

Report of Firearms Compliance Inspection

RD'S CUSTOM GUNS & AMMUNITION LLC's FCI

FCI-2055

05/01/2019 2:20 PM

IOI (b)(6), (b)(7)(C), Dallas V (IO) Field Office

LICENSEE INFORMATION

Licensee Name	RDS Key	License/Permit Number	License Type
RD'S CUSTOM GUNS & AMMUNITION LLC	5-75-09857	5-75-347-01-0G-09857	01 - Dealer License

Business Type
Limited Liability Company (LLC)

Premises Address

Premises Ownership Type
Owned
Premises Location Type
Store Front

Mailing Address

Same as Premises Address

Address
10383 N US HWY 59
Unit N/A
NACOGDOCHES, Texas 75965
NACOGDOCHES County United States

Phone Type	Phone Number	Remarks
Business	+1 936-205-4029	
Fax	+1 936-205-4027	
Email Address		Email Remarks
(b)(6), (b)(7)(C)		

RECOMMENDATIONS

Final Decision

Warning Conference

Director of Industry Operations Kevin Murphy's Recommendation

Warning Conference

Details

DIO concurs with the recommendations for a WC. Please proceed and DIO will not attend.

Area Supervisor (b)(6), (b)(7)(C) Recommendation

Warning Conference

Details

Licensee hasn't had a lot of improvement in the last two inspections. I believe warning conference is warranted.

Industry Operations Investigator (b)(6), (b)(7)(C) Recommendation

Warning Conference

Details

The investigator conducted a full compliance inspection with the licensee. The licensee was issued a Report of violations; citing 10 violations. The licensee was issued a Warning Letter as a result of his last inspection. The recommendation is Warning Conference.

Inspection Findings

FFL History

The current inspection reveals repeated, similar violation(s) for which the FFL has previously been the subject of a Warning Letter within the previous 5 years.

ELIGIBILITY VERIFICATION

Business Information Verification

Licensee Name	Business Type	Is the business valid?
RD'S CUSTOM GUNS & AMMUNITION LLC	Limited Liability Company (LLC)	Yes

Additional Findings

The investigator queried the Texas Secretary of State database to ascertain the filing status of the licensee. The query indicated that the licensee's status was in existence as a domestic limited liability corporation with a filing date of January 29, 2014.

Attachment(s):

SOS - RD's Custom Guns & Ammunition LLC.pdf

Property Ownership Verification

Premises Ownership Type	Premises Location Type	Has the property ownership been verified?
Owned	Store Front	Yes

Address

10383 N US HWY 59
Unit N/A
NACOGDOCHES, Texas 75965
NACOGDOCHES County United States

Additional Findings

The investigator queried Nacogdoches County Appraisal District to ascertain the property owners of the business premises. The query indicated the licensee as the property owners.

Attachment(s):

Nacogdoches CAD.pdf

Trade Name/DBA Verification

Trade Name/DBA	Is the trade name/DBA registered?
RD'S CUSTOM GUNS & AMMUNITION	No

Additional Findings

The investigator contacted Nacogdoches County Clerk's office to verify the filing and expiration date of the trade name. The clerk's office indicated there were no records.

Contact Information

Name	Date Contacted
(b)(6), (b)(7)(C)	02/04/2019
Organization	
Nacogdoches County Clerk's Office	
Job Title	
Clerk	

Phone Type	Phone Number	Remarks
Business	(b)(6), (b)(7)(C)	

Attachment(s):

Zoning Information Verification

Is the proposed business activity in compliance with zoning?

