

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Buckeye Hardware Inc Wyandot Firearms 120 N Warpole Street Upper Sandusky, OH 43351, Wyandot	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 773035-2018-0055-B1B		
	3. PERMIT/LICENSE NUMBER 434175010D03316	4a. TARGET DATE 9/21/2018	4b. TARGET HOURS
5. REQUESTED BY (SIGNATURE, TITLE AND DATE)			

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

Licensee was cited for (7) violations of the GCA. Licensee transferred long guns on ATF Forms 4473 to Illinois residents (b)(3) - 112 Public Law instances (Illinois residents may only acquire long guns from Illinois licensees or those in contiguous states). This was the licensee's first compliance inspection, and no other violations merit any other administrative action.

Viols WL ONLY and Recall Inspection

REVIEWED CONCUR SEE COMMENTS FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6) Area Supervisor	(b)(6)	REVIEW DATE 01/24/2018
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ROUTING SEQUENCE AND DATE

<input checked="" type="checkbox"/> 1.	A/S File
<input checked="" type="checkbox"/> 2.	FFLC
<input type="checkbox"/> 3.	
<input type="checkbox"/> 4.	

CONTROL FILE POSTED DATE _____

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor	Street Address	City	State	ZIP Code	County	Page <u>1</u> of <u>4</u> Pages
Buckeye Hardware, Inc.	120 North Warpole Street	Upper Sandusky	Ohio	43351	Wyandot	
License/Permit/Registry Number (if any)		Expiration Date	Date(s) or Period of Inspection			
4-34-175-01-0D-03316		April 1, 2020	January 17-19, 2018			

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number	USC or CFR Citation	Nature of Violation	Corrective Action to be Taken <i>(If not corrected immediately)</i>	Date Corrections to be Made <i>(If not corrected immediately)</i>
1	27 CFR 478.21(a)	<p>Failure to ensure 46 ATF Forms 4473 were accurately completed. Specifically, licensee failed to:</p> <p>a) Ensure the non-licensee filling out Section A was the actual transferee. On three (3) forms non-licensee answered "No" to Item 11a or left it blank;</p> <p>b) Completely enter types of firearms transferred in Section B, Item 16 (2016 ed.) on one (1) form;</p> <p>c) Accurately/completely enter total number of firearms transferred in Section D, Item 29 (2016 ed.) on two (2) forms;</p> <p>d) Enter transferor's title in Section D, Item 36 (2016 ed.) on 45 forms.</p>	<p>Licensee should ensure ATF Forms 4473 are completed as prescribed by regulation and by form instructions. Licensee shall not transfer firearms to any transferee unless he/she indicates that he/she is the actual buyer of the firearm, as indicated on Section A, Item 11a of the ATF Form 4473.</p>	Immediately

I Have Received a Copy of This Report of Violations *(Proprietor's signature and title)*

M J [Signature]

Date 1-19-18

(b)(6)

DISCREET OPERATIONS INVESTIGATOR

Copy 1 - Proprietor's Copy

Date 1/19/2018
ATF E-Form 5030.5
Revised April 2005

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License/Permit/Registry Number (if any) 4-34-175-01-0D-03316		Expiration Date April 1, 2020	Date(s) or Period of Inspection January 17-19, 2018			

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number	USC or CFR Citation	Nature of Violation	Corrective Action to be Taken (If not corrected immediately)	Date Corrections to be Made (If not corrected immediately)
2	27 CFR 478.124(c)(1)	<p>I. Failure to ensure transferee completed Section A of ATF Form 4473 properly of [REDACTED] arms. Specifically, licensee failed to ensure transferee:</p> <p>a) Entered complete address information in Item 2 of [REDACTED] arms;</p> <p>b) Answered Item 11b of [REDACTED] arm;</p> <p>c) Answered Item 11d of [REDACTED] form;</p> <p>d) Answered Item 11i of [REDACTED] arm;</p> <p>e) Answered Item 12.a (2016 ed.) of [REDACTED] arms;</p> <p>f) Answered Items 12.b and 12.c (2016 ed.) of [REDACTED] arm;</p> <p>g) Answered Item 12.d.1 (2016 ed.) of [REDACTED] arms.</p> <p>II. Failure to stop transfers of firearms to individuals who appeared to be prohibited on ATF Form 4473 [REDACTED] instance. Specifically, licensee failed to stop a firearm transfer to a non-licensee who indicated "Yes" to Items 11b through Item 11i and seemingly fell under all of these prohibitions.</p>	<p>Prior to making an over-the-counter transfer of a firearm to a non-licensee, the licensee shall every time thoroughly review an ATF Form 4473 to ensure transferee has completed the form correctly.</p> <p>Licensee shall not sell or otherwise dispose of a firearm to any person who licensee has reasonable cause to believe is prohibited. This includes any non-licensee who indicates they are prohibited in Section A of ATF Form 4473.</p>	<p>Immediately</p> <p>Immediately</p>

