

**STRAIGHT TALK
ABOUT WHAT YOU
CAN DO TO
PRESERVE YOUR
RIGHT TO KEEP AND
BEAR ARMS**



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TO KEEP AND
BEAR ARMS**

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ELECTIONS, AGAIN

It's hard to believe it but, within six months, the United States once again will experience national elections.

These elections will be for every seat in the U.S. House of Representatives and for one-third of the seats in the U.S. Senate.

These elections are serious. The outcome of the elections will have serious consequences for the resolution of a number of issues relating to the individual, Second Amendment civil right of law-abiding American citizens to keep and bear arms.

One of the matters to be decided by the elections is the make-up of committee chairmanships in the House of Representatives. The party which wins the most seats chooses just who will be chairmen of these committees.

This includes the Chairman of the House Committee on the Judiciary, the committee of original jurisdiction for most firearm and firearm-related legislation introduced in the House of Representatives.

The current House Judiciary Committee Chairman is Rep. F. James Sensenbrenner, Jr., a Republican from Wisconsin. It was under his term the Protection of Lawful Commerce in Arms Act was reported out of committee and event passed the full House. Regardless of who wins the November elections, Rep. Sensenbrenner will have to relinquish the chairmanship, since House rules limit him to the six years in the chairmanship.

If the Republicans maintain their majority in the House, Rep. Sensenbrenner's successor most likely would be a pro-gun Congressman, perhaps Rep. Lamar Smith of Texas or Rep. Howard Coble of North Carolina, currently Chairman of the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security.

If, however, the Democrats win enough congressional seats to take control of the House of Representatives, the next chairman of the House Judiciary Committee will probably be Rep. John Conyers, Jr. of Michigan, one of the most anti-gun rights members of either house of Congress.

Rep. Conyers voted against the proposed Protection of Lawful Commerce in Arms Act on October 20, 2005.

He had also voted against it earlier, on April 9, 2003.

On June 18, 1999, he voted against a proposal to require anyone who purchases a gun at a gun show to go through an instant background check that must be completed within 24 hours instead of 72 hours.

Rep. Smith, on the other hand, voted against Rep. Conyers' position on each of the three occasions.

So, the issue in the elections should be obvious. It's been said that personnel are policy, and that's as true in the House of Representatives as it is anywhere else.

CCRKBA RACKS BRADY CAMPAIGN

After more than two decades of trying to destroy the firearm rights of more than 80 million law-abiding American gun owners, failing statistically to show any impact on violent crime, the Brady "Campaign Against Illegal Guns" launched yet another crusade, the ultimate goal of which is to trample the Second Amendment into dust.

"This isn't a new campaign against illegal guns," notes CCRKBA Chairman Alan Gottlieb, "it's the same old campaign against all guns, and the American citizens who own them."

Gottlieb pointed out that, "over the past several years, anti-gunners have been claiming credit for reduced crime when it has really been initiatives mounted by gun owners across the country that have stopped criminals cold and put them in prisons where they belong.

"Three Strikes and You're Out laws put violent repeat offenders out of circulation, and Hard Time for Armed Crime statutes have kept more thugs behind bars."

Gottlieb said that, "expansion of shall-issue concealed carry laws now on the books in 38 states have allowed law-abiding citizens the means to fight back. While the gun control crowd has continued to push one failed policy after another – all designed to prevent American citizens from defending themselves, their families and their homes – it has been the tough legislation, mandatory sentencing guidelines and expansion of self-defense rights that has truly carried the day, and the Brady Bunch knows it.

"Through it all, millions of law-abiding Americans have endured steadfastly attacks on their rights, and battled against social bigotry in

the press, to fight for laws that make their neighborhoods safe, and send criminals skulking back into the shadows."

CCRKBA, says Gottlieb, "will continue working with progressive members of both parties on Capitol Hill and in state legislatures to promote sensible legislation that focuses on felons, not firearms. The battle to regain our firearm rights is hardly over, but we will cut through the smokescreens thrown in our path by anti-gun extremists. Our goal is to return common sense to the law, so that rights prevail over rhetoric."

