

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) FIRING LINE, INC. 1532 S FRONT ST PHILADELPHIA, PA 19147, PHILADELPHIA		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 766020-2017-0091-B1B	
		3. PERMIT/LICENSE NUMBER 823101017D18954	4a. TARGET DATE 4/1/2017
		4b. TARGET HOURS	
		5. REQUESTED BY (SIGNATURE, TITLE AND DATE)	
6. ATF OFFICER(S) ASSIGNED (b) (6) Assigned Investigator (b) (6) - Assigned Investigator (b) (6) - Assigned Investigator (b) (6) Assigned Investigator (b) (6) - Assigned Investigator (b) (6) Lead Investigator			
7. ASSIGNED BY (SIGNATURE, TITLE AND DATE) (b) (6) Area Supervisor, 10/03/2016			
8. PURPOSE/SPECIAL INSTRUCTIONS CONDUCT DE COMPLIANCE INSPECTION UTILIZING GUIDELINES SET FORTH IN IO MANUAL. LICENSEE IS A DEMAND LETTER RECIPIENT, PLEASE ENSURE THE APPROPRIATE PAPERWORK HAS BEEN SUBMITTED AS REQUIRED AND DOCUMENT SUCH IN THE REPORT.			
9. INSPECTION RESULTS		10. TRAVEL EXPENSES (OPTIONAL)	
<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC			
NO. OF VIOLATIONS	2	NO. OF REFERRALS	1
NO. OF TECS CHECKS	12	NO. OF TECS HITS	1
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES	
		\$ VALUE OF TAX DECREASES	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS	
NO. OF CLAIMS		\$ VALUE OF CLAIMS	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED	
		2111 - PER DIEM	
		2112 - P.O.A.	
		2113 - COMM. AIR	
		2114 - RENTAL CAR	
		2115 - GPV EXPENSES	
		2116 - MISC.	
		TOTAL \$ FOR INSP.	
11. ATF OFFICER'S RECOMMENDATION Submitted by (b) (6) Industry Operations Investigator Submitted on: 03/31/2017 Viols and Revocation / Denial of Renewal App			
12. TIME ACCOUNTING DATA			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b) (6)	
APR 2017		4.00	
ATF OFFICER'S SUBTOTAL		4.00	
ATF OFFICER'S SIGNATURE			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b) (6)	
APR 2017		13.00	
ATF OFFICER'S SUBTOTAL		13.00	
ATF OFFICER'S SIGNATURE			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b) (6)	
JAN 2017		16.00	
ATF OFFICER'S SUBTOTAL		16.00	
ATF OFFICER'S SIGNATURE			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b) (6)	
JAN 2017		51.00	
FEB 2017		31.00	

May 9 2018 Production

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	3. PERMIT/LICENSE NUMBER 823101017D18954	4a. TARGET DATE 4/1/2017	4b. TARGET HOURS
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12. TIME ACCOUNTING DATA

ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b) (6)
JUN 2017	8.00
ATF OFFICER'S SUBTOTAL	90.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b) (6)
JAN 2017	41.00
ATF OFFICER'S SUBTOTAL	41.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b) (6)
JAN 2017	70.00
FEB 2017	27.00
ATF OFFICER'S SUBTOTAL	97.00
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	261.00

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

As a result of a DE Compliance Inspection a Report of Violations was issued for violation of 27 CFR 478.125(e), repetitive from inspections conducted in 1992, 1993, 2000, 2004, and 2012, and 27 CFR 478.126(a) which was repetitive from the 2012 inspection. The licensee has been the subject of a DIO led WC within the previous 5 years, 1/9/13, and the current inspection reveals repeated similar violations but there has been significant improvement since the 2012 inspection which warranted a DIO led WC. Specifically, in 2012 the licensee was cited for 11 violations and only 2 in the current inspection, though they are repetitive from the 2012 inspection. The recall inspection in 2014 resulted in no violations also. In 2012 the licensee failed to timely record entries in the A & D record with firearms being reported missing to NTC. The current inspection resulted in no entries in the A & D record not timely recorded with firearms being reported missing to NTC showing significant improvement by eliminating half of the repetitive errors. The licensee failed to prepare and submit the for the 2nd, 3rd, and 4th quarters of 2011 and 1st quarter of 2012 and the current inspection revealed that the licensee failed to timely submit all four quarterly reports for the time period January 1, 2016 thru January 1, 2017. The current inspection also resulted in no errors from the review of ATF Forms 4473s compared to 122 Forms or a 9.7% error rate of forms reviewed in the 2012 inspection. The licensee was associated with face requests during the review period none of which were unsuccessful. One referral of information was generated for a possible straw sale/suspicious purchaser forwarded to CGIC for consideration. The licensee has had similar referrals generated from past inspections and has been very cooperative with the ATF Philadelphia Field Office and the Philadelphia PD Firearms Trafficking Task Force. In view of the above improvement from the last DIO led WC it is recommended that another DIO led WC be held with a Recall inspection to be staged in Lieu of Revocation.