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License/Permit/Registry Number (if any) 4-34-175-01-0D-03316	Expiration Date April 1, 2020	Date(s) or Period of Inspection January 17-19, 2018				

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number	USC or CFR Citation	Nature of Violation	Corrective Action to be Taken (If not corrected immediately)	Date Corrections to be Made (If not corrected immediately)
3	27 CFR 478.124(e)(3)(i)	Failure to accurately record identification document (ID) information in Section B of ATF Form 4473 on [REDACTED] form. Specifically, licensee failed to accurately record ID expiration date in Item 18.a (2016 ed.) of [REDACTED] form.	Licensee shall ensure a valid identification document is obtained and recorded properly on ATF Form 4473 in Section B. If address on primary identification does not match address, supplemental government-issued identification is required and must be recorded in Section B.	Immediately
4	27 CFR 478.124(e)(3)(iv)	Failure to completely/accurately record NICS information in Section B of ATF Form 4473 [REDACTED] forms. Specifically, licensee failed to: a) Accurately record NICS contact date in Item 19.a (2016 ed.) of [REDACTED] forms; b) Record NICS response in Item 19.c (2016 ed.) of [REDACTED] forms; c) Record NICS follow-up response in Item 19.d (2016 ed.) on [REDACTED] forms.	Licensee shall ensure that for all transactions with non-licensees NICS will be contacted prior to making the transfer and all NICS information is recorded properly on ATF Form 4473.	Immediately
5	27 CFR 478.124(e)(5)	Failure to properly certify transfer of firearm in Section D of ATF Form 4473 on [REDACTED] forms. Specifically, licensee failed to accurately enter date in Item 36 (2012 ed.) / Item 37 (2016 ed.) on 31 forms.	Licensee shall fix date errors. Licensee shall, with the transfer of every firearm, complete the ATF Form 4473 by signing and recording the correct date in Section D.	Immediately

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License/Permit/Registry Number (if any) 4-34-175-01-0D-03316		Expiration Date April 1, 2020	Date(s) or Period of Inspection January 17-19, 2018			

Inspection Results

An examination of your premises, records and operations has disclosed the following violations which have been explained to you:

Number	USC or CFR Citation	Nature of Violation	Corrective Action to be Taken (If not corrected immediately)	Date Corrections to be Made (If not corrected immediately)
6	27 CFR 478.99(a)	Failure to halt transfer of long guns to individuals who reside in states wherein state law prohibits or limits out-of state sales of ^{(b)(3) - 112 Public Law 55 1} [redacted] ms. Specifically licensee failed to halt transfers to Illinois residents, who only allow long gun purchases in contiguous states, or ^{(b)(3) - 112 Public Law} [redacted] forms.	Licensee shall ensure no transfers of firearms (other than long guns) shall occur to out-of-state residents. Licensee shall ensure that no transfers of long guns shall occur to out-of-state residents wherein the state law does not allow the transfer.	Immediately
7	27 CFR 478.125(e)	Failure to maintain an accurate acquisition and disposition (A&D) record in ^{(b)(3) - 112 Public Law 5} [redacted] instances. Specifically, licensee: a) Recorded ^{(b)(3) - 112 Pu} [redacted] firearm that was in current inventory as disposed; b) Failed to record ^{(b)(3) - 112 Public L} [redacted] firearms as dispositions prior to inspection.	A&D record corrected. Licensee is to ensure A&D record is filled in accurately and within regulations. All acquisitions must be recorded by the next business day and all dispositions must be recorded within seven (7) days of disposition.	A&D record corrected 1/17/2018