In what really is part of its unending campaign against guns in general, the Brady Campaign to Prevent Gun Violence announced what it termed "a landmark multi-year effort to stop the trafficking of guns from licensed gun dealers into the hands of criminals."

In its political and public relations assault on firearm ownership, the Brady Campaign, starting at the grassroots and working with the so-called Million Mom March, says it is working to assemble a nationwide coalition of mayors "to fight illegal guns, engage in sustained public education and media outreach, mobilize the support of law enforcement and ensure that the issue of illegal guns becomes a key political issue at the local, state and federal levels."

The anti-gun group also says it is launching a so-called Gun Industry Watch "to systematically monitor the gun industry and expose the practices of gun manufacturers and sellers that ensure the continued and profitable supply of guns to the illegal market." It claims that, "in recent years, expert analysts and whistle blowers have drawn important links between industry

sales and distribution practices and the rapid movement of guns from licensed dealers to criminal hands."

Michael D. Barnes, President of the Brady Campaign, said that, "we are going to work in local communities, at the state level and with level heads in Congress to take sensible steps that shut down the iron pipelines across America that move firearms rapidly from the legal market to the illegal market."



POINT BLANK

*"Straight talk about what you can do to
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CCRKBA ENDORSES GUN CORRECTIONS PROPOSAL

CCRKBA last month endorsed a congressional proposal to make a number of improvements in federal firearms laws.

In announcing CCRKBA support for the measure, CCRKBA Public Affairs Director John Snyder, said that it would, if enacted into law, “eliminate some unnecessary restrictions currently on the books, make some corrections of a technical nature, and actually put into law some congressional policies of benefit to the Second Amendment community.”

Rep. Lamar Smith of Texas, a CCRKBA Gun Rights Defender of the Month, introduced the bill, H.R. 5005, entitled the Firearms Corrections and Improvements Act.

The measure was referred to the House Committee on the Judiciary and, subsequently, to the Subcommittee on Crime, Terrorism and Homeland Security.

H.R. 5005 would ban on a permanent basis taxes or so-called “user fees” on background checks through the federal instant check system. These are fees that Congress has prohibited on an annual basis since 1998 by riders attached to appropriations measures.

H.R. 5005 would also ban on a permanent basis the creation of a centralized electronic index of firearm dealers’ records. The possibility of the creation of such an index has been and continues to be a threat to the privacy of firearm owners’ records. On this matter, too, Congress has barred such creation on a temporary basis through appropriation bill riders for about 10 years.

H.R. 5005 would codify, or enact permanently into law, limits on disclosure of trace records. Congress, again through a series of riders on

appropriations measure, has already limited such disclosure on a temporary basis as the result of gun owners’ expressed concern about their privacy rights and the confidentiality of law enforcement records. The Smith bill would prohibit disclosure of any records from a national gun-trace database in civil lawsuits and allow the records to be released only “in a bona fide criminal investigation or prosecution.”

H.R. 5005 would repeal obsolete language from the “interim” firearm purchase waiting period provisions of the Brady Act, provisions which expired in 1998 – eight years ago.

Snyder blasted a chief opponent of H.R. 5005, Mayor Michael Bloomberg of New York City, after Bloomberg testified against H.R. 5005 during a recent public hearing on the proposal conducted by the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security.