Yes

Additional Findings

The business premises are outside the city limits and not subject to local zoning laws or ordinances

Contact Information

Name	Date Contacted
Unknown Unknown	02/04/2019
Organization	
Nacogdoches Planning & Zoning Department	
Job Title	
Clerk	

Phone Type	Phone Number	Remarks
Business	(b)(6), (b)(7)(C)	

Attachment(s):

APPOINTMENT DETAILS

Interview Date

02/06/2019

Address

10383 N US HWY 59 Unit N/A , NACOGDOCHES, Texas 75965

Responsible Attendee(s)

AARON THOMAS STRONG _____

Non-Responsible Attendee(s)

No items _____

RESPONSIBLE PERSON(S)

ALEXIS DEAN STRONG

Name	Gender	Race	Ethnicity
Ms. ALEXIS DEAN STRONG	Female	White	
Date of Birth	SSN	Job Title	
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	MANAGER	

Physical Identifiers

Height	Weight	Hair Color	Eye Color
		(b)(6), (b)(7)(C)	

Place of Birth

Country	State	City
United States Of America	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)

Home Address

(b)(6), (b)(7)(C)

Additional Names

Citizenship

United States

Phone Type	Phone Number	Remarks
Mobile	(b)(6), (b)(7)(C)	

Criminal History Check

Date Criminal History Check Conducted

01/30/2019

Criminal History Check Comments

No prohibiting history found.

AARON THOMAS STRONG

Name	Gender	Race	Ethnicity
Mr. AARON THOMAS STRONG	Male	White	
Date of Birth	SSN	Job Title	
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	MANAGER	

Physical Identifiers

Height	Weight	Hair Color	Eye Color

Place of Birth

Country	State	City
United States Of America	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)

Home Address

(b)(6), (b)(7)(C)

Additional Names

Citizenship

ID Type	Country	State	ID Number
Driver's License	United States	Texas	(b)(6), (b)(7)(C)
Phone Type	Phone Number		Remarks
Mobile	(b)(6), (b)(7)(C)		
Email Address		Email Remarks	
(b)(6), (b)(7)(C)			

Criminal History Check

Date Criminal History Check Conducted

01/30/2019

Criminal History Check Comments

No prohibiting history found.

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?

The business activities include the retail sales of firearms and the repair/gunsmith of firearms.

Do they need an additional license or permit?

Yes

Who are their primary suppliers?

(b)(4)

Business Activities

(b)(3) - 26 USC 6103

Retail

Gunsmith

Selected Operational Security Measures

No items

PREMISES INFORMATION

Inspection Area Description

The inspection was in the back office on the business premises.

Primary Activity

Retail

GPS Coordinates

Latitude

31.69590N

Longitude

94.64910W

Selected Physical Security Measures

(b)(4)

ONSITE SUMMARY

Total # of ATF F 4473 Reviewed

(b)(3)

Total # of Open Dispositions in A & D Record

(b)(3)

Total # of Firearms in Inventory

205

Total # of Firearms Missing after Reconciliation

0

Total # of Acquisitions in the Last 12 Months

(b)(4)

Total # of Dispositions in the Last 12 Months

(b)(4)

NFA Documents Verified

(b)(3)

Additional Comments

A full inventory was conducted of (b)(3) weapons, GCA firearms (including retail and gunsmithing/repair firearms).

Number of Transferee Background Checks

Attachment(s)

Report of Violations.pdf

Report of Violations.pdf

Report of Violations.pdf


Licensee Response to Violations Report.pdf

REPORT OF VIOLATIONS

Regulation	Corrective Actions	Instance Details
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>Number of Instances: 0</p>	<p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
<p>27 CFR 478.129(b): Failure to retain ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ascertain purchaser of firearm and complete all ATF F 4473 prior to the transfer of a firearm in the future. Retain ATF Forms 4473 for a period of not less than 20 years after the date of sale or disposition.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
<p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p> <p>Number of Instances: 0</p>	<p>Accurately, completely & timely record all required future firearm acquisition information. Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm acquisition information. Amend/Update A&D Record to accurately record all required firearm disposition information.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
<p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>Number of Instances: 0</p>	<p>Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>

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

27 CFR 478.124(c)(1):
Failure to obtain a completed
ATF F 4473

Number of Instances: 

Ensure that all required ATF Form 4473
Section A items are completed/provided by the
transferee/buyer on all future transactions.
Ensure that the transferee/buyer provides
required signature and date, on ATF Form 4473
Section C, for all transactions taking place on a
date different from when Section A was
certified.

