



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives



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www.atf.gov

April 24, 2023

FOIA Request: 2020-0993
FOIA Litigation: 20-cv-2553

VIA EMAIL: Nsus@citizensforethics.org
Kelsey.Quigley@wilmerhale.com
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Jessica.Lutkenhaus@wilmerhale.com

Mr. Nikhel Sus
Senior Counsel
Citizens for Responsibility and Ethics in Washington
(CREW)
455 Massachusetts Avenue, NW, 6th Floor
Washington, DC 20001-2208

Dear Mr. Sus:

This responds to your Freedom of Information Act (FOIA)/Privacy Act request dated July 23, 2020, and received by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) on the same day, in which you requested records regarding documents and communications from June 2, 2020, to the present that explain or pertain to:

1. The decision to deploy federal law enforcement agents, officers, or other personnel in response to the ongoing protests over racial justice in Portland, Oregon, and Chicago, Illinois;
2. Any decisions or plans to deploy federal law enforcement agents, officers, or other personnel in response to the ongoing protests over racial justice in Albuquerque, New Mexico; Baltimore, Maryland; Detroit, Michigan; Kansas City, Missouri; New York City; Oakland, California; and Philadelphia, Pennsylvania;
3. Any policies to which law enforcement officers under the auspices of ATF are bound governing the treatment of protesters in the above-mentioned cities.

This is **Release SEVENTEEN** of a rolling production. At your request, we re-reviewed the documents that were previously withheld in full. We reviewed a total of 101 pages that were withheld in full in productions 1, 3, 5, and 15. We are now releasing in part 99 of those pages – all documents that were withheld in full in productions 1, 5, and 15, as well as three (3) of the four (4) documents withheld in full in production 3. The two (2) page document from production 3 is still being withheld in full pursuant to FOIA Exemption (b)(5). Individual redactions identify the exemption pursuant to which the redacted material has been withheld. Please be advised that we considered the foreseeable harm standard when reviewing records and applying FOIA exemptions.

Some of the information you requested is material that ATF is required to maintain pursuant to the Gun Control Act (GCA) and/or is information contained in ATF Firearms Trace System database. This information is exempt from disclosure pursuant to Exemption (b)(3) of the FOIA and Public Law 112-55, 125 Stat. 552.

Exemption (b)(3) of the FOIA permits the withholding of information prohibited from disclosure by another statute only if one of two disjunctive requirements are met: the statute either (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld. Thus, a statute falls within the exemption's coverage if it satisfies any one of its disjunctive requirements.

Beginning in 2003, Congress placed restrictions on ATF's disclosure of certain GCA-related information. In short, ATF can only provide certain GCA data to a law enforcement agency or a prosecutor solely in connection with a criminal investigation or prosecution. Beginning in Fiscal Year 2006, Congress included a provision within each iteration of the restriction which effectively made the law permanent.

The most recent iteration of these various restrictions was included in ATF's 2012 Appropriation Bill, Public Law 112-55, 125 Stat. 552. Some of the information in the requested records falls within this restriction. Because the Fiscal Year 2006 through 2008 restrictions satisfy all the requirements of FOIA Exemption (b)(3), and the 2012 language is perpetuated from those restrictions, I am withholding the trace data pursuant to 5 U.S.C. section 552 (b)(3) and Public Law 112-55, 125 Stat. 552.

We are withholding portions of the records you requested under FOIA Exemption (b)(5), which concerns certain inter- and intra-agency communications protected by the deliberative process privilege. FOIA Exemption (b)(5) permits the withholding of "inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency." 5 U.S.C. § 552 (b)(5).

We are withholding third party information, including the names of ATF employees, under FOIA Exemption (b)(6). To disclose personal information about a living individual to a member of the public, we need the written consent from the persons whose information you requested. Without written consent, proof of death, or an overriding public interest, personal information is exempt from disclosure under the FOIA. The FOIA does not require agencies to disclose

information that would be a clearly unwarranted invasion of personal privacy. *See* 5 U.S.C. § 552(b)(6).

At this time, some of the investigations discussed in these records are still open. Therefore, a portion of your request is denied pursuant to 5 U.S.C. section 552(b)(7)(A) because it concerns ongoing investigations. Exemption (b)(7)(A) authorizes us to withhold investigatory records or information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings.

We are withholding third party information, for whom you did not provide a waiver, under Exemption (b)(7)(C). Exemption (b)(7)(C) permits the withholding of information compiled for law enforcement purposes that “could reasonably be expected to constitute an unwarranted invasion of personal privacy.” The public interest in disclosure is limited to the FOIA’s core purpose of shedding light on an agency’s performance of its statutory duties. The public interest under Exemption (b)(7)(C) must be both significant and compelling in order to overcome the legitimate personal privacy interests of a third party. In this matter, the disclosure would not serve the core purpose of the FOIA, but rather, would serve as an unwarranted invasion of personal privacy. *See* 5 U.S.C. § 552(b)(7)(C).

Finally, we are withholding information pursuant to Exemption (b)(7)(E) of the FOIA. Exemption (b)(7)(E) exempts from mandatory disclosure records or information compiled for law enforcement purposes when production of such records “would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law.” *See* 5 U.S.C. § 552(b)(7)(E). The information withheld reveals internal e-mail addresses which are used to transmit law enforcement information. Disclosure of such e-mail address could allow individuals outside the agency to circumvent agency functions and gain access to sensitive investigative information.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. § 552(c). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you have any questions or concerns about this or any prior production in this matter, please contact Assistant United States Attorney John Truong at JTruong@usa.doj.gov.

Sincerely,



Adam C. Siple
Chief, Disclosure Division

Pages Withheld in Full from Rolling Production 1, March 31, 2021

- Page 39 of production
 - ATF-0000039, page 1 of 2
- Pages 60-62 of production
 - ATF-0000052, pages 18-20 of 44
- Pages 112-114 of production
 - ATF-0000097, pages 25-27 of 50

To: (b)(6), (b)(7)(C) @dhses.ny.gov; (b)(6), (b)(7)(C) (PID) (b)(6), (b)(7)(C) @ussf.dhs.gov]

Cc: (b)(6), (b)(7)(C) (FDNY) (b)(6), (b)(7)(C) @fdny.nyc.gov; (b)(6), (b)(7)(C) @auburnmaine.gov; (b)(6), (b)(7)(C) @atf.gov; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @ucia.gov; (b)(6), (b)(7)(C) @ucia.gov; (b)(6), (b)(7)(C) @fire.ca.gov; (b)(6), (b)(7)(C) @sccfd.org; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @nctc.gov; (b)(6), (b)(7)(C) @atf.gov; (b)(6), (b)(7)(C) @austintexas.gov; (b)(6), (b)(7)(C) - Los Angeles Fire Department (b)(6), (b)(7)(C) @tlo; (b)(6), (b)(7)(C) @tlo.org; (b)(6), (b)(7)(C) (PID) (b)(6), (b)(7)(C) @ussf.dhs.gov; (b)(6), (b)(7)(C) @nctc.gov; (b)(6), (b)(7)(C) @nctc.gov; (b)(6), (b)(7)(C) @houstontx.gov; (b)(6), (b)(7)(C) @houstontx.gov; (b)(6), (b)(7)(C) @doj.state.wi.us; (b)(6), (b)(7)(C) @doj.state.wi.us; (b)(6), (b)(7)(C) @blm.gov; (b)(6), (b)(7)(C) @dos.nh.gov; (b)(6), (b)(7)(C) @dos.nh.gov; (b)(6), (b)(7)(C) @doj.state.wi.us; (b)(6), (b)(7)(C) @doj.state.wi.us; (b)(6), (b)(7)(C) (SAFD) (b)(6), (b)(7)(C) @sanantonio.gov; (b)(6), (b)(7)(C) @austintexas.gov; (b)(6), (b)(7)(C) @austintexas.gov; (b)(6), (b)(7)(C) @austintexas.gov; (b)(6), (b)(7)(C) @austintexas.gov; (b)(6), (b)(7)(C) @austintexas.gov; (b)(6), (b)(7)(C) @ventura.org; (b)(6), (b)(7)(C) @ncis.navy.mil; (b)(6), (b)(7)(C) @ncis.navy.mil; (b)(6), (b)(7)(C) @bexar.org; (b)(6), (b)(7)(C) @arlingtonva.us; (b)(6), (b)(7)(C) @insurance.alabama.gov; (b)(6), (b)(7)(C) @insurance.alabama.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @uscg.mil; (b)(6), (b)(7)(C) @uscg.mil; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @arabcity.org; (b)(6), (b)(7)(C) @arabcity.org; (b)(6), (b)(7)(C) @madisonal.gov; (b)(6), (b)(7)(C) @madisonal.gov; (b)(6), (b)(7)(C) @decatur-al.gov; (b)(6), (b)(7)(C) @decatur-al.gov; (b)(6), (b)(7)(C) @cityofelgin.org; (b)(6), (b)(7)(C) @cityofelgin.org; (b)(6), (b)(7)(C) @phoenix.gov; (b)(6), (b)(7)(C) @hq.dhs.gov; (b)(6), (b)(7)(C) @lasd.org; (b)(6), (b)(7)(C) @lasd.org; (b)(6), (b)(7)(C) @dbr.ri.gov; (b)(6), (b)(7)(C) @dbr.ri.gov; (b)(6), (b)(7)(C) @dps.ohio.gov; (b)(6), (b)(7)(C) @dps.ohio.gov; (b)(6), (b)(7)(C) @vdfp.virginia.gov; (b)(6), (b)(7)(C) @vdfp.virginia.gov; (b)(6), (b)(7)(C) @peoriaaz.gov; (b)(6), (b)(7)(C) @radium.ncsc.mil; (b)(6), (b)(7)(C) @tempe.gov; (b)(6), (b)(7)(C) @atf.gov; (b)(6), (b)(7)(C) @lasvegasnevada.gov; (b)(6), (b)(7)(C) @lasvegasnevada.gov; (b)(6), (b)(7)(C) @alexandriava.gov; (b)(6), (b)(7)(C) @alexandriava.gov; (b)(6), (b)(7)(C) @co.collin.tx.us; (b)(6), (b)(7)(C) @co.collin.tx.us; (b)(6), (b)(7)(C) (DHSES) (b)(6), (b)(7)(C) @dhses.ny.gov; (b)(6), (b)(7)(C) @ks.gov; (b)(6), (b)(7)(C) @ks.gov; (b)(6), (b)(7)(C) @cityofsachse.com; (b)(6), (b)(7)(C) @cityofsachse.com; (b)(6), (b)(7)(C) @uscp.gov; (b)(6), (b)(7)(C) @uscp.gov; (b)(6), (b)(7)(C) @ofallon.org; (b)(6), (b)(7)(C) @ofallon.org; (b)(6), (b)(7)(C) @kcpd.org; (b)(6), (b)(7)(C) @kcpd.org; (b)(6), (b)(7)(C) @atf.gov; (b)(6), (b)(7)(C) @OLATHEKS.ORG; (b)(6), (b)(7)(C) @olatheks.org; (b)(6), (b)(7)(C) @cityofshawnee.org; (b)(6), (b)(7)(C) @cityofshawnee.org; (b)(6), (b)(7)(C) @cityofomaha.org; (b)(6), (b)(7)(C) @cityofomaha.org; (b)(6), (b)(7)(C) @ci.anoka.mn.us; (b)(6), (b)(7)(C) @ci.anoka.mn.us; (b)(6), (b)(7)(C) @ci.anoka.mn.us; (b)(6), (b)(7)(C) @ci.anoka.mn.us; (b)(6), (b)(7)(C) @uppersauconfd.com; (b)(6), (b)(7)(C) @uppersauconfd.com; (b)(6), (b)(7)(C) @ncsbi.gov; (b)(6), (b)(7)(C) @ncsbi.gov; (b)(6), (b)(7)(C) @ncsbi.gov; (b)(6), (b)(7)(C) @ncsbi.gov; (b)(6), (b)(7)(C) @dbr.ri.gov; (b)(6), (b)(7)(C) @dbr.ri.gov; (b)(6), (b)(7)(C) @uscg.mil; (b)(6), (b)(7)(C) @uscg.mil; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @ncsbi.gov; (b)(6), (b)(7)(C) @ncsbi.gov; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @atf.gov; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @fs.fed.us; (b)(6), (b)(7)(C) @fs.fed.us; (b)(6), (b)(7)(C) (IB) (FBI) (b)(6), (b)(7)(C) @fbi.gov; (b)(6), (b)(7)(C) (IR) (FBI) (b)(6), (b)(7)(C) @fbi.gov; (b)(6), (b)(7)(C) (CTD) (FBI) (b)(6), (b)(7)(C) @fbi.gov; (b)(6), (b)(7)(C) @fema.dhs.gov; (b)(6), (b)(7)(C) @mcac.maryland.gov; (b)(6), (b)(7)(C) @faa.gov; (b)(6), (b)(7)(C) @faa.gov; (b)(6), (b)(7)(C) @OCFL.net; (b)(6), (b)(7)(C) @ocfl.net; (b)(6), (b)(7)(C) @westmetrofire.org; (b)(6), (b)(7)(C) @westmetrofire.org; (b)(6), (b)(7)(C) @pa.gov; (b)(6), (b)(7)(C) @com.state.oh.us; (b)(6), (b)(7)(C) @com.state.oh.us; (b)(6), (b)(7)(C) @AlleghenyCounty.US; (b)(6), (b)(7)(C) @alleghenycounty.us; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @blm.gov; (b)(6), (b)(7)(C) @blm.gov; (b)(6), (b)(7)(C) @usda.gov; (b)(6), (b)(7)(C) @osceola.org; (b)(6), (b)(7)(C) @groveland-fl.gov; (b)(6), (b)(7)(C) @cityofcortland.org; (b)(6), (b)(7)(C) @cityofcortland.org; (b)(6), (b)(7)(C) @alexandriava.gov; (b)(6), (b)(7)(C) @westmetrofire.org; (b)(6), (b)(7)(C) @westmetrofire.org; (b)(6), (b)(7)(C) @cityofpaloalto.org; (b)(6), (b)(7)(C) @nrcic.ca.gov; (b)(6), (b)(7)(C) @nltfpd.net; (b)(6), (b)(7)(C) @sanantonio.gov; (b)(6), (b)(7)(C) @sanantonio.gov; (b)(6), (b)(7)(C) @woosteroh.com; (b)(6), (b)(7)(C) @northroyalton.org; (b)(6), (b)(7)(C) @valleyview.net; (b)(6), (b)(7)(C) @valleyview.net; (b)(6), (b)(7)(C) @gmail.com; (b)(6), (b)(7)(C) @flytucson.com; (b)(6), (b)(7)(C)

- (b)(6), (b)(7)(C)

[Redacted]

[Redacted]

[Redacted] (Tier II referral)

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

• (b)(7)(A)

- ATF TJ completed CFA 20-388 (b)(6), (b)(7)(C) related to the (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

ATF TJ will continue to assist as

needed.

- ATF TJ completed CFA 20-390 (b)(6), (b)(7)(C) to the Phoenix Field Division related to (b)(3)(112 Pub. L. 55; 125 S

[Redacted]

ATF TJ will continue to assist as needed.

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), (b)(7)(C)

[Redacted]

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(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), (b)(7)(C)

- ATF Ciudad Juarez (CJ) Field Office generated CFA#20-398 in regards to a (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) [REDACTED] ATF CJ is in the process of acquiring all Government of Mexico reporting on this incident and forwarding this information to the Case Agent in El Paso.
- ATF CJ generated CFA#20-397 in regards to (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) [REDACTED] ATF CJ is in the process of acquiring all Government of Mexico reporting on this incident and forwarding this information to the Dallas Field Division.
- ATF CJ generated case 168033-20-0001, (b) (6), (b) (7)(C) et al in regards to (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) [REDACTED] This Case was referred to the Phoenix FD under ATF MCO REF#20-163.

• (b)(6), (b)(7)(A), (b)(7)(C)

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- ATF CJ continues to monitor and check on (b)(3)(112 Pub. L. 55; 125 Stat. 552) [REDACTED]
- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(7)(A), (b)(7)(E) [REDACTED]
- ATF CDMX assisted the Phoenix Field Division, RE: IN# 785070-20-0040, in relation to a trafficking investigation involving (b) (6), (b) (7)(C) [REDACTED], which included providing Government of Mexico (GOM) seizure/incident and lab reports, along with an MCO generated ROI. (b) (6), (b) (7)(C) is the main target of straw purchasing/trafficking case, whereby (b)(3)(112 Pub. L. 55; 125 Stat. 552) [REDACTED] led to the initiation of an investigation into his ((b) (6), (b) (7)(C)) suspected activities in providing firearms to suspected cartel in Mexico. MCO-CFA 20-395.
- ATF CDMX completed a referral recommending the investigation of one (b) (6), (b) (7)(C) who has a long history of (b)(3)(112 Pub. L. 55; 125 Stat. 552) [REDACTED]. The referral will be to the Nashville Field Division for consideration and follow-up investigation. MCO-RFL-161

Monitored Case Program:

- (b)(6), (b)(7)(A), (b)(7)(C) [REDACTED]

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Mexico Country Office (MCO)

Investigative & Operational Activity:

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(7)(A), (b)(7)(E)
[Redacted]
- MCO RFL 20-181 – (b) (6), (b) (7)(C) - Houston Field Division, (b)(3)(112 Pub. L. 55; 125 Stat. 552) . (Tier II Referral)
- MCO CFA 20-424 781120-20-0073, (b) (6), (b) (7)(C) – Houston FD (b)(3)(112 Pub. L. 55; 125 Stat. 552)
- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), (b)(7)(C)
[Redacted]
- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), (b)(7)(C)
[Redacted]
- (b)(3)(112 Pub. L. 55; 125 Stat. 552)
[Redacted]. ATF MTY obtained reports from the Mexican Authorities and generated MCO RFL 20-177 (b) (6), (b) (7)(C)) to Houston FD. (Tier I referral – (b)(3)(112 Pub. L. 55; 125 Stat. 552)
- ATF MTY is assisting Dallas Field Division with on-going investigation 781015-20-0006, (b) (6), (b) (7)(C) August (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)
[Redacted]. ATF MTY obtained reports from the Mexican Authorities and generated MCO CFA 20-433 (b)(3)(112 Pub. L. 55; 125 Stat. 552)
- ATF MTY generated MCO CFA 20-434 in support of Dallas Field Division investigation 781015-20-0006 (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)
[Redacted]

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(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) MTY obtained reports from the Mexican authorities. "Cartel del Golfo" (CDG) propaganda was found on the scene.

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), b(7)(C)

[Redacted]

- ATF Tijuana Field Office (TJ) CFA 20-324 (Amended CFA sent to field): (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

- ATF TJ generated MCO RFL 20-179 to Seattle Field Division: (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

- ATF TJ completed MCO RFL 20-92 (b)(6), (b)(7)(C) to the San Francisco Field Division in support of ATF IN 786085-20-0034. (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

- ATF TJ completed MCO CFA 20-232 (b)(6), (b)(7)(C) to the Phoenix Field Division in support of ATF IN 785115-19-0160. (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

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OSII Assistant Director's Weekly Report

- ATF TJ completed MCO CFA 20-240 (b) (6), (b) (7)(C) to the Los Angeles Field Division in support of 784070-20-0001. (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)
- ATF TJ completed MCO CFA 20-429 ((b) (6), (b) (7)(C) -FFL Theft) to the Denver Field Division in support of ATF IN 788035-20-0034 related to a FFL burglary. (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A, D)
- ATF TJ completed MCO CFA 20-435 (b) (6), (b) (7)(C) to the Phoenix Field Division in support of ATF IN 785115-20-0136. (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)
- ATF Ciudad Juarez (CJ) Field Office, in conjunction with ATF CDMX, is investigating a shootout between Los Chapitos and (b) (6), (b) (7)(C) faction of the Sinaloa Cartel. This conflict appears to be an ongoing event, with shootouts happening in various areas throughout the Mexican state of Sinaloa. (b)(3)(112 Pub. L. 55; 125 Stat. 552)
- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) ATF CJ had previously referred (b) (6), (b) (7)(C) under ATF MCO REF#20-104. Phoenix Field Division has an open investigation into (b) (6), (b) (7)(C) under case 785115-19-0032. (b)(3)(112 Pub. L. 55; 125 Stat. 552) MCO CFA #20-439 generated to Phoenix Field Division.
- An additional shootout in Tepuche, Sinaloa, revealed that (b)(3)(112 Pub. L. 55; 125 Stat. 552)

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Pages Withheld in Full from Rolling Production 3, June 1, 2021

- Pages 26-55 of production
 - ATF-00001206, pages 1 to 30 of draft 90-day Report, ATF Field Operations – July 14, 2020
- Pages 58-59 of production
 - ATF-00001238, pages 1 to 2 (still WIF)
- Pages 62-67 of production
 - ATF-00001242, pages 1 to 6
- Pages 132-177 of production
 - ATF-00001429, pages 1 to 44 of Assistant Director's Weekly Report – June 5, 2020

ATF FIELD OPERATIONS

90 Day Report



July 14, 2020

Prepared by the Office of Field Operations

Field Management Staff

Frontline Investigative Support Branch

The ATF mission of combatting violent gun, arson, and explosives crimes never stops, especially during times of social and civil unrest or a global pandemic. ATF resources, specifically the Special Agent

population, responded nationally to instances of civil unrest with the criminal use of Molotov cocktails and arson to cause millions in damage that will have long lasting economic impact to cities across the country.