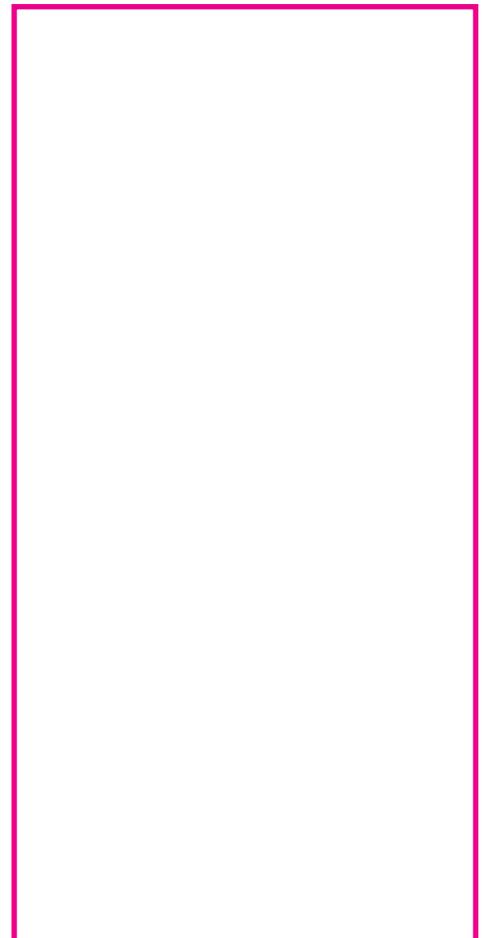
“Bloomberg,” said Snyder, “objects to H.R. 5005 because it would make it difficult if not impossible for him and other gun grabbers to pursue successfully city lawsuits against firearm manufacturers, distributors and dealers, including a current one against manufacturers and distributors.”

In January, Bloomberg vowed to file new lawsuits to go after “irresponsible dealers,” not just manufacturers. He told the Subcommittee that H.R. 5005 “would make it far more difficult to bring civil suits against rogue gun dealers, and far more difficult to bring administrative actions to revoke their licenses.”

Rep. Tom Feeney of Florida told Bloomberg at the hearing that the Bureau of Alcohol, Tobacco, Firearms and Explosives (BATFE) had “a very

rigid zero-tolerance policy” toward dealers who violate the terms of their licenses. He said the intent of the gun-trace system “is not to allow civil litigation nor to allow cities to track down unlicensed dealers elsewhere, it was to solve crime.”

“Our concern,” Feeney said, “is that individual jurisdictions will try to effect national policy by suing licensed gun dealers that have not committed a crime that the A.T.F. finds them responsible for, but that some judge, in some local jurisdiction, does.”



ARIZONA POLICE OFFICIAL HITS BATFE DURING HEARING

An Arizona police supervisor told a congressional subcommittee in late March that the Bureau of Alcohol, Tobacco and Firearms (BATFE) "absolutely devastated" his career and his personal life, simply because he gave a gun to a friend as a gift, reported the Cybercast News Service (CNSNews.com).

Lieutenant Michael Lara of the Tucson, Arizona Police Department was among a panel of witnesses who told the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security during a late March oversight hearing that BATFE is in need of serious reform.

Lara purchased a handgun from a federally licensed firearm dealer (FFL) in 2003. He planned to give it to a friend who was licensed by the Arizona State Police to carry a concealed weapon. One of the forms he completed as part of the purchase asked if he was the "actual buyer" of the firearm. The 28-year law enforcement veteran read the definition of "actual buyer" on the form and answered the question "yes."

During a review of the gun dealer's records, BATFE noticed Lara's purchase and began investigating it. Lara was placed on administrative leave with pay, but even after an internal affairs investigation cleared him of any wrongdoing, BATFE continued to pursue the case for an additional seven months.

"ATF indicted me, claiming that I had not purchased the firearm as a gift, but that I had actually bought it for a friend using her money," Lara recalled.

The crime Lara was accused of is typically referred to as a "straw purchase," when one person buys a

firearm on behalf of another person who is, usually, legally disqualified from gun ownership.

Lara said he believed initially that BATFE would investigate the charges objectively, determine that he was innocent and move on to other cases. He now complains that BATFE never interviewed any of the witnesses to the purchase of the firearm or his presentation of it to his friend as a gift. Lara said he is still baffled by BATFE's actions.

