

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Chester's Hunting & Fishing Equipment Inc. 232 Ronkonkoma Avenue Ronkonkoma, NY 11779, Suffolk	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 765060-2015-0116-B1B			
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%;">3. PERMIT/LICENSE NUMBER 611103018E00977</td> <td style="width: 33%;">4a. TARGET DATE 9/30/2015</td> <td style="width: 33%;">4b. TARGET HOURS</td> </tr> </table>	3. PERMIT/LICENSE NUMBER 611103018E00977	4a. TARGET DATE 9/30/2015	4b. TARGET HOURS
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5. REQUESTED BY (SIGNATURE, TITLE AND DATE)				

6. ATF OFFICER(S) ASSIGNED
 (b)(6) - Lead Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)
 (b)(6) Area Supervisor, 06/19/2015

8. PURPOSE/SPECIAL INSTRUCTIONS
 Assist LE - FFL theft/loss

9. INSPECTION RESULTS			<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC	10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	2	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	6	NO. OF TECS HITS		2112 - P.O.A.	
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES		2113 - COMM. AIR	
		\$ VALUE OF TAX DECREASES		2114 - RENTAL CAR	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS		2115 - GPV EXPENSES	
NO. OF CLAIMS		\$ VALUE OF CLAIMS		2116 - MISC.	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED		TOTAL \$ FOR INSP.	

11. ATF OFFICER'S RECOMMENDATION
 Submitted by (b)(6) - Industry Operations Investigator
 Submitted on: 09/03/2015

 Viols WC with WL and Recall

12. TIME ACCOUNTING DATA		
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)	
JAN 0	3.00	
FEB 0	5.00	
ATF OFFICER'S SUBTOTAL	8.00	ATF OFFICER'S SIGNATURE
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)	
JUN 0	44.00	
JUL 0	35.50	
SEP 0	3.00	
ATF OFFICER'S SUBTOTAL	82.50	ATF OFFICER'S SIGNATURE
TOTAL HOURS	90.50	

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION
 Viols WC with WL and Recall

REVIEWED
 CONCUR
 SEE COMMENTS
 FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6) - Area Supervisor	REVIEW DATE 07/31/2015
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Assignment and Report

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	3. PERMIT/LICENSE NUMBER 611103018E00977	4a. TARGET DATE 9/30/2015	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

After reviewing the report, DIO concurs with WC w/ WL, & Recall Inspection based on (b) (6) unreported multiple sales covering (b) (6) handguns. Please hold the WC and ensure FFL understands the corrective action needed. Once WC is completed, please notify RAC (b) (6) that inspection is done so that LIFO CE can resume their case.

Viols WC with WL and Recall

REVIEWED CONCUR SEE COMMENTS FINAL DISPOSITION

SIGNATURE AND TITLE JACURTIS - Director of Industry Operations	REVIEW DATE 09/01/2015
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ROUTING SEQUENCE AND DATE

- 1. _____
- 2. _____
- 3. _____
- 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 Chester's Hunting & Fishing Equipment Inc.	Street Address 232 Ronkonkoma Avenue	City Ronkonkoma	State NY	Zip Code 11779-	County Suffolk	Page 1 of 1 Pages
License/Permit/Registry Number (If any) 611103018E00977	Expiration Date 4/1/2018	Date(s) or Period of Inspection 06/19/2015 through 07/20/2015				

Inspection Results

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

Number: 1

Nature of Violation:

The licensee failed to record the disposition of long guns in the Acquisition/Disposition book.

The licensee failed to record the address or license number in the Acquisition/Disposition book when a firearm was received from a Federal Firearms licensee.

Date Corrections to be Made: 07/20/2015
(If not corrected immediately)

Corrective Action to be Taken: On July 20, 2015, an Inventory Theft/Loss Report was prepared for missing/lost firearms. The following firearms were reported missing/lost:

(b)(3) 112 PL 55 125 STAT 552

Citation: 27 CFR 478.125(e)

Number: 2

Nature of Violation:

The licensee failed to complete the Report of Multiple Sale of Pistols and Revolvers (ATF F 3310.4) on occasions involving hand guns.

Date Corrections to be Made: 07/20/2015
(If not corrected immediately)

Corrective Action to be Taken: The licensee completed the Report of Multiple Sale of Pistols and Revolvers and mailed them to ATF.

Citation: 27 CFR 478.126a

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

Charly Pergamh Owner

Date
7-20-15

Signature
(b) (6)

IO Investigator

Date
7/20/15

FIREARMS INSPECTION REPORT

Name: Chester's Hunting & Fishing
Equipment Inc.

UI#: 765060-2015-0116

Trade Name:

FFL#: 6-11-103-01-8E-00977

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

On June 18, 2015, IOI (b)(6) received a call from RAC (b)(6) of ATF. RAC (b)(6) advised that Suffolk County inspected Chester's hand guns as a result of an attempted robbery at South Shore Sportsman Inc. (FFL #6-11-01633) located in Nassau County, 9 Lansdowne Avenue, Merrick, NY. The owner of South Shore Sportsman caught an individual (b)(6) attempting to rob his store. Suffolk County interviewed the suspect and obtained a search warrant for his residence and vehicle. Suffolk County found (b)(6) hand guns at (b)(6) residence which they discovered belonged to Chester's.