ATF also continues to investigate violent criminals and organizations during COVID-19. Gun related crimes rose in numerous cities during the past couple of months, allowing for ATF to highlight significant contributions to the Department of Justice mission. From Department of Justice led initiatives such as Project Guardian to Operations Relentless Pursuit and Legend, ATF has contributed large amounts of resources. Over 115 special agents and other job series have and are planning to deploy to seven cities across the United States. With the rise in COVID-19 infections, the agency risks approximately 5% of the agent population currently dedicated to these cities.

Outside of the civil unrest and initiatives, over the next 90 days, it is anticipated that ATF Special Agents will conduct over 52 criminal enforcement operations in support of the hundreds of complex investigations of criminal organizations and enterprises being conducted.

The following outlines ATF resource distribution in each Field Operations division throughout the country.

ATF OPERATIONS OVER THE NEXT 90 DAYS

Operation Legend

Operation Legend is a sustained, systematic and coordinated law enforcement initiative across all federal law enforcement agencies working in conjunction with state and local law enforcement officials to fight the sudden surge of violent crime, beginning in Kansas City, MO. Operation Legend is named after four-year-old LeGend Taliferro, who was shot and killed while he slept early in the morning of June 29th in Kansas City; the latest in a string of firearms related violence to plague Kansas City in recent weeks. ATF will surge resources to Kansas City in the coming weeks to help state and local officials fight the swell of violent crime. ATF will utilize every available tool, including the National Integrated Ballistic Information Network and firearms tracing to identify, investigate and support the prosecution of the most violent firearm offenders.

Operation Relentless Pursuit

Operation Relentless Pursuit is an initiative aimed at combating violent crime in seven of America's most violent cities through a surge in federal resources. ATF is focusing on reducing crime gun related violence through its increased resources in Albuquerque, Baltimore, Cleveland, Detroit, Kansas City, Memphis, and Milwaukee. Through Relentless Pursuit, ATF is holding accountable the trigger-pullers, firearm traffickers, violent criminals and those who supply them the guns to terrorize our communities.

Southwest Border

In support of Operation Southbound, ATF will be collaborating with DEA SOD in order to target specific cartel leaders who are responsible for the majority of firearms trafficking to Mexico. ATF is also in the process of developing and delivering an advanced firearms trafficking training curriculum, which will be provided to all the Southbound Task Forces. Additionally, ATF and HSI will continue to conduct virtual ATF-HSI MOU training along the Southwest Border in order to strengthen interagency collaborative efforts. Lastly, ATF is developing an outreach campaign to report and deter firearms trafficking. The outreach campaign will be rolled out in the next 90 days and delivered primarily through social media.

EAST REGION

Atlanta Field Division

The Atlanta Field Division will focus on bringing several international firearms trafficking cases to a close. These cases involve firearm trafficking to the United Kingdom, St. Lucia, Haiti, Canada and Mexico. In addition, several domestic firearm trafficking cases are currently under investigation. These investigations involve complex surveillance of suspicious firearm acquisitions usually resulting in interdiction of firearms destined for the illicit market.

A multi-defendant arrest operation will occur in Savannah, Georgia, in August or September. This operation will involve the arrest of approximately 40-60 individuals for firearm and narcotic violations. This investigation is part of ATF's Project Guardian effort to reduce gun violence in communities surrounding Savannah, Georgia.

The Atlanta Field Division is also continuing investigative work on commercial structure fires that occurred as a result of civil unrest occurring at the end of May 2020. This work is being done in conjunction with the Atlanta Fire Department and the Georgia State Fire Marshal's Office.

Baltimore Field Division

ATF Baltimore Field Division remains focused on investigating federal firearms, explosives, and arson laws in an effort to reduce violent crime in Maryland and Delaware.

During the next 90 days, the main focus will be on crime gun intelligence led investigations in support of Operation Relentless Pursuit. ATF Baltimore has been able to leverage the additional resources for this initiative to create a new enforcement group in Baltimore. This new group, the Crime Gun Enforcement Team (Baltimore VII - CGET) will be the operational component of the current Crime Gun Intelligence Center (Baltimore IV - CGIC) to follow up on all crime gun intelligence leads. This methodology has already been in place based on the recent efforts of the CGIC. For example, the CGIC has conducted investigations on commercial robberies and carjackings that have NIBIN Leads. These investigations and prosecutions by the United States Attorney's Office (USAO) have helped decrease these incidents in the city of Baltimore. At this time, commercial robberies are down 28% and carjackings are down 19% from this same time last year. The effort has been so robust, there is discussion about creating a Carjacking Task Force with the Baltimore Police Department and implement detectives as Task Force Officers to work directly with Baltimore Group III.

The CGIC also investigates homicides and non-fatal shootings with a federal nexus. Within the next few days, there is a Special Response Team operation planned to gather evidence regarding a subject involved in a homicide and the related NIBIN links. This investigation is being worked with the Baltimore County Police in order to obtain the necessary evidence to charge this subject with homicide.

The CGET will also work with our primary stakeholders in the Baltimore Police Department, the USAO, and the Office of the State Attorney to exploit crime gun intelligence to identify, investigate, and prosecute suspects that are committing violent crime in the city of Baltimore. During COVID-19, these stakeholders have been finalizing the methodology and protocols and they will be implemented in the near future to coincide with Operation Relentless Pursuit.

In addition, one of the Baltimore Groups is assigned to the OCDETF Strike Force and has ongoing investigations related to armed drug trafficking organizations. This group uses information from crime gun intelligence (NIBIN) to be laser focus on the groups that are committing acts of violence to support their drug trafficking organizations.

Arson and Explosives Group I: Currently working with the Office of the State Fire Marshall, on a double commercial arson fire in Bel Air, MD. Loss estimate for this incident is in excess of \$1 million. Investigators have been able to link the suspect to several additional incendiary/arson fires in the States of Maryland and Delaware.

Baltimore II HIDTA/OCDETF Strike Force:

OCDETF investigation initiated with BPD/DEA on a violent Drug Trafficking Organization (DTO). Investigative activities include supporting narcotic purchases made by BPD/DEA, conducting firearms purchases, utilizing pole cameras, GPS trackers, UC/CI operations. Currently have an open investigation into a different violent DTO where there has been some recent violence involved, to include a shooting captured on an ATF pole camera. Agents are currently working with the USAO to plan grand jury in hopes of an anticipated takedown within the next 30-60 days. The group also has several NIBIN lead investigations, with homicide, robbery and/or carjackings involved that are continuing to be investigated.

Baltimore III FO:

Juvenile Carjacking crew that have been committing crimes in numerous jurisdictions will be moving toward charges with the Attorney General's office in the next couple weeks to finalize charges. Anticipate case conclusion within 60-90 days.

Baltimore IV FO:

Search Warrant with ATF SRT related to NIBIN homicide investigation, potential to have numerous additional SWs and/or arrest warrants over the next 90 days. Another violent crime investigation with a planned Arrest Warrant relative to a RICO investigation and two addition Arrest Warrants all within the next two weeks.

Baltimore VI FO:

Ongoing violent repeat offender (VRO) investigation, grand jury indictments and 4-5 Search Warrant executions within the next 60-90 days. Investigation of firearms being trafficked from Georgia to Maryland. Numerous Search Warrants being executed relative to vehicles and phones, numerous interviews need to be conducted in Georgia of firearms purchasers, AUSA wants to move forward with charges in 30-60 days. Suspect is on the street and has an active federal arrest warrant out of Georgia. Assist with HSI Operation Silent Night SW execution within 30 days.

Hyattsville FO:

Firearms trafficking investigation scheduled for indictment in Eastern District of Virginia. Another ongoing investigation firearms being trafficked from Kentucky to Maryland. Upcoming motions hearing on a felon in possession of a firearm prosecution involving a privately made firearm **(b) (5)**

Wilmington FO:

Ongoing Molotov Cocktail Investigation with a superseding indictment for Title 26 USC, Section 5861(d) pending lab and determination results. Ongoing investigation of a gang member is scheduled for federal grand jury for carjacking, conspiracy, and possession of firearms by convicted felon. The suspect is also a suspect in a homicide of another gang member and state homicide charges are anticipated.

Boston Field Division



(b)(7)(A)

Charlotte Field Division

Over the next 90 days, the Charlotte Field Division will continue to focus on the utilization of Crime Gun Intelligence (CGI) to reduce violent crime throughout all of North and South Carolina. **(b)(7)(A)**

(b)(7)(A)

Our Fayetteville, NC Field Office will be working on a T-III investigation of an armed, violent Drug Trafficking Organization (DTO) whose known overt acts and criminal activity since January 2019 have affected North Carolina as well as, California, Texas, and Virginia. To date, investigators have seized numerous quantities of illegal narcotics, 20 firearms, and approx. \$215,000 in U.S. currency (pending approval from OEO). This office will also continue to work three (3) major FFL burglaries that occurred during the period of civil unrest, in and around, Fayetteville at Aces Pawn, Walmart, and Academy Sports totaling approximately 161 stolen firearms. Agents/investigators have identified numerous suspects in all three incidents with the help of video/surveillance footage. The Charlotte FD has worked with local media and ATF Public Affairs Division to release the footage to garner more tips.

(b)(7)(A)

(b) (5)

Miami Field Division

(b) (5)

Miami Group V - HIDTA South:

(b) (5), (b) (7)(A)

(b) (5), (b) (7)(A)

Puerto Rico Group I FO:

(b) (5), (b) (7)(A)

(b) (5), (b) (7)(A)

West Palm Beach FO:

(b) (5), (b) (7)(A)

Newark Field Division

Newark Group I:

Operation Sweet 16 (OCDETF-TIII) - anticipated takedown September 2020. 15-20 arrest anticipated with numerous search warrants. This investigation involves a violent gang responsible for shootings, murders and violent assaults in the east coast region of the U.S. and beyond. Expected to span multiple field divisions. Ongoing monitoring, surveillance and proactive activities continuing daily.

Jersey City VICAR (Rutgers/300) – anticipated arrests in August 2020. Number of arrests TBD. Will have support from Jersey City PD and Hudson County Prosecutor’s Office. Charging documents being drafted by AUSA.

New York Field Division

The NYFD will focus investigative efforts on targeting criminal groups and gangs that engage in the illegal use, possession and trafficking of firearms in furtherance of their respective organizations and

ongoing criminal activities; these efforts have and will continue to focus on violent narcotics trafficking organizations as well as commercial robbery rings operating throughout NY State. ATF NY will continue to maximize its' partnerships with other Federal, state and local law enforcement agencies to focus efforts on targeting the most violent offenders of these organizations that drive violent crime in our AOR. Specifically, NYFD will use both traditional methods of controlled purchases, surveillances, Title III interceptions and arrest operations as well as the direct coordination with the NYFD CGIC to exploit the use of NIBIN and Trace data to link violent crimes and historical criminal activities to particular gang members and their associates in order to perfect federal/state cases. In addition to this priority, NYFD will continue to carry out all investigative responsibility in regards to Arson and Explosives incidents occurring within the state; with particular emphasis on those occurring in direct proximity to "civil unrest" activities or having a direct impact on Federal facilities or property i.e. monuments, occurring across the State of NY.

Philadelphia Field Division

Firearm Trafficking initiative in the City of Philadelphia, concentrating in the Philadelphia Police Department, East Detective Division

Continue to investigate over 100 ATM explosive/M Device incidents and 40 suspected arson crimes involving police vehicles and commercial structures during civil unrest

(b)(7)(A)

(b)(7)(A)

(b) (5), (b) (7)(A)

(b)(7)(A)

Tampa Field Division

Jacksonville FO:

(b) (5), (b) (7)(A)

Following NIBIN leads involving at least 9 linked shooting that is allegedly gang related.

(b) (5), (b) (7)(A)

Logistical and Subject Matter Expertise Support to the RNC, August 23-28, 2020.

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

Tallahassee FO:

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

Pensacola FO:

Violent Crime Initiative – Organized by the Northern District of Florida USAO and involves resources from ATF, DEA, Escambia County Sheriff's Office and the Pensacola Police Department. Due to the recent uptick in violent crime involving the use of a firearm, ATF and DEA has been asked to combine investigative resources to target violent offenders and gather information related to recent shootings/homicides.

(b)(7)(A)

Tampa I FO:

(b)(7)(A)

Tampa III FO:

(b) (5), (b) (7)(A)

Ft. Myers FO:

“Operation Double Impact” for the city of Fort Myers pending change in COVID stance

(Joint Operation involving detailing TFD SAs into the region to augment current staffing levels. Goal is to positively impact recent rise in drug/gang related shootings.)

Orlando I FO:

(b) (5), (b) (7)(A)

Orlando III FO:

(b) (5), (b) (7)(A)

Industry Operations:

(b) (5), (b) (7)(A)

Washington Field Division

(b) (6), (b) (7)(A), (b) (7)(C)

(b) (7)(A)

ARSONS from CIVIL UNREST:

Notable cases:

(b)(7)(A) Investigation ongoing **(b)(7)(A)** (Attempt
Firebombing) **(b)(7)(A)**

(b)(7)(A)
(b)(7)(A) Investigation ongoing **(b)(7)(A)**
Investigation Ongoing **(b)(7)(A)** investigation ongoing **(b)(7)(A)** Investigation
ongoing

CENTRAL REGION

Chicago Field Division

ORP Phase II and III (Milwaukee)

ORP II – beginning 7/15 – two prongs to strategy:

1. **(b)(7)(E)**
2. Enhanced CGI follow up in partnership with Milwaukee PD: firearms trafficking and shootings/homicides
 - a. **(b) (5)**

DNC (August- Milwaukee): Seems to be scaling back to much more virtual than originally planned – continue to be engaged with planning phase

(b) (5), (b) (7)(A)

Chicago Summer Crime Initiative:

ATF/USAO – recently developed strategy – ATF and CPD TFOs will work directly with CPD district personnel to interview and arrest firearms possessors – will work directly with the USAO to immediately prosecute violent offenders in violation of 922(g)/924(c) thus effectively removing them from the streets and ideally gaining real time actionable intelligence on others involved in acts of violence and those who arm them. Will include work through the weekends and close coordination with District Commanders. Also exploring bringing the NIBIN van to Chicago.

(b) (5)

Currently working to formalize a strategy with USAO NDIL and NDIN to prosecute those who obtain and provide firearms to violent criminals in Chicago, have refined strategy for trafficking referrals with the CGIC within the past month–**(b) (5)**

(b) (5)

Arsons resulting from Civil Unrest (Chicago)– currently 53 arsons under investigation in Chicago – will continue to work to identify those responsible and submit for prosecution

Chicago VI FO:

(b) (5), (b) (7)(A)

Springfield FO:

(b) (5), (b) (7)(A)

Chicago IV FO:

(b) (5), (b) (7)(A)

Fort Wayne FO:

Takedowns:

8 defendants and 5 SWs – **(b) (6), (b) (7)(C)** DTO takedown (August)

3 defendants and 3 SWs – Operation Last Dance

3 defendants, **(b) (5)** – Operation Black Forest

Pending Indictments – approximately 10 investigations, 5 PSN and 2 NICS standard denials (922(g))

Merrillville FO:

Takedowns:

6 AW 3 SW – Gary Initiative

11 AW 14 SW – Sin City **(b) (5)**

3 AW 3 SW – Fire in the Valley

Columbus Field Division

(b) (5), (b) (7)(A)

ATF has opened approximately 14 arson-related investigations after the May 30, 2020 riots and civil unrest that occurred in downtown Cleveland. Government property and commercial establishments took the brunt of the damage during this civil unrest with numerous arsons or attempted arsons. Copious amounts of evidence still needs to be processed and examined to determine the identity of those responsible for the violent arson crimes. Thus, we plan to use some of the ORP Phase 2 resources to perfect these cases.

Due to COVID-19 and other reasons, Columbus FD is not receiving a high volume of timely NIBIN leads. To counteract the timeliness defect, Columbus FD developed a NIBIN Hot List. (b) (7)(E)

(b) (7)(E)

(b) (7)(E)

(b) (5), (b) (7)(A)

(b) (5), (b) (7)(A)

The targets identified on the Hot List are vetted with the Cuyahoga County Prosecutor's Office – Crime Strategies Unit to insure they are worthy and viable targets. Besides the Hot List, we also plan to utilize ORP Phase 2 resources on investigating any timely and actionable NIBIN Leads. Columbus FD has submitted a memo requesting the NIBIN van to be stationed at the Cleveland Division of Police (CDP) Fourth District Headquarters, where a ShotSpotter detection system is scheduled to be installed and activated in August 2020. In addition to NIBIN investigations, Columbus FD will use Phase 2 resources to investigate potential firearms traffickers developed from a review of NTC and other records. We already have several potential firearms traffickers identified and preliminary investigations have begun on some of these suspects.

(b) (7)(A)

Detroit Field Division

On July 15, 2020, Detroit Groups 2, 3 and 4 will officially begin Operation Relentless Pursuit. As part of this initiative, ATF will devote enforcement resources to the sixth and eighth precincts within the Detroit Police Department targeting shooters and violent repeat offenders for Federal prosecution. These precincts were identified through data analysis of shootings, homicides, firearms traces and firearm recoveries in the city of Detroit. ATF will be conducting controlled purchases of firearms and narcotics from violent offenders as well as proactively identifying and targeting suspects with established NIBIN links to unsolved fatal and non-fatal shootings in Detroit for federal prosecution. It is anticipated that multiple search warrants and arrest warrants will be executed throughout this 90-day period.

(b) (6), (b) (7)(A), (b) (7)(C)

(b) (6), (b) (7)(A), (b) (7)(C)

Industry Operations:

(b) (5)

Kansas City Field Division

ATF is participating in Operation Relentless Pursuit in Kansas City, MO and Kansas City, KS. This effort is in partnership with all local and Federal LE agencies along with the USAO in the Western District of MO and the District of Kansas. Phase II of this operation is set to begin July 15th. ATF is detailing seven special agents to augment local resources during phase two. ATF is aligning these resources to the Kansas City Missouri Police Department Aggravated Assault Unit and the Kansas City Kansas Police Department Gang Unit. By the end of August the Kansas City Field Division will have established a new enforcement group in Kansas City to sustain the violence reduction efforts of the ORP initiative.

ATF is participating in Operation Legend in Kansas City, MO. This effort is in partnership with the Kansas City, MO Police Department, all Federal LE agencies along with the USAO in the Western District of MO. This operation is set to begin July 20th. ATF is detailing 30 special agents and 3 support

personnel for this operation. ATF will align these resources with existing ATF enforcement groups in Kansas City and units within the KCMO police department. The primary focus will be in homicide and non-fatal shooting suspects. In addition, ATF will continue several long term violent gang investigations underway in Kansas City. We anticipate that two if these investigations will be indicted with approximately 35 Federal and State defendants during Operation Legend and ORP initiatives. Several of these defendants are suspects in homicides and non-fatal shootings.

(b) (5), (b) (7)(A)

Louisville Field Division

Civil Unrest – Breanna Taylor investigation.

Within the next 30 days, it is anticipated the Kentucky Attorney General’s Office will make an announcement regarding the shooting death of Breanna Taylor during a Louisville Metro Police drug investigation. We anticipate that protests and possible violence (rioting) may ensue if the AG publicly declares that the officers will not be indicted for any wrong doing regarding that event, whereby the Mayor’s office and LMPD will follow with no firing of additional officers. This information is likely to inflame the public and rekindle the protest activities in Louisville. LFD management has met with the LMPD, the Mayor’s Office, Kentucky State Police, and other Federal Partners to develop a response plan if necessary. Anticipated response includes intel support to the Metro Safe Emergency Operations Center and post incident investigative response to firearms offenses, arsons, explosives incidents and other federal crimes of violence. The Breanna Taylor incident is the only remaining unresolved national incident connected to widespread civil unrest.

Louisville Group I FO:

(b) (5), (b) (7)(A)

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

It is anticipated indictments/superseding indictments will be sought for people responsible for the recent burglaries of FFLs in the city of Louisville and another defendant on wire fraud and identity theft charges.

(b) (6), (b) (7)(A), (b) (7)(C)

Louisville Violent Crime Initiative

Collaboration with LMPD Homicide unit to focus ATF resources on non-fatal shootings and homicides connected to gang members and neighborhood crews. Initiative relies on intel lead policing, NIBIN, and proactive investigative strategies and will involve embedding ATF Agents in LMPD Homicide. (b) (5)

(b) (5)

Louisville IV FO:

Felon in Possession; 3 arrest warrants to serve end of July from July Grand Jury session. Federal firearms and drug related charges.

(b) (6), (b) (7)(A), (b) (7)(C)

Bowling Green FO:

Firearms trafficking / unlicensed dealing

Anticipate 15 federal indictments in the next 45 days for firearms offenses related to firearms trafficking and unlicensed dealing. This is a joint investigation with the McCracken County S.O. and will involve approximately 6 search and arrest warrants.

