

Remington Arms Co., Inc.
Product Service
Legal Case #6022

Case Information

RE#	Date Opened	Date Opened(PS)	Date Closed	Incident Date	Pre Lit	Lit	Obsolete
223605	2/18/2011	3/22/2011	3/22/2011				

Customer Information

Type	Business	First Name	Last Name	Street	City	State	Zip	Age	Contact
incident		Jim	Lusk	118 Davenport	Burger	TX	79007		H 806-273-2637 C 806-896-0396 E jrlusk@sbcglobal.net

Incident Information

Claims	Codes	Repair Est.	Medical Treatment	Medical Status
P1 PD shot floorboard, tire, wheel	Cause:4038 Could Not Duplicate Concern			Unknown
S Fired on safety release	Concern:1007 Fired on Safe Release			
C				

4/1/11 Per letter with rifle, this was his father's rifle passed down to Jim when he passed. The rifle has twice discharged live ammo inadvertently with Jim. Once down range while shouldering to shoot a deer when he pushed the safety off. Another time when he was unloading it with the muzzle down toward the floor board to allow the cartridges to drop into a clean seat instead of the ground. He had bumped the shells from the bottom, reached to push the safety off to cycle the bolt to empty the chamber and it fired. It blew a hole in the flourboard and destroyed a tire and wheel.cm

Firearm Information

Mfg.	Type	Model/Ga.	SKU	Serial	Bbl.	DOM
Remington	CF/BA	700/300 WIN MA	n/a	6873750	PZ	6/1/1975
Date Purchased	Where Purchased	Accessories	Original Owner			
	B&H SPTG GDS AMARILLO TEXAS		N			

CONCERN: FSR

Ammunition Information - None Defined

Other Products Information - None Defined

Settlement

Remington/700/CF/BA

Settlement	Release of Claims	Release Date	Reimbursement	Cash Settlement	Reim. Date APV	Cash Date APV
Per him, replace TPA, clean, test fire at BLSM price						

Repair/Replacement Cost Repair/Replacement Date

94.90 4/1/2011

4/1/11 Per him, could not duplicate concern. Replace TPA, clean, test fire at BLSM price of \$20 + shipping. A notation with the correspondence from Lusk states that a Rem Customer Serv Rep told him to send a check for \$20 with the rifle and we'll replace or repair whatever is needed. Emailed AR to see if they have the check. Left message for Lusk in order to give him inspection info and tell him if he gets the quote for \$37 + tax to ignore. I'll have the charges dropped to \$20 as he was told.cm

Examination{Remington/CF/BA}

Part	Sub-Part	Code	Comment
Examination	Examiner		B TRAVIS
	Exam Date		3/22/2011
	Product Type		RF
	Action Type		A
	Assigned To		T.NACLE
Cause	4038	Could Not Duplicate Concern	
	Description		24" 300 WIN MAG

	Date Code	PZ
Barrel	Bore Plugged	False
	Bulged	False
	Fired	False
	Fired while Obstructed	
	Muzzle/Crown Condition	Slightly Worn; Functioning
Bolt	Firing Pin	Slightly Worn; Functioning
	Shroud	Slightly Worn; Functioning
	Face	Slightly Worn; Functioning
	Handle	Slightly Worn; Functioning
	Stop	Slightly Worn; Functioning
Extractor	Condition	Slightly Worn; Functioning
	Cut Condition	Slightly Worn; Functioning
	Ext/Eject Test	False
Locking	Block Condition	--Select--
	Lug Condition	Slightly Worn; Functioning
	Notch Condition	--Select--
Overall	Exterior Condition	Slightly Worn; Functioning
	Stock Condition	Slightly Worn; Functioning
	Fore End Condition	--Select--
Receiver	Condition	Slightly Worn; Functioning
	Bulged	False
Safety	Description	M700 BOLT LOCK SAFETY
	Function	Like new; Functioning
	Sub-Assembly	Non-ISS
Sear	Lip	--Select--
	Notch	Slightly Worn; Functioning
	Test	Test Fired
Feeding Test		False
Trigger	Condition	Slightly Worn; Functioning
	Pull	--Select--
	Altered	False
	Sub-Assembly	M700 Bolt Lock

I understand CNBC is biased. Of that I am sure. I can't stand the commie sons-a-bitches. I do agree with you -- that they didn't air their program out of some sense of rightness, but rather -- their overwhelming desire to push an anti-gun agenda. I get that. But they didn't lie about everything. Exaggerate? Yes. Manufacture evidence? Probably. Seek out people who were more than willing to say what CNBC wanted to hear? Absolutely. BUT, there is some truth to the 700s being defective. Mine is!

