

Eberhard Ballistics LLC's FCI

FCI-15707

05/18/2020 11:39 AM

IOI [REDACTED], Indianapolis II (IO) Field Office

LICENSEE INFORMATION

Licensee Name	IDN Key	License/Permit Number	License Type
Eberhard Ballistics LLC	4-35-06094	4-35-011-01-01-06094	01 - Dealer License

Business Type
Limited Liability Company (LLC)

Premises Address

Mailing Address

Premises Ownership Type Owned

Same as Premises Address

Premises Location Type Store Front

Address
115 W Main St
Unit N/A
Lebanon, Indiana 46052
Boone County United States

Phone Type	Phone Number	Remarks
Business	+1 765-626-9030	M-F, 0900-1700

Online Presence Type	Online Presence URL	Remarks
Website	www.eb-gear.com	

RECOMMENDATIONS

Final Decision
Warning Letter

Area Supervisor [REDACTED] Recommendation
Warning Letter

Details
Inspection Date: 02/04/2020

I concur with IOI recommendation for a warning letter and recall inspection.

Industry Operations Investigator [REDACTED] Recommendation
Warning Letter

Details
Deconfliction was conducted by IOI [REDACTED] through NFORCE, NCIC, and through ATF CE and Intel with negative results.
Recommend a Warning Letter be sent per administrative action guidelines.

Inspection Findings

Records and Forms

2. Failure to timely and/or correctly maintain records of sales or other dispositions on 5 percent or more of the licensee's total dispositions during the inspection period, with a minimum of [REDACTED]

ELIGIBILITY VERIFICATION

Business Information Verification

Licensee Name:
Eberhard Ballistics LLC

Business Type:
Limited Liability Company (LLC)

Is this business valid?
Yes

2022-00124 00000146664 "UNCLASSIFIED" 8/27/2025

Additional Findings

Attachment(s):
Eberhard LLC Verification.pdf

Property Ownership Verification

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

Address:
115 W Main St
Unit N/A
Lebanon, Indiana 46052
Boone County United States

Additional Findings:
Property is owned by DH Property LLC which is a company owned and operated by RPs for this FFL, Richard Hornay and Darrin Debard.

Contact Information

Name: (b)(6); (b)(7)(C) Date Contacted: 01/22/2020

Organization:
Eberhard Ballistics LLC

Job Title:
Owner

Phone Type	Phone Number	Remarks
Business	(b)(6); (b)(7)(C)	M-F (900)-1700

Attachment(s):
DH Property LLC.pdf
Eberhard Property Card.pdf

Zoning Information Verification

Is the proposed business activity in compliance with zoning?
Yes

Additional Findings:
Property is zoned properly (C-3, General Business) per (b)(6); (b)(7)(C) Planning Director with the City of Lebanon Planning Department.

Contact Information

Name: (b)(6); (b)(7)(C) Date Contacted: 01/03/2020

Organization:
City of Lebanon Planning Department

Job Title:
Planning Director

Email Address	Email Remarks
(b)(6); (b)(7)(C)	None

Attachment(s):

APPOINTMENT DETAILS

Interview Date:
01/22/2020

Address:
115 W Main St Unit N/A , Lebanon, Indiana 46052

Responsible Attendee(s)

Non-Responsible Attendee(s)

RICHARD EBERHARD HORNAY

2022-00124

00000146664

No items "UNCLASSIFIED"

8/27/2025

RESPONSIBLE PERSON(S)

DARRIN ALLAN DEBARD

Name	Gender	Race	Ethnicity
[Redacted]			
Date of Birth	SSN	Job Title	
[Redacted]	[Redacted]	Managing Member	

Physical Identifiers

Height	Weight	Hair Color	Eye Color

Place of Birth

Country	State	City
[Redacted]		

Home Address

[Redacted]

Additional Names

Citizenship

United States

Phone Type	Phone Number	Remarks
	[Redacted]	

Email Address	Email Remarks
[Redacted]	

Online Presence Type	Online Presence URL	Remarks
Website	www.eb-gear.com	

Criminal History Check

Date Criminal History Check Conducted
01/22/2020

Number Type	Agency Label	State
[Redacted]		

Reason for Adding Responsible Person

Responsible Person is:
Managing Member or Member of an LLC

Comments

RICHARD EBERHARD HORNAY

Name: RICHARD EBERHARD HORNAY
Gender: [Redacted] Race: UNCLASSIFIED
Date of Birth: 2022-00124 SSN: 00000146004 Ethnicity: 8/27/2025

Date of Birth: [Redacted] SSN: [Redacted]

Job Title: Owner

Physical Identifiers

Height: [Redacted] Weight: [Redacted] Hair Color: [Redacted] Eye Color: [Redacted]

Place of Birth

Country: [Redacted] State: [Redacted] City: [Redacted]

Home Address

[Redacted]

Additional Names

Citizenship

United States

ID Type	Country	State	ID Number
[Redacted]	[Redacted]	[Redacted]	[Redacted]

Phone Type	Phone Number	Remarks
[Redacted]	[Redacted]	

Email Address	Email Remarks
[Redacted]	

Online Presence Type	Online Presence URL	Remarks
Website	www.eb-gear.com	

Criminal History Check

Date Criminal History Check Conducted: 01/21/2020

Reason for Adding Responsible Person

Responsible Person is: Managing Member or Member of an LLC

Comments:

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?

