

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) PRAIRIE CREEK SPORTING CLAYS LLC 15250 CR 3111 GLADEWATER, TX 75647, SMITH	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 781025-2017-0099-B1B
	3. PERMIT/LICENSE NUMBER 4a. TARGET DATE 4b. TARGET HOURS 575423018B06934
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)

6. ATF OFFICER(S) ASSIGNED
 (b)(6)/(b)(7)(C) Lead Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)
 (b)(6)/(b)(7)(C), Acting Area Supervisor, 12/27/2016

8. PURPOSE/SPECIAL INSTRUCTIONS
 Note: Please do not begin this inspection until after January 1, 2017. Conduct a recall firearms disposition emphasis inspection. Ensure the licensee meets local zoning and ATF regulations.

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC	10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	1	NO. OF REFERRALS		2111 - PER DIEM
NO. OF TECS CHECKS	4	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)/(b)(7)(C) Industry Operations Investigator
 Submitted on: 03/10/2017

 Viols ROV ONLY No Recall Inspection

12. TIME ACCOUNTING DATA	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	<input type="checkbox"/> (b)(6)/(b)(7)(C)
MAR 2017	14.00
ATF OFFICER'S SUBTOTAL	14.00
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	14.00

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION
 Viols WL ONLY and No Recall Inspection

<input checked="" type="checkbox"/> REVIEWED	<input type="checkbox"/> COMMENTS	<input checked="" type="checkbox"/> FINAL DISPOSITION
SIGNATURE AND TITLE <input type="checkbox"/> (b)(6)/(b)(7)(C) Area Supervisor	<input type="checkbox"/> (b)(6)/(b)(7)(C)	REVIEW DATE 03/10/2017

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 Prairie Creek Sporting Clays LLC	Street Address 15250 County Road 3111	City Gladewater	State TX	Zip Code 75647-	County Smith	Page 1 of 1 Pages
License/Permit/Registry Number (If any) 575423018B06934	Expiration Date 2/1/2018	Date(s) or Period of Inspection 03/08/2016 through 03/07/2017				

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:

Failure to obtain a properly completed ATF Form 4473 from a nonlicensee prior to the transfer of a firearm. [] forms)

On ATF Form 4473 (2012 Edition) Item # 11-K was blank of [] form and Item # 11-I was blank of [] form.

Citation: 27 CFR 478.124(c)(1)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will ensure that a nonlicensee, prior to the transfer of a firearm, completes all the required information on the ATF Form 4473.

I Have Received a Copy of	(b)(6)/(b)(7)(C)	(Signature) PRES.	Date 3-8-17
Signature and Title of ATF G		IOI	Date 03/08/2017

FIREARMS INSPECTION REPORT

Name: Prairie Creek Sporting Clays LLC
Trade Name:

UI#: 781025-2017-0099
FFL#: 5-75-423-01-8B-06934

Address: 15250 County Road 3111
Gladewater, Texas 75647 Smith County

1 - Introduction

Inspection Profile:

On March 8, 2017, Investigator (b)(6)/(b)(7)(C) initiated a full recall compliance inspection at 15250 County Road 3111 in Gladewater, Texas with Federal firearms licensee Prairie Creek Sporting Clays, LLC, for the inspection period of March 8, 2016 through March 7, 2017. Due to the location of the business premises and hours, advance notification was given to the licensee upon area office supervisor consent.

Upon arriving at the business premises, Investigator (b)(6)/(b)(7)(C) made contact with Stephen Ray Jones, who is identified in the Federal Licensing System (FLS) database as a responsible person on the Federal firearms license (FFL).

Investigators (b)(6)/(b)(7)(C) presented their Federal ATF-issued credentials and informed Mr. Brown about the nature, purpose and scope of the compliance inspection. Mr. Brown (DOB: (b)(6)/(b)(7)(C)) identified himself with his Texas driver's license (TXDL: (b)(6)/(b)(7)(C)).

Janet Brown, wife of Mr. Brown and responsible person, assisted during the inspection. Mrs. Brown (DOB: (b)(6)/(b)(7)(C)) was identified with her Texas driver's license (TXDL: (b)(6)/(b)(7)(C)). No other Federal, State or local agencies participated during the inspection.

Business Profile:

Prairie Creek Sporting Clays, LLC is a domestic limited liability company. The licensee has held a FFL since January 16, 2012. The licensee conducts business from a building adjacent to Mr. Brown's place of residence located in the rural city of Gladewater, Texas.

As a Type-01 FFL, firearms are sold/transferred to the general public, family/friends and other Federal firearms licensees. Mr. Brown stated he operates a gun range on the same premises as the FFL.