Viols DIO (or Delegate) Held WC ILO Revocation

☒ REVIEWED ☐ CONCUR ☒ SEE COMMENTS ☐ FINAL DISPOSITION

SIGNATURE AND TITLE (b) (6) Area Supervisor	REVIEW DATE 04/03/2017
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REVIEW COMMENTS AND RECOMMENDATION

The compliance investigation disclosed two (2) repeat violations (i.e., unrecorded disposition, issuing gun, inquent reports) which due to the compliance history of this licensee, by policy, subjects the license to revocation if willful. However, as there is evidence of improvement since the last administrative action in 2012 (e.g., previously cited for 11 violations, contrasting with only two this time; there were no Form 4473 deficiencies, and the A&D record deficiencies are to a lesser extent than in 2012), and given the business volume relative to the violations, with no unresolved traces, or unreported multiple sales, nor significant threat to the public safety, as well as in consideration of Division Counsel's opinion, concur with the A/S's analysis and recommendation for a DIO WC in lieu of revocation, as deemed sufficient AA to address the violations.

Viols DIO (or Delegate) Held WC ILO Revocation

☒ REVIEWED ☐ CONCUR ☒ SEE COMMENTS ☒ FINAL DISPOSITION

SIGNATURE AND TITLE JFORELLANA - Director, Industry Operations	REVIEW DATE 04/28/2017
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May 9 2018 Production

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	3. PERMIT/LICENSE NUMBER 823101017D18954	4a. TARGET DATE 4/1/2017	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

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 FIRING LINE INC	Street Address 1532 S FRONT ST	City PHILADELPHIA	State PA	Zip Code 19147-	County PHILADELPHIA	Page 1 of 2 Pages
License/Permit/Registry Number <i>(If any)</i> 823101017D18954		Expiration Date 4/1/2017		Date(s) or Period of Inspection 01/20/2016 through 01/20/2017		

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:

Firing Line Inc. failed to maintain accurate information in the Acquisition & Disposition record. In **(b)(3) - P.L. 112-55 (125 Stat. 552)** instances, the disposition of a firearm was not recorded in the A&D record following the transfer of a firearm.

(b)(3) - P.L. 112-55 (125 Stat. 552) (b)(6)

(b)(3) - P.L. 112-55 (125 Stat. 552) firearms logged in the A&D record could not be found in inventory and no

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Firing Line Inc. immediately updated the A&D record. A Firearms Theft Loss Report was completed and submitted for firearms where no disposition could be determine. In the future, Firing Line Inc. will ensure all firearms are timely logged into and out off the A&D record.

May 9 2018 Production

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 FIRING LINE INC	Street Address 1532 S FRONT ST	City PHILADELPHIA	State PA	Zip Code 19147-	County PHILADELPHIA	Page 2 of 2 Pages
License/Permit/Registry Number <i>(If any)</i> 823101017D18954		Expiration Date 4/1/2017		Date(s) or Period of Inspection 01/20/2016 through 01/20/2017		

Inspection Results

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

disposition information could be determined.

(b)(3)- Public Law 112-85 (125 Stat. 552)

(b)(3)- Public Law 112-85 (125 Stat. 552)

Citation: 27 CFR 478.125(e)

Number: 2

Nature of Violation:

Failure to timely prepare and submit the ATF Form 5300.5; Report of Firearms Transactions.

Based on crime gun trace data, Firing Line Inc. is required to report all firearms acquired from non-licensees. For the time period January 1, 2016 thru January 1, 2017, Firing Line Inc. failed to timely submit all four quarterly reports.

Citation: 27 CFR 478.126(a)

Date Corrections to be Made:
(If not corrected immediately)

Corrective Action to be Taken: In the future, Firing Line Inc. will timely prepare and submit the ATF Form 5300.5; Report of Firearms Transactions.
(If not corrected immediately)

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

Date

Signature and Title of ATF Officer

May 9 2018 Production

Date



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Lansdale Area Office

www.atf.gov

766020 (b) (6)
5373
8-23-18954

June 12, 2017

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Gregory Isabella
Firing Line Inc.
1532 S. Front Street
Philadelphia, Pa 19147

During a recent compliance inspection at your firearms business covering the period of January 20, 2016, through January 20, 2017, you were cited for two (2) violations: 27 CFR 478.125(e)-REPEAT and 27 CFR 478.126(a)-REPEAT. These violations were discussed with you during the inspection.