Retail

Do they need an additional license or permit?

No

Who are their primary suppliers?

(b)(4) 2022-00124

00000146664

"UNCLASSIFIED"

8/27/2025

Business Activities

Selected Operational Security Measures
Controlled Access to ATF Recordkeeping
Controlled Access to Keys

PREMISES INFORMATION

Inspection Area Description

Front/showroom area of store & back storage/gunsmith area.

Primary Activity

Selected Physical Security Measures
No items

GPS Coordinates

Latitude
40.04757N

Longitude
86.46870W

ONSITE SUMMARY

Total # of ATF P 4473 Reviewed

(b)(3); Pub. L. No. 112-65

Total # of Open Dispositions in A & D Record

(b)(3); Pub. L. No. 112-65

Total # of Firearms in Inventory

84

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)

Attachment(s)

Report of Violations.pdf

Licensee Response to Violations Report.pdf

REPORT OF VIOLATIONS

Regulation	Corrective Actions	Instance Details
<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)(3); Pub. L. No. 112-65</p>	<p>Accurately, completely & timely record all required future firearm disposition information.</p>	<p>(b)(3); Pub. L. No. 112-65; (b)(6); (b)(7)(C)</p>

	2022-00124 00000146664	"UNCLASSIFIED"	8/27/2025
2	27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473 ATF Forms 4473 (b)(3); Pub. L. No. 112-55 Number of Instances: (b)(3); Pub. L. No. 112-55	Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.	(b)(3); Pub. L. No. 112-55; (b)(5); (b)(7)(C)
3	27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473 ATF Forms 4473 (b)(3); Pub. L. No. 112-55 Number of Instances: (b)(3); Pub. L. No. 112-55	Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	
4	27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473 ATF Forms 4473 (b)(3); Pub. L. No. 112-55 Number of Instances: (b)(3); Pub. L. No. 112-55	Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	

LICENSEE RESPONSE REPORT

Regulation	Corrective Actions	Licensee Response	Status Details
1 27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms. Number of Instances: (b)(3); Pub. L. No. 112-55	Accurately, completely & timely record all required future firearm disposition information.	Licensee stated he did not keep up on the A&D book due to an increased work schedule at his primary job.	Status Licensee Notified Verified Method Mail Date Licensee Notified 03/20/2020
2 27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473 ATF Forms 4473 (b)(3); Pub. L. No. 112-55 Number of Instances: (b)(3); Pub. L. No. 112-55	Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.	Licensee stated this was an oversight on his part and would endeavor to check all forms more thoroughly in the future.	Status Licensee Notified Verified Method Mail Date Licensee Notified 03/20/2020
3 27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473 ATF Forms 4473 (b)(3); Pub. L. No. 112-55 Number of Instances: (b)(3); Pub. L. No. 112-55	Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.	Licensee was unaware exactly how this oversight occurred and would exercise more diligence in the future.	Status Licensee Notified Verified Method Mail Date Licensee Notified 03/20/2020
27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on	Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all	Licensee stated he would thoroughly review all forms in the future to prevent	Status Licensee Notified

an ATF F 4473	future ATF Forms 4473, Section B.	such errors fro occurring.	Verified Method Mail
ATF Forms 4473	(b)(3); Pub. L. No. 112-55	2022-00124 00000146664	"UNCLASSIFIED" 8/27/2025
4 Number of Instances:	(b)(3); Pub. L. No. 112-55		Date Licensee Notified 03/20/2020

CLOSING CONFERENCE

Review Regulations conducted offline

(2/4/2020)

02/04/2020

Attachment(s)

Attendee(s)

RICHARD EBERHARD HORNAV

WARNING LETTER

Assigned To

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

Delivery Method

Certified Mail

Tracking Number

70121010000341272676

Date Sent

05/13/2020

Date Delivered

05/14/2020

Certified Mail Return Slip

Attachment	Date/Time
USPS Delivered.png	05/18/2020 08:46 AM

EXHIBITS

Inspection

Category	Attachment Name
Correspondence	Spartan Notification RE: 4-35-06094 Inspection Results
WarningLetterReturnSlip	USPS Delivered.png
ViolationsPDF	Report of Violations.pdf
WarningLetter	Warning Letter.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
PropertyOwnershipVerification	DH Property LLC.pdf
PropertyOwnershipVerification	Eberhard Property Card.pdf
BusinessVerification	Eberhard LLC Verification.pdf

