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DEPARTMENT OF THE TREASURY  
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS  
WASHINGTON, DC 20226

MAR - 3 2000

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Mr. Ron Peterson  
Ron Peterson Guns  
4418 Central S.E.  
Albuquerque, New Mexico 87108

Dear Mr. Peterson:

This refers to your letter of January 10, 2000, in which you request that a Winchester carbine be considered for removal from the provisions of the National Firearms Act (NFA).

As defined in section 5845(a)(3) of the NFA, the term firearm includes a rifle having a barrel or barrels less than 16 inches in length. It is unlawful for anyone to possess an NFA firearm which is not registered in accordance with the provisions of the NFA. However, the term firearm shall not include a weapon which the Secretary or his delegate finds by reason of the date of its manufacture, value, design, and other characteristics is primarily collector's item and is not likely to be used as a weapon.

Based on our examination, we have determined that the following firearm falls into the above category and is hereby removed from the provisions of the NFA:

Winchester, Model 94 carbine, caliber .30 WCF,  
serial number 413187, with 14-inch barrel.

We have further determined the above firearm to be a curio or relic as defined in Title 27, Code of Federal Regulations (CFR), Part 178, section 178.11, thereby authorizing licensed collectors to acquire, hold, or dispose of it as a curio or relic subject to the provisions of Title 18, United States Code (U.S.C.), Chapter 44, and the regulations in 27 CFR, Part 178. It is still a firearm as defined in 18 U.S.C. section 921(a)(3).

Mr. Ron Peterson

We trust that the foregoing has been responsive to your inquiry. If we can be of further assistance, please contact us.

Sincerely yours,

A handwritten signature in black ink, appearing to read "G. L. Thomas", with a long horizontal flourish extending to the right.

Gary L. Thomas  
Chief, Firearms Technology Branch