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October 10, 1990

Remington Arms Company
Arms Services Division
14 Hoefler Avenue
Iliion, New York 13357

Attn: Mr. Jim Spekl

Dear Mr. Spekl:

Enclosed is my Remington Rifle which malfunctioned on an Elk Hunt on the Apache Reservation in Arizona on Friday, October 5th. The hunt began on October 1st and I hunted twice a day while in the company of my friend, Mr. Don Ross and a guide who was provided for me. Prior to going on the hunt I had targeted in my rifle, shooting it fifteen times, and after arriving at the camp, I checked the rifle and found that the point of impact had not been changed by shipment. During the course of the hunt we carried the rifle with us in a pickup truck with the chamber of the rifle unloaded, but with the magazine loaded and we were continually loading and unloading throughout the day as we got in and out of the truck.

On the morning of October 5th, my guide had bugled up an Elk to within forty yards, hidden in brush but with a clearing on either side. I fired my first shot, badly wounding the Elk and as I slammed the bolt home for the second shot, the rifle fired as soon as the bolt closed. Once again I tried closing the bolt and once again the rifle fired, at which point the Elk ran away.

After experimenting with the gun we discovered that by pushing the safety forward we were able to make the rifle fire. I am suffering from a heart condition and so was unable to pursue the Elk in order to make the final shot. My friend took the rifle, followed the Elk and eventually shot the final coup de grace.

In view of the fact that this hunt cost me in excess of \$10,000, I am extremely disappointed that I was unable to reduce the Elk to my possession and I feel that the malfunctioning of my rifle was directly responsible. In retrospect I am convinced that I experienced the same malfunctioning of my rifle during another failed Elk hunt four years ago at Vermejo Park in Northern New Mexico.