On June 19, 2015, IOI (b)(6) contacted (b)(6) Investigator with Suffolk County, to advise that we were commencing our inspection. (b)(6) advised that there were a total of (b)(6) hand guns missing from Chester's inventory when Suffolk County conducted their inspection during the week of June 15, 2015. (b)(6) stated that (b)(6) of the hand guns were recovered at the suspect's residence; therefore (b)(6) were still missing. IOI (b)(6) advised the licensee to complete an ATF Firearms Inventory Theft/Loss Report, ATF Form 3310.11 for the (b)(6) missing hand guns. On June 19, 2015, the ATF Firearms Inventory Theft/Loss report was faxed to the National Tracing Center.

On June 19, 2015, IOI (b)(6) and S/A (b)(6) commenced a full inventory of long guns on hand. S/A (b)(6) assisted with the inventory on July 19 and July 22. The licensee maintains three A/D books for long guns and two A/D books for hand guns. IOI (b)(6) contacted (b)(6) to advise that we were commencing our inspection. (b)(6) arrived together with two of his employees from Suffolk County, (b)(6) and (b)(6). On June 19, 2015, (b)(6) and (b)(6) assisted IOI (b)(6) and S/A (b)(6) with the inventory inspection of long guns.

Later in the day on June 19, 2015, Suffolk County arrived with a large truck and staff from Suffolk County in order to confiscate Chester's hand guns/assault weapons and his New York State Dealer in Firearms license. On June 19, 2015, Suffolk County confiscated 489 hand guns and 57 assault weapons (rifles and shotguns) together with Chester's hand gun A/D books. The firearms were taken to the Suffolk County Property Clerk's Office located at 30 Yaphank Avenue, Yaphank, NY.

IOI (b)(6) completed the inventory inspection which resulted in a total of 1,223 long guns in inventory. IOI (b)(6) compared the inventory to the Acquisition/Disposition (A/D) books and there were (b)(6) open entries. The licensee was given an opportunity to locate the firearms and/or the Firearms Transaction Record or receipt for the sale or transfer of the firearms. The licensee was able to locate (b)(6) ATF 4473 forms. IOI (b)(6) examined the ATF 4473 forms. At the conclusion of the inspection, the (b)(6)

FIREARMS INSPECTION REPORT

Name: Chester's Hunting & Fishing
Equipment Inc.

UI#: 765060-2015-0116

Trade Name:

FFL#: 6-11-103-01-8E-00977

firearms were logged out of the A/D book. In addition, IOI (b)(6) ensured that the (b)(6) assault weapons that were confiscated by Suffolk County were recorded as a disposition in the A/D book.

IOI (b)(6) also discovered that the licensee was not recording the address or license number in the A/D book when the firearm was received from a Federal Firearms licensee.

On July 20, 2015, an ATF Firearms Inventory Theft/Loss Report, ATF F 3310.11, was prepared for the (b)(6) firearms that were missing/lost after the inventory reconciliation. The firearms that were reported missing/lost were:

(b)(3) 112 PL 55 125 STAT 552

(ref. Violation #1/Inventory and A/D Review Worksheet/Exhibit 2)

A Report of Violations was issued for the following:

27 CFR 478.125(e) – Violation #1

- The licensee failed to record the disposition of (b)(4) firearms in the Acquisition/Disposition book.
- The licensee failed to record the address or license number in the Acquisition/Disposition book when a firearm was received from a Federal Firearms licensee.

5 - ATF Forms 4473 – NICS & Other Dispositions

IOI (b)(6) conducted a full inventory of ATF 4473 forms. IOI (b)(6) examined a total of 901 ATF 4473 forms on file for the inspection period. There were no discrepancies found.

The NICS Audit Log covered the period April 20, 2015 to June 19, 2015. There were 160 NICS transactions conducted during this period. There were no denials on file during this period. The Audit Log was compared to the firearms transaction records on file. No discrepancies were found.

6 – Multiple Sales

During the examination of the ATF 4473 forms, IOI (b)(6) identified that there were (b)(6) multiple sales conducted during the inspection period that were not reported on

FIREARMS INSPECTION REPORT

Name: Chester's Hunting & Fishing
Equipment Inc.
Trade Name:

UI#: 765060-2015-0116
FFL#: 6-11-103-01-8E-00977

13 - Violations

1. **27 CFR 478.125(e)**

Nature of Violation:

Licensee failed to record the disposition of [REDACTED] firearms in the Acquisition/Disposition book.

Licensee failed to record the address or license number in the Acquisition/Disposition book when a firearm was received from a Federal Firearms licensee.

Licensee's Response:

Mr. Pergan stated that he will ensure that all firearms are recorded in the A/D book. Mr. Pergan stated that he was unaware of the requirement to record the address or licensee when a firearm was received from a Federal Firearms licensee.

Corrective Action:

ATF Inventory Theft/Loss Report (ATF F 3310.11) was prepared for [REDACTED] missing/lost firearms from inventory.