Lexington FO:

(b) (5), (b) (7)(A)

Charleston FO:

(b) (5), (b) (7)(A)

Industry Operations

(b) (5)

(b) (5)

Nashville Field Division

As of July 13th, 2020 the city of Memphis has recorded (127) homicides in comparison to (97) the same time last year. The Memphis Police Department (MPD) provides service to the city of Memphis via (9) police Stations: Tillman, Crump, Airways, Old Allen, North Main, Appling Farms, Raines, Ridgeway and Mt. Moriah. In an effort to address the increased violent crime trends, ATF in partnership with the MPD will specifically focus its investigative efforts in the following police precincts over a (90) day period:

Ridgeway Precinct
Raines Precinct
Mt. Moriah Precinct

In short, the ATF Memphis Field Office (MFO) will initiate a multi-pronged, concentrated effort over ninety (90) days, starting on July 15th, 2020 with the goal of reducing firearms related violent crime in the metropolitan areas of Memphis, Tennessee. To accomplish this mission, (4) ATF Criminal Enforcement Groups, ATF Industry Operations, ATF CGIC in partnership with law enforcement personnel from the city of Memphis, TN will deploy a strategic/intelligence led initiative. This initiative is designed to have maximum flexibility to respond to on-going firearms related violence, utilizing actionable crime gun intelligence, NIBIN and Firearms Trace data in a pro-active manner to direct and drive all investigative activity. The overall mission objective of this initiative is very straight forward: Identify, Focus on and Prosecute the "CRIME DRIVERS".

INVESTIGATIVE PRONGS

(b) (5), (b) (7)(A)

ATF Middle and Eastern Tennessee 90-Day Violent Crime Initiative

ATF Middle and Eastern Tennessee is comprised of four groups: Nashville I, Nashville V, Knoxville Field Office and Chattanooga Field Office. Collectively these groups will initiate a multi-pronged,

concentrated effort over ninety (90) days with the goal of reducing firearms related violent crime in their respective areas of responsibility. To accomplish this mission,

Nashville V FO:

(b) (5), (b) (7)(A)

Nashville I FO:

Continue providing support to state and local partners in multiple ways, including the use of the CGIC for social media monitoring of plans for civil unrest in the Columbia, TN area. Open proactive investigations of armed violent felons/gang members in Murfreesboro, Clarksville and Columbia TN areas. Continue preparing cases for indictments, for when US District Courts open again in Middle TN. Remain prepared to respond to any significant arson / explosives related incidents.

Knoxville Field Office:

Continue work on multiple open criminal investigations and prepare Recommendations for Prosecution for USAO. Prepare Criminal Complaints, execute arrest warrants, and attend initial appearances on ATF defendants. Prepare Multi-defendant indictments on ATF-led OCDETF case Crip Walking to Cali and execute arrest warrants. Renew HIDTA agreement with Anderson Co, TN. Host 5-day Post Blast Investigation course for area Law Enforcement.

Chattanooga Field Office:

Continue work with East Ridge Police Department (ERPD) on an Armed Drug Trafficking Organization. Additionally agents are working with USAO and DEA to initiate an ATF led OCDETF investigation. Continue investigation into armed drug traffickers in the Aryan Nation. Continue to prepare multi-defendant indictments on ATF-led prosecutions of armed violent felons

ATF Alabama 90-Day Violent Crime Initiative

Nashville III/ CGIC:

(b) (5)

(b) (5)

Birmingham I FO:

(b) (5), (b) (7)(A)

Birmingham III FO:

(b) (5), (b) (7)(A)

Mobile Field Office:

(b) (5), (b) (7)(A)

Montgomery Field Office:

(b) (5)

(b) (5)

New Orleans Field Division

Supplying folks to ORP, Op Legend and UNGA,
Averaging 30 NICS referrals a week, and 5-10 FFL thefts per month

Oxford MS: Title 3 trial, multiple defendants, scheduled for October

(b) (5), (b) (7)(A)

Shreveport LA: Round up with FBI (Joint OCDETF Case) planned for 7/31/2020.

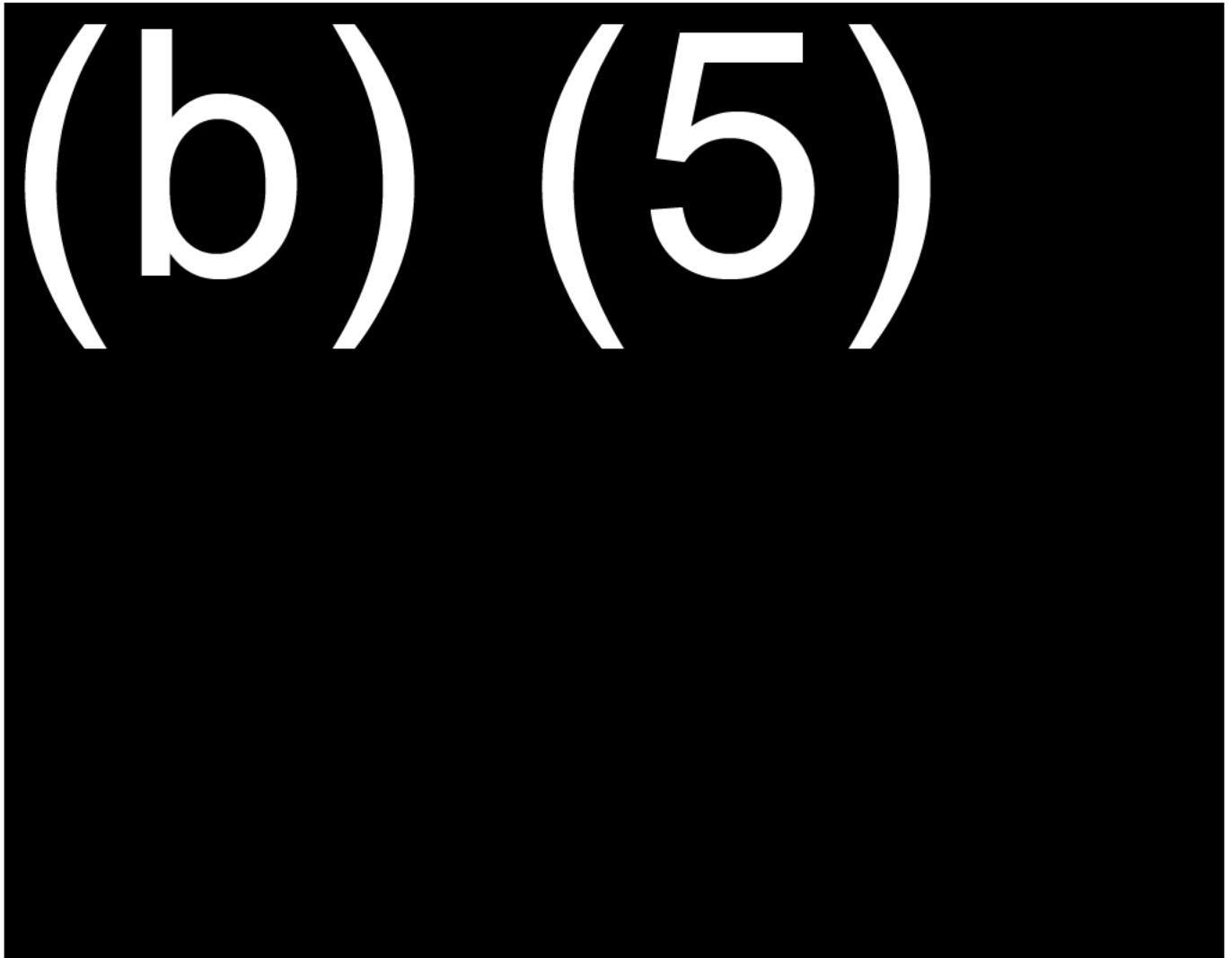
Little Rock AR: August/September (once WDAR begins grand jury again) - We will indict the rest of the remaining 20+ defendants from Hot Springs operation

St. Paul Field Division

District of Minnesota:

All available Special Agents (SAs) assigned in the Twin Cities metropolitan area will remain fully engaged in the follow up investigations of the more than 150 commercial arsons that occurred during the civil unrest the week of May 25-30, 2020. SAs have and will continue to follow up on actionable leads generated from the public, physical evidence submitted to ATF's Forensic Laboratory, execution of social media and residential search warrants, and the review of hundreds of hours of video to identify and arrest arsonist. Since the last week of May, the SPFD has charged 17 individuals related to their involvement in the arsons that occurred throughout the Twin Cities, with additional evidence being gathered on multiple suspects.

In addition to the unprecedented amount of arson investigative follow up that is ongoing, eight of the twelve SAs are currently assigned are working directly in support of the United States Attorney's Office - Twin Cities Violent Crime Task Force. This Task Force formed July 8, 2020 is designed to mitigate the extraordinary spike in violent gun crime that has occurred in the Twin Cities Metropolitan area since Memorial Day. The city of Minneapolis alone has experienced more than 111 gunshot victims since May 25, 2020. The Task Force is comprised of federal and state law enforcement resources to assist local law enforcement in investigating, arresting, and prosecuting individuals responsible for gun violence. Until further notice, the two SPFD assigned Assistant Special Agents in Charge and one Intelligence Research Specialist is assigned to the Multi-Agency Command and Coordination Center for this effort. One Group Supervisor and four SAs are assigned and working directly with the Minneapolis Gun Investigation Unit and four SAs are assigned and are working directly with St. Paul Police Department. The remaining four SAs are assisting throughout the metropolitan area as subject matter experts in various specialties. Since its inception on July 8, 2020, SPFD agents have initiated investigations of 27 individuals responsible for various violent gun related crimes, illegal firearms possession, and firearms theft and trafficking. Eleven of the twenty-seven individuals have been arrested and are currently in custody for either state or federal firearms related charges. Over the past week alone, the SPFD made five federal arrests, with four pending arrests this week related to the cases highlighted above. An additional seven cases are awaiting acceptance by the USAO.



(b) (5), (b) (7)(A)

(b) (5)

WEST REGION

Dallas Field Division

Group IV:

In the next ninety (90) days, Dallas IV HIDTA will focus its resources on combatting violent crime in the City of Dallas. The City of Dallas has experienced over 100 homicides year to date and non-fatal shootings plague several Dallas neighborhoods. Agents and TFOs of Dallas IV will work closely with the Dallas Police Gang Unit, Dallas Homicide, and various patrol elements to concentrate efforts on areas where violent crime is the highest and work to identify and prosecute those individuals responsible.

Group VIII:

Dallas VIII will have four (4) monitored cases and will be responsible for the arrest of twenty (20) firearms trafficking suspects.

Oklahoma City FO:

OKC II will be assisting USMS with Operation Triple Beam starting July 20th thru August 17th. It will be an initiative to arrest known gang members with outstanding warrants in OKC. ATF will be utilizing the NIBIN mobile command unit in support of operation triple beam. All firearms seized as a result of the operation will immediately be taken to the NIBIN MCU for test firing and entry.

(b) (5)

Tyler FO:

(b) (5), (b) (7)(A)

El Paso II FO:

(b) (5), (b) (7)(A)

Denver Field Division

Denver FD personnel will be supporting a USMS/USAO Project Guardian initiative in Gillette, WY the week of August 24-28. This is essentially a fugitive round up where we will be supporting the apprehensions as well as investigating any new Federal violations that arise from those arrests that fall within our primary jurisdiction. **(b) (5)**

(b) (5)

(b) (5)

USAO, we have all identified five (5) specific target areas including: Campbell County, Natrona County, Sweetwater County, Fremont County and Laramie County. (b) (5)

(b) (5)

Denver Group IV will continue to initiate forensic led policing (NIBIN and eTrace) investigations. Continue to assist Denver and Aurora PD Homicide units in conducting and perfecting federal cases that arise out of murders (b) (5)

(b) (5)

(b) (5)

(b) (5), (b) (7)(A)

(b) (5)

(b) (5)

Houston Field Division

(b) (5), (b) (7)(A)

Houston FD anticipates federal charges for two suspects who purchased firearms recovered in the recent Mexico City assassination attempt will be charged.

One suspect will be charged for shooting at the Houston Police Department Southeast station during the recent civil unrest. The case was investigated by the ATF Houston Crime Gun Strike Force after they received a NIBIN lead from an open aggravated assault case. An additional suspect will be charged with deadly conduct.

(b) (5)

Los Angeles Field Division

LA Group I FO:

(b) (5), (b) (7)(A)

LA Group II FO:

(b) (5), (b) (7)(A)

(b) (5), (b) (7)(A)

Long Beach FO:

(b) (5), (b) (7)(A)

Santa Ana FO:

(b) (5), (b) (7)(A)

Glendale I FO:

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

Glendale II FO:

784020-20-0007 Sake House Fire (Arson during civil unrest)

Grand Jury is scheduled today. Main suspect will be indicted for Arson (18 USC 844j). Two additional suspects were arrested by local PD for theft/looting and facing state charges.

(b) (5), (b) (7)(A)

Glendale V FO:

(b) (5) Arrest of approximately 20 Northwest and West Park gang members on federal drug and possibly state gang charges. Case is awaiting AUSA review of reports and determination of charges. Anticipated indictments within 90 days.

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

San Diego I Field Office:

Anticipates deploying CFI's and other assets to assist NCIS with the USS Bonhomme Richard fire, specifically, to provide technical expertise as it pertains to the fire's Origin & Cause, whether it be classified as incendiary, accidental or undetermined.

San Diego II Field Office:

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

San Diego IV Field Office:

(b) (5), (b) (6), (b) (7)(A), (b) (7)(C)

Phoenix Field Division

Operation Relentless Pursuit Albuquerque, NM.

Tucson NIBIN investigation anticipate multiple AW/SW on an ongoing historical NIBIN investigation. ATF SRT has assisted with three SW service in the past several months.

Tucson Firearm Trafficking Historical Investigation - May have multiple search warrants (2-4) to gain additional evidence in perfecting a historical firearms trafficking organization investigation for prosecution.

San Francisco Field Division

(b) (5), (b) (7)(A)

ATF I/N 786050-20-0054: In the summer of 2019, the USAO NDC created a multi-agency Federal Initiative to counter the violence in the Tenderloin neighborhoods of San Francisco (FIT). This initiative is led by the USAO NDC.

The Tenderloin District which encompasses the Tenderloin and Market Street areas of San Francisco. Historically, these areas have had a high frequency of narcotics trafficking and firearms-related criminal activity. (b) (5)

(b) (5)

ATF, with state and federal partners, have completed numerous operations in the area to include arrest and search warrants related to approximately 40 defendants. Enforcement operations are conducted regularly as evidence is secured for the respective defendants. Operations are planned to cease early FY21 and a planned for takedown of any outstanding defendants is anticipated in October 2020. All criminal adjudications are being coordinated through USAO NDC.

Seattle Field Division

The Seattle Field Division has one SRT operation that is scheduled for July 17 but will most likely be postponed until the week of July 20 for a violent target associated with an FFL theft.

(b) (5)

SFD has several agents deployed for ORP and Legend.

(b)(5)

(b)(5)

ATF DAG Monthly
June 22, 2020

1) COVID-19 Update

- Operational and Personnel Status (*Regg*)
 - *Throughout the pandemic, ATF adapted to ensure that it continued mission-critical enforcement and regulatory operations -- including arrests, execution of search warrants, responding to FFL thefts, response to civil unrest and other critical incidents (officer-involved shootings, multi-victim shootings, bombings/explosives incidents, and suspected arsons), firearm tracing and processing of NFA applications.*
 - *We have had a total of 46 employees, TFOs and contractors with confirmed diagnoses for COVID.*
 - *Of these 21 continue to be positive and 25 have recovered.*
 - *We have tracked approximately 275 COVID exposure reports from our employees/contractors (exposures have included workplace, off-duty, and reports of symptoms consistent with COVID without known point of exposure).*
 - *While we continue to follow the Department's max-telework guidance on a national-level, we are returning additional personnel to the workplace in districts cleared by EOUSA (SACs are coordinating with USA's and exercising discretion)*
- Status of National Academy (FLETC) (*Regg or Marvin*)
 - *FLETC began a tiered re-opening on June 3, 2020; since re-opening, we have returned all of our suspended classes and will be adding new classes. The returned classes will graduate/complete in July, August and September. (Trainees are restricted to base on return)*
- Projected FY special agent hiring total
 - *We currently have 122 special agent candidates on-board.*

- *On July 19th we will on-board 27 additional candidates bringing our YTD total to 149.*
- *Our goal is to hire a total of 220 new special agents during FY 20; and we are in the process of clearing the 71 additional candidates needed to meet this goal*
 - *We have contingency plans to on-board candidates even if immediate seats are not available @ FLETC.*
 - *The primary challenge to meeting our goal is limited availability of polygraph examinations. have a p*
- *Operation Relentless Pursuit (Regg or Marvin)*
 - *Phase 2*
 - *The AG delayed phase 2 due to civil unrest and the pandemic. We anticipate the AG will determine a new start date TODAY (6/22).*
 - *ATF has all TDY resources ready to deploy for Phase 2 and will meet permanent agent staffing targets. IOI and support staff targets for permanent staffing will need to be phased-in over FY 21 (possibly continuing into FY 22).*

2) Civil Unrest (Tracking Graphs)

- *Total Arsons: 889*
- *Total FFL burglaries linked to unrest: 91*
 - *At least 1063 stolen firearms*
 - *Due to preventative measures (FFL alert/IO contacts), many burglaries resulted in limited or no loss of firearm inventory*
- *Arrests: 87 (arson, firearm, explosive/destructive device)*
- *Arson investigations (Regg)*
 - *Minneapolis NRT*
 - *On June 16, 2020, ATF arrested (b) (6), (b) (7)(C) in St. Paul, Minnesota, on federal arson charges relating to the burning of an Enterprise Car Rental facility during civil unrest in the city. Contemporaneous with the arrest, ATF executed a*

federal search warrant at (b) (6), (b) (7)(C) residence, seizing multiple items of evidence relating to the arson.

- *On June 16, 2020, ATF arrested (b) (6), (b) (7)(C) in Staples, Minnesota, on federal arson charges, relating to the burning of the Minneapolis Police Department's 3rd Precinct building during civil unrest in the city. Through analysis of surveillance camera video and social media postings and other investigation, ATF's National Response Team identified (b) (6), (b) (7)(C) as one of the individuals who threw Molotov cocktails into the front lobby of precinct building. Related investigation continues.*

○ **D.C.**

- *On June 11, 2020, ATF arrested two defendants on District of Columbia burglary charges relating to a break-in that occurred at the AFL-CIO Headquarters on May 31st during civil unrest in Washington, DC. A joint ATF-D.C. Metropolitan Police investigation established that the arrested defendants were involved in the initial unlawful entry in the building, which was then set afire. Investigation of the incendiary fire continues.*
- *On June 11, 2020, as the result of an investigation conducted by the ATF-DC Metropolitan Police Arson Task Force, ATF arrested (b) (6), (b) (7)(C) on federal charges related to the May 29th attempted arson of the DC Metropolitan Police 4th District building during civil unrest in Washington, D.C.*

▪ **(b)(7)(A)**

○ **Chicago NRT**

- *On June 10, 2020, as the result of a joint ATF-FBI-Chicago Police Department investigation, a federal indictment charging (b) (6), (b) (7)(C) with civil disorder, rioting, and arson based on actions he undertook in Chicago and Minneapolis (USAO D. Minnesota filed the charges)*
- *ATF NRT assisting in investigation of multiple arson fires during unrest in Chicago*

- Tracking DATA (Attachment A)
- FFL Burglaries
 - Tracking DATA (Attachment A)
- Investigative Results (*Regg*)
 - Oakland/Santa Cruz Investigation
 - Role of ATF Lab/NIBIN
 - *On June 16, 2020, the USAO for the N.D. California filed criminal complaints charging (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) with multiple offenses relating to the May 29th drive-by shooting, at the Oakland Federal Courthouse, in which one Federal Protective Service Officer was killed and another seriously wounded. The complaints identify (b) (6), (b) (7)(C) as the shooter in the assault and (b) (6), (b) (7)(C) as the driver of the vehicle used in the drive-by shooting. Charges against (b) (6), (b) (7)(C) include murder and attempted murder of a federal officer; (b) (6), (b) (7)(C) is charged with aiding and abetting those crimes. (b) (6), (b) (7)(C) was arrested on June 6, 2020, after he ambushed and killed a Santa Cruz Sheriff's Office Sergeant using a self-made AR-type rifle that had been (b)(3)(26 USC 6103) NIBIN analysis conducted by ATF established that the AR rifle used by (b) (6), (b) (7)(C) to kill the Santa Cruz deputy was also used in the shooting of the FPS officers. (b) (6), (b) (7)(C) has also been charged with the murder of the deputy in state court. (b) (7)(A)*
 - *PHOTO of seized AR/Machine gun:*



- Arrest Tracking DATA/Arrests (Attachment A)
- Spike in firearm purchases (*Marvin*)
 - Delayed Denials
 - Increase in the number of DELAYED DENIALS since 5/25 is 206% (above 2019) (b) (5)
 - (b) (5)
 - We have kept pace in referring to field and executing retrieval investigations; strain on resources in the divisions.
 - Standard Denials
 - Increase in the number of STANDARD DENIALS since 5/25 is 205% (above 2019)
 - We are beginning to develop a significant backlog on processing for field referral; cannot divert field resources to assist (NICs coordinators ordinarily would be called upon). Overtime is not sufficient, so we are working on reallocation of other HQ resources.
 - Coordination with NICS
 - Tracking DATA (Attachment B)

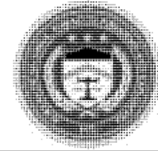
3) Status of Foreign Offices (*Regg*)

- Offices other than Canada/Europol remain closed with ATF personnel working from CONUS.