Let me say that again. MY 700 IS DEFECTIVE! It's never been altered. It's never been modified. It has ALWAYS been properly maintained.

I remember the day my father bought this rifle. I believe he bought it new at a store called Furr's that was going out of business in Borger, TX. My father's name was James Robert "Bob" Lusk. He didn't hunt much, or even shoot much, but he loved this rifle as much as any possession he'd ever owned. He presented the rifle to me around 1983 -- I've had the rifle ever since. As far as I know, he and I are the only two people to ever shoot this rifle. He would never loan it out, nor would I.

I don't know if the rifle ever discharged inadvertently with dad, (he has been dead for several years now) he never mentioned it, if it did. I do remember him buying 6 or 8 boxes of ammo for it when he bought the rifle. When he gave me the rifle, he also gave me no less than 6 boxes of the original ammo. At best, he fired less than 40 rounds through it before he presented it to me.

The rifle has twice discharged live ammunition inadvertently with me. Once down range harmlessly, while I was shouldering it to shoot a deer. I pushed the safety off, and BOOM, it fired. It inadvertently fired again while unloading it barrel down toward the floorboard of my daughter's truck. I used to routinely unload the rifle in the seat - muzzle down toward the floor board, allowing the cartridges to dump into a clean seat; rather than taking a chance on letting them fall into the dirt. I had dumped the shells from the bottom. I reached to push the safety off, to cycle the bolt, to empty the chamber, and again, BOOM! It blew a hole in the floorboard and destroyed a tire and wheel. Both occurrences left me thinking I was an idiot and had done something to cause both incidents. I soon figured out, that was not the case.

A few years after the 2nd incident, upon reassembly after cleaning the rifle, it dry fired inadvertently. The rifle dry fired every time I cycled and set the bolt. Over and over, it did this -- a couple dozen times or more. I pulled it back apart several times, cleaned, oiled, used compressed air to blow it clean and dry, cursed, cleaned and air blew some more. Finally, it started cycling properly. Next day, we were going hunting. I cycled the bolt before loading the rifle, and it inadvertently dry fired several times before finally holding the pin in fire position. I cursed again -- I simply could not trust this rifle. I placed the rifle back in the truck without ever loading it. It hasn't been fired or even loaded since. It is defective, period. Like I said, it's never been modified and has always been well maintained.

Bear in mind, the rifle may fire properly a hundred times without malfunctioning. I fired hundreds of rounds through this rifle before, between and after the two accidental live fire discharges, right up to the time it inadvertently dry fired after cleaning. Believe me, sooner or later, you keep messing with it -- and it WILL discharge inadvertently. Do not send this rifle back to me, until it is safe to use. I pray this rifle will answer some questions and help you solve the mystery of this problem.

My home # is (806) 273-2637

My cell # is (806) 896-0396

My home address is:

Jim Lusk

118 Davenport

Borger, TX. 79007

Return Address:

Jim Lusk
118 Davenport
Borger, TX. 79007

Home 806-273-2637

CELL 806-896-0396

CELL 806-898-4960

Email: jrlusk@sbcglobal.net

Remington®

Factory Repair Instructions

(NOTE: Please print and complete this form, and then include it with your firearm.)

Model Number:	700	Serial Number:	6871750
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Are you the original owner? YES NO *My Dad was original owner*

Name: Jim Lusk Date of Purchase: 1976

Address (no PO Boxes): 118 Davenport

City: Borger TX State: TX Zip: 79007

Phone (Daytime): 806-273-2637 Fax:

E-mail Address: jrlusk@sbcglobal.net

I would like to receive future e-mail updates from Remington.

Please describe your problem: This rifle has discharged live amm
twice inadvertently! It has def fired inadvertently
many times!

Long Text included

PLEASE READ

20.40

27.5

35.5

17.50

15.5

114.90

20.5

94.90

Ammunition Information:

Manufacturer: R Winchester Type: Mostly 180 gr Corelock

Other (i.e. bullet weight/type, shot size, powder):

Handload Information:

Powder Used: Powder Weight:

Case/Hull Used: Primer Used:

Bullet Type/Shot Size: N/A Reloader Used:

Firearms Care (Cleaning and Lubrication):

Brand of cleaning solution used: Various

How often do you clean the bore? (Months or Number of rounds) After Every USE

How often do you clean the action? (Months or Number of rounds) After Every USE or 2 years

How often do you clean the trigger assembly? (Months or Number of rounds) After Every USE or twice a year

Brand of lubricant used: Various

MAR 23 2011

BY: _____

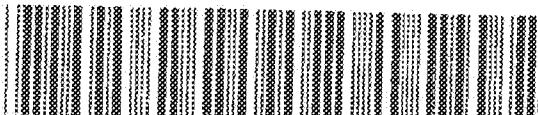
The Customer Service Rep
I spoke with via Phone

Told me to send a check for
\$ 20.00 with this rifle
and whatever needed to be
replaced or repaired would
be covered by that \$20.00

Thank you

#6871750

Model: 700



RE00223605

(Number of rounds)	(Number of rounds)	(Number of rounds)
Comments or recommendations on our web site or in our owners manual?		
Is your gun currently under warranty? If so, what is the date it ends?		
Has your gun ever been repaired by a Remington authorized repairman/gunsmith?		

