



NFA Trust Explained

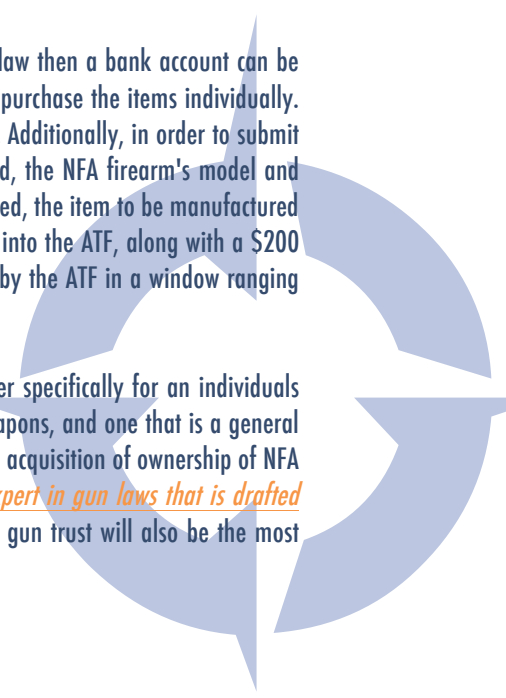
A "gun trust" is a legal trust that is used in the United States to register NFA firearms with the Bureau of Alcohol, Tobacco, Firearms, and Explosives. The ownership of NFA firearms is heavily regulated in the United States, and a gun trust is used to eliminate some of the red tape to acquire NFA firearms. The use of a gun trust to apply to the ATF to manufacture or transfer a NFA firearm avoids the necessity of attaching a fingerprint sample, passport-style photograph, and a signature of the Chief Law Enforcement Officer (CLEO) in the applicant's area that approves the applicant's ownership of a NFA firearm, as would be required of an application submitted by an individual rather than a gun trust.

A gun trust is a trust that is drafted specifically to hold guns. Gun trusts were created and are predominantly used for the acquisition and ownership of NFA Firearms, which include: Silencers, Fully Automatic Guns, Short-Barreled Rifles, and Short-Barreled Shotguns (SBS)). The ownership of NFA Firearms is legal in most states, but is heavily regulated by the United States Federal Government. A gun trust is an estate planning tool that is specialized toward acquiring and transferring National Firearms Act regulated items. The rise in the popularity of the gun trust has led to an increase in the submission of applications to manufacture or transfer an NFA item.

A gun trust is a specialized trust, specifically drafted by an attorney for the acquisition and ownership of NFA items. The gun trust is sent to the ATF along with the appropriate ATF application form (which varies depending on if the applicant is seeking to manufacture NFA items or transfer an NFA item to themselves). After the application is accepted by the ATF, the applicant will receive a tax stamp and certified copy of the ATF application approving the manufacture or transfer of the NFA item listed in the application. The gun trust itself allows the creator of the trust to select the ultimate beneficiaries of the trust and the trustees who will manage the trust assets. Generally, a gun trust must contain a Grantor, Trustee, and Beneficiary. The grantor creates the trust, the trustee holds legal title to the property for the benefit of the beneficiary. The grantor can designate a beneficiary of their choice, and does not have to designate anyone else to be the trustee; but the grantor can also be the trustee.

Once the gun trust is properly filled out and notarized in accordance with State law then a bank account can be set up for the trust in order for the trust to purchase NFA firearms rather than the grantor purchase the items individually. However, the setting up of a bank account is not necessary for the operation of a gun trust. Additionally, in order to submit an application to the ATF to have a NFA firearm transferred into the trust or manufactured, the NFA firearm's model and serial number must be listed on the ATF application; or if a NFA firearm is being manufactured, the item to be manufactured must be accurately described. Once the gun trust and the appropriate ATF form are mailed into the ATF, along with a \$200 certified check or money order for the NFA transfer tax, the applications will be processed by the ATF in a window ranging anywhere from thirty days to six (6) months.

Generally, there are three types of gun trusts: one created by a gun trust lawyer specifically for an individual's unique circumstances, one created specifically for the acquisition and ownership of NFA weapons, and one that is a general living trust that is not specifically catered towards NFA weapons but is capable of use for the acquisition of ownership of NFA firearms. *A gun trust drafted by a lawyer that is specialized in estate planning and an expert in gun laws that is drafted specifically for each individual's circumstances will offer the most protection.*¹ This kind of gun trust will also be the most



expensive. The second most affordable option is a gun trust that was drafted by a lawyer specialized in estate planning and an expert in gun laws, but created for general use rather than individually catered. These kinds of gun trusts can be found online and are generally cheaper than hiring an attorney. The general living trust that is used for the acquisition and ownership of NFA firearms is the cheap and least effective option. *A gun trust that was not specifically designed to hold NFA weapons would pass along the contents of the trust (NFA firearms) in a way that would cause the recipients to commit a felony.*

A gun trust is used in the application process with the ATF that is required to purchase NFA firearms. There are different kinds of gun trusts that can be used in the application process, and the different kinds of gun trust range in effectiveness and degree of protection for the grantor.

Procedure To Obtain a Quality, Custom and Valid NFA Trust

To obtain a proper and valid gun trust based on years of expertise, we prefer to be initially contacted electronically through our secure email portal found on the "Contact Us" page of our website. Please include as much information as possible to ensure you receive the best legal advice and service in your endeavor to obtain one or more NFA firearms. The following information would expedite the process dramatically:

- A. Full legal name;
- B. State of Residence;
- C. Whether you are citizen of the United States;
- D. Your email address and telephone that you may be reached during business hours;
- E. Specific NFA firearm(s) you are seeking to purchase with the trust;
- F. Your choice of a beneficiary;
- G. Statement that you have neither committed a felony or been convicted of the same in any state;
- H. Statement that you are not under the age of 21; and
- I. Statement that you are not currently under a restraining order.

Once we have all the aforementioned information, we can provide you with a quote and estimated timeframe for completion of the trust (usually under 10 days). We look forward to giving you the best advice and legal solution to enable you to exercise all of your rights under our Constitution.

Warmest regards,

David Ennis

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¹ **WARNING:** Be extremely cautious relying on non-attorneys or attorneys unfamiliar with your state's laws governing trusts along with the purchase and possession of a NFA firearm. These transactions can have very severe consequences if mishandled and not carefully crafted to be valid where you live.

Also be very careful of inexpensive trusts (like \$99.00), you will get what you pay for and risk very expensive legal fees to rescue you from prosecution, both from the Federal and State law enforcement.