- Extension of Mexico Border Closing

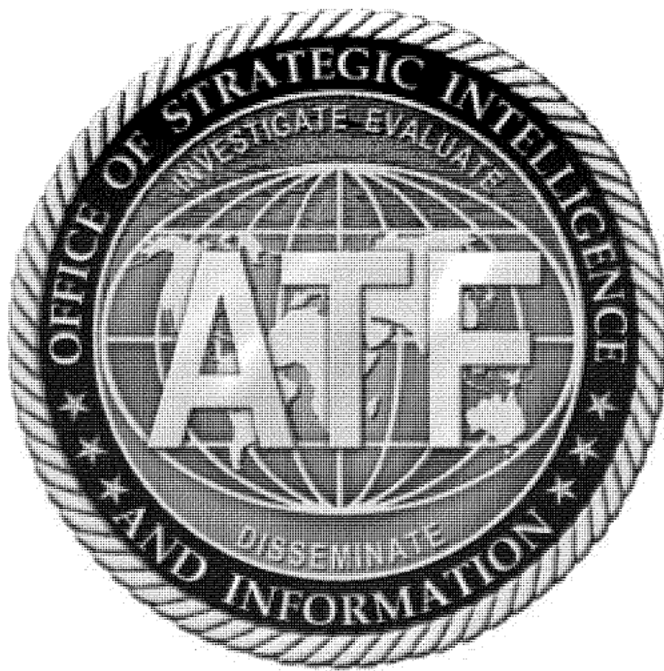
- *RoM extended border closing; unlikely Embassy LE personnel will return while closed.*

4) Crime Commission: Director Update



Assistant Director's Weekly Report

June 5, 2020



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WEEKLY TRAINING ACTIVITY

- Coordinated and attended the PLX 101 Webinar presented by (b)(6), (b)(7)(C) There were no technical issues and 18 IRSs participated.
- Gave a two hour block of instruction covering CLEAR, Accurint and TLO to 18 new hire special agents. HRPD will hold another class later this summer. Sat through the FOD CGIC and NIBIN presentations.
- Continued adding new users into the Vigilant LPR, Analyst's Notebook, and Accurint Social Media platforms.
- Set up Webinar for Open Fox NCIC course for 9 June and went over presentation with IRS (b)(6), (b)(7)(C)
- Worked with FEDLInX contractor to develop a training plan for IRSs. Received a full demo on administrator duties.

CRIMINAL INTELLIGENCE DIVISION (CID)

Team I- East Region

- Team I members provided support to CMIRT and FBI SIOC operations. In response to increasing violence during national protest of law enforcement, analysts monitored situational reports from national Federal, State, and Local law enforcement agencies, and open source regarding threats to the public and law enforcement.

Team II-Central Region

- Team II member identified suspected member of the Black Guerilla Family (BGF) street/prison gang found in possession of privately made firearm (PMF).

- 

(b)(7)(A) ATF NGIC representative forwarded synopsis to appropriate ATF agent for release permission.

- Team II member is in the process of reconciling eTrace information for the 1st quarter (January – March) of calendar year 2020 as it relates privately made firearms (PMF).

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OSII Assistant Director's Weekly Report

- Team II members are currently analyzing all firearms recovered in the United States, Canada, and Mexico from January 2018 to present. Team II is specifically analyzing the amount of PMFs entered into eTrace for the above timeframe.
- Team II is in the process creating an outline for a PMF assessment. This assessment will focus on a specific field division and show the trends, patterns, and an overall analysis of PMFs in that field division's AOR. Team 2 members collaborated on this project and the final outline is being prepared.
- Team II travelled to ATF St. Paul Field Division to provide assistance to the Division's command post during the nationwide civil unrest protest/riots.

Team III-West Region

- Members of Team of III are generating information in regards to firearms being trafficked to Mexico, via California. Telephone numbers identified will be (b) (7)(E) chart will be created. The team continues to provide support to SA (b)(6), (b)(7)(C) out of the San Diego FO regarding the (b) (7)(E). An i2 and Excel workbook containing intelligence on identified employees of the (b) (7)(E), (b) (7)(E) was shared with SA (b)(6), (b)(7)(C).
- Team III members are providing intelligence support to the St. Paul Field Division in response to the recent riots over the death of George Floyd. One team member will be working in the CIMRT. At the request of the St. Paul FD, remote support is tasked with reviewing fire/arson incidents for possible federal prosecution and working with the ATF IIC to gather evidence through social media.
- Team III was contacted by the National Tracing Center for assistance with identifying (b)(7)(E)
(b) (7) (E)
- Team III member continues to work with the CBP Counter-Network Division to identify and research firearms seized at the US/Mexico border, for de-confliction and potential referral to the ATF field.
- In response to the Nationwide riots occurring, Team III members monitored updates on eGuardian and forwarded the information to ATF's Internet Investigations Center (IIC). In

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OSII Assistant Director's Weekly Report

addition to these updates, the Virtual Command Center and JSOC iNotes were closely monitored and dispersed accordingly. Members identified leads through social media that include suspected FFL burglaries and rioter TTP.

Team IV-Secondary Market Program

- SMP received a request from Baltimore Field Division in regards to running a suspect through all SMP databases. The task was completed and the information was disseminated to the requestor.
- SMP is in the process of revising and preparing new SOPs to align with changes that have occurred in processing SMP data as a result of API implementation.
- In efforts and support of the civil unrest violence involving the number of FFL stolen firearms this week, (b) (7)(E)
- As a result of reviewing statistical trace data for FFL or Interstate Thefts from 2018 to present, SMP has disseminated SFRs referrals to CGIC groups and NTC Stolen Firearm Recovery staff members for further action.
- Since January 2020, SMP has completed and disseminated 22 Wanted Person Referrals (WPR) to the field for further action. As of this week, SMP provided information to the Denver CGIC Group, WPR-20-022, regarding wanted person: (b)(7)(A), (b)(7)(C), (b)(6)
- Since January 2020, SMP has completed 21 Stolen Firearm Referrals (SFR) which were disseminated to the field for action. As of this week, four (4) referrals were disseminated: SFR-20-018, was sent to the Charlotte CGIC Group regarding ATF case #763010-20-0045, SFR-20-019, was sent to the Nashville regarding FFL Theft # (b)(3) Pub law 112-55 125 Stat. 552 SFR-20-020, was sent to NTC Stolen Firearm Group reference FFL Theft # (b)(3) Pub law 112-55 125 Stat. 552 and SFR-20-021, was sent to Nashville CGIC Group regarding ATF case #776040-19-0154. SMP continues to monitor LeadsOnline, RISSPro, and RAPID for any Stolen FFL Firearm within the U.S.
- The below chart identifies the number of referrals disseminated and the number of FFL stolen firearms that were recovered from January 2018 to present:

SMP - Stolen Firearm Referrals	Referrals	Recovery	Referrals	Recovery	Referrals	Recovery
	2018	2018	2019	2019	2020	2020
January * (no data for 2018)	0	0	15	12	7	3
February	6	6	8	6	3	3
March	7	7	11	7	2	0
April	11	7	11	10	4	2
May	16	11	10	8	4	4
June	9	9	12	9	1	0

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OSII Assistant Director's Weekly Report

July	9	8	7	6	0	0
August	13	8	8	7	0	0
September	12	6	6	4	0	0
October	21	17	5	5	0	0
November	11	8	5	3	0	0
December	4	1	9	3	0	0
Total	119	88	107	80	21	12

Criminal Intelligence Division Program Manager-IOIS

Spartan Detail

- “Reason to open inspection” development task – Discussed flow chart with Deputy Division Chief (FMS). Updates were made to the flow chart and sent back to FMS for final review. Pending response.
- “Work file” development task - Assist Industry Operations and CGICs in determining which individuals, traces, etc. need to be examined during an inspection by using the new CGI Analytics tool. No update as other Spartan requests took precedence for the development team.

eTrace-LeadsOnline API Integration –

- FFL Numbers for Archive Data in LeadsOnline – Issue occurs when potential matches do not generate a FFL number when traces are compared to LeadsOnline archived data. Due to the fact that FFLs go in and out of business overtime, the solution may not catch everything – LeadsOnline has updated their system to attach FFL Numbers (when discovered) to its archived data (prior to 2015). The batch has been implemented and SMP will monitor the results.
- Meeting with NTC with regard to FFLs who acquire firearms in LeadsOnline, but claim to not have the firearm in A&D Record at the time of trace. These completion codes “D5” were tracked manually; however, after implementing the API, the SMP team needed to set up procedures in order to track these instances and send FFL referrals to the field when appropriate. SMP is incorporating this process into its SOPs.
- Meeting with NTC with regard to businesses being identified in LeadsOnline who do not have an active FFL, but have acquired a firearm that was subsequently traced. Due to the changes with the implementation of the API, procedures for handling these types of transactions were discussed and procedures were updated.

Secondary Market Program (SMP)

- Contacted NESPIN with regard to ISA/MOU status for RISSPROP. Provided data for comparison (October 2019 through May 2020).

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- Reviewed FOIA response to the National Pawnbroker's Association with regard to LeadsOnline contract and provided feedback

Violent Crime Analysis Branch



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Department of Defense/Defense Intelligence Agency (DIA)/Joint Interagency Task Force-National Cap. Region and Central Intelligence Agency (CIA)

- Continued coordination and liaison activities with agency representatives and ATF participation in communities of interest.
- Preventing Violence and Criminal Activity in Protection of Lawful Protest detail: Deployed to FBI SIOC to receive and disseminate real-time intelligence.

Department of Homeland Security (DHS)

- Deployed to FBI. CTOC Washington Field Office as one of the ATF representatives during the Preventing Violence and Criminal Activity in Protection of Lawful Protest detail June 1-8, 2020.

(b) (5)

(b) (5)

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(b) (5)

Drug Enforcement Administration-Special Operations Division (DEA-SOD)

- (b) (5)
- Preventing Violence and Criminal Activity in Protection of Lawful Protest detail: Deployed to FBI CTOC to receive and disseminate real-time intelligence.

FBI: Joint Rep: National Joint Terrorism Task Force/Weapons of Mass Destruction Division (NJTTF/WMDD), Interpol Rep: Transnational Crime

NATIONAL JOINT TERRORISM TASK FORCE

- Reviewed Guardian leads for any potential ATF cases not routed to appropriate field offices.
- Conducted several queries in ATF systems for potential targets for NJTTF.
- Conducted numerous queries in ATF systems regarding active shooter at NAS in Corpus Christi.
- Preventing Violence and Criminal Activity in Protection of Lawful Protest detail: Deployed to FBI SIOC and FBI CT Watch (LX-1) to receive and disseminate real-time intelligence.

FBI WMD

- Reviewed weekly reports regarding any persons suspected of constructing devices in order to relay to the appropriate AOR.
- Deconflict responses among FBI and ATF regarding explosive/suspicious incidents in the field.
- Reviewed and informed FBI counterparts of any explosive responses in the field by ATF.
- Preventing Violence and Criminal Activity in Protection of Lawful Protest detail: Deployed to FBI SIOC and FBI CT Watch (LX-1) to receive and disseminate real-time intelligence.

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INTERPOL United States National Central Bureau (USNCB)

- Followed up on several Blue Notices from variety of countries.
- Red Notice confirmations sent to countries that entered into Interpol.
- Request arrest information for NICs checks where individual has an international arrest.
- (b) (5)

International Organized Crime Intelligence and Operations Center (IOC-2)

- Joint Task Force Vulcan – Attended weekly conference calls, requested and reviewing listed ATF MS-13 fugitives, coordination with USMS re: fugitive list, coordination with AUSA and case agent on historical MS-13 case out of Hyattsville II Field Office.

- (b) (5)

- Preventing Violence and Criminal Activity in Protection of Lawful Protest: Medic support for SRT callout in Washington, DC and shifts at SIOC to receive and disseminate real-time intelligence.

Organized Crime Drug Enforcement Task Force (OCDETF) Fusion Center (OFC)

- (b) (5), (b) (7)(A), (b) (7)(C)
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National Operations Center (NOC)

- Engaged in on going and enhanced monitoring/intelligence reporting over the nation-wide protest activity. Multiple reports and intelligence bulletins regarding the uptick in violence against law enforcement was disseminated to OSII and other ATF elements as reported by the DHS NOC and its affiliated components.
- Continued COVID-19 reporting/monitoring sent to CID, International Affairs and the Southwest Border Coordinator for tracking and intelligence purposes. This COVID-19, DHS Senior Leadership Brief (Placemat) is reported twice daily to several Federal partners and the White House. As of today, the most recent COVID-19 reporting identified approximately (b) (5) total (b) (5) confirmed COVID-19 cases with (b) (5) this week (b) (5) last week) of confirmed fatalities worldwide. There are (b) (5) total domestic cases (b) (5) last week) and (b) (5) domestic fatalities in the United States (b) (5) deaths last week). (Source: CDC & FEMA 0630 ET (b) (5) June)
- Provided to CID and other ATF elements intelligence reporting on improved weapons and device usage against law enforcement during demonstration activity throughout the US. This intelligence was obtained from DHS, CISA Integrated Operations Coordination Center (CIOCC) and Cybersecurity & Infrastructure Security Agency (CISA).

• (b) (5), (b) (7)(A)

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National Geospatial Section (NGS)

- Provided seven-day-a-week geospatial production and production support to National Civil Unrest to management, analysts and agents from (b) (5) OSII, Atlanta, (b) (5) (b) (5) New York, Louisville, (b) (5) and St. Paul Field Divisions (among others). The NGS produced a twice daily spreadsheet, presentation, and Dashboard to OSII leadership of country-wide events based on iNotes and Field updates. (b) (5) (b) (5).
- The NGS is providing seven-day-a-week support to NRT in St. Paul with daily geospatial Dashboards, Maps, and Imagery of St Paul and Minneapolis. (b) (5) (b) (5) s. The NGS will continue to work with ATF employees in the St Paul FD and NRT in support of their efforts.
- (b) (5)
- Provisioned (b) (5) new ATF GeoPortal accounts, and maintained (b) (5) enabled licenses.

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UNITED STATES BOMB DATA CENTER (USBDC)

Explosives Identification and Tracing Activities:

The following information represents the number of explosives activities reported by the explosives industry as well as the number of requests for explosives identification, trace results, and interstate nexus determinations received from law enforcement.

- Explosives Thefts Reported: 0
- Explosives Thefts Completed: 0
- Explosives Losses Reported: 0
- Explosives Losses Completed: 0
- Explosives Losses Pending: 0
- Explosives Reconciliation Reported/Completed: 0
- Attempted Explosives Theft and Suspicious Activities Reported: 0
- Request for FEL/FEP Theft Loss Data: 0
- Explosives Identification and Traces Requested: 2
- Explosives Identification and Traces Completed: 0
- Explosive Identification/Traces in Progress: 2
- Explosives Interstate Nexus Determinations Requested: 0
- Explosives Interstate Nexus Determinations Pending: 0
- Explosives Interstate Nexus Determinations Completed: 0

Investigative Support Analytical Products:

- USBDC completed an RFI for DHS – Office For Bombing Prevention regarding the recovery of two IEDs in Lancaster, Pennsylvania.
- USBDC Completed an RFI for Ohio State Fire Marshal's Office, who requested information on all incidents reported in BATS that were fireworks/pyrotechnics related for the state of Ohio. RFI will provide an accurate assessment on prior incidents to develop a strategic prevention plan for the upcoming 4th of July activities.
- USBDC completed an RFI for the Seattle Field Division requesting a report on the number of incidents entered into Bomb Arson Tracking System (BATS) during the last year involving ANTIFA, along with the number of Incendiary incidents reported Nationwide to include

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structures and vehicles. RFI will be utilized in support/ background information for prosecutorial activities against ANTIFA members.

- USBDC completed an RFI for the ATF Internet Investigations Center. The request consisted of identification and hazards of a grenade discovered on the web for sale. The item was identified as an ABC M25A2 CS grenade. Technical Data sheets were provided with internal drawings to give more clarification on the item in question.
- USBDC completed FOIA Request 2020-0782 regarding EIR from 1986.
- USBDC reviewed and distributed (b)(7)(E) each USBDC and EOD Tech Center advisories on EOD and Bomb Technician call-outs to All Bomb Squad Commanders and FVEY countries and has been posted to the Advisory Section in BATS. These products provide an awareness for the type of call-outs technicians are responding to and increases safety for the First Responder.
- USBDC ETU distributed a Quick Look from Finland, which informed personnel of a rarely seen improvised initiation system associated with the Victim Operated IED (VOIED). This also confirmed realistic training and some of the Terminal Learning Objectives of training provided by NCETR with USBDC assistance.
- USBDC completed and forwarded the 2019 Juvenile Offender (Fire) Incident Report to OSII for review. The annual arson report provides information on juvenile fire related incidents reported in BATS for CY 2019. Information within the report includes fire types, casualties, damages, property types targeted, incendiary fires, time and location of incidents. Report is utilized throughout the BATS community as a foundation for any juvenile fire associated trends.
- USBDC provided and shared First Responder safety bulletins and advisories concerning public demonstrations and riots with IFIX members. Information also included incendiary device descriptions, tactics utilized by groups and potential targets. Agencies joining IFIX this week included Rhode Island Fire Marshal's Office, Shreveport Fire Department and Critical Incident Response Group/National Explosives Task Force (NETF). IFIX membership is currently at 144 members nationwide.
- USBDC is currently tracking arson and explosive incidents relating to the ongoing protests and civil unrests occurring throughout the United States. IRSs have identified A&E trends and are working vigilantly to distribute that information to ensure the safety of all state, local, and federal law enforcement personnel working the front lines.
- USBDC participated in a joint teleconference with the Critical Incident Response Group – FBI regarding the advancement and evolution of TTPs targeting ATMs through the utilization of HMEs and destructive devices.
- USBDC distributed and posted the weekly Arson & Explosives Incident Advisory for the week ending on May 29, 2020.

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- USBDC began working on the annual Explosions and Bombings in the United States – 2019 Report.
- USBDC is currently developing a report focused on the use of *Fire as a Weapon* from both a historical and modern perspective. The report will evaluate the use of fire as a weapon as both a military and terrorism tactic.
- USBDC continued to collaborate with the Explosives Industry Programs Branch on the modification of the ATF Form 5400.5 (Report of Theft/Loss of Explosive Materials).
- USBDC continues to field calls regarding new accounts, BATS technical issues regarding external mapping and password resets.
- USBDC continues to provide ongoing support to ATF Industry Operations Investigators (IOI) with compliance inspections by providing data on previously reported theft/loss of explosives.

BATS Applications:

- BATS indicated (b)(7)(E) applications in the electronic Que. Of those, (b)(7)(E) have been approved by the submitting agency BATS Account Manager and awaiting creation by ISSB. The remaining (b)(7)(E) show status as new. Of the (b)(7)(E) applications in new status, (b)(7)(E) remain in a system limbo and require ISSB follow-up. The oldest application created on 03/02/20 remains in a new status.

BATS Customer Service:

- ServiceNow reports indicated 17 new incidents over the past week – 17 assigned to BATS Tier II Support (ISSB) and zero (0) assigned to USBDC BATS Section. Of the 17 assigned to BATS Tier II (ISSB) support, 16 (94%) are resolved and one (1) (6%) are new, active or awaiting user information. Of the zero (0) assigned to USBDC BATS Section, zero (0) (0%) are resolved and zero (0) (100%) are new, active or awaiting user information.
- ServiceNow reports indicated 14 incidents assigned to BATS Tier II Support (ISSB) that remain new, active or awaiting user information. This decreased from the last report, 27. The oldest incident, created on 01/22/19, ISSB last documented work on 02/13/20. The oldest documented work by ISSB occurred on 01/22/19 (over 7-months of no reported work). One (1) incidents remain in a “new” state and not assigned to a person, the oldest created on 03/04/20 (more than 2 month).
- ServiceNow reports indicated one (1) incidents assigned to USBDC BATS Section that remain new, active or awaiting user information. This decreased from the last report, zero (0).

BATS Program Enhancements:

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- VersionOne reports 39 enhancements in backlog status within the BATS Kanban project. One (1) enhancement has been added from the last report. No backlog item completed since March 28, 2018 (start of tracking and over 12-months).

BATS Program Promotion and Training:

- No formal BATS promotion or training during this reporting period.

BATS Program Operations:

- As of June 03, 2020, there are (b)(7)(E) registered BATS users from 2,501 agencies.
- There were 723 incidents and 885 activities reported in BATS, as well as (b)(7)(E) new BATS users since last reporting period.

INTELLIGENCE AND INFORMATION SYSTEMS DIVISION (IISD)

Intelligence Systems Support Branch (ISSB)

Intelligence Systems Support Section (ISSS)

- ISSB created (b)(7)(E) TECS accounts.
- ISSB created (b)(7)(E) new OpenFox accounts.
- ISSB reactivated (b)(7)(E) NICB accounts.
- ISSB created (b)(7)(E) Open Source.
- ISSB completed 23 BATS admin support request.
- ISSB processed 53 ELSUR requests from ATF, FBI, SOD, and ICE.
- ISSB completed 0 Lost and Stolen Reports.
- Total of user and USBDC training IDS: (b)(7)(E)
- Total of external and ATF BATS & DFuze applications: (b)(7)(E)
- Total number of Firearms Validated: 0
- Total Wanted Persons Validated: 0

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SHIELD

- ISSB created (b)(7)(E) new accounts during this period.