Mail Post to:

ARMS CO., INC.

Service Division

Weller Ave

Y-13357

IN YOUR FIREARM OR IN THE SAME BOX WITH THE
IF YOU FEEL YOU MUST SEND SPENT SHELLS PLEASE
ME ADDRESS (WITH ZIP CODE), TELEPHONE AND

- Record the serial number of your firearm before sending it.
- Pack your firearm for safety and to prevent further damage in shipping and handling. Preferably, ship in a firearm box. (Note: Original boxes may not be returned.)
- Remove all accessories from your firearm to prevent loss or damage.
- Provide a return address on both the outside and inside the box! Shipments without a proper return address will be refused.
- Ship your INSURED firearm by either UPS or Parcel Post. Remington is not responsible for damage or loss during shipment, so you may elect to purchase insurance from your carrier.

Charge repairs will be processed using the following guidelines:

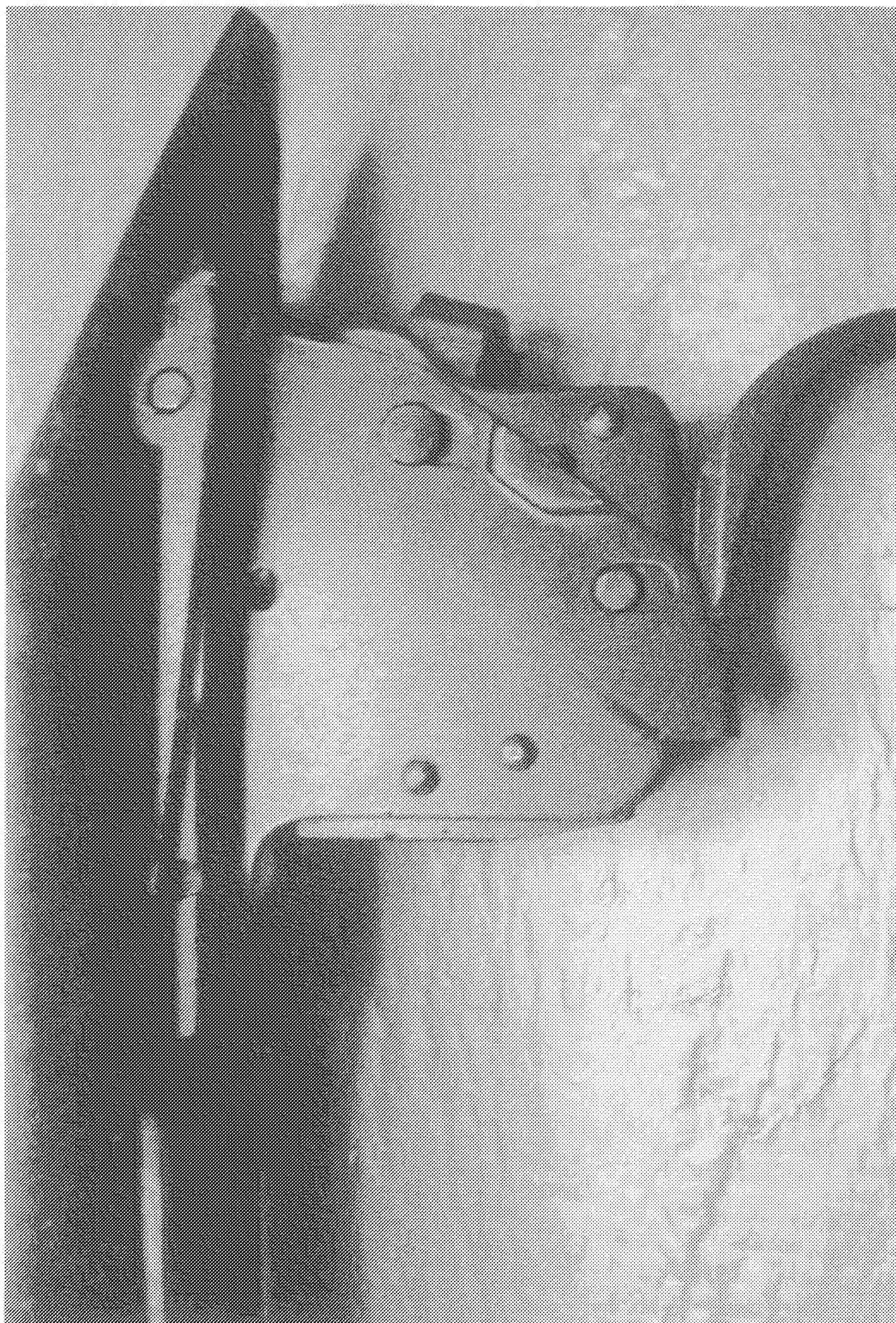
- Repairs \$75.00 and under will be completed and returned to you C.O.D. (To avoid C.O.D. charges, please include your credit card number and expiration date with your gun.)
- For Repairs over \$75.00, you will receive a written estimate detailing the nature of the repair, applicable taxes and shipping. You will have 30 days to approve the repair estimate. Repairs can be paid by check, money order, or credit card (American Express, Discover, MasterCard, or VISA). If you wish, you can expedite repairs over \$75.00 by setting a pre-authorized amount that can be billed to your credit card.

