

KEVIN J. KELLEY

ATTORNEY AT LAW

P.O. BOX 4367

1804 SUPERIOR STREET

THREE LAKES, WISCONSIN 54562

RESIDENCE

PHONE: 715-546-2220

OFFICE

PHONE: 715-546-2629

January 17, 1990

Mr. Jim Stekl
Remington Arms Company, Inc.
Product Service
14 Hoefler Ave.
Ilian, N.Y. 13357

RE: Remington Model 1100
Serial No. A6347029, 7mm Remington Mag.

Dear Mr. Stekl:

I spoke with you on December 1, 1989 regarding the misfiring accident that occurred with the above enumerated gun on November 18, 1989.

I enclose with this mailing the gun itself, which you indicated that your company would like to go over.

By way of a review of the fact situation, the incident occurred on Saturday evening, November 18, 1989, as we were coming out of the woods. We had had to drag a deer out, and because it was dark when we arrived at the car, I opened the back door of my 1989 Isuzu that I purchased in August of 1989. The interior lights were, therefore, on the firearm in order to assist me in unloading it.

As you know, the safety must be off in order to operate the bolt, and when I pushed the safety forward, the gun discharged, sending a 7mm bullet up the left side of the interior of my vehicle. It lodged in the rear driver's side door, but because of concussion and shredding action, it ran all the way up to the front windshield, which shattered. While the bullet made its way forward, it ripped through two gun cases, blew the butt plate and damaged the stock of a Marlin 30/30 rifle which was in the back of the car, and caused general havoc throughout the interior of the vehicle.

I have spent a good deal of time with the firearm attempting to figure out what went wrong, and it appears that it had to have happened in one of two ways. It appears that when the safety is taken off, the trigger may become "hairlike" and even the slightest touching of the trigger engages the firing pin. I remember the distinct click of the safety going off and then the round discharging immediately thereafter. The other alternative is, of course, that when the safety was disengaged, something

PS03703

KEVIN J. KELLEY
ATTORNEY AT LAW

Mr. James Stekl
January 17, 1990
Page Two

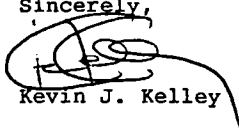
happened to the firing mechanism in order to make it fire. I am feeling obviously most relieved that no one was injured, inasmuch as two young first year hunt boys, including my son, were stationed about eight feet away from the trajectory of the bullet. In working the gun mechanism after this accident, I discovered, as I am sure you will, that the trigger does become extremely "hairlike" when you are pushing the safety off and your trigger finger is anywhere near the trigger. I believe that there is something inherently wrong with the safety/trigger mechanism, and I ask you to review it so that nothing like this can happen again.

As I stated to you, the firearm is owned by James Buehler, a friend who resides in Three Lakes, who purchased the gun approximately ten years ago in the Appleton area of Wisconsin.

For your records, I include a review of the bills that I have incurred to date, including the repair to the vehicle (\$2,107.96) and the first bill that I paid to Northland Gunsmithing (\$49.06) for the initial repair to the butt plate. The gunsmith is now replacing the wood in the stock and doing the requisite gluing in order to try and salvage the original stock. He indicated that it may be necessary to put on a completely new stock. There were two gun cases shredded as I mentioned, with a value of approximately \$30.00 per gun case.

I appreciate your attention to this matter, inasmuch as this incident took ten years off of my life because of the close proximity of the two boys who I was hunting with. I would surely appreciate your thorough review of this matter, and I await your response. Thank you again for your attention.

Sincerely,



Kevin J. Kelley

Enclosures

KJK/pjr

PS03704