The license number of the Federal Firearms licensee was recorded in the A/D book.

2. **27 CFR 478.126a**

Nature of Violation:

Licensee failed to prepare a Report of Multiple Sale of Pistols and Revolvers (ATF F 3310.4) on [REDACTED] occasions involving [REDACTED] hand guns.

Licensee's Response:

The licensee stated that he was not aware of the requirement to report the multiple sale of pistols and revolvers since New York State has the pistol permit requirements.

Corrective Action:

The licensee completed the Report of Multiple Sale of Pistols and Revolvers (ATF F 3310.4) and mailed them to the National Tracing Center.

3.

4.

FIREARMS INSPECTION REPORT

Name: Chester's Hunting & Fishing
Equipment Inc.

UI#: 765060-2015-0116

Trade Name:

FFL#: 6-11-103-01-8E-00977

5.

6.

7/31/2015

X (b) (6)

Industry Operations Investigator
Signed by: ATF

Index of Worksheets and Exhibits

Exhibit 1: Acknowledgement of Federal Firearms Regulations

Exhibit 2: Copies of 4473 forms



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

32 Old Slip, Suite 3500, New York, NY 10005

September 2, 2015
www.atf.gov

765060: (b) (6)

Chester and Julie Pergan
Chester's Hunting & Fishing Equipment Inc.
232 Ronkonkoma Avenue
Ronkonkoma, NY 11779-
RE: 611103018E00977

Dear Mr. & Mrs. Pergan:

During a recent inspection at your firearms business covering the period 2014 to 2015 you were cited for violations of Title 27, Code of Federal Regulations, Part 478. The violations were discussed with you during the inspection. A copy of the Report of Violations, ATF F 5030.5, issued at the time of the inspection is enclosed.

You should be aware that any willful violations of the Gun Control Act may result in revocation of your Federal firearms license. As a result of the recently cited violations, it is important that we have a meeting with you to discuss the violations found. The conference will be held on **September 23, 2015 at 1100hrs at 32 Old Slip # 3500, New York, NY 10005**. The agenda for the meeting will include a discussion of the reasons for the violations, a review of the legal requirements, and a discussion of steps to be taken by you to ensure future compliance. Although we do not believe it necessary, legal counsel may assist you at your own expense if you so choose. Please bring with you documentation verifying the corrective action you have taken. You will be entering a federal facility. You must check-in with security located on the South-West side of the building. You must bring valid government-issued identification. You can not bring weapons of any kind to this building.

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 to aid in this effort to combat violent crime.

We will conduct a follow-up inspection in the future. Any violations, either repeat or otherwise, could be viewed as willful and may result in the revocation of your license.

Chester's Hunting & Fishing Equipment Inc.

Please contact (b) (6), Industry Operations Investigator at (b) (6) to confirm this appointment and to ask any questions you may have regarding this conference. We look forward to meeting with you to resolve these issues.

Sincerely yours,

(b)(6)
Area Supervisor, New York VI

Enclosure

c: Federal Firearms Licensing Center
New York VI (IO) Field Office



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

32 Old Slip, Suite 3500, New York, NY 10005

September 23, 2015

www.atf.gov

765060: (b) (6)

Chester's Hunting & Fishing Equipment Inc.
232 Ronkonkoma Avenue
Ronkonkoma, NY 11779-
RE: 611103018E00977

Dear Mr. & Mrs. Pergan:

This letter is a follow-up to the warning conference held with you on September 23, 2015. During this conference, the violations cited during the inspection covering the period July 2014 to July 2015 and the necessary corrective action to prevent the violations from reoccurring were discussed. You were given the opportunity to comment on the violations and what specific action you have taken to ensure that the violations will not reoccur. With respect to the violations cited below, we are providing a summary of your response to each violation.

Nature of Violation: The licensee failed to record the disposition of (b)(3) long guns in the Acquisition/Disposition book. The licensee failed to record the address or license number in the Acquisition/Disposition book when a firearm was received from a Federal Firearms licensee.

Citations: 27 CFR 478.125(e)

You stated that you now understand that you need to review all your ATF records. You stated that you now triple check each record for accuracy and completeness.

Nature of Violation: The licensee failed to complete the Report of Multiple Sale of Pistols and Revolvers (ATF F 3310.4) on (b)(3) occasions involving (b)(3) hand guns. :

Citations: 27 CFR 478.126(a)

You stated that you believed the multiple hand gun sales form was required for sales of more than one hand gun within a one-day period. We clarified to you that you are required to complete this report if you transfer more than one hand gun in a five-day period.

Chester's Hunting & Fishing Equipment Inc.

The violations for which you were cited could adversely impact law enforcement's ability to reduce violent crime and protect the public. You are reminded that future violations, repeat or otherwise, could be viewed as willful and may result in the revocation of your license. You may anticipate further inspections to ensure your compliance.

Please contact us if you have any questions concerning your responsibilities as a licensee or if you require further clarification about particular requirements of Federal firearms laws.

Sincerely yours,

(b)(6)

Area Supervisor

c: Federal Firearms Licensing Center
New York VI (IO) Field Office.