"It just makes no sense to me why ATF would try to prosecute someone who had dedicated themselves to serving our community who clearly did nothing wrong," Lara concluded. "It was obvious that there was no intent of wrongdoing."

After he was processed as a federal prisoner, Lara was released on his own recognizance, but now was unemployed and the recipient of intense media scrutiny, awaiting his day in court.

"I lost over \$216,000 in saving and earnings. I had to refinance my home to help pay the bills and the attorney's fees," Lara recalled. "Three months after my arrest, my case went to trial. At the end of the trial, the jury deliberated less than one hour before finding me innocent of the charges."

Lara would wait two more months for his badge to be returned to him, but the BATFE prosecution did not end when he resumed his police career.

"On my first day back to work I was given a 40-hour suspension without pay for 'criminal activity' because I had been indicted," Lara continued. "My professional career is shot. It's now been three years after the event

and I am still a patrol lieutenant. It was made clear to me when I returned to work that I would never see any advancement."

Richard Gardiner, a Virginia attorney and an expert in firearms laws who often represents FFLs and gun owners under BATFE scrutiny, argued that Lara's case is actually closer to being the rule than the exception.

Gardiner has been a speaker at the annual Gun Rights Policy Conference cosponsored each September by CCRKBA and the Second Amendment Foundation.

"The ATF tends to focus or has a significant focus on trivial, immaterial violations which are unrelated to public safety," Gardiner told the Subcommittee. "And they impose unreasonable standards of perfection which are simply not humanly achievable."

As an example, Gardiner recalled a BATFE review of 880 "Firearms Transaction Record Part I—Over-The-Counter forms collected by one of his gun dealer clients. Of the 34,320 blocks of information collected on those documents, BATFE found 19 clerical errors.

"That is a 99.96 percent completion record," Gardiner noted. "Yet ATF took the position that, because the dealer was aware – based on the fact that he had completed 99.96 percent of the forms accurately – that he committed a 'willful violation' with regard to the other four one-hundredths of a percent because he knew what his legal obligations were."

BATFE revoked that gun dealer's license and closed his business.

CCRKBA HAILS CCW IN KANSAS AND NEBRASKA

CCRKBA hailed lawmakers in Kansas and Nebraska for enactment of concealed carry legislation in their respective states.

CCRKBA Chairman Alan M. Gottlieb congratulated Kansas lawmakers for the override of Gov. Kathleen Sebelius' veto of the state's concealed carry legislation.

The Senate override vote went 30-10 against the governor's veto and the House voted 91-33 to override.

"We're proud of Kansas lawmakers in both parties who stood firm and acted swiftly to override the veto," said Gottlieb. "Henceforth, the citizens of Kansas will enjoy the same protection from crime as Americans in neighboring states."

"The vote in Kansas," added CCRKBA Executive Director Joe Waldron, "proves that it is possible for reasonable legislators on both sides of the aisle to work together for the common good. The Kansas law is a good, sensible step, and we are confident that before very long, the public will see just how well concealed carry works and how responsible licensed citizens are."

CCRKBA also congratulated the unicameral Nebraska Legislature for passing a concealed carry bill that pro-gun Gov. Dave Heineman signed into law.

The lawmakers passed the bill on a 33-12 vote.

"This is a great step for Nebraska's

law-abiding gun owners," said Waldron, "and a bad day for criminals and for the extremist anti-gunners who bitterly fought this legislation.

Nebraska becomes the 40th state with a true 'right-to-carry' law that criminals fear.

"Common sense laws that make it possible for law-abiding citizens to carry guns for their personal protection, and the defense of their families, have proven effective in reducing violent crime."

Later, Waldron encouraged Nebraska lawmakers to close a "gaping loophole" in the new law that apparently allows legislators in cities like Omaha to ban concealed firearms.

OHIO LEGISLATOR CCRKBA DEFENDER

The national gun rights political battle these days necessitates a number of specific legislative battles in many of the individual States of the United States. That being the case, it is most important for the preservation of the right to keep and bear arms that solid gun rights supporters and advocates take the lead in this fight in state legislatures.