(b)(3) - 112 Public Law 55 125 Stat 552



(b)(3) - 112 Public Law 55 125 Stat 552



(b)(3) - 112 Public Law 55 125 Stat 552



FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

Address: 120 North Warpole Street
Upper Sandusky, OH 43351 (Wyandot County)

1 - Introduction

Inspection Profile:

On January 17, 2018 Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Industry Operations Investigator (IOI) (b)(6), IOI (b)(6) and IOI (b)(6) conducted a compliance inspection on federal firearms licensee (FFL) Buckeye Hardware, Inc. doing business as (dba) Wyandot Firearms. The inspection scope covered January 17, 2017 through January 17, 2018. Inspection period covered January 17-19, 2018. IOIs interviewed Michael Fisher, President, and John Wyatt, Vice President, whose identities were verified via State of Ohio driver's licenses. Advanced notification was not provided. No other agencies collaborated on this inspection.

Business Profile:

Wyandot Firearms is a firearms and sporting goods store that operates from a commercial storefront in urban Upper Sandusky, Ohio. The FFL primarily operates conducts retail sales of firearms. Suppliers include (b)(4) and other major distributors. Clientele is the general public. FFL also holds a Class 03 Special Occupational Tax (SOT) stamp to deal in National Firearms Act (NFA) weapons. At the time of the inspection (b)(4) firearms were in inventory (approximately (b)(4) handguns, (b)(4) long guns, (b)(4) other). Over the course of the inspection scope licensee acquired (b)(4) firearms and disposed of (b)(4) firearms (approximately (b)(4) % handguns, (b)(4) % long guns, (b)(4) other). Used firearms account for approximately (b)(4) % of firearms transferred. Licensee has held FFL since 2011. Gun shows are not conducted, but FFL does conduct business at qualifying events like Pheasants Unlimited. Internet sales via websites like Gunbroker account for less than (b)(4) of business. Licensee also conducts limited gunsmithing and repairs (approximately (b)(4) % of transfers). According to (b)(6), Upper Sandusky Zoning Inspector, premises is zoned for business practice. Offsite storage may be at either Fisher's residence ((b)(6) (b)(6) (b)(6)) or Wyatt's residence (b)(6) (b)(6)

Ownership and Control:

The business entity is a corporation and is active in the State of Ohio. The trade name "Wyandot Firearms" is registered with the State as well. Responsible persons are Michael Fisher, President, and John Wyatt, Vice President. IOI (b)(6) detected no signs of hidden ownership. No updates to the

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

Federal Licensing System (FLS) updated required.

Variance:

Licensee holds no variances and requested none.

2 - Recommendation

Recommend warning letter and no recall inspection. Licensee had (b)(3) - 112 Public Law 55 125 Stat 552 violations of the Gun Control Act; including transferring rifles on ATF Forms 4473 to Illinois residents (b)(3) - 112 Public Law 55 125 instances (Illinois residents may only acquire long guns from Illinois licensees or those in contiguous states). This is licensee's first compliance inspection, and no other violations merit any other administrative action. Licensee was unaware of Illinois State law, but assured they would check state laws prior to conducting transfers in the future. No recall inspection is required to ensure compliance.

3 - Inspection History

Date of Inspection: April 3, 2014
Type of Inspection: Amended Application Inspection
UI#: 773030-2014-0384 B1B
Inspection Results: Application approved.

Date of Inspection: March 14, 2011
Type of Inspection: Qualification Inspection
UI#: 773030-2011-0254 B1B
Inspection Results: License issued.

4 - Acquisition & Disposition (A&D) Record - Inventory

A&D record is in bound book format; FFL has multiple books for certain transactions (new firearms, used firearms, consignment firearms, NFA firearms, Ithaca firearms and gunsmithing). FFL also utilizes a Microsoft Access program to track inventory.

Open dispositions totaled (b)(3) - 112 Public Law 55 125 Stat 552 entries. IOI (b)(6) and IOI (b)(6) conducted a full inventory of 345 firearms with (b)(3) - 112 Public Law 55 125 Stat 552 discrepancies:

(b)(3) - 112 Public Law 55 125 Stat 552 was erroneously logged out of A&D record;
(b)(3) - 112 Public Law 55 125 Stat 552 were not logged out as dispositions.

According to Fisher, all firearms are logged in and out the same day as each acquisition or disposition. Inventories are conducted monthly.

