
**Cc:**  
**Subject:** FW: Suspect Gun firearm recovered, ATF

ATF

Can you provide any additional information on the below recovery? Thanks

ATF

---

**From:** ATF  
**Sent:** Thursday, February 17, 2011 8:13 AM  
**To:** ATF  
**Cc:**  
**Subject:** Suspect Gun firearm recovered, ATF

**Subject:** Suspect Gun firearm recovered, MEXICO.

**Case Agents:**

ATF

The National Tracing Center (NTC) has received a Trace request for the above listed firearm. To prevent the NTC from releasing information that may jeopardize your investigation, please choose one of the following. It is extremely important that if your case is still active that you state whether or not we may conduct a Trace on this firearm.

A written response (email communication is sufficient) is required within 7 days of initial notification regarding this email. If a response is not received within this time frame the NTC may be compelled to release trace summary information to the requestor.



All information regarding this and any other trace requests can be obtained by using eTrace. In the event that you do not have access, access can be requested by contacting the Law Enforcement Support Branch at 304-260-1500 or 800-788-7133.

Please advise as to whether your case is:

- a) Active - NTC may release Trace disposition history to other Requestors for only this firearm.
- b) Active - NTC may release Trace disposition history to other Requestors. (This is to be applied to all remaining firearms in this Suspect Gun file)
- c) Active - NTC may not release Trace disposition history to other Requestors.
- d) Inactive - NTC will release Trace disposition to other Requestors.

**Suspect Gun Details:**

ATF IN Number: **785115-10-0004**

Suspect Gun File Number:

**ATF**

Suspect Gun submission request date:

**Trace details regarding firearm recovery:**

TRACE ID:

Serial Number:

Manufacturer:

Type:

Caliber:

Model:

Recovered:

Location:

Suspects:

Trace Requestor:

Requesting Agency:

Phone Number:

Trace Requestor:

Requesting Agency:

Phone Number:

**ATF**

THIS US SOURCED FIREARM WAS RECOVERED IN MEXICO. FOR DETAILS RELATING TO THE SEIZURE, PLEASE CONTACT  
ATF-EPIC BRANCH CHIEF, **ATF** VIA E-MAIL OR AT **ATF**

**ATF**

Suspect Gun Program

Team Sage-Research Assistant

ATF National Tracing Center

**ATF**