Ohio State Rep. Ronald Edward Hood of Ashville, Ohio, is just such a leader. He has been nominated as CCRKBA Gun Rights Defender of the Month for May by long-term Ohio gun rights activist Dennis Walker of the Ohio Constitution Defense Council, himself the holder of a CCRKBA Gun Rights Defender of the Month Award.

Born in 1969, Hood graduated from The Ohio State University College of Business in 1991 with a Bachelor of Science degree in Business Administration with dual majors in Marketing and Economics.

In 1992, Hood ran for an open seat in the Ohio House of Representatives but lost that election by a narrow margin, says Walker, "to a well funded, union supported opponent."

Two years later, in 1994, Hood again sought election to the Ohio House of Representatives. On this occasion, Hood narrowly defeated the incumbent State Representative with a 51 percent margin in what was one of the most high profile legislative races in the state.

During Hood's first three terms as a member of the Ohio House of Representatives, he distinguished himself by being named the 1995-1996 Outstanding Conservative Freshman Legislator. On three occasions, he received the Watchdog

of the Treasury Award and on two occasions he was named Friend of the Taxpayer. In 2000, Rep. Ron Hood received the Frank Lausche Young Conservative Award.

In 2000, after a close defeat, Hood married and relocated to Central Ohio. In 2004, notes Walker, "Hood returned to the State House and resumed the legislative fight for the rights of gun owners."

As a member of the Ohio House of Representatives, reports Walker, Hood has an outstanding record standing up for the rights of gun owners in the State of Ohio.

In 1995, says Walker, in connection with the so-called "Ohio Little Brady Bill" to enforce the Brady Law in Ohio, Hood offered several watering-down amendments on the House floor, including a sunset provision. Although the bill passed in the House on a 97-2 vote, notes Walker, "enough hoopla was created to kill it in the State Senate."

In 1997, Rep. Hood promoted the Gun Rights Restoration Act. This was added successfully to the House budget bill. The legislation would prohibit the Ohio State Attorney General from retaining personal records on gun owners when they make firearm purchases.

In 1995, 1997 and 1999, in connection with promotion of a Vermont-style concealed carry measure, Rep. Hood "took a leadership role in forcing roll call votes when the relevant legislative committee refused to vote on the bill," says Walker. "This action put all House members on record."

In 2000, says Walker, pro-gun forces defeated "Governor Taft's trigger lock bill in the House Criminal Justice Committee. Hood was the

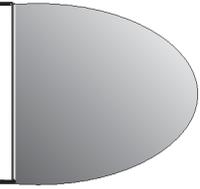
outspoken leader of the opposition in this fight."

Following Hurricane Katrina, says Walker, "we saw TV footage showing confiscation of firearms from law-abiding gun owners. Various police agencies, National Guardsmen and out-of-state law enforcement officials went door to door and disarmed the homeowners who stayed in New Orleans. Since then, Louisiana passed a law to make confiscation of a lawfully owned firearm a crime. Ron Hood is pushing this same legislation in Ohio, House Bill 508, so that our citizens will remain protected in the event of a state emergency."

Hood says that "gun confiscation is not just something that has happened to foreign citizens on foreign shores. It has happened in our own country, as anti-gun politicians used the cloak of a horrible tragedy, Hurricane Katrina, to steal firearms from law-abiding citizens in New Orleans. After this tragedy, Louisiana took steps towards removing all supposed legal authority for committing this offense in the future. Ohio should be in the forefront of this fight."

"Hood has been leading the effort to blunt the zero tolerance nonsense which is designated to produce a generation of children who hate guns," adds Walker. "Schools used to teach safe use of firearms, and now Arizona has passed legislation permitting schools to offer such instruction. House Bill 460 will help Ohio return to a similar measure of sanity on this issue.

Hood resides in Ashville with his wife Michal and daughter Ellah.



