

# Administrative Matters

## Delegation Orders

### ATF O 1130.29

#### **Delegation Order - Delegation of The Director's Authorities in 27 CFR Part 26, Liquors and Articles from Puerto Rico and the Virgin Islands**

TO: All Bureau Supervisors

1. *Purpose.* This order delegates certain authorities of the Director to subordinate ATF officers and prescribes the subordinate ATF officers with whom persons file documents which are not ATF forms.

2. *Background.* The Director has the authority to take final action on matters relating to liquors and articles from Puerto Rico and the Virgin Islands. Certain of these authorities have been delegated to lower organizational levels through ATF O 1130.23 – Delegation Order – Delegation of the Director's Authorities in 27 CFR Part 250, Liquors and Articles from Puerto Rico and the Virgin Islands. ATF is currently restructuring the part numbering system in title 27 of the Code of Federal Regulations (CFR). The regulations relating to liquors and articles from Puerto Rico and the Virgin Islands, previously located in 27 CFR part 250, are now recodified as 27 CFR part 26. Due to this restructuring, ATF O 1130.23 must be cancelled and a new

order must be issued to reflect the new part number.

3. *Cancellation.* ATF O 1130.23, Delegation Order – Delegation of the Director's Authorities in 27 CFR Part 250, Liquors and Articles from Puerto Rico and the Virgin Islands, dated 8/13/2001, is canceled.

4. *Delegations.* Under the authority vested in the Director, Bureau of Alcohol, Tobacco and Firearms, by Treasury Department Order No. 120-01 (formerly 221), dated June 6, 1972, and by 26 CFR 301.7701-9, this ATF order delegates certain authorities to take final action prescribed in 27 CFR part 26 to subordinate officials. Also, this ATF order prescribes the subordinate officials with whom applications, notices, and reports required by 27 CFR part 26, which are not ATF forms, are filed. The attached table identifies the regulatory sections, authorities and documents to be filed, and the authorized ATF officials. The authorities in the table may not be redelegated.

5. *Questions.* If you have questions about this ATF order, contact the Regulations Division (202-927-8210).