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

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FFL#: 4-34-175-01-0D-03316

There have been (b)(3) - 112 Public Law traces for this FFL since previous inspection through January 11, 2018 with (b)(3) - 112 Public in the past 12 months. FFL has had zero thefts/losses within the same period.

Reference Section 13 (Violations) of this report (Violation #7) for further information.

Reference Report of Violations #7 for further information.

Reference Worksheet #1 for further information.

5 - ATF Forms 4473 – NICS & Other Dispositions

IOIs reviewed all ATF Forms 4473 on hand since in the past 12 months, totaling (b)(3) - 11 forms. Out of the (b)(3) - 112 forms reviewed, IOIs disclosed (b)(3) - 4 forms had violations. These violations included:

- Not completing form as prescribed by regulation;
- Not ensuring transferee completely fills out form in Section A;
- Allowing transfer of firearms to occur to individuals who checked “yes” to prohibiting questions in Section A;
- Not recording accurate identification document (ID) information in Section B;
- Not completely/accurately recording National Instant Criminal Background Check System (NICS) information in Section B;
- Not properly certifying transfer of firearm in Section D;
- Transferring long guns to Illinois residents (not legal per Illinois state law).

A NICS audit log check disclosed 153 NICS responses for this FFL within the scope of this inspection (three denied, one open, 149 proceed) with zero discrepancies.

Fisher and Wyatt acknowledged knowledge of the ability to use Ohio Concealed Carry Weapon (CCW) permits in lieu of NICS checks and the date of issuance required. However, Fisher disclosed they do not use these in lieu of NICS checks unless the customer is known to them and NICS is down. Fisher related a story where a NICS check was conducted on a recently-issued CCW holder and the NICS check came back as denied; he notified the Wyandot County Sheriff, who disclosed the CCW permit was issued in error.

Fisher disclosed the forms are reviewed by himself or Wyatt as the form is being completed, then reviewed again the following day. Forms are filed by serial number (chronologically).

Reference Section 13 (Violations) of this report (Violations #1-6) for further information.

Reference Report of Violations #1-6 for further information.

Reference Worksheets #2 for further information.

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

Reference Exhibits #1-6 for further information.

6 - Multiple Sales

The Violent Crime Analysis Bureau (VCAB) disclosed (b)(3) reported multiple handgun sales for the FFL within the inspection scope. IOIs disclosed zero unreported multiple handgun sales. Wyatt disclosed that he and Fisher maintain a handgun log for any buys of handguns to catch multiple sales on different days.

7 - Suspicious/Prohibited Purchasers

IOI (b)(6) ran the serial numbers for 130 secondary market firearms through the National Crime Information Center (NCIC) gun query and E-Trace. No hits via NCIC or E-Trace disclosed.

Prior to inspection, IO (b)(6) reviewed trace history of FFL and noted (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6)

(b)(3) - 112 Public Law 55 125 Stat 552, (b)(6)

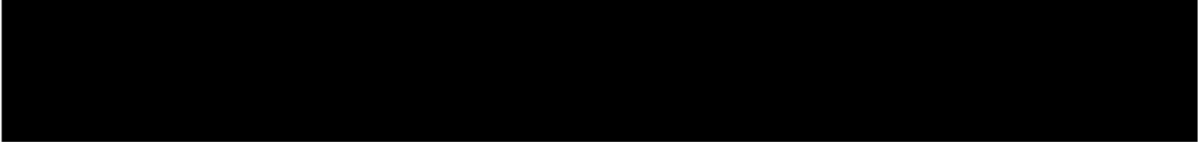
(b)(3) - 112 Public Law 55 125 Stat 552, (b)(6), (b)(7)(E)

