

nerve, artery, or bone damage, but he had a good deal of muscle damage. He also sustained a flash burn injury on the inside of the left leg. He over the course of the next 2 days required a surgery for debridement and irrigation, he required 5 units of blood to get his blood back up to even an approximate level of normal, but then was ready for transfer to Wichita Falls. This time we took him in the back of a Suburban, complete with I.V.'s and admitted him to Wichita General Hospital. There he was seen by Dr. Jerry Meyers, another Surgeon who concurred in our method of treatment, and the patient underwent another surgery on 12-6 for final debridement. The progress has been good, no serious complications have arisen so far. However, it was a serious injury to the muscle tissue.

In the investigation of the accident, the Sheriff from Mason County took a report and then the Game Warden from that County also called me. The interesting thing is, the Game Warden quized me about the gun, its model number, so forth, and felt that he had a 22-250 that did the same thing. I am sending the gun to you by registered mail, attention Jim Stekl, for factory inspection. I might say that I tried to get it to misfire by firing it after the accident, but it would not happen. In both cases of the misfire, this gun had been fired a few times previously, and then it mis-fired by pushing the safety forward. Simply taking the safety from of to fire position fires the gun, and of course, that has to be done in order to open the bolt to remove the bullet.

I would suggest in testing this gun, that a 22-250 series of cartridges be fired. We were using a available Remington ammunition which was not hand loaded, I believe it had approximately a 54 grain bullet in it.

Please sent confirmation notice that you have received this gun. We are not sure what the liability issue on this will be for a year or two to come, but anything done to the gun or opinions rendered will be of great importance in future months.

My day time number is (817) 723-8843, the home number is (817) 855-6478. This gun was bought from an Iowa Park Gun Store, approximately 12 years ago, and was used at that time, it functioned normally for all that time except the last 2 years.

Thank you very much.

Sincerely,



David G. Borman, M.D.

DGB/ss

P.S. This gun was taken by my insurance agent, rather than being sent to you directly - DB

DAVID G. BORMAN M.D. P.A.

Orthopedic Surgery

1718 TENTH STREET • TELEPHONE 723-8844
WICHITA FALLS, TEXAS 76301

December 6, 1990

Remington Arm Incorporated
Attention: Jim Stekl
Product Services Division
14 Hoeffler Avenue
Ilion, New York 13357

Dear Mr. Stekl:

Per our phone conversation, I told you I would write a letter bringing your attention to the mal function on the gun we discussed, and this is the letter outlining the details.

December 1, 1990, I and a party of seven other people were hunting deer in Mason County, at the Rogers Ranch, that is near Mason, Texas. The gun I was using at that time was a Remington Model 700, serial number 6304601, 22-250 caliber. One year ago on this same hunt, this gun gave me difficulty by discharging prematurely. I was in a stand; a deer appeared, I brought the rifle up, and as I flicked the safety forward to the fire position the gun discharged by itself. I stopped hunting with that gun and took it to our local Remington Representative at Wichita Guncraft here in Wichita Falls when I returned home, and he repaired it saying it was a loose spring. I test fired the rifle again this year, it worked fine on three shots and then took it with me to the hunt. The rifle performed satisfactorily early in the morning when my friend and I were hunting together, with no misfires. That noon, we took the deer we had obtained and the rifle back to camp, and made preparations to go back again later that day. We were using a Four-Wheeler, and carrying a rifle on the side of the Four-Wheeler as well as another rifle in the front. My friend that was hunting with me, (Don McEwen, 34 year old white male welder from Wichita Falls) was off to the left side of the Four-Wheeler and we had mounted the rifle on the right side. I remembered that there still was a bullet in the chamber and we did not want to travel with it in that condition and made a move to remove the bullet from the chamber by opening the bolt and extracting the bullet. As I reached down and pushed the safety forward in order to open it, the gun misfired again and this time the bullet struck my friend in his right leg. The bullet entered the proximal medial portion of the right thigh doing damage to muscle, skin, and underlying tissue, exited out the back and from there the patient was attended by me. We immediately wrapped the wound, carried the patient out of the rough country, a distance of 3 1/2 miles to the local hospital at Mason. There he was given preliminary medications and dressings and transferred him in my truck to Fredericksburg Hospital, which is Hill Country Memorial Hospital, where a Vascular Surgeon, Dr. Riley Smith attended him. The patient did not have any major

nerve, artery, or bone damage, but he had a good deal of muscle damage. He also sustained a flash burn injury on the inside of the left leg. He over the course of the next 2 days required a surgery for debridement and irrigation, he required 5 units of blood to get his blood back up to even an approximate level of normal, but then was ready for transfer to Wichita Falls. This time we took him in the back of a Suburban, complete with I.V.'s and admitted him to Wichita General Hospital. There he was seen by Dr. Jerry Meyers, another Surgeon who concurred in our method of treatment, and the patient underwent another surgery on 12-6 for final debridement. The progress has been good, no serious complications have arisen so far. However, it was a serious injury to the muscle tissue.

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I would suggest in testing this gun, that a 22-250 series of cartridges be fired. We were using a available Remington ammunition which was not hand loaded, I believe it had approximately a 54 grain bullet in it.

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Sincerely,

David G. Borman, M.D.

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