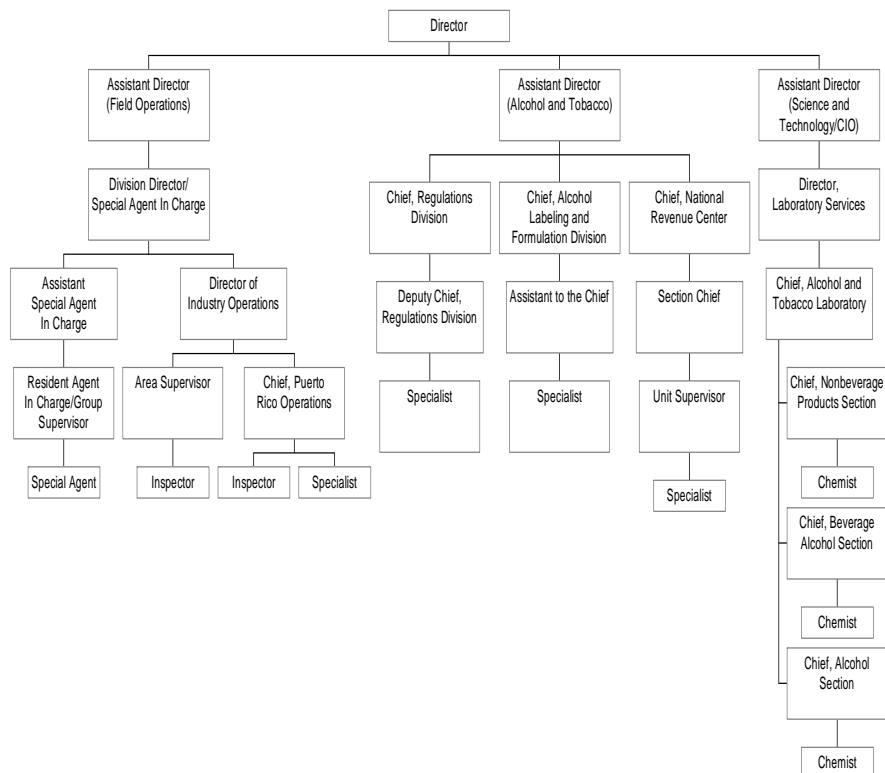
**Bradley A. Buckles,**

*Director.*

<b>Regulatory Section</b>	<b>Officer(s) Authorized to Act or Receive Document.</b>
§26.2(a)	Chief or Deputy Chief, Regulations Division
§26.11 – liquor bottle definition	Specialist, Alcohol Labeling and Formulation Division (ALFD)
§26.37	Inspector, Specialist or Special Agent
§26.43	Chemist, Inspector, Specialist or Special Agent
§26.52(b) and (c)	Chief, Puerto Rico Operations
§26.62a	Chief, Puerto Rico Operations
§26.65	Chief, Puerto Rico Operations
§26.70	Chief, Puerto Rico Operations
§26.70a	Specialist, Puerto Rico Operations
§26.71(c) and (d)	Chief, Puerto Rico Operations
§26.72	Chief, Puerto Rico Operations
§26.74	Chief, Puerto Rico Operations
§26.75	Chief, Puerto Rico Operations
§26.81	Chief, Puerto Rico Operations
§26.96	Chief, Puerto Rico Operations
§26.105	Chief, Puerto Rico Operations
§26.110	Chief, Puerto Rico Operations
§26.112(c)(1) and (4) and (e)	Chief, Puerto Rico Operations
§26.112a(b)(1) and (3) and (c)(1)	Chief, Puerto Rico Operations
§26.116	Inspector, Specialist or Special Agent
§26.119	Chief, Puerto Rico Operations, to whom forms are forwarded. Inspector, Specialist or Special Agent to examine forms.
§26.126	Chief, Puerto Rico Operations
§26.128	Inspector, Specialist or Special Agent
§26.173(a)	Chief, Puerto Rico Operations
§26.174(a) and (e)	Inspector, Specialist or Special Agent
§26.193(b)	Chief, Puerto Rico Operations
§26.194	Area Supervisor or Chief, Puerto Rico Operations
§26.197	Unit Supervisor, National Revenue Center (NRC)
§26.209	Specialist, Regulations Division, or Chemist, ATF Laboratory
§26.222(b) and (c)	Chief, Puerto Rico Operations

<b>Regulatory Section</b>	<b>Officer(s) Authorized to Act or Receive Document.</b>
§26.275(a)	Section Supervisor, NRC to authorize files to be located at another business location. Inspector, Specialist or Special Agent to examine files.
§26.276	Inspector, Specialist or Special Agent to inspect and copy records. Director of Industry Operations to extend record retention.
§26.303	Section Chief, NRC
§26.309(a)	Chief, Puerto Rico Operations
§26.310(a) and (e)	Inspector, Specialist or Special Agent
§26.314(b)	Specialist, ALFD
§26.316	Specialist, ALFD
§26.318	Specialist, ALFD
§26.319	Section Chief, NRC
§26.331	Chief or Deputy Chief, Regulations Division

### ATF Organization



This is not a complete organizational chart of ATF.

# Announcements

## Announcement 2002–9

### Major Disaster Areas Proclaimed by the President

The President has determined that certain areas of the United States were adversely affected by disasters of sufficient magnitude to warrant Federal assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act. The specific areas adversely affected as identified by the Director, Federal Emergency Management Agency (FEMA) are listed below.

Persons in the affected areas holding for sale alcoholic beverages, cigars, cigarettes, or cigarette papers or tubes, which were lost, rendered unmarketable, or condemned by a duly authorized official by reason of these disasters, may be paid an amount equal to the internal revenue taxes and customs duties paid on such products, as provided in 26 U.S.C. 564 and 5708. Claims for such payments should be filed with the Director of Industry Operations, Bureau of Alcohol, Tobacco and Firearms, for the ATF district in which the alcoholic beverages, cigarettes, etc. were held for sale. Claims may be allowed only if filed within six months after the date the FEMA identifies the specific disaster area.

<b>Alaska 1423</b>	July 8, 2002.
Type of disaster:	Flooding beginning on April 27, 2003 through May 30, 2002.
Counties:	Fairbanks North Star Borough, McGrath and Lime Villages in the Iditarod Regional Education Attendance Areas (REAA), Aniak, Crooked Creek, Red Devil and Sleetmute in the Kuspuk REAA, Kwethluck in the lower Kuskokwim REAA and Ekwok and New Stuyahok in the Southwest Region REAA.
<b>ARIZONA 1422</b>	July 8, 2002.
Type of disaster:	Wildfires beginning on June 18, 2002.
Counties	Apache, Coconino, Gila and Navajo Counties and the Fort Apache Indian Reservation.
<b>TEXAS 1425</b>	July 12, 2002.
Type of disaster:	Severe storms and flooding beginning on June 29, 2002.

Counties: Atascosa, Bandera, Bee, Bexar, Blanco, Brown, Burnet, Caldwell, Calhoun, Callahan, Coleman, Comal, DeWitt, Duvall, Eastland, Frio, Gillespie, Goliad, Gonzales, Guadalupe, Hays, Karnes, Kendall, Kerr, Jim Wells, LaSalle, Live Oak, McMullen, Medina, Nueces, Real, San Patricio, Taylor, Travis, Victoria, Uvalde, Wilson, Zavala.