Technical System Support Section (TSSS)

Bomb Arson Tracking System (BATS) / DFuze

- TSSS worked with the project manager to go through the issue of connection between N-Force and the Bomb Arson Tracking System (BATS).
- TSSS worked on a file download issue reported by an end user, through the United States Bomb Data Center (USBDC).
- ISSB assisted two (2) BATS users with challenging printing issues, which were resolved.
- ISSB tested a new version of the N-Force to BATS interface for the 1901 subcontractor tasked with the conversion of N-Force.
- ISSB had to nudge the U.S. Department of Justice (DOJ) for an update on the problem of BATS mapping of incidents for external users. This spurred DOJ– Justice Management Division (JMD) and the Joint Support Operations Center (JSOC) into action for a good response by May 29, 2020, when DOJ asked ATF to complete a Reverse Proxy Request Form. ATF submitted the form to DOJ by 1500 hours on May 29, 2020. On May 30, 2020, DOJ asked ATF for a certificate and password for the GeoPortal server.

Training:

- TSSS tested a previous solution and continued to work on item No. 4 (avoid duplication of new Incidents) of the 2020 Enhancement list.

BATS Single Sign On (SSO)

- No new developments on this front.

Note: below is a breakdown of the above summary totals for BATS:

- TSSS completed (b)(7)(E) external and (b)(7)(E) ATF BATS applications; (b)(7)(E) reactivations; (b)(7)(E) new agency creations; and (b)(7)(E) BATS deactivations for ATF and external users.
- TSSS worked 18 tickets.
- TSSS completed 16 phone requests and/or emails for BATS modifications.

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- TSSS called/mailed (b)(7)(E) users regarding BATS application approvals.
- TSSS emailed/called (b)(7)(E) users regarding disabled BATS accounts.
 - Total of External and ATF BATS Applications: (b)(7)(E)
 - Total Phone Requests, Helpdesk Tickets, SNOW Cleanup Tickets,
 - Ticket Creations, Modifications, Reactivations and Deactivations: (b)(7)(E)
 - Total BATS Production Users and USBDC Training IDs: (b)(7)(E)
 - (Adding BATS users to BATS Production and BATS Training.)

NFOCIS/ NForce Vault

- TSSS verified with the project manager the version of N-Force Vault that comes with the latest cookie fix.
- ISSB demonstrated the N-Force to BATS interface to Zeus Development Team of Spartan, and attempted to determine why they were unable to login to BATS Training after logging into N-Force Training. Troubleshooting continues. In the meantime, ISSB will proceed to create property items for the Zeus Development Team as they move forward with developing a new vault process under Spartan.
- ISSB assisted the Office of Science and Technology (OST) developer with getting logged into N-Force Vault and the use of the scanner.

EODIMS

- Ongoing effort to turn over (EODIMS) production servers.
- Firewall change request was submitted.

~~Information Contained Herein is Unclassified~~

Semantica Pro

- TSSS delivered the *Weekly Usage Report*.
- TSSS supported a new user with installation and ATF ontology configuration
- TSSS is assisting a current user's re-configured ATF ontology and troubleshooting a window security iexplore prompt from the user's laptop.

Environmental Systems Research Institute

- TSSS worked with Esri Support to resolve the issue of authorizing ArcGIS Server StreetMap Premium extension.
- TSSS notified users of outstanding inactive ATF GeoPortal accounts.
- TSSS inquired about the status of VPAT for ArcGIS Pro 2.5 to Esri.
- TSSS performed user and content administration in the ATF GeoPortal.
- TSSS performed troubleshooting of FLS layer in ATF GeoPortal with 1901 DBA team.
- TSSS provided suggestions and feedback related to the implementation and usage of ArcGIS Enterprise Portal/Online Sites for the decimation of information to a targeted group of users.

Miscellaneous

- TSSS worked with the personnel security team on a security clearance.

National Field Office Case Information System (NFOCIS) Branch

- NFOCIS completed (b)(7)(E) request for user profile, account maintenance database administration, and look-up table maintenance.
 - NFOCIS completed (b)(7)(E) request for custom or Ad Hoc queries and/or request for technical assistance.
 - NFOCIS responded to (b)(7)(E) requests for assistance with N-Force Vault.
 - NFOCIS responded to (b)(7)(E) requests for assistance via the NFOCIS mailbox.

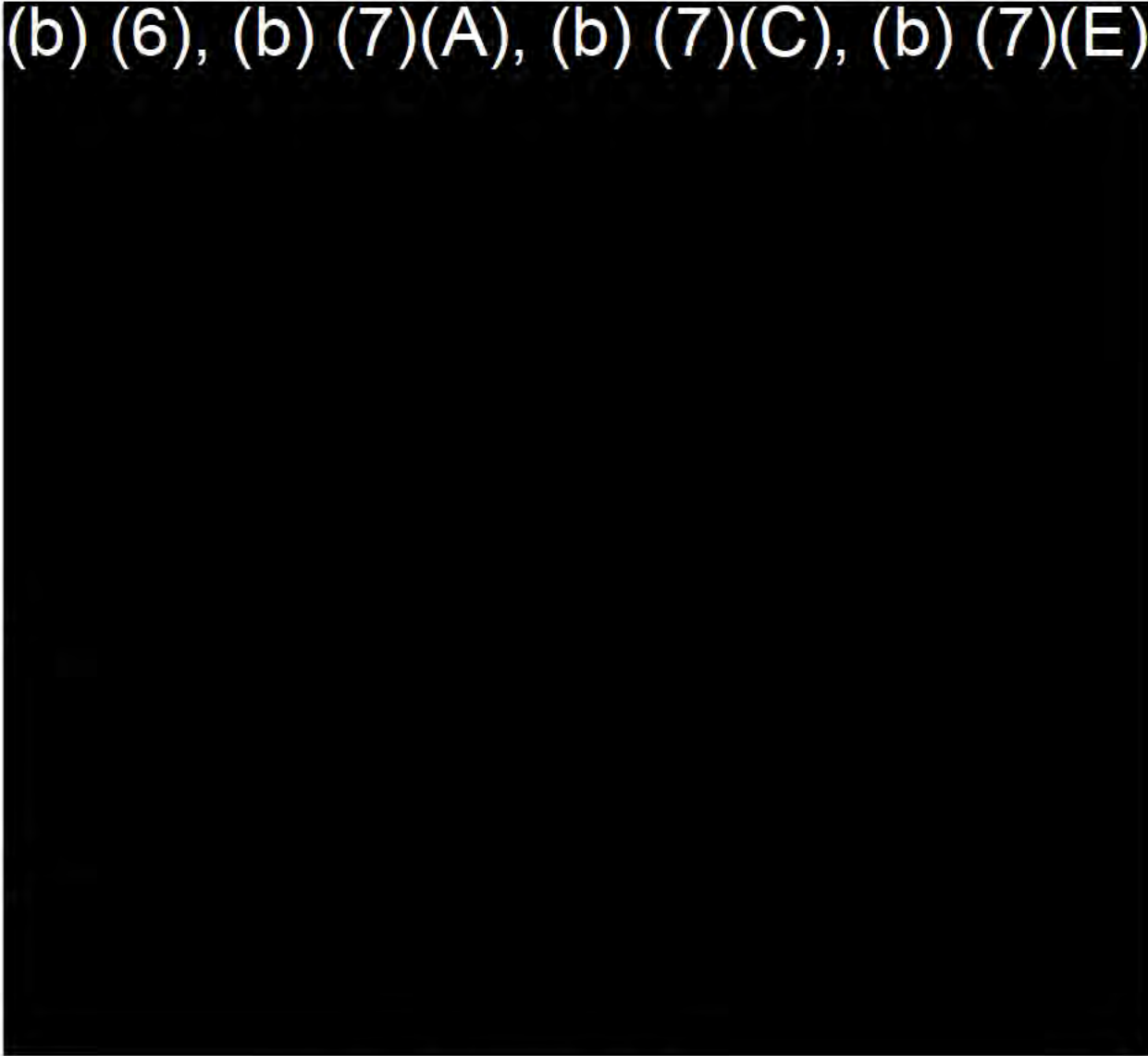
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INTERNATIONAL AFFAIRS DIVISION (IAD)

- **OCONUS Travel Log:** 0
- **MLAT status:** Number of MLATS pending/outstanding: (b) (7)(E)
- **Number of MLATS FY 20 closed:** (b) (7)(E)

Mexico Country Office (MCO)

Investigative Activity:

- **(b) (6), (b) (7)(A), (b) (7)(C), (b) (7)(E)**
- 

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- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(7)(A)

[Redacted]

- ATF TJ completed CFA 20-388 ((b) (6), (b) (7)(C)) related to the (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) ATF TJ will continue to assist as needed.

- ATF TJ completed CFA 20-390 ((b) (6), (b) (7)(C)) to the Phoenix Field Division related to (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

[Redacted]

(b)(3)(112 Pub. L. 55; 125 Stat. 552). ATF TJ will continue to assist as needed.

- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), (b)(7)(C)

[Redacted]

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(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(A), (b)(7)(C)

- ATF Ciudad Juarez (CJ) Field Office generated CFA#20-398 in regards to a (b)(3)(112 Pub. L. 55; 125 Stat. 552)

(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C) ATF CJ is in the process of acquiring all Government of Mexico reporting on this incident and forwarding this information to the Case Agent in El Paso.

- ATF CJ generated CFA#20-397 in regards to a (b)(3)(112 Pub. L. 55; 125 Stat. 552)

(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

on this incident and forwarding this information to the Dallas Field Division.

- ATF CJ generated case 168033-20-0001 (b)(6), (b)(7)(C) et al in regards to a (b)(3)(112 Pub. L. 55; 125 Stat. 552)

(b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(6), (b)(7)(C)

(b)(3)(112 Pub. L. 55; 125 Stat. 552)

This Case was referred to the Phoenix

FD under ATF MCO REF#20-163.

- (b)(6), (b)(7)(A), (b)(7)(C)

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- ATF CJ continues to monitor and check on (b)(3)(112 Pub. L. 55; 125 Stat. 552) (b)(3)(112 Pub. L. 55; 125 Stat. 552)
- (b)(3)(112 Pub. L. 55; 125 Stat. 552), (b)(7)(A), (b)(7)(E)

- ATF CDMX assisted the Phoenix Field Division, RE: IN# 785070-20-0040, in relation to a trafficking investigation involving (b) (6), (b) (7)(C), which included providing Government of Mexico (GOM) seizure/incident and lab reports, along with an MCO generated ROI. (b) (6), (b) (7)(C) is the main target of straw purchasing/trafficking case, whereby (b)(3)(112 Pub. L. 55; 125 Stat. 552) (b)(3)(112 Pub. L. 55; 125 Stat. 552) led to the initiation of an investigation into his (b) (6), (b) (7)(C) suspected activities in providing firearms to suspected cartel in Mexico. MCO-CFA 20-395.
- ATF CDMX completed a referral recommending the investigation of one (b) (6), (b) (7)(C), who has a long history of (b)(3)(112 Pub. L. 55; 125 Stat. 552)

The referral will be to the Nashville Field Division for consideration and follow-up investigation. MCO-RFL-161

Monitored Case Program:

- (b) (6), (b) (7)(A), (b) (7)(C)

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ATF MEXICO TRAINING:

- ATF CDMX Training Unit in Mexico is halting all virtual training offerings due to the inability to conduct full vetting procedures of the attendees remotely. Training will resume in-person once ATF Mexico.

VAULT VISITS:

- Vault visits have been temporarily postponed due to the COVID-19 ATF & State Department's travel restrictions.

COVID-19 MEXICO UPDATE:

- As of June 2nd, the Government of Mexico reported that there are 97,326 (+3891) confirmed COVID-19 cases and 10,637 (+470) deaths. Mexico continues to have the lowest diagnostic testing per capita of any OECD country. **Mexico recorded its biggest single-day increase in both Covid-19 deaths and cases on Tuesday 06/02 while the number of active cases in the country is at its highest level yet.**
- All of Mission Mexico personnel (to include ATF Mexico offices) received instruction that nobody can return to normal operations at the Embassy or Consulates until the Ambassador or the DCM gives an "All Clear". Everyone is to telework at maximum capacity. Fourteen individuals in Mission Mexico have tested positive so far and three fatalities. ***Two new fatalities in past week.*** Planning is currently taking place for a phased return for possibly **after July 15th** as Mexico is still in Phase Zero. Mexico is still reaching new peaks in COVID-19 cases and there is no sign of any consistent decline.

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Ambassador Landau, during the conference call of 06/03/2020, stated they are now changing the guidance on opening the embassy and issuing the "All Clear" for Phase One return as described below. The Mayor of Mexico has extended the stay at home order for another 30 days at least, mid to late June.

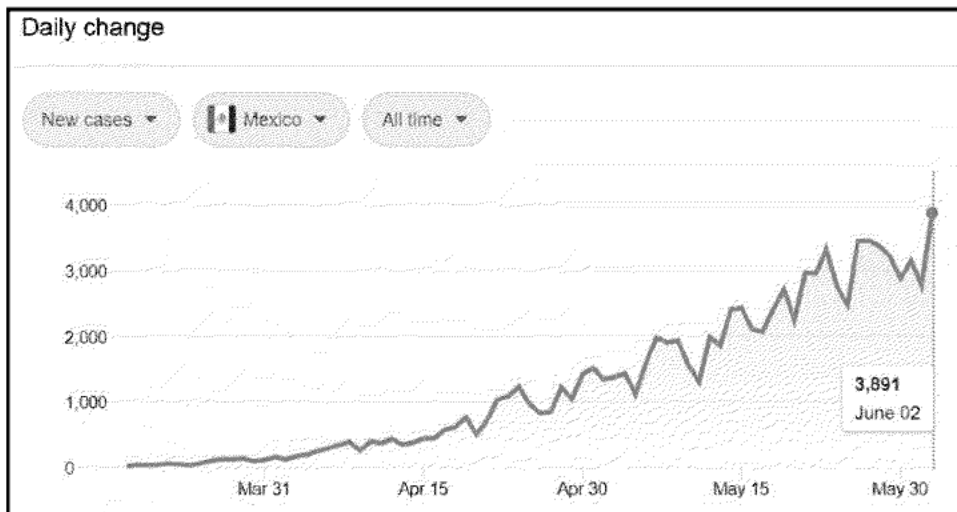
The "All Clear" to begin a 4-phased return is dependent on 21 days of consecutive between Phase Zero and Phase One, then 14 days of consecutive declining Covid-19 numbers between Phases 1 & 2, and Phases 2 & 3.

- Phase Zero: Current situation, Mexico is currently expected to peak in the future and continues to set new records. So far there have been no consistent consecutive days of decline and new highs are being reported.
- Phase 1: After 21 consecutive days of lowering Covid-19 numbers. 25% of Embassy staff may return to facilities. 10 days are given to agencies to achieve 25%.
- Phase 2: After another 14 consecutive days of lowering Covid-19 numbers. 40-80% of Embassy staff may return to facilities. 10 days are given to agencies to achieve 40-80%
- Phase 3: After another 14 consecutive days of lowering Covid-19 numbers. As close to 100% of Embassy staff may return to facilities. 10 days are given to agencies to achieve as close to 100%
- Mexico's protocol calls for testing 100 percent of severe cases and 10 percent of mild cases although there is substantial anecdotal evidence the protocol is not being carried out fully. They also have the lowest diagnostic testing per capita among OECD countries, which suggest the actual number of cases is much higher.
- Large amounts of infectious waste, including piles of discarded coffins and tons of hospital garbage, continue to be found across Mexico City amid the COVID-19 pandemic.
- Mexico ranks eighth in the world in COVID-19 deaths, with Mexico City and a neighboring state accounting for some 40% of the country's fatalities. The Mexican government says it needs another 6,600 doctors and 23,000 nurses to battle the crisis, a shortage exacerbated by the high infection rate among medical staff - 11,394 health workers had contracted the virus and 149 had died as of May 17.
- On 28 May, SALUD (Mexican Health Ministry) reported the nationwide regular hospital bed occupancy rate was 39 percent, based on 751 hospitals reporting out of the 781 total hospitals designated to treat COVID-19. Mexico City (68 percent), Guerrero (67 percent), State of Mexico (62 percent), Morelos (54 percent) and Baja California (52 percent) reported the highest rates. The occupancy rate for beds with ventilators is 35 percent nationwide and 58 percent in Mexico City. The occupancy rate for beds with ventilators is 35 percent nationwide and 58 percent in

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Mexico City.

- Mexican medical professionals account for 23% of all of the country's infections. That compares to 3.7% in the United States, according to data released by the U.S. Centers for Disease Control and Prevention this week.
- The coronavirus pandemic had caused an increase in cartel violence. The cartels have lost their distribution network with the closing of bars, nightclubs and schools. Violence has erupted as rival cartels attempt to find a new way to distribute their drugs.
- Due to the coronavirus slowing normal operations organized crime groups have resorted to other means to gain income, maintain territorial control as well as control the population. Social media posts have shown images of armed men with boxes of food as well as open pleas for supplies. Media outlets have also reported that cartels are offering loans to merchants in Mexico City to help offset the destruction of the pandemic. Federal authorities have seen approximately 6 cartels distributing supplies in 11 states.



Central-South America Regional Office (CSARO) - El Salvador Regional Office

Investigative Activity:

- (b)(6), (b)(7)(A), (b)(7)(C)
-

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- (b) (6), (b) (7)(A), (b) (7)(C)
-

El Salvador COVID-19 Update:

- Today is day 81 of the El Salvador emergency pandemic measures, 3 days remain. As of last night, El Salvador has 2705 cases and 49 deaths. 1477 cases are active and 1197 have recovered. 1424 people remain under suspicion of being positive. The infection curve is still rising. The borders and airport will remain closed to inbound/outbound travel.
- To date, the Salvadoran health system is now flush with new ICU beds and respirators.
- To date, there are no mandatory evacuation orders for mission personnel and no Embassy personnel nor Embassy community have been infected as of yet.

El Salvador Civil State of Emergency

Due to the numerous days of rainfall from Tropical Storm Amanda, El Salvador is experiencing flooding and landslides.

Bahamas Country Office (BCO)

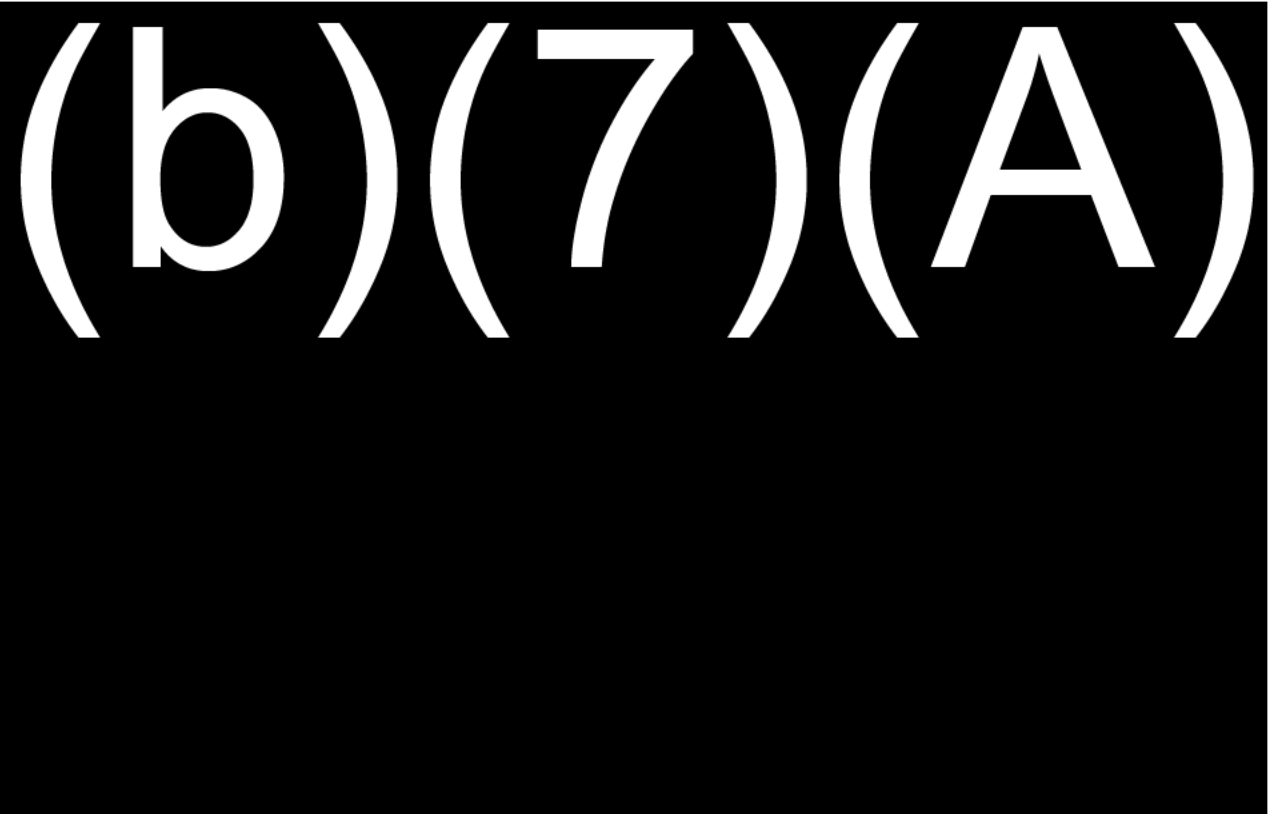
Bahamas COVID 19 Update:

- 102 cases
- 11 deaths
- Border scheduled to open July 1.
- Curfew restrictions are beginning to relax.