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

		(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)
27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473 Number of Instances: 0	Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)
27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473 Number of Instances: 0	Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)
27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info Number of Instances: 0	Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and documented for all applicable future over-the-counter firearm transactions.	(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)
27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473 Number of Instances: 0	Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)
27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473 Number of Instances: 0	Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)

LICENSEE RESPONSE REPORT

Regulation	Corrective Actions	Licensee Response	Status Details
27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers Number of Instances: 0	Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.	The FFL stated hadn't gotten to complete the form because he works alone.	Status Correction Verified Verified Method In Person Date Correction Verified 02/13/2019
27 CFR 478.129(b): Failure to retain ATF F 4473 Number of Instances: 0	Ascertain purchaser of firearm and complete all ATF F 4473 prior to the transfer of a firearm in the future. Retain ATF Forms 4473 for a period of not less than 20 years after the date of sale or disposition.	The FFL stated that he believes he got busy and wasn't paying attention to where or if the form was completed. He was able to locate the sales receipt of the transaction but could not locate the form. The FFL stated he would be more thorough in the future and pay attention instead of talking.	Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019

<p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p> <p>Number of Instances: 0</p>	<p>Accurately, completely & timely record all required future firearm acquisition information.</p> <p>Accurately, completely & timely record all required future firearm disposition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm acquisition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm disposition information.</p>	<p>The FFL stated he needs to be more thorough and immediately complete the information.</p>	<p>Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019</p>
<p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>Number of Instances: 0</p>	<p>Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.</p>	<p>The FFL stated he needs to be more thorough and immediately complete the information.</p>	<p>Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019</p>
<p>27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.</p> <p>Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.</p>	<p>The FFL stated question 2.d.1 was confusing to the customers and himself. He stated he would be more thorough in the future by checking the dates prior to the transfer.</p>	<p>Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019</p>
<p>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>The FFL stated it he was distracted by the customers and wasn't paying attention.</p>	<p>Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019</p>
<p>27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>The FFL stated he normally doesn't get many delay responses and didn't know to complete the final response.</p>	<p>Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019</p>
<p>27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info</p> <p>Number of Instances: 0</p>	<p>Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and documented for all applicable future over-the-counter firearm transactions.</p>	<p>The FFL stated he would start making copies of the customer's State permit as well as thoroughly record all the information on the form.</p>	<p>Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019</p>
<p>27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473</p>	<p>Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p>	<p>The FFL stated that he didn't finish completing the paperwork after the transaction. He stated in the future he</p>	<p>Status Licensee Notified Verified Method</p>

Number of Instances: 0		will thoroughly completely all the information before the transfer is complete.	In Person Date Licensee Notified 02/13/2019
27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473 Number of Instances: 0	Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	The FFL stated he didn't verify the date. He stated he as well as assistant will start verifying the date by utilizing a calendar at the start of each day.	Status Licensee Notified Verified Method In Person Date Licensee Notified 02/13/2019

CLOSING CONFERENCE

Closing Conference Date
02/13/2019

Attachment(s)
Acknowledgment of Regulations.pdf

Attendee(s)
AARON THOMAS STRONG

WARNING CONFERENCE

Scheduling Letter

Assigned To
(b)(6), (b)(7)(C)

Delivery Method
Hand-Delivery

Recipient Name Delivery Date
Aaron Strong 04/02/2019 2:28 PM

Additional Notes
The above attachments were emailed to the listed responsible person (Aaron Strong) at the following email address: rdscustomguns@gmail.com. Investigator Bradley verified that the licensee had received the Warning Conference Scheduling Letter and the Updated ROV.