**VERMONT 1428** July 26, 2002.

Type of disaster: Severe storms and flooding on June 5-13, 2002.

Counties: Caledonia, Franklin, Lamoille, Orleans.

**WISCONSIN 1432** September 23, 2002.

Type of disaster: Severe storms, tornadoes and flooding on September 2, 2002.

Counties: Barron, Burnett, Chippewa, Clark, Dunn, Langlade, Lincoln, Marathon, Polk, Portage, Price, Rusk, Sawyer, Shawano, St. Croix, Taylor, Washburn, Waupaca, Wood.

**Amendments to Previously Declared Disasters:**

**COLORADO 1421** Amendments

Counties: Jackson, Larimer, Weld.

**INDIANA 1418** Amendments

Counties: Clay, Dearborn, Green, Jefferson, Johnson, Knox, Montgomery, Orange, Owen, Park, Perry, Putnam, Sullivan, Washington.

**IOWA 1420** Amendments.

Counties: Des Moines, Henry, Lee, Louisa.

**MINNESOTA 1419** Amendments

Counties: Becker, Beltrami, Clay, Clearwater, Itasca, Kittson, Koochiching, Lake of the Woods, Mahnomon, Marshall, McLeod, Norman, Pennington, Polk, Red Lake, Wright.

## Announcement 2002–10

### Offers in Compromise

<i>Company or Individual &amp; Amount of Offer</i>	<i>Alleged Violations</i>
David Raines dba Vins de Taille Lunenburg, MA \$8,000	Violated 27 USC 203(a)(1), (a)(2), (c)(1), and (c)(2), and 27 CFR 1.20(a) and (b), and 1.22(a) and (b) by importing wine into the U.S. without first obtaining an importer's basic permit, and by providing wine at wholesale to retail outlets without first obtaining a wholesaler's basic permit.
Montebello Brands, Inc. Baltimore, MD \$9,000	Violated 26 USC 5005(e)(1) and 27 CFR 19.24(c), 252.40, and 252.250 by failing to provide proper proof of exportation of distilled spirits removed from bonded premises without payment of tax, thus failing to pay the proper amount of tax and incurring the failure to deposit penalty under 26 USC 6656.
Todhunter International, Inc. Lake Alfred, FL \$200,000	Violated 26 USC 5213(a)(4) by removing potable spirits for alleged export without providing adequate proof of exportation.

## Announcement 2002–11

### Revoked Licenses and Permits

#### (a) Federal Firearms License (FFL) and Federal Explosives License and Permit (FEL) Revocations

<i>License No.</i>	<i>License Type</i>	<i>License Name (Business Name)</i>	<i>City, State, Zip</i>
8-PA-01188	FEL	Austin Powder Company	Northampton, PA 18067
4-61-16886	FFL	Bills Pawn Shop & Flea Market, Inc. (Bills Jewelry & Pawn)	Valley Station, KY 40272

8-23-34962	FFL	Bortz, Jeffrey Allen (Bortz Sporting Arms & Optics)	Allentown, PA 18101
5-73-35153	FFL	Dittelmier, David D. (Santa Fe Pawn Shop)	Oklahoma City, OK 73105
1-62-38041	FFL	Goodrich, John C. (Jack's Pawn Shop)	Fayetteville, TN 37334
3-37-12605	FFL.	Donald Leroy Page, Sr. (Raymond's Guns & Ammo)	Alton, IL 62002
4-61-20606	FFL	Little Biff's Gun Room, Inc. (Biff's Gun World)	Valley Station, KY 40272
9-88-00047	FFL	ODC Consulting Ltd.	Las Vegas, NV 89146
3-36-37479	FFL	Shootin Shack, Inc.	Rockford, IL 61109

**(b) Revoked Permits**

Permittees not engaged in the operations authorized by their permit for a period of more than two years are subject to revocation. The following permits have been revoked for this reason.

<i>Company/Location</i>	<i>Company/Location</i>
Curtis Moore Kannapolis, NC	Wilkes, Velton Swainsboro, GA
Joan Sullivan Pittsburgh, PA	Williams, Fred R. Barnesville, GA
Lavern's Fine Fragrances Atlanta, GA	The Zemmer Company Oakmont, PA
Scott Paper Company (Research Annex) Essington, PA	

DEPARTMENT OF THE TREASURY  
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

Distribution Center  
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Springfield, VA 22150-5950

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OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE, \$300