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Jamaica Country Office (JCO)

Investigative Activity:

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Speeches/Travel/Meetings:

- LAC Disaster Preparedness and Response Capacity Brief
- The Assistant Attaché Jamaica Country Office (JCO), met via conference call with members of the Law Enforcement Working Group Kingston.
- The Assistant Attaché JFO has established a weekly working Group, while in remote working status via phone, with the JCF vetted firearms trafficking unit and other Federal Law enforcement partners. LEO discuss current investigations related to Illegal drugs, firearms trafficking, documented violent criminal activity and /firearm recoveries as it relate to Jamaica.

Jamaica COVID 19 Update:

Jamaica has not had any significant change in crime because of COVID-19. There are no significant change in crime trends from this time last year.

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1. Jamaican Government Actions and Preparedness

- On June 2, the Jamaican Ministry of Health and Wellness (MOHW) reported Two (2) new COVID-19 cases in Jamaica, bringing the total to 590. Two Hundred and Thirty Five (235) of the 590 confirmed cases are employees in the workplace cluster in St Catherine.
- Prime Minister Andrew Holness announced an island-wide curfew of 8pm-5am from May 13, through May, 31. In addition, individuals are now required to wear masks in public. The full list of measures is below.
- Jamaica now has 91 imported cases; 27 cases that are local transmission with no epidemiological link; 217 are contacts of a confirmed case, 235 work place cluster and 20 cases under investigation.
- All schools will remain closed until the new school year begins on September 7, 2020.
- Jamaica's borders has reopen for Jamaican citizens attempting to come home. All nationals entering Jamaica between June 1 and 14 will be tested base on nasopharyngeal swab and will be required to go through the necessary sensitization and assessment process outlined by Jamaica Ministry of Health and Wellness.
- June 15-30, 2020, none nationals will be allowed to enter Jamaica and will be subject to the same screening and risk assessment protocols.
- During curfew working hours will be 8am-4pm and commuting hours will be between 6am-8am and 4pm-6pm.

2. (SBU) Embassy Kingston Status

- There are currently 67 USDHs, 93 EFMs, 2 PSCs, 2 MOHs and 15 pets still at post.
- Post personnel are complying with curfew regulations while still ensuring access to the Embassy for Mission critical staff.
- On June 3, 2020, Embassy Kingston is in Phase 1 due to an overall downward trajectory of COVID-19 cases and positive COVID-19 tests along with meeting local indicators. The closure of schools until September remains a challenge; however, the flexibility within the Diplomacy Strong matrix to maximize telework will enable a modest increase in operations.

3. (SBU) Officially – 590 cases, 356 recoveries, 9 Deaths

- MOHW confirmed on June 2, that there are now 590 COVID-19 cases in Jamaica.

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- One Hundred and Ninety-Four (194) samples were tested in the last 24 hours at the National Influenza Centre and the National Public Health Laboratory, bringing the total number samples tested to 13,407 with 590 positives, 12,784 negatives and 33 samples are pending.
- There are now 155 persons in isolation and 94 in quarantine at a Government facility. Nine persons have died, while 356 patients have recovered.

4. Dominican Republic Government Actions and Preparedness

- The Dominican Republic has 18,040 confirmed cases of COVID-19 and 516 confirmed deaths and 11,224 recovered.
- The Dominican Republic's Ministry of Public Health reports as of May 5, they have performed 41,766 tests, 18,040 were positive, 516 deaths and 11,224 cases of recovery.
- Masks are required in all public spaces in the Dominican Republic.
- The national curfew has been extended until June 12, 2020. A national curfew that prohibits all traffic and movement of people from 5pm to 6am.
- Cruise arrivals have been suspended at all ports and coasts.
- Public transportation, including buses, shared minibuses (guaguas), metro trains, and cable cars have suspended services.
- Events and public gatherings of all kinds suspended.
- Roadblocks have been set up at various points throughout the country prohibiting internal travel in the country.
- Effective on March 19, the President of the Dominican Republic suspended the arrival of incoming passengers and has effectively closed the borders of the Dominican Republic.
- Schools and University's close.

5. Haiti Government Actions and Preparedness

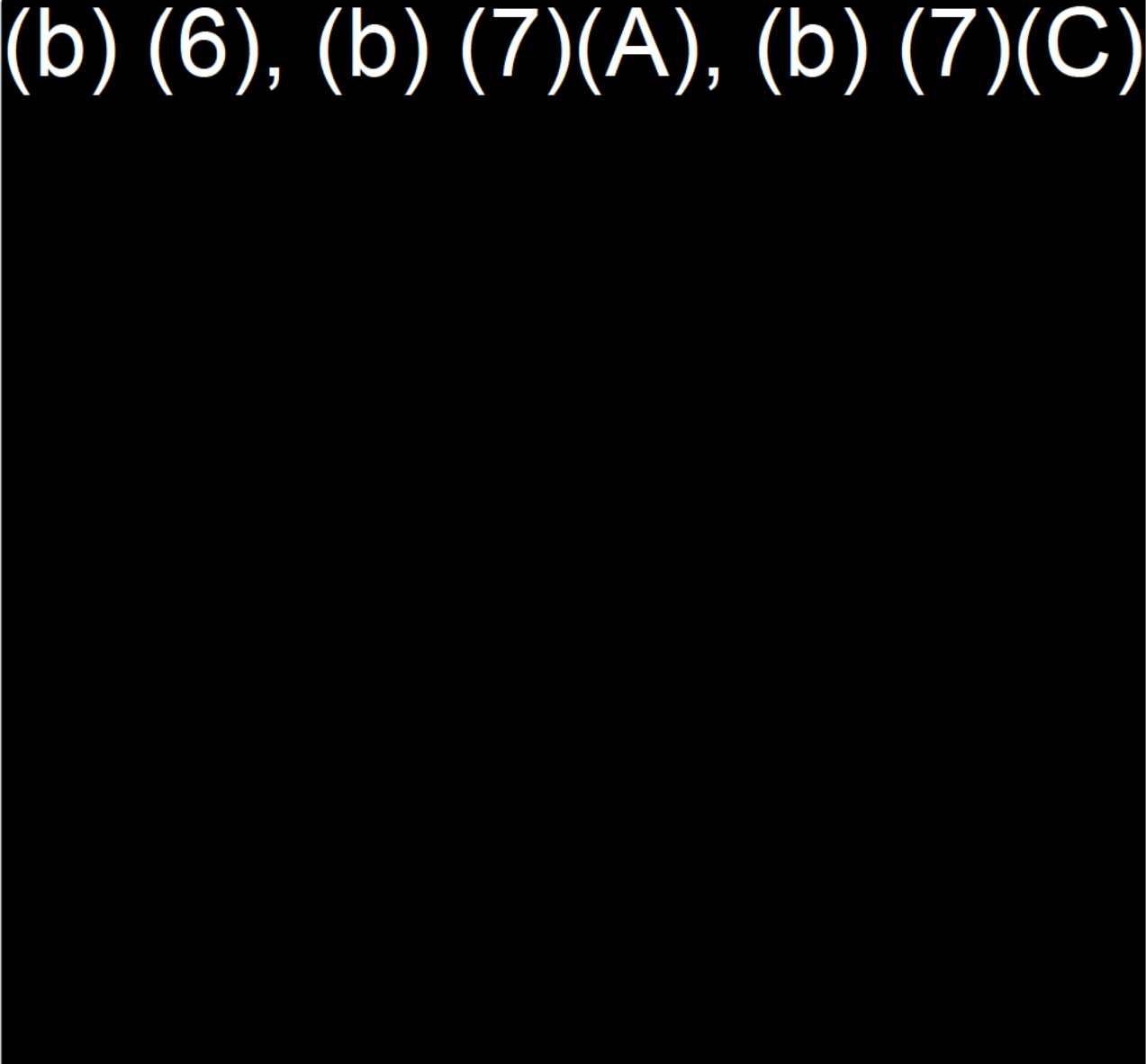
- Haiti has 2,640 confirmed cases of COVID-19, 50 confirmed deaths and 24 recovered.
- Schools, universities, vocational centers, and factories are closed until further notice; gatherings larger than 10 people have been banned.
- A curfew is in place from 8 PM.-5AM

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- Haiti borders, ports, and airports will be closed and commercial flights will be suspended with the exception of transportation of merchandise, and the captains and the pilots of cargo vessels/planes.
- The total number samples tested to 4,890 with 2,640 positives, 50 deaths, and 980 negatives.

Canada Country Office (CCO)

Investigative Activity:

- **(b) (6), (b) (7)(A), (b) (7)(C)**

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(b)(7)(A)

Policy Issues:

- ATF Canada has received all results from the trace study in British Columbia and Alberta and is currently analyzing the data. RCMP K Division, which covers the entire province of Alberta, contacted ATF Canada this week and submitted over 6,000 firearms in their custody to be traced. This would bring the total traced in Alberta close to 13,000 firearms in the last two months. ATF Canada is trying to use this success in Alberta accomplish the same results in each province.
- To analyze these reports, ATF Canada generated a statistical report of crime gun recoveries in Ontario. This will help give perspective to the final report which should be completed by next week. The Ontario Study Briefing Paper is attached as a separate document to this weekly report.

Canada COVID-19 Update:

- Canada and the United States had agreed to extend the border closure for another 30 days.
- The government is expanding eligibility for the Canada Emergency Business Account to include some categories of business owners who have not previously qualified, including sole proprietors, those who employ subcontractors, and those who pay staff through dividends
- PPE update: government has doubled surgical mask and face shield inventory, and is sending “hundreds of thousands” of swabs, gowns, shields, and glasses to provinces; has also received a shipment of ventilators from a company in the United States; has signed 15 contracts with Canadian businesses to produce gowns domestically.
- Canada has its first university in the north—Yukon College is becoming Yukon University, and the government is contributing \$26 million for a new science building.

Border:

- The federal government had a lot of discussion with the provinces about the border, and they had a “clear desire” to keep the border closed. The border poses a “vulnerability” for Canadians, so they wanted to extend the existing measures, and the U.S. was “open to it.”
- Under current circumstances, decisions get made from week to week, as the situation is constantly changing. Government’s goal is to keep people safe while restoring normality. A 30 day extension of the border closure was the “right thing.”
- Agreement is the same as before

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- They now have another month to answer questions about what nonessential travel might look like; they need to make sure there are no additional vectors spreading virus; need to be sure they have “strong measures” in place when the border reopens.

Europol (The Netherlands/The Hague)

Investigative Activity:

- (b) (6), (b) (7)(A), (b) (7)(C)
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-
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Monitored Case Program assistance from ATF LO at Europol:

- (b) (6), (b) (7)(A), (b) (7)(C)
-
-

EUROPOL COVID-19 update:

- Confirmed cases: 46,942
- Admissions to hospital: 11,771
- Deaths: 5,990

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- The LO continues to participate in every country team and EAC meeting, which is held virtually 1-3 times per week.
- We have opted to continue with virtual learning until the end of the school year (June 18).
- A Dutch primary school that reopened on May 11th closed yesterday (3 June) after teachers tested positive for COVID-19. Seven students developed gastrointestinal symptoms that may be related (not yet confirmed).

OPERATIONAL INTELLIGENCE DIVISION (OID)

- **El Paso Intelligence Center (EPIC)**
- **NICS/Denials** number of subject requests: **138**; POSITIVE: **13**; NEGATIVE: **125**
- **ATF Field Support** Request: **5**; POSITIVE: **2** NEGATIVE: **3**
- **EPIC LEIA** Total number of subject queries: **143**; POSITIVE: **15**; NEGATIVE: **128**
- **EPIC LEIA Total number of Requests: 15**
- **ETRACE queries: 0** Queries; POSITIVE: **0**; NEGATIVE: **0**
- **OCDETF/RFI/DCI = De-Confliction requests = 0** POSITIVE: **0**; NEGATIVE:
- **SWB Seizure/Decomiso Tipper Bulletins Total: 20**
- **SWB Seizure/Decomisos N-FORCE CASE ENTRIES Total: 20**
- **Firearm Seizure Recovery Notification Research Requests: 0**

Denial Enforcement & NICS Intelligence Branch

- The April denial data was distributed to the State Fusion Centers on May 30, 2020.
- These figures represent what we *received* from the FBI NICS. These figures do not represent the number of cases we transferred to the field.

May 2019:

- Standard Denials Received: 7,231
- Delayed Denials Received: 446

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OSII Assistant Director's Weekly Report

May 2020:

- Standard Denials Received: 16,793 (132% percent increase from May 2019)
- Delayed Denials Received: 963 (115% increase from May 2019)
- Provided the Resource Management Branch with denial statistics for calendar years 2018 through 2020.

Weekly Statistics

Activity	Number	Percentage (when applicable)
NICS Transactions Processed	3,439	100% received from FBI
Backlog of Denials	14,331	
Standard Referrals (firearm not transferred)	203	100% sent to the Field
Delayed Referrals (firearm transferred)	123	100% sent to the Field
NICS Monitor Requests Received	14	
Hits on Previous Monitor Requests	17	
Field "Not Prohibited" Documentation Received	14	
Appellant Referrals by the NICS Liaison	0	

Standard Reports Completed

Report	Frequency
Delayed Denial List to EPIC for Crosscheck	Daily
Arizona and New Mexico Not Referred Denials Report	Weekly
Columbus Not Referred Denials Report	Weekly
Not Referred Denial Report (Sent to All NICS Coordinator)	Weekly
New Orleans G5 Report	Weekly
Atlanta Intel Report	Weekly

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OSII Assistant Director's Weekly Report

Glendale, AZ, Not Referred G1 and G9 Report (Sent to (b)(6), (b)(7)(C))	Weekly
New York Monthly Denials Report (Sent to (b)(6), (b)(7)(C)) (b)(6), (b)(7)(C)	Monthly
Charleston/ Colleton County SC	Monthly
South Carolina Law Enforcement Division Fusion Center	Upon Request
ICE Report ATF FIG/ ICE LE Support Center	Bi-Weekly
Mexico, Central & South America Report (Recipients: Phoenix FD, ATF Mexico City, ATF CID, LAFD El Centro FO, Country Attaché/ Regional Firearms Advisor/El Salvador)	Upon Request
Violent Gang and Terrorist Organization File (VGTOF) Report	Upon Request

Joint Support & Operations Center (JSOC)

Weekly Statistics

Activity	Number
ATF Fugitive Identified through IAFIS	5
Fugitives Entered in to NCIC by JSOC	39
Fugitives Removed from NCIC by JSOC	45
Fugitive Locates Processed by JSOC	16
Firearm Locates Processed by JSOC	33
Calls Received/JSOC Calls	723/8
E2C2 Requests Processed by JSOC	20
Enhanced Tactical Intelligence Support and Other Field Support Requests	46
Total Tips Received (phone/email/Report It)	43
FFL Alerts sent	82

Report IT Tips

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OSII Assistant Director's Weekly Report

Report	Type
Columbus Field Division	Gun violence
Dallas Field Division	Possession of firearm
Dallas Field Division	Illegal gun sales
Dallas Field Division	Illegal gun sales
Denver Field Division	Possession of firearms
Los Angeles Field Division	Possession of firearms
New York Field Division	Possession of firearms
Philadelphia Field Division	Gun violence
Phoenix Field Division	Illegal gun sales
Seattle Field Division	Illegal gun sales

Internet Investigations Center (IIC)

- Effective May 30, 2020, IIC began continuous operations 24/7 in direct support of all field divisions regarding nationwide protests, riots, and threats of violence. The daily numbers are in the morning reports and documentation is in the VCC.
- IIC continues to monitor online activity for soft target threats and threats to the general public.
- An IIC member continued work on the (b) (6), (b) (7)(A), (b) (7)(C)
(b) (6), (b) (7)(A), (b) (7)(C)
- An IIC member assisted (b)(7)(A) analyst with a firearm serial number identification.
- An IIC member reviewed 64 suspicious activity reports and will be forwarding potential ATF leads to the IIC Branch Chief for review.
- IIC continues to provide direct support to the St. Paul Field Division/NRT to the investigation of multiple Arsons and the identification of a possible suspect present on social media.

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OSII Assistant Director's Weekly Report

- IIC is providing direct case support to the ATF New York Field Division into multiple arson incidents involving New York Police Department vehicles.

Investigative Referrals	Regulatory Referrals	PACT Act Violation Letters	PACT Act Domestic Non-Compliant List	PACT Act International Non-Compliant List
0	0	0	72	369

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OSII Assistant Director's Weekly Report

SPARTAN PROGRAM MANAGEMENT DIVISION (SPMD)

Stories under development / closed

Team Apollo - Sprint 5/28/2020 to 6/10/2020 Primary SME (b)(6), (b)(7)(C)

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-3	<u>Add "Acknowledgement Toggle" To Site Inspections (US-1977)</u>	<u>ATF and Other Government Agency Inspections (EPIC-324)</u>	SPR-380	5	Open-InProgress
Sprinting	PROJ-3	<u>IOI Views Inspection Left Hand Menu - Inspection (US-2835)</u>	<u>ATF and Other Government Agency Inspections (EPIC-324)</u>	SPR-380	5	Open-InProgress
Sprinting	PROJ-3	<u>ATF & OGA Inspection: IOI Receives Flag for Revision Inspection (US-2840)</u>	<u>ATF and Other Government Agency Inspections (EPIC-324)</u>	SPR-380	3	Open-InProgress
Sprinting	PROJ-3	<u>Navigate to List Of ATF & OGA Inspections (US-2892)</u>	<u>ATF and Other Government Agency Inspections (EPIC-324)</u>	SPR-380	8	Open-InProgress

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OSII Assistant Director's Weekly Report

Project Team ID	User story	Epic	Story Completed On	Story Points	Current stage
PROJ-3	<u>Review Assignment Stage Coach Between Intake & Inspection Stages (US-2882)</u>	<u>ATF and Other Government Agency Inspections (EPIC-324)</u>	06/03/2020	5	Completed
PROJ-3	<u>ATF & OGA Inspections: AS Completes Site Snapshot (US-2841)</u>	<u>ATF and Other Government Agency Inspections (EPIC-324)</u>	06/02/2020	5	Completed

Team Zeus - Sprint 5/28/2020 to 6/10/2020 Primary SME (b)(6), (b)(7)(C)

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-2	<u>Incorporating IO Work into 'My Work' (US-2734)</u>	<u>DC Reviews Property Seized for Forfeiture (EPIC-353)</u>	SPR-381	8	Open-InProgress
Sprinting	PROJ-2	<u>[Spike] - Implement Open Local Action (US-2815)</u>		SPR-381	5	Pending-Blocked
Sprinting	PROJ-2	<u>[Spike] Refresh Work Count Badge In Same Session (US-2906)</u>	<u>DC Reviews Property Seized for Forfeiture (EPIC-353)</u>	SPR-381	3	Open-InProgress
Sprinting	PROJ-2	<u>[Spike] - Implementing Urgency (US-2921)</u>	<u>DC Reviews Property Seized for Forfeiture (EPIC-353)</u>	SPR-381	8	Open-InProgress
	PROJ-2	<u>[Spike] Viewing</u>	<u>Manage</u>	SPR-381	13	Pending-

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Sprinting		<u>Explosive Property Item from NFORCE (US-2936)</u>	<u>NFORCE Property (EPIC-308)</u>			
Sprinting	PROJ-2	<u>[Tech Debt] - Pull Latest Property Version on Finish (US-2948)</u>	<u>DC Reviews Property Seized for Forfeiture (EPIC-353)</u>	SPR-381	13	Open-InProgress

Team Vulcan - Sprint 5/28/2020 to 6/10/2020 Primary SME (b)(6), (b)(7)(C)

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-12	<u>Update Firearm List (US-2272)</u>	<u>Integrate with FTS (EPIC-268)</u>	SPR-382	5	Open-InProgress
Sprinting	PROJ-12	<u>View and Select Property Items To Be Added To The Case Report (US-2628)</u>	<u>Update Case Report to Account for Property (EPIC-384)</u>	SPR-382	8	Open-InProgress
Sprinting	PROJ-12	<u>Add a Prosecutor During Case Report Submission (US-2632)</u>	<u>Update Case Report to Account for Property (EPIC-384)</u>	SPR-382	5	Open-InProgress
Sprinting	PROJ-12	<u>Generating ROIs with the title and date in the filename (US-2660)</u>	<u>Update Case Report to Account for Property (EPIC-384)</u>	SPR-382	3	Open-InProgress
Sprinting	PROJ-12	<u>CGIC Supervisor Approves Own Lead (US-2926)</u>	<u>CGIC Lead Process (EPIC-216)</u>	SPR-382	3	Open-InProgress

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OSII Assistant Director's Weekly Report

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Team Prometheus (Data Analytics Team)- Primary SME (b)(6), (b)(7)(C) (moving forward with (b)(6), (b)(7)(C))

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-11	Use "Upcoming Inspections" to update Inspections tab (prod) (US-2581)	Revise "My Inspections" (Industry Operations) (EPIC-341)	SPR-366	13	Open-InProgress
Sprinting	PROJ-11	SPIKE: Incorporate SQL Record Link Table into ERD (US-2668)	Understand our Data Architecture: Foundational Work (EPIC-348)	SPR-366	5	Open-InProgress
Sprinting	PROJ-11	Report On Inspections Returned to Lead IOI for revision (prod) (US-2698)	Area Supervisor views Productivity Reports (Industry Operations) (EPIC-344)	SPR-366	8	Open-InProgress
Sprinting	PROJ-11	Tech Debt: Expose .IsTravelRequired, etc, in SpecAssigns. (prod) (US-2730)	Area Supervisor views Productivity Reports (Industry Operations) (EPIC-344)	SPR-366	5	Open-InProgress
Sprinting	PROJ-11	SPIKE: OSM Reporting Tracker for SPR-366 (US-2842)	Supporting OSM Reporting Needs (EPIC-343)	SPR-366	0.1	Open-InProgress