Conference Details

Warning Conference Lead (b)(6), (b)(7)(C)	Representing ATF (b)(6), (b)(7)(C)
Conference Date/Time 04/26/2019 11:00 AM	Responsible person(s) representing the licensee AARON THOMAS STRONG
Conference Address 110 N College Ave Unit Ste 1500 , Tyler, Texas 75702	

Follow-Up Letter Details

The licensee stated that the majority of the violations were a result of lack of thoroughness when reviewing the ATF forms and information entered in the Acquisition and Disposition records. The licensee stated that his business is a one-man operation, but anticipates hiring additional help. The licensee stated that he would designate a time before or after business hours to review forms and entered the acquisition and disposition of firearms; and implement a double check system. The licensee discussed the following actions to become more organized by acquiring a template for review of forms; utilizing electronic ATF Forms 4473; and/or acquiring a computerized Acquisition and Disposition Bound Record.

Follow-Up Letter

Assigned To
(b)(6), (b)(7)(C)

Delivery Method
Certified Mail

Tracking Number Date Sent Date Delivered

Certified Mail Return Slip

RDS Guns read receipt.pdf

05/01/2019 1:54 PM

EXHIBITS

Inspection

Category	Attach
Correspondence	Spartan Notification RE: 5-75-09857 Inspection Results
WarningConferenceFollowUpLetterReturnSlip	RDS Guns read receipt.pdf
WarningConferenceFollowUpLetter	Follow Up Letter.pdf
WarningConferenceSchedulingLetter	Scheduling Letter.pdf
Correspondence	Information Concerning Your Federal License/Permit
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ClosingConferenceSummary	Acknowledgment of Regulations.pdf
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
ViolationsPDF	Report of Violations.pdf
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
PropertyOwnershipVerification	Nacogdoches CAD.pdf
BusinessVerification	SOS - RD's Custom Guns & Ammunition LLC.pdf

FFL: RD'S CUSTOM GUNS & AMMUNITION LLC
Inspection: FCI-2055
Date Generated: 2/13/2019
RDS Key: 5-75-09857
Lead Industry Operations Investigator: (b)(6), (b)(7)(C)

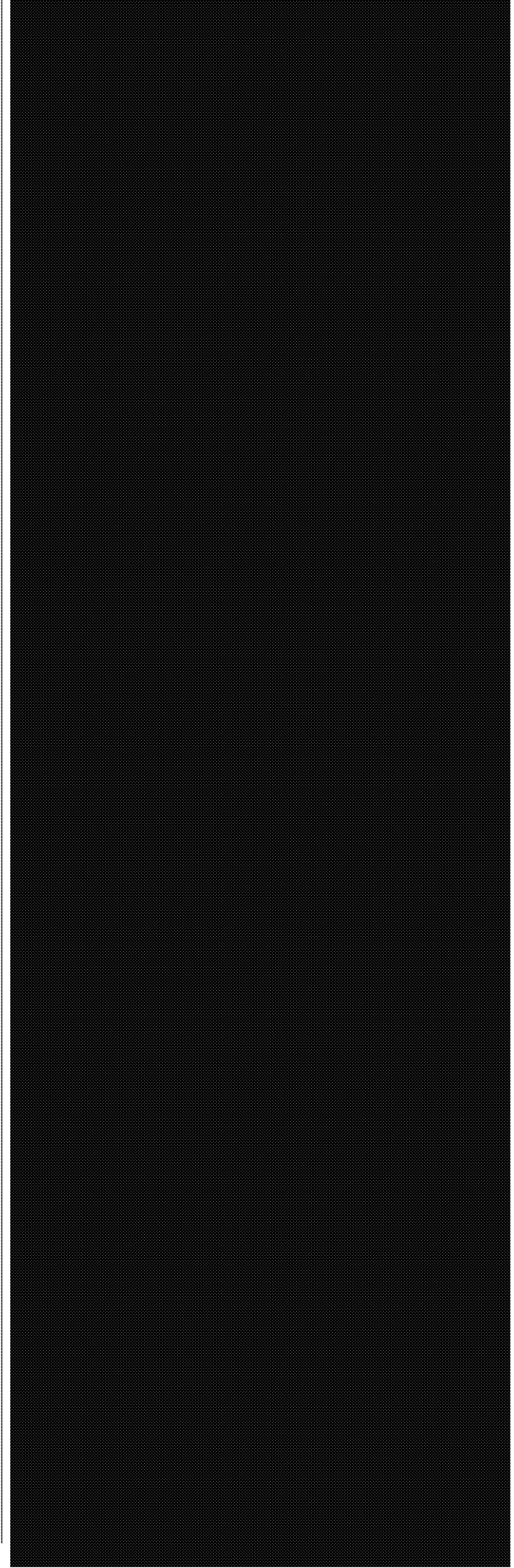
Regulation	Corrective Action(s)	Instance Details
<p>1</p> <p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>Number of Instances: (b)(6)</p>	<p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
<p>2</p> <p>27 CFR 478.129(b): Failure to retain ATF F 4473</p> <p>Number of Instances: (b)(6)</p>	<p>Retain ATF Forms 4473 for a period of not less than 20 years after the date of sale or disposition.</p> <p>Ascertain purchaser of firearm and complete all ATF F 4473 prior to the transfer of a firearm in the future.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
<p>3</p> <p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p> <p>Number of Instances: (b)(6)</p>	<p>Accurately, completely & timely record all required future firearm acquisition information.</p> <p>Accurately, completely & timely record all required future firearm disposition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm acquisition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm disposition information.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
<p>4</p> <p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>Number of Instances: (b)(6)</p>	<p>Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.</p>	<p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>

