

bcc: B. Ericson

J. Hutton

Remington J. Nitti/Dave Carpenter -cc



REMINGTON ARMS COMPANY, INC.

SPORTING ARMS-AMMUNITION-TARGETS-TRAPS

ILION, NEW YORK 13357

TELEPHONE (315) 894-9961

January 10, 1990

Armstrong, Rawlings & West
Attn: David L. Patterson
175 South Main St.
Salt Lake City, UT 84111

RE: Your Client - Mr. Jon Nichols

Dear Mr. Patterson:

Examination has been completed on the Model 700 ADL 7mm Remington magnum caliber rifle, serial number B6876553, that was returned to us by K-Mart, Sandy, Utah, after it was damaged while shooting.

Our examination of the rifle indicates that the damage to the stock resulted from a case head failure, which let escaping gasses go rearward causing the damage. Based upon examination of the bolt face, it is evident that the damage was caused from firing the wrong caliber cartridge in the rifle, as indicated by the small diameter rim print present. Cartridge failure resulted from the chamber being too large to be filled by the stretching smaller cartridge. Since the actual incident casing was not returned with the rifle, we can only speculate on this point.

The cartridge case returned with the rifle is not of Remington manufacture and could not have caused the damage.

Since the incident did result from a condition beyond our control, the Remington Arms Co., Inc. cannot assume any liability or responsibility for the occurrence.