A leopard just can't change his (or her) spots. Sen. Hillary Rodham Clinton of New York, wife of Bill, the anti-gun former President, herself is now considered the front-runner for the 2008 Democrat Party presidential nomination. In anticipation, she apparently has been trying to position herself as "centrist" to prevent potential voters from being scared off by her reputation as a leftist. Recently, though, she and fellow anti-gun Sen. Charles Schumer of New York became cosponsors of a bill to make public a national database of firearms used in crimes and illegal sales. This could facilitate anti-gun lawsuits against the firearms industry. The bill, S. 2460, by anti-gun Sen. Bob Menendez of New Jersey, has been referred to the Senate Judiciary Committee. Rep. Steven R. Rothmann of New Jersey introduced the House version, H.R. 5033.

After revelations of government confiscation of legally owned firearms in New Orleans during the time of Hurricane Katrina, a number of legislators around the country are trying to make sure nothing like that happens in the future. Two legislators from Louisiana, appropriately, are leading the charge at the federal legislative level. They are Rep. Bobby Jindal and Sen. David Vitter. They have proposed the Disaster Recovery Personal Protection Act of 2006, H.R. 5013 in the House of Representatives, and S. 2599 in the Senate. This would amend current federal emergency statute laws to prohibit local authorities from confiscating lawfully owned firearms

during times of disaster. CCRKBA is foursquare for this proposal. We urge Point Blank readers to contact their own Representative and both of their Senators and request them to cosponsor it.

In Washington, D.C., CCRKBA announced its support for the proposed Sportsmen's Privacy Protection Act (SPPS), S. 2249 in the U.S. Senate, and H.R. 4144 in the House introduced by Sen. Rick Santorum and Rep. Phil English, respectively, both of Pennsylvania. SPPA would modify section 666 of Title 42 of U.S. Code to delete the state mandate requiring Americans to disclose their Social Security numbers in order to obtain hunting, fishing or other recreational licenses. In almost all states, recreational licensing is administered through retailers like bait and tackle shops and other stores. There individual agents, not state agents, are the primary conduit for collecting, recording and transmitting Social Security numbers, putting the personal information of sportsmen at grave and unnecessary risk of identity theft, the fastest growing crime in the United States.

According to a Scripps Howard News Service report filed in late March, the number of gun dealers in the United States has fallen 78 percent in the last 10 years as "tens of thousands of home-based dealers surrendered their federal licenses. The drop shows how the gun debate has moved from a national stage – where gun control advocates lost congressional battles to ban assault

weapons and to sue gun manufacturers – to local zoning boards that are creating a web of fees and regulations that indirectly restrict the sale of firearms."

Rep. Howard Coble of North Carolina, Chairman of the House Judiciary Subcommittee on Crime, Terrorism and Criminal Justice, and Rep. Bobby Scott of Virginia, the Subcommittee's Ranking Member, together introduced H.R. 5092, the proposed Bureau of Alcohol, Tobacco, Firearms and Explosives (BATFE) Modernization and Reform Act of 2006. It would revise the system of administrative penalties for federally licensed dealers, manufacturers and importers of firearms. Currently, for most violations, BATFE can only give an FFL holder a warning or totally revoke the license. H.R. 5092 would allow fines or license suspensions for less serious violations, while allowing license revocation for the type of serious violations that would block an investigation or put firearms in the hands of criminals.

Make a note: The 2006 Gun Rights Policy Conference, cosponsored by CCRKBA and Second Amendment Foundation, will be held September 22, 23 and 24 at the Renaissance Charlotte Suites Hotel in Charlotte, North Carolina. For more information, call 425-454-7012.

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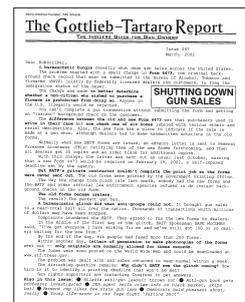
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