



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Martinsburg, WV 25405

www.atf.gov

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907010 (b) (6)
3311/302531

(b)(3)-(26 USC 6103), (b) (6)

Dear (b) (6)

This refers to your correspondence and accompanying sample to the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), Firearms Technology Industry Services Branch (FTISB), submitted for findings regarding the lawfulness of your proposal: As indicated, you have submitted a sample of what you refer to as a (b)(3)-(26 USC 6103) (b)(3)-(26 USC 6103) pistol. You reference that descriptions and photographs of the (b)(3)-(26 USC 6103) (b)(3)-(26 USC 6103) pistol were included with this submission however none were found within the box.

Further, you have in effect removed the standard shoulder stock assembly from the (b)(3)-(26 USC 6103) and installed a modified version that you reference as an “adjustable stabilizer with an adjustable riser”. This “adjustable stabilizer” has five separate length settings which allow what you refer to as the “stabilizer” to extend a contact surface rearward in a manner similar to an adjustable length butt stock rather than a fixed length AR-15 type buffer tube, a part that normally houses a buffer and spring, on AR15-type pistols and thus serves a legitimate, vital function in the operation of AR-15 type weapon systems.

However, the “adjustable stabilizer ” incorporated into this device is not a part functionally required in the operation of Glock type pistols and serves in this case as an extended rearward surface on the (b)(3)-(26 USC 6103) (Photos provided on pages 2, 3 and 4).

For your reference in this matter, the amended Gun Control Act of 1968 (GCA), 18 U.S.C. § 921(a)(3), defines the term “firearm” to include *any weapon (including a starter gun) which will or is designed to or may be readily converted to expel a projectile by the action of an explosive...[and] ...the frame or receiver of any such weapon....*

Also, with respect to the definitions of “handgun” and “pistol” under Federal statutes and regulations, you may be aware that the GCA, 18 U.S.C. § 921(a)(29), defines “handgun” to mean, in part: *...a firearm which has a short stock and is designed to be held and fired by the use of a single hand....*

Additionally, 27 CFR § 478.11, a regulation implementing the GCA, defines “pistol” as:

...a weapon originally designed, made, and intended to fire a projectile (bullet) from one or more barrels when held in one hand, and having (a) a chamber(s) as an integral part(s) of, or permanently aligned with, the bore(s); and (b) a short stock designed to be gripped by one hand and at an angle to and extending below the line of the bore(s).

Please note also that the GCA, 18 U.S.C. § 921(a)(7), defines the term “rifle” to include *a weapon designed or redesigned, made or remade, and intended to be fired from the shoulder....*

Finally, the NFA, 26 U.S.C. § 5845(a)(3), defines “firearm” to include *a rifle having a barrel or barrels of less than 16 inches in length....*

Based on our analysis of your sample and consideration of the Federal definitions just cited, we should inform you that a Glock pistol does not utilize or have any provisions for a “adjustable stabilizer” to be attached to the rear of the firearm and unlike the buffer tube/receiver extension on AR-15 type firearms this “stabilizer tube” is not a part functionally required in the operation of Glock type pistols. Therefore, the installation of a compatible pistol into this (b)(3)-(26 USC 6103) with what you refer to as a “adjustable stabilizer” or possession of this device with such pistol, provided that the barrel was less than 16 inches in length, would result in the manufacture of a Short Barreled Rifle (SBR) as defined in § 5845(a)(3).

Glock Model 17 Pistol



(b)(3)-(26 USC 6103) with “adjustable stabilizer” in closed position.



Submitted (b)(3)-(26 USC 6103) with Glock pistol installed and “adjustable stabilizer” in extended position.



(b)(3)-(26 USC 6103) with standard butt stock and Glock pistol.



(b) (6)

Portion of original NFA warning inside submitted ^{(b)(3)-(26 USC 6103)} device.

(b)(3)-(26 USC 6103), (b) (6)

Your comparison of a Glock pistol installed into the submitted ^{(b)(3)-(26 USC 6103)} device to the AR-15 type pistols having receiver extensions/buffer tubes is not valid. The receiver extension/buffer tube on an AR15-type pistol serves a legitimate, vital function in the operation of the weapon system, and is not considered to be a shoulder stock. In contrast, the "adjustable stabilizer" on your ^{(b)(3)-(26 USC 6103)} device serves no legitimate, functional purpose other than to extend an additional contact surface rearward of the pistols grip on the referenced Glock pistols when installed in the ^{(b)(3)-(26 USC 6103)} device. FTISB cannot approve it for use in the manner you have proposed.

In order to return your submitted items, FTISB will require a FedEx account billing number or a pre-printed shipping label to be submitted within 30 days of receipt of this letter.

We thank you for your inquiry, regret that our findings could not be more favorable, but trust the foregoing has been responsive to your concerns.

Sincerely yours

(b) (6)

Acting Chief, Firearms Technology Industry Services Branch