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

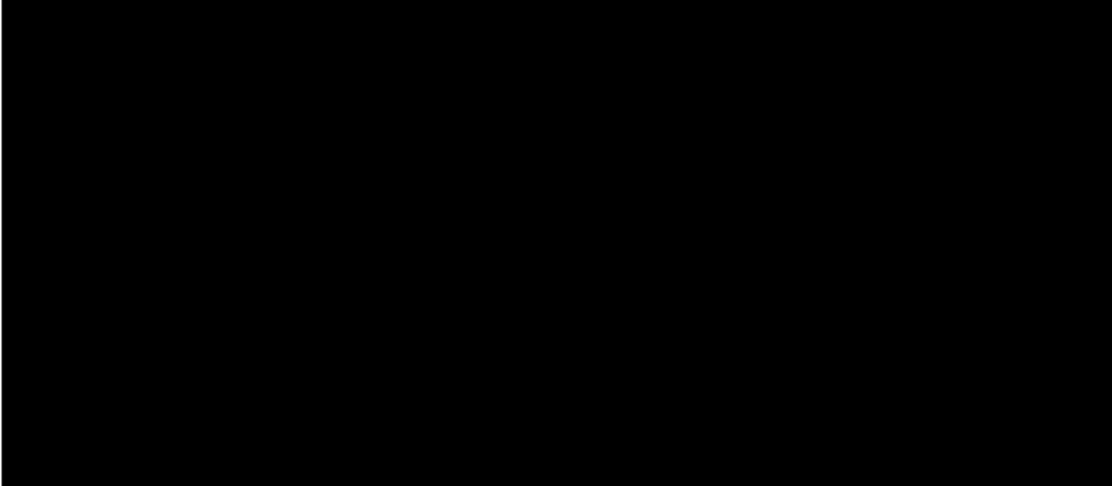
UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

(b)(3) - 112 Public Law 55 125 Stat 552, (b)(6), (b)(7)(E)



IOI (b)(6) ran the following individuals through NCIC, the International Justice and Public Safety Information Network (NLETS) and the Ohio Law Enforcement Gateway (OHLEG):

(b)(3) - 112 Public Law 55 125 Stat 552, (b)(6)



All others who left Items 12.a through 12.d.1 blank in Section A were born in and still reside in the United States, therefore, they could not have renounced their citizenship nor be illegal or nonimmigrant aliens.

Reference Secondary Market Information, Suspicious Purchaser and NCIC/NLETS Queries worknotes for further information.

8 - Trace Activity

There have been (b)(3) - 112 Public Law 55 125 Stat 552) traces for this FFL since previous inspection through January 11, 2018 with (b)(3) - 112 Public Law 55 125 Stat 552 the past 12 months. IOI (b)(6) ran 130 secondary market firearms through E-Trace; no traces updated.

Reference Secondary Market Information worknote for further information.

9 - NFA/Importer/Collector/Manufacturer

As noted above, Buckeye Hardware, Inc. holds a Class 03 SOT. According to the

FIREARMS INSPECTION REPORT

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National Firearm Registration and Transfer Record (NFRTR), FFL has (b)(3) - 26 USC 6103
[REDACTED]. All NFA items are in inventory and accurately recorded in A&D record; no discrepancies disclosed.

Buckeye Hardware, Inc. does not import, collect or manufacture.

10 – Referrals

No referrals generated.

11 – Other

FFL and Youth Handgun Safety Act poster posted on premises. FFL has Youth Handgun Safety notices and gun locks on hand for distribution.

On January 2, 2018, IOI (b)(6) determined no conflicts existed to conduct this inspection:

- N-Force disclosed no active or pending ATF Criminal Enforcement (CE) investigations into FFL;
- Columbus I Field Office and Columbus II Crime Gun Intelligence Center (CGIC) disclosed no potential ATF CE investigations into FFL;
- NCIC and OHLEG queries of Michael Fisher and John Wyatt disclosed no prohibiting criteria;
- FLS disclosed no other FFLs held for Michael Fisher and John Wyatt.

12 - Closing Actions

IOI (b)(6) held closing conference on January 19, 2018 with Michael Fisher and John Wyatt. Fisher signed and reviewed Report of Violations and Acknowledgement of Federal Firearms Regulations. IOI (b)(6) answered all questions and provided contact information.

Reference Exhibit #7 for further information.

13 – Violations

2. 27 CFR 478.21(a)

Nature of violation:

Failure to ensure [REDACTED] ATF Forms 4473 were accurately completed. Specifically, licensee failed to:

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

- a) Ensure the non-licensee filling out Section A was the actual transferee. [REDACTED] forms non-licensee answered "No" to Item 11a or left it blank;
- b) Completely enter types of firearms transferred in Section B, Item 16 (2016 ed.) on [REDACTED] form;
- c) Accurately/completely enter total number of firearms transferred in Section D, Item 29 (2016 ed.) [REDACTED] forms;
- d) Enter transferor's title in Section D, Item 36 (2016 ed.) [REDACTED] forms.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions. They disclosed that on the forms Wyatt conducted they were unsure what his title was at the time.

