

cc: R. L. Hall  
 E. K. Boyle  
 R. A. Morris  
 C. B. Workman

## REMINGTON ARMS COMPANY, INC.

INTER-DEPARTMENTAL CORRESPONDENCE

Remington  
 (Logo)

PETERS  
 (Logo)

"CONFINE YOUR LETTER TO ONE SUBJECT ONLY"

*Bob Spelling - Legal -  
 Here should be something we can  
 do about this*

REMINGTON ARMS CO.  
 RECEIVED

MAY 23 1980

TO: R. Sassone

FROM: D. V. Peary

DATE: May 23, 1980

ILION RESEARCH DIVISION

SUBJECT: Testing of XP100 Off Plant at Ilion Fish &amp; Game Club

I have checked into your inquiry of whether Remington was legally able to transport Model XP100 firearms from the Ilion Plant to the Ilion Fish and Game Club for testing purposes.

Because the XP100 is a single shot pistol, it falls into the category of a "Firearm" under Article 265.00 of the Penal Law of the State of New York and is defined as such under Section 265.00-3.

Remington Arms is licensed to manufacture and test firearms on their plant property, including the Model XP100.

I have reviewed the New York State Penal Law pertaining to Article 265.00 and have again contacted the New York State Police Pistol Permit Bureau in Albany, New York to inquire as to any recent changes in the above article of the Penal Law or if there have been any recent changes in the interpretation of the Article.

I advised them that we manufacture and test the XP100 on the Remington Plant site in most instances, but there are times when it is necessary to test at longer distances than our indoor ranges are capable of. To do this, it would be necessary to transport the XP100's in company vehicles to the Ilion Fish and Game Club, which is leased by Remington Arms Company, a distance of approximately 3 miles.

The Pistol Permit Bureau advised that we could not do this legally as the law is now written.

The only legal way this could be done would be to have all the XP100 guns to be tested entered on a valid pistol permit of an employee who would be active in the testing. The firearms would have to be entered on the license through the Herkimer County Judge's Office who would also advise the N.Y.S. Police Pistol Permit Bureau. After the firearms were returned to the Plant, they would have to be removed from the license at the Judge's office and the N.Y.S. Police Pistol Permit Bureau in Albany, NY. The forms required by the Judge's office that the firearms were purchased by the licensed holder would also be required for each firearm involved.

The Herkimer County Judge's Office only does pistol permit business one day each week.

As you can see, it would be a cumbersome paper-work job to do this, and I have my doubts that the County Judge's Office would allow us to do this.

The only other way it could be done legally would be if the firearms were being made

under a Federal Government Defense Contract.

I know this does not solve your problem. To take the firearms to the location would be taking a calculated risk. If the employee were stopped or involved in an accident etc. and found to be illegally in possession of these firearms, the employee would be subject to arrest and could be charged with a misdemeanor the first time and a felony on any subsequent time.

DVE/kw