Both violations were fully explained to you by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Industry Operations Investigator, (b) (6). You indicated that you understood the requirements of the firearms laws and regulations. You were advised to account for your firearms more vigilantly and in the future to timely file the ATF Form 5300.5; Report of Firearms Transactions as required and you further indicated that corrective actions would be taken to eliminate future violations relative to these issues.

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. You failed to maintain accurate information in the Acquisition & Disposition record and account for (b) (6) firearms which were reported missing. It is imperative to account for your firearms as missing firearms can impact public safety. You also failed to timely prepare and submit the ATF Form 5300.5; Report of Firearms Transactions which is critical in tracing used firearms recovered in crimes. Furthermore both violations were repetitive from past inspections and impact public safety. 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.

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.

Should you have any questions regarding this matter, please contact me, or an Industry Operations Investigator at the Lansdale Area Office at (b) (6)

(b) (6)

Area Supervisor

Enclosure

cc: Federal Firearms Licensing Center



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Philadelphia Field Division

www.atf.gov

766020 (b) (6)
5373

May 3, 2017

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
DIO WARNING CONFERENCE

Gregory Isabella
Firing Line, Inc.
1532 S. Front Street
Philadelphia, PA 19147
FFL 8-23-101-01-7D-18954

Dear Mr. Isabella:

As you are aware, Industry Operation Investigators from the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) conducted an inspection of your firearms business at your licensed premises beginning on January 10, 2017, which continued through March 7, 2017. That inspection revealed the following REPEAT violations of the Gun Control Act of 1968, Title 18, United States Code, Chapter 44, and the implementing regulations, Title 27, Code of Federal Regulations, part 478:

- 1.) 27 CFR 478.125(e): Failure to maintain accurate information in the Acquisition & Disposition record. In (b)(3)-Public Law 112-55 (125 Stat. 552) instances, the disposition of a firearm was not recorded in the A&D record following the transfer of a firearm; this included (b)(3)-Public Law 112-55 (125 Stat. 552) firearms which were reported missing/unaccounted for.
- 2.) 27 CFR 478.126(a): Failure to timely prepare and submit the ATF Form 5300.5; Report of Firearms Transactions in (b)(3)-Public Law 112-55 (125 Stat. 552) quarters during 2016.

We note that you have been previously cited for the following violations as the result of prior compliance inspections:

27 CFR 478.125(e): Failure to maintain accurate information in the Acquisition & Disposition record.

27 CFR 478.126(a): Failure to timely prepare and submit the ATF Form 5300.5; Report of Firearms Transactions.

Gregory Isabella
Firing Line, Inc.

We also note that on January 9, 2013, you attended a previous warning conference with the undersigned, wherein these violations and remedial actions on your part were discussed.

Given the repetitive nature of the violations, their impact on public safety and ATF's ability to complete firearm traces to reduce violent crime, ATF is considering revoking the Federal Firearms License (FFL). However, prior to taking such action, we would like to provide you an opportunity to meet with us to discuss the violations and explain to us any factors and remedial measures which you have put in place, or plan to institute, which you believe mitigate against revocation of the FFL. **Please bring with you a Compliance Plan, detailing the measures you have implemented or intend to implement to ensure the violations do not re-occur in the future.** Legal counsel may assist you at your own expense if you so choose.

The conference will be held on May 19, 2017, at 10:30 AM, at the Curtis Center, Suite 1000E, located at 601 Walnut Street, Philadelphia, PA 19106. Please contact Area Supervisor (b) (6) (b) (6) to confirm this appointment, and to ask any question you may have regarding this conference. We look forward to meeting with you to resolve these issues.

(b) (6)

Juan F. Orellana
Director, Industry Operations



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Philadelphia Field Division

www.atf.gov

766020 (b) (6)
5373
8-23-18954

June 12, 2017

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Gregory Isabella, Secretary/Treasurer
Firing Line, Inc.
1532 S. Front Street
Philadelphia, PA 19147

Dear Mr. Isabella:

This letter is a follow-up to the Warning Conference held with you, your attorney (b) (6) Special Agent in Charge Essam Rabadi, Assistant Special Agent in Charge Robert Cekada, Division Counsel (b) (6) Area Supervisor (b) (6) Industry Operations Investigator (b) (6) and the undersigned on June 9, 2017, at the Curtis Center, Suite 1000E, 601 Walnut Street, Philadelphia, PA 19106. During this conference, the violations cited during the inspection covering the period January 20, 2016, through January 20, 2017, and the necessary corrective actions to prevent the violations from reoccurring, were discussed. At this meeting, you provided a corrective action plan, which will be kept on file, outlining steps you will take, or have taken, to prevent recurrence of violations.