27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473

Number of Instances: [REDACTED]

Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.

Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.



		(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)
6	<p>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p> <p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
7	<p>27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p> <p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
8	<p>27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info</p> <p>Number of Instances: 0</p>	<p>Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and documented for all applicable future over-the-counter firearm transactions.</p> <p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
9	<p>27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p> <p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>
10	<p>27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473</p> <p>Number of Instances: 0</p>	<p>Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p> <p>(b)(3) - 112 Public Law 55 125 Stat 552 (b)(6) (b)(7)(C)</p>

Signature(s)

My signature below certifies that on Wednesday, February 13, 2019 ATF IO1 (b)(6), (b)(7)(C) reviewed the above information with me and answered my questions regarding this information. I understand I can receive a copy of this for my records. I understand that this is only a general overview of the violations and that I will be responsible for familiarizing myself with all of the laws and regulations governing my licensed/permitted business.

Printed Name:
AARON THOMAS STRONG
Signature Date:
Wednesday, February 13, 2019

(b)(6), (b)(7)(C)

Licensee Response to Violations Report

FFL: RD'S CUSTOM GUNS & AMMUNITION LLC
Inspection: FCI-2055
Date Generated: 2/13/2019
RDS Key: 5-75-09857
Lead Industry Operations Investigator: (b)(6), (b)(7)(C)

	Regulation	Corrective Action(s)	Licensee Response
1	27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers Number of Instances: (b)	Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.	The FFL stated hadn't gotten to complete the form because he works alone.
2	27 CFR 478.129(b): Failure to retain ATF F 4473 Number of Instances: (b)	Retain ATF Forms 4473 for a period of not less than 20 years after the date of sale or disposition. Ascertain purchaser of firearm and complete all ATF F 4473 prior to the transfer of a firearm in the future.	The FFL stated that he believes he got busy and wasn't paying attention to where or if the form was completed. He was able to locate the sales receipt of the transaction but could not locate the form. The FFL stated he would be more thorough in the future and pay attention instead of talking.
3	27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms Number of Instances: (b)(6)	Accurately, completely & timely record all required future firearm acquisition information. Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm acquisition information. Amend/Update A&D Record to accurately record all required firearm disposition information.	The FFL stated he needs to be more thorough and immediately complete the information.
4	27 CFR 478.21(a): Failure to complete forms as prescribed Number of Instances: (b)	Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.	The FFL stated he needs to be more thorough and immediately complete the information.
5	27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473 Number of Instances: (b)(6)	Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions. Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.	The FFL stated question 2.d.1 was confusing to the customers and himself. He stated he would be more thorough in the future by checking the dates prior to the transfer.
6	27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473 Number of Instances: (b)	Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	The FFL stated it he was distracted by the customers and wasn't paying attention.
7	27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473 Number of Instances: (b)	Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	The FFL stated he normally doesn't get many delay responses and didn't know to complete the final response.
8	27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info Number of Instances: (b)	Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and documented for all applicable future over-the-counter firearm transactions.	The FFL stated he would start making copies of the customer's State permit as well as thoroughly record all the information on the form.