Could not duplicate concern,
replace TPA, clean & test fine
under BC&P load \$ 20.00 + ship

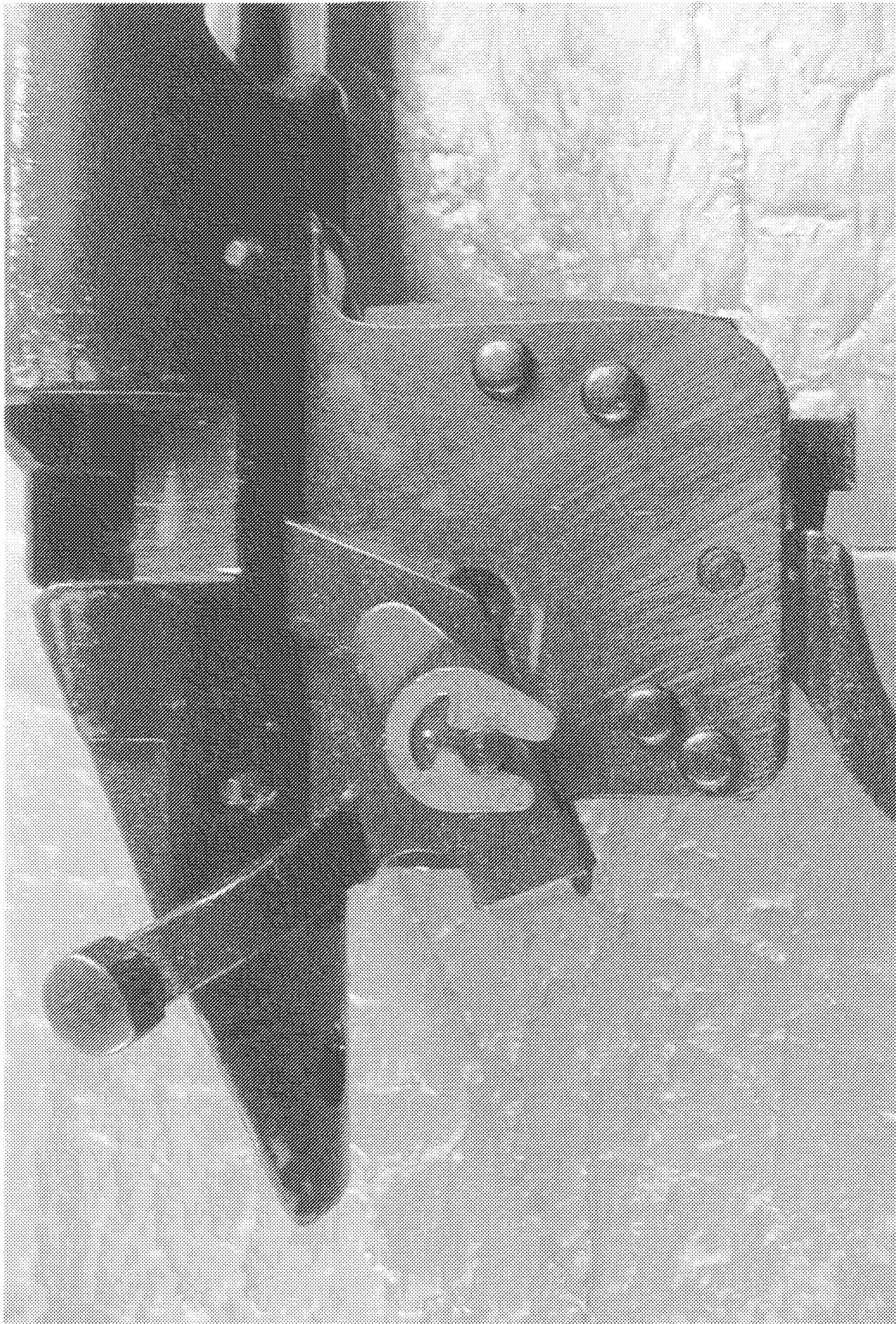