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Application Support and Technical Development (With Status, Not sized using Agile Methodology) SME (b)(6), (b)(7)(C)

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-7	<u>Deploy Spartan Mobile Application to an ATF iPhone (US-2291)</u>	<u>Accessing Spartan as a Mobile Application (CE) (EPIC-369)</u>	SPR-371	0.1	Pending-Blocked
Sprinting	PROJ-7	<u>TechSpike: Gain Access To "Native" Scandit Mobile Application (US-2488)</u>	<u>Mobile Application - Integrate "Native" Scandit Barcode Reader (EPIC-368)</u>	SPR-371	0.1	Pending-Blocked
Sprinting	PROJ-8	<u>High Availability for Pega Platform (US-1940)</u>		SPR-379	21	Open-InProgress
Sprinting	PROJ-8	<u>High Availability for Documentum (US-2076)</u>		SPR-379	0.1	Open-InProgress
Sprinting	PROJ-8	<u>SPIKE: Upgrade Sandbox to Pega 8.4 (US-2543)</u>		SPR-379	0.1	Open-InProgress
Sprinting	PROJ-8	<u>Update ESRI Endpoints In Lower Level Environments (US-2685)</u>		SPR-379	5	Open-InProgress
Sprinting	PROJ-8	<u>Upgrade Documentum in</u>		SPR-379	24	Open-InProgress

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		<u>Lower Level Environments (US-2810)</u>				
Sprinting	PROJ-8	<u>Update Tomcat in Pega Applications (US-2863)</u>		SPR-379	0.1	Open-InProgress

Automated Testing In Sprint (With Status and Point Size) Sprint 5/28/2020 to 6/10/2020

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-10	<u>Update Generate Walkthrough PDF Script (US-2382)</u>	<u>Update Pre-prod IO Automated Scripts (EPIC-367)</u>	SPR-384	5	Pending-Blocked
Sprinting	PROJ-10	<u>Testing: Left Hand Menu Functionality: IOI-Recommendation (FCA) (US-2712)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	SPR-384	8	Open-InProgress
Sprinting	PROJ-10	<u>Testing: AS Receives Completed ECA - Deny Recommendation (US-2932)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	SPR-384	3	Pending-Blocked
Sprinting	PROJ-10	<u>Testing- New RDS Key Issued For Change of Address Inspection-ECA (US-2933)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	SPR-384	3	Open-InProgress
Sprinting	PROJ-10	<u>Pre-Prod Regression Run Start 6.04.2020 (US-2956)</u>	<u>Pre-Prod Regression Runs (EPIC-385)</u>	SPR-384	13	Open-InProgress

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Project Team ID	User story	Epic	Story Completed On	Story Points	Current stage
PROJ-10	<u>Testing: IOI Completes a Business Plan (ECA) (US-2785)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	06/03/2020	8	Completed
PROJ-10	<u>Testing: DAD-IO Receives Completed ECA With Deny Recommendation (US-2930)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	06/02/2020	3	Completed
PROJ-10	<u>Testing: DIO Reviews ECA With DC Recommendation (US-2931)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	06/01/2020	1	Completed
PROJ-10	<u>Testing: SAC Receives Completed ECA With Recommendation (US-2929)</u>	<u>Change Of Address Inspection (EPIC-65)</u>	05/29/2020	3	Completed

Training in Sprint (With Status, not sized) SME (b)(6), (b)(7)(C)

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-9	<u>Host CE Beta Test 3 (US-2531)</u>	<u>CE Beta 3 (EPIC-371)</u>	SPR-383	5	Open-InProgress
Sprinting	PROJ-9	<u>Wiki Page for PA (US-2725)</u>	<u>Training: CE Release 1 Wikis (EPIC-301)</u>	SPR-383	4	Open-InProgress
Sprinting	PROJ-9	<u>Wiki Page for PC Statement (US-2896)</u>	<u>Training: CE Release 1 Wikis (EPIC-</u>	SPR-383	4	Open-InProgress

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			301)			
Sprinting	PROJ-9	<u>Test User Alignment (US-2961)</u>	<u>CE Beta 3 (EPIC-371)</u>	SPR-383	3	Open-InProgress

Team Athena (Production Support- Primary SME (b)(6), (b)(7)(C))

Sprint Current stage	Project team ID	User story	Epic	Sprint ID	Story Points	Status
Sprinting	PROJ-6	<u>Add Investigative Participants (US-1659)</u>		SPR-373	21	Open-InProgress
Sprinting	PROJ-6	<u>Update to Acknowledgement (US-2658)</u>		SPR-373	5	Open-InProgress
Sprinting	PROJ-6	<u>IRS reporting requirements added to Acknowledgement (US-2665)</u>		SPR-373	5	Open-InProgress

Additional Production Support (Athena)

- Production Support Team resolved 24 User tickets

Other SPMD Activities

- SPMD SME's conducted Epic and Story Creation for Criminal Enforcement, CGIC and IO backlog.
- SPMD SME's conducted Back Log Prioritization review for future stories every Tuesday and intermittently during the Sprint as needed.
- SPMD Staff conducted multiple mid sprint reviews with the development teams.
- SPMD Product Owners conduct UAT and client acceptance of completed stories every sprint.

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OSII Assistant Director's Weekly Report

- SPMD Program Managers / detailees responded to service now tickets, non-technical support, account maintenance, and email requests from field operations employees in the field.
- SPMD staff update the Spartan SharePoint site with training material and release notes of minor updates.
- SPMD staff reviews and updates Spartan Impediments, Dependencies and Risk Matrix prior to every bi-weekly Spartan Management Meeting.
- Modification for next Excella agile support period of performance processed.
- No Change - SPMD Executive Demonstration of Spartan functionality scheduled for Tuesday, 6/2. Asset forfeiture processes are the main focus of the demo.
- DOJ-AFMS-CATS/Spartan Interconnection Security Agreement (ISA) being drafted. Spartan to receive property disposition information from CATS.
- SPMD demonstrated the probable cause process for Divison Counsel personnel. They observed the process which was specifically designed for them with their input and provided positive feedback.
- SPMD staff attended virtual Pegaworld conference on 6/2/2020.
- SPMD Agile Coach provide Product Owner Workshop to ATF personnel.

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Pages Withheld in Full from Rolling Production 5, August 2, 2021

- Pages 88-92 of production
 - 5 pages, JSOC situation report, i-Notes submitted pursuant to ongoing investigations
- Pages 97-102 of production
 - 6 pages, JSOC situation report, i-Notes submitted pursuant to ongoing investigations

5/29 and the discovery of the fire at 9:30am on 6/1, with delayed reporting of the incident to the fire investigations unit.

The church parishioners are primarily from Myanmar. They purchased the church building 5/30/2020 and had not held live services at this location due to Covid-19 restrictions.

An exterior window of the church had been broken and a suspected ignitable liquid splashed or poured through the window and ignited with an open flame.

Damage to the structure is approx \$500. There were no fatalities or injuries associated with this incident

iNote #4786; Field Division: Nashville; Case Title: TBD; Case Number: 776025-2020-0000

On 6/1/20, at 11:55 pm, Chattanooga PD arrested (b) (6), (b) (7)(C) at a scheduled protest event in downtown Chattanooga. ATF responded and conducted an interview with (b) (6), (b) (7)(C), who stated he wanted to talk to authorities about police reform. (b) (6), (b) (7)(C) was in possession of an AR15 rifle in a tactical backpack, 4 magazines, loaded with 5.56 caliber ammunition. (b) (6), (b) (7)(C) was wearing a load bearing vest, ear/eye protection, tactical gloves, and a flashlight. A search warrant was obtained for his residence and consent was given to search his phone. Investigation revealed (b) (6), (b) (7)(C) purchased the gun from a local FFL in March 2020. (b) (6), (b) (7)(C) posted and tagged a FB photo relating to the "Boogaloo Movement" but denied any association. Cartridge casings from the firearm will be entered into NIBIN. Investigation continues.

(b) (7) (A)

(b) (7) (A)

iNote #4789; Field Division: Chicago; Case Title: Shoot Point Blank FFL Theft; Case Number: 772000-2020-0032

On 6/1/2020 ATF Downer's Grove agents responded to an FFL Burglarly at Shoot Point Blank in Naperville, IL. Video evidence obtained showed two adult males making entry using a pry bar. Hammers were then used to break two display cases. 12 pistols were taken. The suspects then fled the scene in a light colored Mitsubishi Galant. IOIs were notified. The investigation is ongoing. This occurred during a time of civil unrest in Naperville, IL.

iNote #4790; Field Division: Washington; Case Title: Richmond City Civil Unrest - Spring 2020; Case Number: 768080-2020-0038

On June 2, 2020, at approximately 01:30 AM, Richmond Police Department officers responded to a call for service involving an armed individual. During the call, two officers were shot and one was critically wounded. The suspect was also injured in the encounter and transported to the hospital. Two other suspects were taken into custody and a firearm was recovered on scene. The officers are in stable condition, however one has life threatening injuries. ATF personnel who were working with RPD as part of the civil unrest response, responded and assisted with firearm identification.

iNote #4791; Field Division: Chicago; Case Title: FFL Shoot Point Blank Burglary #2; Case Number: 772000-2020-0033

On 6-2-2020, at approximately 0145 hours, Naperville PD responded to an active burglar alarm at Shoot Point Blank in Naperville, IL. Upon arrival, NPD officers got into a short pursuit and apprehended four suspects involved in the burglary. ATF Downer's Grove Agents were notified and immediately responded. Inspection of

the store indicated nothing was taken. When interviewed, the four suspects denied involvement in the earlier burglary. Evidence was obtained and the suspects have been charged with attempted burglary. This was the second burglary of the FFL in the same evening and during a time of civil unrest. IOIs were notified. The investigation continues.

(b)(7)(A)

iNote #4793; Field Division: Chicago; Case Title: Racine Cop House Arson Investigation; Case Number: 772120-2020-0069

On June 1st, 2020 ATF Milwaukee FO and Racine PD initiated an arson investigation at 1146 Villa Street (Community Oriented Policing House (COP House)). One suspect has been arrested and other suspects are in the process of being identified. This arson is part of the current civil unrest across the country. No injuries were reported at this incident. This investigation received significant local media attention & is still an ongoing criminal investigation.

iNote #4794; Field Division: Kansas City; Case Title: Southside Pawn FFL Burglary; Case Number: 779050-2020-0054

On 05/31/2020, Agents responded to FFL burglary at Southside Pawn in Affton, MO where 33 handguns and 2 long guns were taken. Agents utilized social media leads to get probable cause to arrest **(b) (6), (b) (7)(C)** on 06/01/2020. During arrest, **(b) (6), (b) (7)(C)** was in possession of one of the stolen firearms and several thousand dollars. Federal complaint issued in US District Court. Agents continue to follow up on several investigative leads.

iNote #4795; Field Division: Nashville; Case Title: TBD; Case Number: 776080-2020-0001

On June 2, 2020, at approximately 2:00am, two subjects attempted to cut the lock on the rear door at Guns & Ammo FFL in Memphis, TN. An officer with the Memphis Police Department spotted the two subjects while attempting to breach the rear door and approached them. The two subjects were able to flee in a vehicle and avoid apprehension. ATF agents responded and gathered intel to assist in possible future FFL burglaries in the Memphis area.

(b)(7)(A)

(b) (6), (b) (7)(A), (b) (7)(C)

iNote #4798; Field Division: San Francisco; Case Title: LMVPD OIS; Case Number: 786085-2020-0000

On June 1, 2020, at approximately 11:30 PM, a Las Vegas Metropolitan Police Department Officer was attempting to arrest an individual when a suspect walked up behind the Officer and shot him in the head. The

suspect was arrested a short time later. A firearm was taken into custody, and ATF Las Vegas II personnel are assisting with an urgent trace investigation. ATF requested urgent correlation review via NNCTC. Shortly thereafter, a NIBIN lead linked this seized firearm to a January 2020 shooting (attempted homicide). Investigation is ongoing.

(b)(7)(A)

iNote #4800; Field Division: St Paul; Case Title: Dakota County Courthouse Fire; Case Number: 778030-2020-0045

On 6/1/2020, ATF St. Paul obtained federal arrest warrants for two individuals, charging them with Arson and Possession of an Unregistered Destructive Device for attempting to burn down the Dakota County, MN, Courthouse with Molotov cocktails as part of ongoing riots in the Twin Cities area. On 6/2/2020, both individuals were taken into federal custody without incident, and search warrants were executed at two locations. Agents seized materials consistent with the Molotov cocktails from the scene, clothing, electronic devices, and other items tying the defendants to social media posts related to possible additional arsons. Media coverage anticipated.

iNote #4801; Field Division: Kansas City; Case Title: Tweets Sports FFL Burglary; Case Number: 779035-2020-0051

On 6/2/20, ATF Omaha was notified of an FFL burglary at Tweets Sports in Columbus, NE. The burglary occurred in the early morning hours of 5/31/20. One handgun was stolen. ATF responded and is coordinating with Columbus PD. This incident does not appear to be related to recent civil unrest.

(b)(6), (b)(7)(A), (b)(7)(C)

(b)(7)(A)

(b)(7)(A)

(b)(7)(A)

(b)(7)(A)

(b)(7)(A)

iNote #4807; Field Division: Chicago; Case Title: Dick's Sporting Goods Attempted FFL Burglary; Case Number: 772055-2020-0001

On 05/31/2020 (Sunday afternoon), Dick's Sporting Goods Inc. (Field & Stream #4601) in Champaign, IL was briefly looted. IOI (b) (6), (b) (7)(C) spoke to the manager on 6/2, who relayed that the Dick's Sporting Goods store and the Field & Stream store are separate structures. Access was not gained to the Field & Stream store. Firearms are and will remain in a locked vault for the foreseeable future.

(b)(7)(A)

iNote #4809; Field Division: Miami; Case Title: TBD; Case Number: 764010-2020-0001

During the late night of May 31st, 2020, or the early morning of June 1st, 2020, unknown individual(s) attempted to break into King's Pawn located in Fort Lauderdale, FL. The suspects were unsuccessful in gaining entry into the pawn shop due to high impact storm windows. The ATF Miami Field Division was not alerted to the attempted burglary by the FFL until contact was made by Industry Operations while conducting welfare checks on June 2nd. No further information is available at this time

iNote #4810; Field Division: Philadelphia; Case Title: PA National Guard Arson; Case Number: 766080-

2020-0047

On 06/02/20, the Pennsylvania State Police was dispatched for the report of a military vehicle on fire. The location of the fire scene is within the secured Army National Guard Facility, Elizabethtown. The involved vehicle is a military style transport truck that was parked next to a 4k gallon fuel holding tank and pump. ATF Allentown and FBI Harrisburg responded to the scene. Among the evidence was an empty container of acetone and an envelope referring to George Floyd. Investigation continues.

iNote #4811; Field Division: Chicago; Case Title: Sporting Arms & Supply Attempt; Case Number: 772020-2020-0000

On 5/31/2020 (Sunday night/Monday morning), there was an attempted break in at Sporting Arms & Supply Inc. in Posen, IL. ATF made contact with the FFL owner, who reported that a car attempted to drive through the front door. There are bollards out front, so it was unsuccessful but resulted in some damage to the side of the door. The FFL and confirmed no firearms were stolen and all attempts at entry were unsuccessful. Video surveillance is available from the FFL and Posen PD was notified.

(b) (7) (A)

(b) (7) (A)

(b) (7) (A)

iNote #4815; Field Division: Phoenix; Case Title: Layke Tactical - FFL Burglary; Case Number: 785040-2020-0112

On June 1, 2020, at approximately 2200 hours an attempted burglary occurred at Layke Tactical located in Phoenix, AZ. Multiple suspects could be observed on surveillance footage arriving in three vehicles and attempting to make entry into the store by smashing the glass of the front windows. While the suspects were unsuccessful, this is believed to be a targeted attempt to steal firearms. Agents responded to the scene and are currently investigating.

(b) (6), (b) (7)(A), (b) (7)(C)

(b)(7)(A)

iNote #4783; Field Division: Louisville; Case Title: Attempted FFL Burglary; Case Number: 775055-2020-0001

On June 2, 2020, at approximately 2:17 AM, an intruder alarm notification was sent to (b) (6), (b) (7)(C) owner of federal firearms licensee Louisville Armory, 4400 Kiln Court, Louisville Kentucky for the second time in two days. Louisville Metro PD and West Beuchel PD responded and cleared the scene with no suspects present. ATF responded to scene and discovered a glass pane of the building was broken with a rock laying at the base of the window. It did not appear that entry was made into the building. Owner advised all firearms had been secured in safes and that no firearms were missing from inventory. Video footage showed one individual on premises. Investigation ongoing.

(b)(7)(A)

iNote #4785; Field Division: Columbus; Case Title: First Karen Baptist Church Indianapolis; Case Number: 773050-2020-0001

On 6/1/2020 at approx 2100 hours ATF Indianapolis I, along with IFD and IMPD responded to a reported fire at the First Karen Baptist Church 3425 W. 30th St, Indianapolis, IN 46224. The fire occurred sometime between 5/29 and the discovery of the fire at 9:30am on 6/1, with delayed reporting of the incident to the fire investigations unit.

The church parishioners are primarily from Myanmar. They purchased the church building 5/30/2020 and had not held live services at this location due to Covid-19 restrictions.

An exterior window of the church had been broken and a suspected ignitable liquid splashed or poured through the window and ignited with an open flame.

Damage to the structure is approx \$500. There were no fatalities or injuries associated with this incident

iNote #4786; Field Division: Nashville; Case Title: TBD; Case Number: 776025-2020-0000

On 6/1/20, at 11:55 pm, Chattanooga PD arrested (b) (6), (b) (7)(C) at a scheduled protest event in downtown Chattanooga. ATF responded and conducted an interview with (b) (6), (b) (7)(C), who stated he wanted to talk to authorities about police reform. (b) (6), (b) (7)(C) was in possession of an AR15 rifle in a tactical backpack, 4 magazines, loaded with 5.56 caliber ammunition. (b) (6), (b) (7)(C) was wearing a load bearing vest, ear/eye protection, tactical gloves, and a flashlight. A search warrant was obtained for his residence and consent was given to search his phone. Investigation revealed (b) (6), (b) (7)(C) purchased the gun from a local FFL in March 2020. (b) (6), (b) (7)(C) posted and tagged a FB photo relating to the "Boogaloo Movement" but denied any association. Cartridge casings from the firearm will be entered into NIBIN. Investigation continues.

(b)(7)(A)

iNote #4788; Field Division: Nashville; Case Title: TBD; Case Number: 776010-2020-0000

On June 2, 2020, at approximately 2:30 am, Pleasant Grove Gun Supply was burglarized by approximately 13

suspects. ATF agents believe this is the same crew that burglarized Family Pawn earlier this morning. The suspects used a vehicle to rip the doors from the frame and made entry. ATF agents and IOIs responded to the scene. IOIs are doing an inventory to determine how many firearms were stolen. One suspect is in custody. Investigation continues.

iNote #4789; Field Division: Chicago; Case Title: Shoot Point Blank FFL Theft; Case Number: 772000-2020-0032

On 6/1/2020 ATF Downer's Grove agents responded to an FFL Burglarly at Shoot Point Blank in Naperville, IL. Video evidence obtained showed two adult males making entry using a pry bar. Hammers were then used to break two display cases. 12 pistols were taken. The suspects then fled the scene in a light colored Mitsubishi Galant. IOIs were notified. The investigation is ongoing. This occurred during a time of civil unrest in Naperville, IL.

iNote #4790; Field Division: Washington; Case Title: Richmond City Civil Unrest - Spring 2020; Case Number: 768080-2020-0038

On June 2, 2020, at approximately 01:30 AM, Richmond Police Department officers responded to a call for service involving an armed individual. During the call, two officers were shot and one was critically wounded. The suspect was also injured in the encounter and transported to the hospital. Two other suspects were taken into custody and a firearm was recovered on scene. The officers are in stable condition, however one has life threatening injuries. ATF personnel who were working with RPD as part of the civil unrest response, responded and assisted with firearm identification.

iNote #4791; Field Division: Chicago; Case Title: FFL Shoot Point Blank Burglary #2; Case Number: 772000-2020-0033

On 6-2-2020, at approximately 0145 hours, Naperville PD responded to an active burglar alarm at Shoot Point Blank in Naperville, IL. Upon arrival, NPD officers got into a short pursuit and apprehended four suspects involved in the burglary. ATF Downer's Grove Agents were notified and immediately responded. Inspection of the store indicated nothing was taken. When interviewed, the four suspects denied involvement in the earlier burglary. Evidence was obtained and the suspects have been charged with attempted burglary. This was the second burglary of the FFL in the same evening and during a time of civil unrest. IOIs were notified. The investigation continues.