Within the previous 12 months, the licensee acquired approximately (b)(4) firearms and disposed of approximately (b)(4) firearms. Among the (b)(4) firearms acquired, there were approximately (b)(4) handgun, (b)(4) long guns and (b)(4) receiver. Among the (b)(4) firearms disposed, there were approximately (b)(4) handgun, (b)(4) long guns and (b)(4) receiver.

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The licensee engages in the business of selling new and used firearms. Investigator (b)(6)/(b)(7)(C) identified (b)(4) as the primary supplier for the Federal firearms business. Mr. Brown stated that the licensee does conduct business via the Internet or gun shows. Mr. Brown stated that he occasionally conducts consignment sales for customers.

Per the FLS database, the licensee does not maintain any additional FFL. There are no local zoning requirements that would prohibit the licensee from selling firearms from its business premises. Mr. Brown stated that the licensee does not have any off-site storage locations.

Ownership and Control:

Investigator (b)(6)/(b)(7)(C) queried the Texas Secretary of State database, which disclosed an active status for Prairie Creek Sporting Clays, LLC (Filing Number: 801365649). Per the Certificate of Formation Limited Liability Company document, Stephen Ray Brown is identified as the managing member of Prairie Creek Sporting Clays, LLC.

Investigator (b)(6)/(b)(7)(C) interviewed Mr. Brown who stated that there have been no changes in the business structure since receiving the license. Based upon Mr. Brown's statement and the Texas Secretary of State database, Investigator (b)(6)/(b)(7)(C) did not suspect any hidden ownership.

Per the FLS database, Stephen Ray Brown and Janet Wood Brown are listed as the only responsible persons. Mr. Brown informed Investigator (b)(6)/(b)(7)(C) that the responsible person disclosed on the FLS database is correct and he did not want to add anyone to the license.

Variance:

The licensee does not have an approved variance on file and did not request a variance at the time of the investigation.

2 - Recommendation

Viols ROV ONLY No Recall Inspection

3 - Inspection History

The Area Office file contains the following inspection history:

FIREARMS INSPECTION REPORT

Name: Prairie Creek Sporting Clays LLC
Trade Name:

UI#: 781025-2017-0099
FFL#: 5-75-423-01-8B-06934

Date of Inspection: January 7, 2016
Type of Inspection: Compliance Inspection
UI#: 781025-2016-0120
Inspection Results: A Warning Letter was issue.
Cited Violations: 27 CFR 478.21(a); 27 CFR 478.102a; 27 CFR 478.124(a); 27 CFR 478.124(c)(1); 27 CFR 478.124(c)(3)(i); 27 CFR 478.124(c)(4); 27 CFR 478.124(c)(5); 27 CFR 478.125(e)

Date of Inspection: January 4, 2012
Type of Inspection: Qualification Inspection
UI#: 781025-2012-0155
Inspection Results: Application Approved
Cited Violations: No violations disclosed.

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

Investigator (b)(6)/(b)(7)(C) reviewed the A&D Record which disclosed 34 firearms in the inventory and open entries in the A&D Record. Following the comparison between the inventory and A&D Record, there were no discrepancies.

There were no obliterated serial numbers or illegal firearms identified during the inspection. The A&D Record was in the proper format and entries appeared to be timely made. There were no theft loss reports submitted during the inspection period or as a result of the recall inspection.

The inspection of the licensee's A&D Record did not disclose any trafficking issues relating to the acquisition or disposition of firearms. There were four firearm transaction traced through the licensee's required records that did not disclosed any discrepancies.

Mr. Brown stated that he and Ms. Brown are the only persons who manage and maintain the inventory, ATF Forms 4473 and A&D Record. Mr. Brown stated that, when the licensee acquires a firearm, it is immediately logged into the A&D Record. Mr. Brown stated that the manufacturer, model, serial number, caliber and type are taken directly from the label of the shipping container and recorded in the A&D Record. Mr. Brown also stated that he or Mrs. Ms. Brown will log out the firearm from the A&D Record once the firearm has been transferred. Investigator (b)(6)/(b)(7)(C) encouraged Mr. Brown retrieve the identification information of the firearm directly from the frame/receivers.

5 - ATF Forms 4473 – NICS & Other Dispositions

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During the previous 12 months, there were [redacted] ATF Forms 4473 in the licensee's records. All of the forms were reviewed and following violation was cited:

Violation 1 – 27 CFR 478.124(c)(1)
REFER TO EXHIBIT 1, SECTION 13 & WORKSHEET 2

There were no firearms transferred to law enforcement officers under the provisions of 27 CFR 478.134 during the inspection period. When conducting a firearm transfer among other Federal firearms licensees, Mr. Brown stated that a certified copy of the transferee's FFL is obtained, prior to making the transaction.