FFL: Eberhard Ballistics LLC

Inspection: FCI-15707

Date Generated: 5/1/2020

RDS Key: 4-35-06094

Lead Industry Operations Investigator:

(b)(6); (b)(7)(C)

	Regulation	Corrective Action(s)	Licensee Response
1	<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)(3); Pub. L. No. 112-65</p>	<p>Accurately, completely & timely record all required future firearm disposition information.</p>	<p>Licensee stated he did not keep up on the A&D book due to an increased work schedule at his primary job.</p>
2	<p>27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473 (b)(3); Pub. L. No. 112-65</p> <p>Number of Instances: (b)(3); Pub. L. No. 112-65</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>Licensee stated this was an oversight on his part and would endeavor to check all forms more thoroughly in the future.</p>
3	<p>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>ATF Forms 4473 (b)(3); Pub. L. No. 112-65</p> <p>Number of Instances: (b)(3); Pub. L. No. 112-65</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>Licensee was unaware exactly how this oversight occurred and would exercise more diligence in the future.</p>
4	<p>27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473</p> <p>ATF Forms 4473: (b)(3); Pub. L. No. 112-65</p> <p>Number of Instances: (b)(3); Pub. L. No. 112-65</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>Licensee stated he would thoroughly review all forms in the future to prevent such errors fro occurring.</p>

FFL: Eberhard Ballistics LLC
Inspection: FCI-15707
Date Generated: 5/5/2020
RDS Key: 4-35-06094
Lead Industry Operations Investigator:

(b)(6); (b)(7)(C)

Regulation	Corrective Action(s)	Instance Details	Date Amended
<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)(3) Pub. L. No. 112-55</p>	<p>Accurately, completely & timely record all required future firearm disposition information.</p>	<p>(b)(3) Pub. L. No. 112-55; (b)(5); (b)(7)(C)</p>	
<p>27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473: (b)(3) Pub. L. No. 112-55 Number of Instances: (b)(3) Pub. L. No. 112-55</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>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>ATF Forms 4473: (b)(3) Pub. L. No. 112-55 Number of Instances: (b)(3) Pub. L. No. 112-55</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>27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473</p> <p>ATF Forms 4473: (b)(3) Pub. L. No. 112-55 Number of Instances: (b)(3) Pub. L. No. 112-55</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>		

My signature below certifies that I acknowledge I have reviewed the above information. 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.

2022-00124 00000146666

"UNCLASSIFIED"

8/27/2025

Signature

Date

Printed Name

FFL: Eberhard Ballistics LLC

Inspection: FCI-15707

Date Generated: 5/5/2020

RDS Key: 4-35-06094

Lead Industry Operations Investigator: (b)(6); (b)(7)(C)

Regulation/Violation	Instance Details
1 27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms	
2 27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473	(b)(3); Pub. L. No. 112-55; (b)(6); (b)(7)(C)
3 27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473	
4 27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473	

FFL: Eberhard Ballistics LLC

Inspection: FCI-15707

Date Generated: 5/5/2020

RDS Key: 4-35-06094

Lead Industry Operations Investigator: (b)(6); (b)(7)(C)

Regulation	Corrective Action(s)	Instance Details	Date Amended
<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)(3); Pub. L. No. 112-55</p>	<p>Accurately, completely & timely record all required future firearm disposition information.</p>	<p>(b)(3); Pub. L. No. 112-55; (b)(6); (b)(7)(C)</p>	
<p>27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473: (b)(3); Pub. L. No. 112-55</p> <p>Number of Instances: (b)(3); Pub. L. No. 112-55</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>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>ATF Forms 4473: (b)(3); Pub. L. No. 112-55</p> <p>Number of Instances: (b)(3); Pub. L. No. 112-55</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>27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473</p> <p>ATF Forms 4473: (b)(3); Pub. L. No. 112-55</p> <p>Number of Instances: (b)(3); Pub. L. No. 112-55</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>		



ATF Headquarters

99 New York Avenue NE
Washington, DC 20226
www.atf.gov

May 5, 2020

WARNING LETTER

Eberhard Ballistics LLC

115 W Main St
Lebanon, Indiana 46052

Re: Federal Firearms License Number: 4-35-06094.

Eberhard Ballistics 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 115 W Main St Unit N/A , Lebanon, Indiana 46052 on 1/22/2020 through 4/18/2020 , 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.

All violations were fully explained to you by ATF Industry Operations Investigator [REDACTED] . You indicated that you understood the requirements of the firearms laws and regulations as a licensee. 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 efforts 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. 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.

You are reminded that retention of your Federal Firearms License is conditional upon compliance with Federal laws and regulations. Because the violations cited in this most recent inspection were fully explained to you and you stated you understood your compliance responsibilities as a licensee, 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.

Should you have any questions regarding this matter, please contact Industry Operations Investigator [REDACTED] at [REDACTED] .

Sincerely,

[REDACTED]

Area Supervisor
Indianapolis II (IO) Field Office