9

27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473

Number of Instances: 0

Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.

The FFL stated that he didn't finish completing the paperwork after the transaction. He stated in the future he will thoroughly completely all the information before the transfer is complete.

10

27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473

Number of Instances: 0

Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.

The FFL stated he didn't verify the date. He stated he as well as assistant will start verifying the date by utilizing a calendar at the start of each day.



March 20, 2019

WARNING CONFERENCE

RD'S CUSTOM GUNS & AMMUNITION LLC
RD'S CUSTOM GUNS & AMMUNITION
10383 N US HWY 59
NACOGDOCHES, Texas 75965

Re: Federal Firearms License Number: 5-75-09857

RD'S CUSTOM GUNS & AMMUNITION LLC,

As a result of a recent compliance inspection conducted by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) at your firearms business located at 10383 N US HWY 59 Unit N/A , NACOGDOCHES, Texas 75965 on 2/6/2019 through 2/13/2019 , you were cited for violations of 27 Code of Federal Regulations, Part 478. The violations were discussed with you during the inspection. A copy of the Report of Violations, ATF Form 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 at 110 N College Ave Unit Ste 1500 , Tyler, Texas 75702 on April 26, 2019 at 10:00 AM. 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 and any compliance plan you have developed to ensure these violations do not recur.**

Also, you are hereby notified that, pursuant to 18 U.S.C. § 930(a), no person may bring a firearm or other dangerous weapon into an ATF office. Possession of a firearm or other dangerous weapon in an ATF office may result in a fine of \$100,000 or imprisonment for not more than 1 year or both.

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.

Please contact Industry Operations Investigator (b)(6), (b)(7)(C) or me at (b)(6), (b)(7)(C) 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,
(b)(6), (b)(7)(C)
Area Supervisor
Dallas V (IO) Field Office

Attachment



April 26, 2019

WARNING CONFERENCE FOLLOW UP

RD'S CUSTOM GUNS & AMMUNITION LLC
RD'S CUSTOM GUNS & AMMUNITION
10383 N US HWY 59
NACOGDOCHES, Texas 75965

Re: Federal Firearms License Number: 5-75-09857

RD'S CUSTOM GUNS & AMMUNITION LLC,

This letter is a follow-up to the warning conference held with you on April 26, 2019 at 10:00 AM. During this conference, the violations cited during the inspection conducted on 2/6/2019 through 2/13/2019 , and the necessary corrective action to prevent the violations from reoccurring were discussed. The following people were in attendance:

Representing the ATF Dallas V (IO) Field Office Field Division: (b)(6), (b)(7)(C)

Responsible person(s) representing the licensee: AARON THOMAS STRONG

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 cited violations, we are providing a summary of your response to each violation:

The licensee stated that the majority of the violations were a result of lack of thoroughness when reviewing the ATF forms and information entered in the Acquisition and Disposition records. The licensee stated that his business is a one-man operation, but anticipates hiring additional help. The licensee stated that he would designate a time before or after business hours to review forms and entered the acquisition and disposition of firearms; and implement a double check system. The licensee discussed the following actions to become more organized by acquiring a template for review of forms; utilizing electronic ATF Forms 4473; and/or acquiring a computerized Acquisition and Disposition Bound Record.

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,
(b)(6), (b)(7)(C)
Area Supervisor
Dallas V (IO) Field Office