Corrective action:

Licensee should ensure ATF Forms 4473 are completed as prescribed by regulation and by form instructions. Licensee shall not transfer firearms to any transferee unless he/she indicates that he/she is the actual buyer of the firearm, as indicated on Section A, Item 11a of the ATF Form 4473.

Reference Report of Violations #1 for further information.

Reference Worksheets #2 for further information.

Reference Exhibit #1 for further information.

2. **27 CFR 478.124(c)(1)**

Nature of violation:

I. Failure to ensure transferee completed Section A of ATF Form 4473 properly on [REDACTED] forms. Specifically, licensee failed to ensure transferee:

- a) Entered complete address information in Item 2 on [REDACTED]
- b) Answered Item 11b on [REDACTED]
- c) Answered Item 11d on [REDACTED]
- d) Answered Item 11i on [REDACTED]

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e) Answered Item 12.a (2016 ed.) [REDACTED]

f) Answered Items 12.b and 12.c (2016 ed.) on [REDACTED]

g) Answered Item 12.d.1 (2016 ed.) on [REDACTED].

II. Failure to stop transfers of firearms to individuals who appeared to be prohibited on ATF Form 4473 in [REDACTED] instance. Specifically, licensee failed to stop [REDACTED] firearm transfer to a non-licensee who indicated "Yes" to Items 11b through Item 11i and seemingly fell under all of these prohibitions.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions. Fisher admitted he was embarrassed by the form where the individual answered "yes" to Items 11b – 11i.

Corrective action:

Prior to making an over-the-counter transfer of a firearm to a non-licensee, the licensee shall every time thoroughly review an ATF Form 4473 to ensure transferee has completed the form correctly.

Licensee shall not sell or otherwise dispose of a firearm to any person who licensee has reasonable cause to believe is prohibited. This includes any non-licensee who indicates they are prohibited in Section A of ATF Form 4473.

Reference Report of Violations #2 for further information.

Reference Worksheets #2 for further information.

Reference Exhibit #2 for further information.

3. **27 CFR 478.124(c)(3)(i)**

Nature of violation:

Failure to accurately record identification document (ID) information in Section B of ATF Form 4473 [REDACTED] form. Specifically, licensee failed to accurately record ID expiration date in Item 18.a (2016 ed.) [REDACTED] (1) form.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions.

Corrective action:

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Trade Name: Wyandot Firearms

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Licensee shall ensure a valid identification document is obtained and recorded properly on ATF Form 4473 in Section B. If address on primary identification does not match address, supplemental government-issued identification is required and must be recorded in Section B.

Reference Report of Violations #3 for further information.

Reference Worksheets #2 for further information.

Reference Exhibit #3 for further information.

4. **27 CFR 478.124(c)(3)(iv)**

Nature of violation:

Failure to completely/accurately record NICS information in Section B of ATF Form 4473 [REDACTED] forms. Specifically, licensee failed to:

- a) Accurately record NICS contact date in Item 19.a (2016 ed.) on [REDACTED] forms;
- b) Record NICS response in Item 19.c (2016 ed.) on [REDACTED] forms;
- c) Record NICS follow-up response in Item 19.d (2016 ed.) on [REDACTED] form.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions.

Corrective action:

Licensee shall ensure that for all transactions with non-licensees NICS will be contacted prior to making the transfer and all NICS information is recorded properly on ATF Form 4473.

Reference Report of Violations #4 for further information.

Reference Worksheets #2 for further information.

Reference Exhibit #4 for further information.

5. **27 CFR 478.124(c)(5)**

Nature of violation:

Failure to properly certify transfer of firearm in Section D of ATF Form 4473 [REDACTED] forms. Specifically, licensee failed to accurately enter date in Item 36 (2012 ed.) /

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

Item 37 (2016 ed.) (b)(3)-112 Pub forms.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions. Both acknowledged they believed that the date in Section D was supposed to match the date in Section A.

Corrective action:

Licensee shall fix date errors. Licensee shall, with the transfer of every firearm, complete the ATF Form 4473 by signing and recording the correct date in Section D.

Reference Report of Violations #5 for further information.

Reference Worksheets #2 for further information.