(b)(7)(A)

iNote #4793; Field Division: Chicago; Case Title: Racine Cop House Arson Investigation; Case Number: 772120-2020-0069

On June 1st, 2020 ATF Milwaukee FO and Racine PD initiated an arson investigation at 1146 Villa Street (Community Oriented Policing House (COP House)). One suspect has been arrested and other suspects are in the process of being identified. This arson is part of the current civil unrest across the country. No injuries were reported at this incident. This investigation received significant local media attention & is still an ongoing criminal investigation.

iNote #4794; Field Division: Kansas City; Case Title: Southside Pawn FFL Burglary; Case Number: 779050-2020-0054

On 05/31/2020, Agents responded to FFL burglary at Southside Pawn in Affton, MO where 33 handguns and 2 long guns were taken. Agents utilized social media leads to get probable cause to arrest **(b) (6), (b) (7)(C)** on 06/01/2020. During arrest, **(b) (6), (b) (7)(C)** was in possession of one of the stolen firearms and several thousand dollars. Federal complaint issued in US District Court. Agents continue to follow up on several investigative leads.

iNote #4795; Field Division: Nashville; Case Title: TBD; Case Number: 776080-2020-0001

On June 2, 2020, at approximately 2:00am, two subjects attempted to cut the lock on the rear door at Guns & Ammo FFL in Memphis, TN. An officer with the Memphis Police Department spotted the two subjects while attempting to breach the rear door and approached them. The two subjects were able to flee in a vehicle and avoid apprehension. ATF agents responded and gathered intel to assist in possible future FFL burglaries in the Memphis area.

(b)(7)(A)

(b)(6), (b)(7)(A), (b)(7)(C)

iNote #4798; Field Division: San Francisco; Case Title: LMVPD OIS; Case Number: 786085-2020-0000

On June 1, 2020, at approximately 11:30 PM, a Las Vegas Metropolitan Police Department Officer was attempting to arrest an individual when a suspect walked up behind the Officer and shot him in the head. The suspect was arrested a short time later. A firearm was taken into custody, and ATF Las Vegas II personnel are assisting with an urgent trace investigation. ATF requested urgent correlation review via NNCTC. Shortly thereafter, a NIBIN lead linked this seized firearm to a January 2020 shooting (attempted homicide). Investigation is ongoing.

(b)(7)(A)

(b)(6), (b)(7)(A), (b)(7)(C)

(b)(7)(A)

(b) (7)(A)

(b) (6), (b) (7)(A), (b) (7)(C)

(b) (7)(A)

(b) (7)(A)

(b) (7)(A)

(b) (7)(A)

iNote #4807; Field Division: Chicago; Case Title: Dick's Sporting Goods Attempted FFL Burglary; Case Number: 772055-2020-0001

On 05/31/2020 (Sunday afternoon), Dick's Sporting Goods Inc. (Field & Stream #4601) in Champaign, IL was

briefly looted. IOI (b) (6), (b) (7)(C) spoke to the manager on 6/2, who relayed that the Dick's Sporting Goods store and the Field & Stream store are separate structures. Access was not gained to the Field & Stream store. Firearms are and will remain in a locked vault for the foreseeable future.

(b) (7) (A)

iNote #4809; Field Division: Miami; Case Title: TBD; Case Number: 764010-2020-0001

During the late night of May 31st, 2020, or the early morning of June 1st, 2020, unknown individual(s) attempted to break into King's Pawn located in Fort Lauderdale, FL. The suspects were unsuccessful in gaining entry into the pawn shop due to high impact storm windows. The ATF Miami Field Division was not alerted to the attempted burglary by the FFL until contact was made by Industry Operations while conducting welfare checks on June 2nd. No further information is available at this time

iNote #4810; Field Division: Philadelphia; Case Title: PA National Guard Arson; Case Number: 766080-2020-0047

On 06/02/20, the Pennsylvania State Police was dispatched for the report of a military vehicle on fire. The location of the fire scene is within the secured Army National Guard Facility, Elizabethtown. The involved vehicle is a military style transport truck that was parked next to a 4k gallon fuel holding tank and pump. ATF Allentown and FBI Harrisburg responded to the scene. Among the evidence was an empty container of acetone and an envelope referring to George Floyd. Investigation continues.

iNote #4811; Field Division: Chicago; Case Title: Sporting Arms & Supply Attempt; Case Number: 772020-2020-0000

On 5/31/2020 (Sunday night/Monday morning), there was an attempted break in at Sporting Arms & Supply Inc. in Posen, IL. ATF made contact with the FFL owner, who reported that a car attempted to drive through the front door. There are bollards out front, so it was unsuccessful but resulted in some damage to the side of the door. The FFL and confirmed no firearms were stolen and all attempts at entry were unsuccessful. Video surveillance is available from the FFL and Posen PD was notified.

(b) (6), (b) (7)(A), (b) (7)(C)

(b) (7) (A)

(b)(7)(A)

(b)(7)(A)

iNote #4815; Field Division: Phoenix; Case Title: Layke Tactical - FFL Burglary; Case Number: 785040-2020-0112

On June 1, 2020, at approximately 2200 hours an attempted burglary occurred at Layke Tactical located in Phoenix, AZ. Multiple suspects could be observed on surveillance footage arriving in three vehicles and attempting to make entry into the store by smashing the glass of the front windows. While the suspects were unsuccessful, this is believed to be a targeted attempt to steal firearms. Agents responded to the scene and are currently investigating.

(b) (6), (b) (7)(A), (b) (7)(C)

(b)(7)(A)

iNote #4818; Field Division: Nashville; Case Title: The Gunpowder Plot; Case Number: 776035-2020-0024

On May 30, 2020, members of the Jackson TN Police Department (JPD) were alerted to social media posts on the Facebook page of "The Gunpowder Plot", a page operated by an Anarchist group. The posts depicted an individual, later identified as (b) (6), (b) (7)(C), dressed in all black, standing outside the Jackson City Court building near a Jackson Police Prisoner transport van. (b) (6), (b) (7)(C) was holding an apparent Molotov cocktail with a quote reading "You will bathe in the flames born from your hatred". (b) (6), (b) (7)(C) was wearing a hat which read "Burn the system to the ground" and had a "Guy Fawkes" mask (commonly associate with anarchy groups) slung over his shoulder. Another recent post depicts a Molotov cocktail being lit and the quote "Be the light you wish to see in the world". Other posts on the social media page seemed to be celebrating the recent violent anarchy related events around the country. On June 2, 2020, JPD detectives, with ATF and FBI assistance, executed a state search warrant at the residence of (b) (6), (b) (7)(C) located at (b) (6), (b) (7)(C) Jackson. During the execution of the search warrant, detectives seized two (2) 9mm pistols, one (1) AR style rifle, and approximately 15 grams of marijuana. Detectives also located the apparent Molotov cocktail device depicted in the picture but were able to determine it had been filled with Apple Cider Vinegar from the residence and did not contain any flammable liquid. During an interview, (b) (6), (b) (7)(C) admitted to posing for the pictures and stated the apparent Molotov cocktail was filled with Apple Cider Vinegar, consistent with the

Pages Withheld in Full from Rolling Production 15, July 1, 2022

- Fully redacted versions of WIF pages were not included in the production
 - 6 page draft memo from Division Counsel to SAC, Boston Field Division, “Peace Officer Status in New England (updated)”
 - 4 pages of emails, draft guidance for Special Agents in Charge regarding scheduled overtime for agents responding to incidents of civil unrest

Bureau of Alcohol, Tobacco, Firearms & Explosives
Office of Division Counsel
Boston Field Division
10 Causeway Street, Room 791
Boston, Massachusetts 02222

June 2, 2020

(b) (6), (b) (7)

MEMORANDUM TO: Special Agent in Charge
Boston Field Division

FROM: (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C)
Office of Division Counsel

SUBJECT: Peace Officer Status in New England (updated)

(b) (5)

ATF Order 3210.7E

ATF Order 3210.7E, Chapter E, Section 55 sets forth the Bureau's position on ATF agents participating in arrests for violations outside ATF jurisdiction. The order states:

55. ARRESTS FOR FELONY VIOLATIONS OUTSIDE ATF JURISDICTION.

- a. A special agent may witness a State violation, either on or off duty. Although no specific Federal authority exists allowing special agents to make arrests for other than Federal violations, ATF special agents may intervene in State offenses under the authority vested in them by State law as statutorily recognized peace officers, private citizens, and in exigent circumstances.
- b. Most states limit the arresting private citizen to situations in which a State felony has been committed and the arrested person committed the felony. Special agents shall not arrest or detain individuals for traffic or other minor violations unless compelling circumstances exist causing them to believe that injury or death to others would be likely if action were not immediately taken.

Special Agent in Charge

- c. When the following exigent circumstances exist, a special agent, based on his/her assessment of the situation, (including the risks involved to law enforcement officers or the public by intervening, the risks of not intervening, and the nature of the crime and training) may, in their discretion, take reasonable action, including the use of force, in the following situations:
 - (1) To protect an individual in the presence of the special agent from a crime of violence as set forth in 18 U.S.C. § 16.
 - (2) To provide immediate assistance to an individual who has suffered or is threatened with bodily harm.
 - (3) To prevent the escape of an individual who the special agent reasonably believes to have committed a crime of violence in the presence of the special agent.
- d. Intervention by the special agent is discretionary and any decision to exercise that discretion to take reasonable action in the circumstances described above will be considered by ATF as acting within the scope of employment.
- e. It should be noted, however, that DOJ renders the final decision as to whether a Federal employee is acting within the scope of employment for purposes of legal representation. A complete report of the incident will be documented via memorandum and submitted to the SAC following any such incidents.

A crime of violence under 18 U.S.C. §16 is defined as:

- (a) an offense that has as an element the use, attempted use, or threatened use of physical force against the person or property of another, or
- (b) any other offense that is a felony and that, by its nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense.¹

(b) (5) [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

(b) (5) [REDACTED]
 [REDACTED]

STATE PEACE OFFICER STATUS

¹ As you may be aware from previous training, in Sessions v Dimaya, 138 S. Ct. 1204 (2018) the Supreme Court held that section 18 U.S.C. §16(b) (the so called "residual clause") was unconstitutionally vague. [REDACTED]

[REDACTED]

Special Agent in Charge

As discussed in greater detail below, Rhode Island is the only state which has accorded peace officer status to ATF Special Agents. In the other New England states, ATF Special Agents have no arrest power for state offenses beyond those of a private citizen. (b) (5)

[REDACTED]

VERMONT

Peace Officer Status

ATF agents are not considered peace officers under Vermont State law. Vermont State law contains procedure for certifying federal special agents with the power to make arrests for state law offenses, if the federal special agent takes a specific course about Vermont State law and takes an oath to uphold the constitution of Vermont. See 20 VSA 2222. ATF agents who have not been so certified, do not have any authority above that of a private citizen with respect to violations of Vermont State law.

Arrest Powers

There are no statutory provisions relating to the arrest powers of private citizens. However, under Vermont common law, an arrest made by a private citizen without a warrant can be justified by showing that the arrestee committed a felony in the presence of the arresting citizen. See *State v. Rocheleau*, 142 Vt. 61 (1982) and *Spalding v. Preston*, 21 Vt. 9 (1848). In addition, private citizens are empowered to arrest fellow citizens for breach-of-the-peace misdemeanors committed in their presence. *State v. Barber*, 157 Vt. 228 (1990). (b) (5)

[REDACTED]

(b) (5)
[REDACTED]

RHODE ISLAND

Peace Officer Status

Pursuant to Rhode Island General Laws 12-7-21, federal law enforcement agents are considered peace officers for the purpose of enforcing state laws.

Arrest Powers

Special Agent in Charge

Pursuant to R.I.G.L. § 12-7-4, peace officers may arrest an individual without a warrant provided that they possess reasonable grounds to believe that a felony is being committed or has been committed. In addition, pursuant to R.I.G.L. § 12-7-3, peace officers may arrest an individual without a warrant if they possess reasonable grounds to believe that a misdemeanor is being committed or has been committed and there are reasonable grounds to believe that the perpetrator cannot be arrested later or may cause injury to himself or other or loss or damage to property unless immediately apprehended.

NEW HAMPSHIRE

Peace Officer Status

(b) (5) New Hampshire state law provides an extensive list of individuals who are considered peace officers within the state. See N.H. R.S.A. § 594:1. Federal law enforcement agents are not specifically listed within the statute. However, section 594:1 includes as peace officers “other persons authorized to make arrests in a criminal case.” (b) (5)

Arrest Powers

New Hampshire has no statutory provisions relating to arrests made by private citizens. It appears that New Hampshire has adopted the common law principle that a private citizen can make a warrantless arrest for a felony provided that a felony was in fact committed and there is reasonable cause to believe the individual committed it. See *In re Moebus*, 73 N.H. 350 (1905) and *State v. Holmes*, 48 NH 377 (1869). A private citizen may “do what is reasonably necessary for the protection of himself and others against apparent danger.” See *O'Connor v. Bucklin*, 59 N.H. 589 (1879). (b) (5)

MASSACHUSETTS

Peace Officer Status

Massachusetts has no statutory provisions defining peace officers. Thus, ATF agents are not properly considered peace officers within the Commonwealth.

Arrest Powers

ATF agents have no arrest powers beyond those of private citizens. Private citizens may arrest someone who has in fact committed a felony. *Commonwealth v. Grise*, 398 Mass. 247 (1986). In general, there must be a felony conviction to validate a private citizen arrest and thereby shield the actor from tort liability for false arrest. *Commonwealth v. Harris*, 11 Mass. App. Ct. 165 (1981).

Special Agent in Charge

Private citizens may not, on their own initiative, make arrests for misdemeanor offenses, even if they breach the peace and may cause danger to others. *Grise*, 398 Mass. 247 (1986). A private citizen may make an arrest for a dangerous misdemeanor ongoing in that citizen's presence, if requested to do so by a local law enforcement officer with authority to make that arrest. (b) (5)

[REDACTED]

MAINE

Peace Officer Status

ATF agents are not considered peace officers under Maine State law. Maine State law contains a specific provision for certifying federal law enforcement officers, who have taken a course in Maine law, with the power to make arrests for state law offenses. See 25 MRS 1502-A. However, the ability to become certified does not extend to ATF agents unless they are members of a federal-state task force overseen by the state attorney general or a local district attorney. Thus, under state law, ATF agents have no arrest powers for state offenses beyond those of private citizens.

Arrest Powers

Under 17-A MRS § 16, a private citizen can make an arrest without a warrant if they have probable cause to believe that an individual has committed or is committing a murder or a Class A, B, or C crime.² In addition, a private citizen can make an arrest without a warrant if an individual has, in fact, committed in their presence and in a public place, a violation of certain class D and E crimes³ including: assault, criminal threatening, recklessly create risk of substantial injury, certain sexual abuse of minors, certain unlawful sexual contact, insulting or taunting with words or gestures or contact that is likely to elicit a violent response, riot, obstructing performance of an official function by a civil servant by force or violence or intimidation, certain criminal mischief, and criminal use of disabling chemicals (e.g. mace).

Private citizens take a personal risk when making an arrest for any Crime (Class A, B, C, D, or E). There must be a conviction to validate the arrest, otherwise the actor is potentially subject to tort liability for false arrest. See *Palmer v. Maine C.R.Co.*, 92 Me. 399 (1899).

² Class A crimes are punishable by up to 40 years incarceration and a \$50,000 fine. Class B crimes are punishable by up to ten years incarceration and a \$20,000 fine. Class C crimes are punishable by up to 5 years incarceration and a \$5,000 fine. See http://www.maine.gov/ag/crime/criminal_justice_system.shtml. Most of the traditional felonies are Class A, B, and C crimes.

³ Class D crimes are punishable by up to 364 days incarceration and a \$2,000 fine. Class E crimes are punishable by up to six months incarceration and a \$1,000 fine. *Id.*

Special Agent in Charge

CONNECTICUT

Peace Officer Status

ATF agents are not considered peace officers under Connecticut State law. Accordingly, their arrest powers for state offenses are limited to those of private citizens. Peace officer status is provided to federal agents authorized to enforce Title 21 of the United States Code (*see* Conn. Gen. Stat. §53a-3(9)),

(b) (5)

Arrest Powers

In Connecticut, a private citizen may make a warrantless arrest if the arrestee has in fact committed a felony. *See* Conn. Gen. Stat. §53a-22.⁴ The private citizen need not witness the felony's commission. *See State v. Smith*, 63 Conn. App. 228, 234-235 (2001). A finding that the arrestee is guilty is required to shield the private citizen from false arrest liability for any arrest. *Id.*

If you have any further questions regarding this issue, please contact (b) (6), (b) (7) at (b) (6), (b) (7)(C) or (b) (6), (b) (7)(C) at (b) (6), (b) (7)(C).

(b) (5)

To: Vanderplow, Paul D. (b) (6), (b) (7)(C) @atf.gov]
From: (b) (6), (b) (7)(C)
Sent: Fri 6/5/2020 9:01:01 PM
Subject: RE: Draft Guidance for Special Agents in Charge Regarding SOT for 1811s

Please let me know if you need anything.

Respectfully,

(b) (6), (b) (7)(C)
Chief, RMB
ATF HQ

From: Chittum, Thomas L. (b) (6), (b) (7)(C) @atf.gov>
Sent: Friday, June 5, 2020 4:57 PM
To: (b) (6), (b) (7)(C) @atf.gov>; Durastanti, John (b) (6), (b) (7)(C) @atf.gov>; (b) (6), (b) (7)(C) @atf.gov>
Cc: Vanderplow, Paul D. (b) (6), (b) (7)(C) @atf.gov>; Watson, Marcus S. (b) (6), (b) (7)(C) @atf.gov>; Lauder, George H. (b) (6), (b) (7)(C) @atf.gov>
Subject: RE: Draft Guidance for Special Agents in Charge Regarding SOT for 1811s

Thank you (b) (6), (b) (7)(C) Paul Vanderplow is running point on this topic, which we plan to discuss with all the SACs on the weekly call Monday. I defer to Paul on any messaging.

Tom Chittum
(b) (6), (b) (7)(C)

From: (b) (6), (b) (7)(C) @atf.gov>
Sent: Friday, June 05, 2020 4:42 PM
To: Chittum, Thomas L. (b) (6), (b) (7)(C) @atf.gov>; Durastanti, John (b) (6), (b) (7)(C) @atf.gov>; (b) (6), (b) (7)(C) @atf.gov>
Subject: Draft Guidance for Special Agents in Charge Regarding SOT for 1811s

Good afternoon, Sirs. I have been working with (b) (6), (b) (7)(C) on some draft guidance for SACs regarding SOT for Agents responding to incidents of national civil unrest. Due to the scope of potential SOT requests, we believe some guidance should be provided to the SAC community. While below is mostly a recitation of SOT policy, the requirement to submit SOT requests in memo to the appropriate DAD is an extra step, to ensure consistency and fiscal accountability in the application of SOT. This email will be accompanied by an attached tutorial on how to add SOT to the employee's timecard. Your comments are greatly appreciated.

For Proposed Distribution:

Guidance for Scheduled Over Time (SOT) for Special Agents

- SOT is overtime work that is scheduled in advance of the administrative workweek (Sun – Sat). In other words, by midnight on Saturday night.
- ATF's policy is that S/A overtime work be authorized, in writing, and approved in advance by the appropriate official. When that is not possible, authorization must be approved before the end of the pay period following the pay period in which the work was performed.
- In potential SOT situations, supervisors must consider rescheduling the administrative workweek, or assign additional personnel to minimize SOT costs.

- SOT for S/As must meet the following criteria
 - The work performed is scheduled prior to the start of the administrative workweek
 - The personnel were notified of specific beginning, and end times of the assignment, in advance of the administrative workweek.
 - The location(s) where the work is to be conducted is known in advance of the administrative workweek
- Once approved, Division Time Keepers will assist Agents with the various rates of SOT, based on the day of the week and time of day work was performed.

As not every response for National Civil Unrest is the same, blanket authority cannot be granted to all Special Agents in Charge to authorize SOT for their Special Agent personnel. SOT justifications must be submitted by the SAC, in memo form, to the appropriate Deputy Assistant Director for approval.

Respectfully,

(b) (6), (b) (7)(C)

Chief, Resource Management Branch

ATF - Headquarters

O - **(b) (6), (b) (7)(C)**

C - **(b) (6), (b) (7)(C)**



PROTECTING THE PUBLIC
SERVING OUR NATION

To: Vanderplow, Paul D. (b) (6), (b) (7)(C) [REDACTED]@atf.gov]
From: (b) (6), (b) (7)(C) [REDACTED]
Sent: Fri 6/5/2020 9:30:25 PM
Subject: Re: Draft Guidance for Special Agents in Charge Regarding SOT for 1811s

Paul,

Let me know if you need an FMS Notifications to go out. I know you have sent a couple out recently but if you do more, please CC the FMS Notifications Mailbox.

We're ready to assist.

(b) (6), (b) (7)(C) [REDACTED]

Chief FMS / FO CoS

(b) (6), (b) (7)(C) [REDACTED] Cell

(b) (6), (b) (7)(C) [REDACTED] Office

On Jun 5, 2020, at 4:57 PM, Chittum, Thomas L. (b) (6), (b) (7)(C) [REDACTED]@atf.gov> wrote:

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Tom Chittum

(b) (6), (b) (7)(C) [REDACTED]

From: (b) (6), (b) (7)(C) [REDACTED]@atf.gov>

Sent: Friday, June 05, 2020 4:42 PM

To: Chittum, Thomas L. (b) (6), (b) (7)(C) [REDACTED]@atf.gov>; Durastanti, John (b) (6), (b) (7)(C) [REDACTED]@atf.gov>; (b) (6), (b) (7)(C) [REDACTED]@atf.gov>

Subject: Draft Guidance for Special Agents in Charge Regarding SOT for 1811s

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Respectfully,

(b) (6), (b) (7)(C)

Chief, Resource Management Branch

ATF - Headquarters

O - (b) (6), (b) (7)(C)

C - (b) (6), (b) (7)(C)

<image001.jpg>