Quote



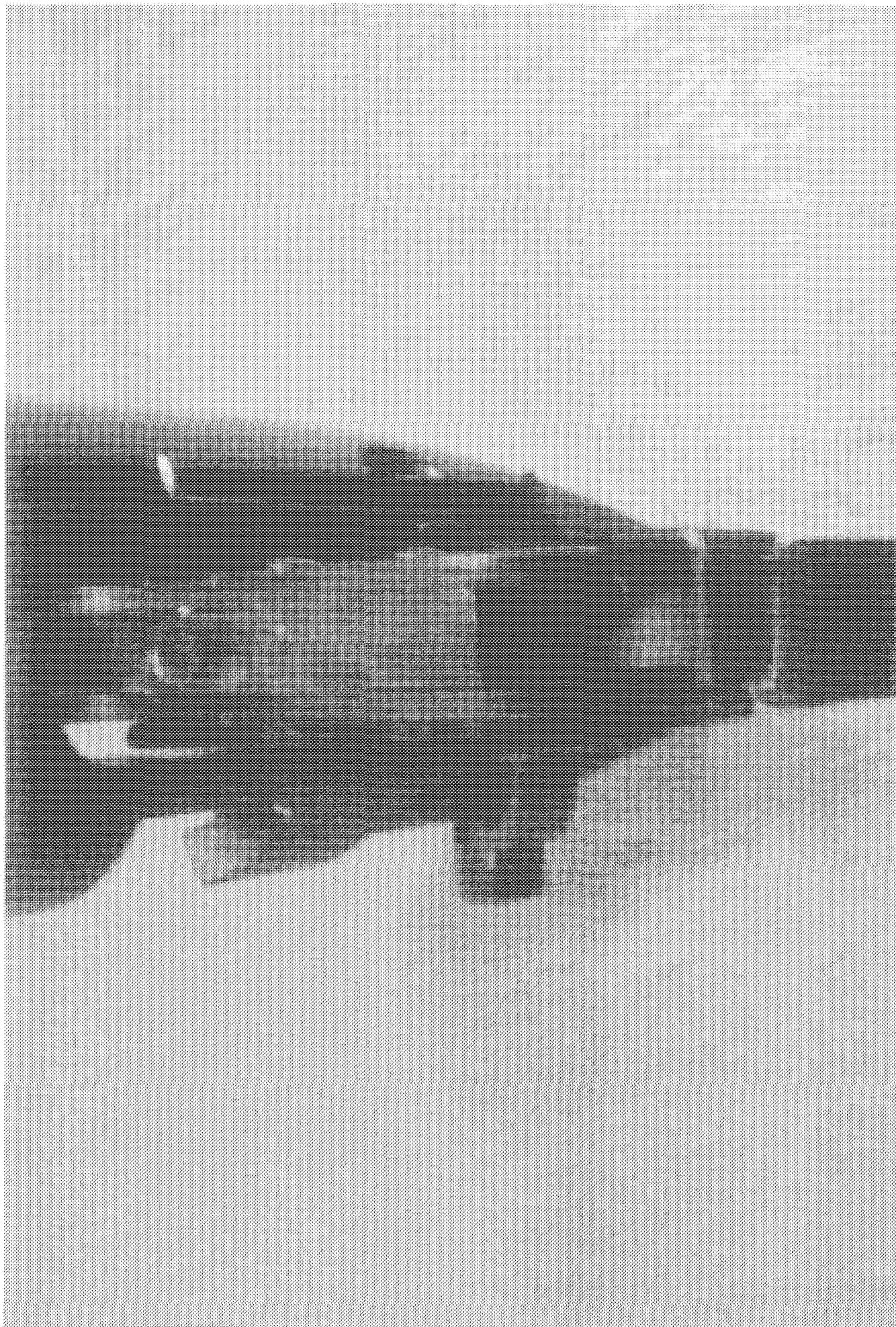
PS 16786



PS 16787



PS 16788



PS 16789