Reference Exhibit #5 for further information.

6. 27 CFR 478.99(a)

Nature of violation:

Failure to halt transfer of long guns to individuals who reside in states wherein state law prohibits or limits out-of-state sales on (b)(3)-112 Pub forms. Specifically licensee failed to halt transfers to Illinois residents, who only allow long gun purchases in contiguous states, on (b)(3)-112 Pubec Law forms.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions. Both acknowledged ignorance of the fact that Illinois residents could not buy rifles or shotguns in Ohio.

Corrective action:

Licensee shall ensure no transfers of firearms (other than long guns) shall occur to out-of-state residents. Licensee shall ensure that no transfers of long guns shall occur to out-of-state residents wherein the state law does not allow the transfer.

Reference Report of Violations #6 for further information.

Reference Worksheets #2 for further information.

Reference Exhibit #6 for further information.

7. 27 CFR 478.125(e)

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

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Nature of violation:

Failure to maintain an accurate acquisition and disposition (A&D) record in [REDACTED] instances. Specifically, licensee:

- a) Recorded [REDACTED] that was in current inventory as disposed;
- b) Failed to record [REDACTED] as dispositions prior to inspection.

Licensee's response:

Fisher and Wyatt acknowledged the violation and had no questions.

Corrective action:

A&D record corrected. Licensee is to ensure A&D record is filled in accurately and within regulations. All acquisitions must be recorded by the next business day and all dispositions must be recorded within seven (7) days of disposition.

Reference Report of Violations #7 for further information.
Reference Worksheet #1 for further information.

X

[REDACTED]

Industry Operations Investigator

Index of Worksheets and Exhibits

Informational Page Worksheet

Worksheet #1 – Inventory, A&D

Worksheet #2 – 4473 (2012 edition)

FIREARMS INSPECTION REPORT

Name: Buckeye Hardware, Inc.
Trade Name: Wyandot Firearms

UI#: 773015-2018-0055 B1B
FFL#: 4-34-175-01-0D-03316

Worksheet #2 – 4473 (2016 edition)

Other Statistics Worksheet

Exhibit #1 – Copies of ATF Forms 4473 in support of Violation #1

Exhibit #2 – Copies of ATF Forms 4473 in support of Violation #2

Exhibit #3 – Copy of ATF Form 4473 in support of Violation #3

Exhibit #4 – Copies of ATF Forms 4473 in support of Violation #4

Exhibit #5 – Copies of ATF Forms 4473 in support of Violation #5

Exhibit #6 – Copies of ATF Forms 4473 in support of Violation #6

Exhibit #7 – Acknowledgement of Federal Firearms Regulations



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives
230 West Street, Suite 400
Columbus, OH 43215-2655

www.atf.gov

January 24, 2018

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**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Buckeye Hardware, Inc.
Wyandot Firearms
Attn: Michael Fisher
120 N. Warpole Street
Upper Sandusky, OH 43351-1328

RE: Federal Firearms License 4-34-175-01-0D-03316
UI# 773035-2018-0055 B1B

Dear Mr. Fisher,

During a recent compliance inspection at your firearms business covering the period of January 17, 2017 through January 17, 2018 you were cited for violations of 27 Code of Federal Regulations, Part 478. A copy of the Report of Violations, Form 5030.5, issued at the time of the inspection is enclosed.

All violations were fully explained to you by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) investigator. You indicated that you understood the requirements of the firearms laws and regulations. You further indicated that corrective actions would be taken to eliminate future violations.

The records you are required to maintain and the business operations you conduct are important to law enforcement in our continuing effort to reduce violent crime and protect the public. It is essential that you comply with all federal laws and regulations that govern your firearms business. This is critical to carrying out our mission to protect the public and ensure that criminals do not gain access to firearms. ATF appreciates the efforts you and other industry members make in this area, and we look forward to continuing to work with you in that regard.

Mr. Michael Fisher (Wyandot Firearms)

You are reminded that retention of your federal firearms license is conditioned upon your compliance with Federal laws and regulations. Any future violations, either repeat or otherwise, could be viewed as willful and may result in the revocation of your license. Please ensure that future compliance is achieved.

Sincerely yours,

(b)(6)

Enclosure

c: Federal Firearms Licensing Center
Columbus III (IO) Field Office Correspondence File
Licensee's File