There were 13 NICS transaction numbers disclosed on the FFL Audit Report for the inspection period; comparison of the NTN with the ATF Forms 4473 disclosed no discrepancies. The licensee files the ATF Forms 4473 in numerical order. There was one denial on file for the inspection period or from the time the licensee acquired an FFL, per the FFL Audit Report.

Mr. Brown stated that, once the appropriate sections of the ATF Form 4473 are completed, it is double checked prior to the firearm transaction. Mr. Brown stated that the identifiers of the firearm are taken directly from the frame/receiver and recorded on the ATF Form 4473. Once approved by NICS, the firearm is transferred to the customer and logged out of the A&D Record.

6 - Multiple Sales

Prior to this on-site inspection, Investigator [redacted] requested a Firearms Trace History report from the Violent Crime Analysis Branch. Per the trace history report, there were no multiple sales reported to the ATF during the inspection period. There were no unreported multiple sales disclosed as a result of the onsite inspection.

7 - Suspicious/Prohibited Purchasers

NCIC/NLETS background checks conducted on [redacted] (b)(6)/(b)(7)(C) disclosed no prohibiting information.

No suspicious persons, traffickers or straw purchasers were identified during the investigation. There were no prohibiting information or persons disclosed. The trace history report did not disclose any firearms recovered internationally. There were no referrals generated as a result of reviewing [redacted] ATF Forms 4473.

8 - Trace Activity

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Investigator (b)(6)/(b)(7)(C) requested a Firearm Trace History report from the Violent Crime Analysis Branch prior to this inspection. Investigator (b)(6)/(b)(7)(C) reviewed the Firearm Trace History Report, which disclosed no traces associated with completion code "S4" for the Federal firearm licensee in the last 12 months.

There were no traces that disclosed Completion Codes "D" or "M" on the Firearm Trace History report. Investigator (b)(6)/(b)(7)(C) did not resolve any traces during the investigation.

9 - NFA/Importer/Collector/Manufacturer

The licensee does not import or manufacture firearms or ammunition. The licensee does not sell NFA weapons or black powder. The FLS database does not indicate that the licensee holds an ATF Type 03 Collector's license.

10 - Referrals

No referrals generated as a result of this inspection.

11 - Other

The licensee has secure gun storage and/or safety devices on the premises for customers to purchase. Mr. Brown confirmed that firearms sold are equipped with a child safety lock. Security features at the premises are adequate. The exterior doors are equipped with bolt locks, burglary bars and a monitored security system.

NCIC/NLETS background checks conducted on (b)(6)/(b)(7)(C) disclosed no prohibiting information.

12 - Closing Actions

A closing conference was conducted on March 8, 2017 with Stephen Brown, member, and Janet Brown, assistant. Investigator (b)(6)/(b)(7)(C) reviewed and discussed the Report of Violations with Mr. Brown.

Investigator (b)(6)/(b)(7)(C) discussed what corrective measures the licensee would establish to prevent discrepancies noted in the Report of Violations. Following the review of the Report of Violations, Mr. Brown signed and dated the document. Investigator (b)(6)/(b)(7)(C) provided Mr. Brown a signed copy of the Report of Violations for the Federal firearms licensee's record.

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The Acknowledgement of Federal Firearms Regulations was reviewed and discussed with Mr. Brown by Investigator (b)(6)/(b)(7)(C). Investigator (b)(6)/(b)(7)(C) afforded Mr. Brown the opportunity to ask questions.

Following the review, Mr. Brown signed and dated the Acknowledgement of Federal Firearms Regulations [Exhibit 2]. Investigator (b)(6)/(b)(7)(C) provided Mr. Brown with a signed copy of the Acknowledgement of Federal Firearms Regulations for the licensee's records.

13 - Violations

1. 27 CFR 478.124(c)(1) REPEAT VIOLATION ON JANUARY 14, 2016

Nature of Violation

Failure to obtain a properly completed ATF Form 4473 from a nonlicensee prior to the transfer of a firearm (forms)

On ATF Form 4473 (2012 edition & 2016 edition), Item #11k was blank on form and Item #11-l was blank on form.

Licensee's Response

Mr. Brown stated that he failed to verify if the forms were correct.

Mr. Brown stated that he will double check each form prior to a firearm transfer.

Corrective Action:

The licensee will ensure that a nonlicensee, prior to the transfer of a firearm, completes all the required information on the ATF Form 4473.

REFERENCE: EXHIBIT 1 & WORKSHEET 2.

X

Industry Operations Investigator

FIREARMS INSPECTION REPORT

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Index of Worksheets and Exhibits

Worksheets- Information Page; Worksheets 1-Inventory, A&D; Worksheet 2-4473 (2012 edition); Worksheet 2-4473 (2016 edition); Other Statistics

Exhibit 1- ATF Forms 4473: Discrepancies

Exhibit 2- Acknowledgement of Federal Firearms Regulations