You were given the opportunity to comment on the violations, and what specific actions your store has taken to ensure that the violations cited will not reoccur. In reference to violation of 27 CFR 478.125(e), a REPEAT violation relating to the failure to maintain accurate information in the Acquisition & Disposition (A&D) record, involving (b) (3)- Public Law 112-55 (125 Stat. 552) unrecorded dispositions and (b) (3)- Public Law 112-55 (125 Stat. 552) missing firearms, you stated that you have recently purchased a computerized A&D record keeping system, and are in the process of implementing it to keep a more accurate firearms inventory, and which you expect that it will eliminate future violations. You also stated in your compliance plan that you will hold bi-monthly meetings with your staff to ensure compliance of the federal firearms regulations, updated firearms inventories will be conducted every ninety days, you have a full staff of employees as of January 2017, with an average of over 15 years of firearms experience, and you have set a goal to create a secure, centralized storage location of all firearms on premises.

Firing Line Inc.

In reference to violation of 27 CFR 478.126(a), a REPEAT violation relating to the failure to timely prepare and submit the quarterly ATF Form 5300.5, Report of Firearms Transactions, you stated that you have dedicated one of your employees to ensure that this report is timely submitted.

The Special Agent in Charge also stressed the importance of being vigilant concerning any suspicious firearms sales, and you were given an ATF point of contact regarding any questions concerning such transactions.

We note that these repeat violations have led to a Warning Letter and a Warning Conference in the past. It was stressed to you during this conference, the necessity and requirement to be in compliance with these sections of laws and regulations, and you indicated that you understood your obligation to fulfill these requirements.

The violations for which your business was 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 future compliance.

Please contact us if you or your employees have any question concerning your business' responsibilities as a licensee, or require further clarification about any particular requirement of Federal firearms laws. The Lansdale Area Office number is 215-362-1840.

Sincerely yours,

(b) (6)

For

Juan F. Orellana
Director, Industry Operations
Philadelphia Field Division

cc: Federal Firearms Licensing Center
Lansdale Area Office

FIREARMS INSPECTION REPORT

Name: Firing Line, Inc.
Trade Name:

UI#: 766020-2017-0091
FFL#: 8-23-101-01-7D-18954

Address: 1532 South Front Street
Philadelphia, PA 19147 (Philadelphia)

1 - Introduction

Inspection Profile:

On January 20, 2017, Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Industry Operations Investigator (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6) initiated an unannounced Disposition Emphasis (DE) compliance inspection of Federal Firearms License (FFL) holder Firing Line, Inc. Firing Line, Inc. is located at 1532 South Front Street, Philadelphia, PA, and holds a Type 01 License - Dealer in Firearms Other Than Destructive Devices.

Investigator (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6) was assisted with this inspection by Investigator (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6), Senior Investigators (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6), and Area Supervisor (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6).

Corporation Secretary / Treasurer Gregory Isabella was present and interviewed during the inspection. Also present was store employee (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6). Gregory Isabella provided his Pennsylvania driver's license as verification of identity.

Investigators reviewed firearms business conducted during the inspection period 01/20/2016 through 01/20/2017. The inspection concluded on 03/07/2017.

Business Profile:

Licensee has held the above mentioned FFL since 1984.

Licensee's business is primarily comprised of retail sales of firearms, ammunition, and shooting accessories.

The business premises is a detached, two-story storefront located in a mixed use area. The first floor contains storage areas. The firearms business is operated from the second floor, which includes a showroom and an indoor shooting range. Licensee offers firearm rentals for use on the range.

The premises is equipped with an alarm system, security cameras, and an expandable security gate at the front door of the store. Most firearms in inventory are stored at the premises, however during this inspection Gregory

FIREARMS INSPECTION REPORT

Name: Firing Line, Inc.
Trade Name:

UI#: 766020-2017-0091
FFL#: 8-23-101-01-7D-18954

Isabella had approximately (b)(6) firearms stored at his home located in (b)(6)

During the inspection period, licensee acquired approximately (b)(4) (b)(4) firearms; (b)(4) handguns, and (b)(4) long guns. Licensee physically disposed of / transferred approximately (b)(4) firearms; (b)(4) (b)(4) handguns and (b)(4) long guns. Licensee's acquisition and sales breakdown is approximately (b)(4) handguns and (b)(4) long guns. Licensee's business breakdown is (b)(4) new firearms, and (b)(4) used firearms.

Licensee conducts internet and private-party transfers, and also purchases used firearms from the general public. Licensee supplies firearms to law enforcement agencies thru both direct transfer and drop shipments. Licensee does not deal in consignment firearms, and does not participate in gun shows.

Note: Approximately (b)(4) physical transfers made by Firing Line, Inc. were made to law enforcement agencies.

Licensee is a direct supplier of firearms manufactured by (b)(4) (b)(4). Licensee maintains a website; firinglineinc.com, however no firearms are sold via the website.

The ATF Type-01 license is appropriate for the business being conducted. Licensee holds no other ATF licenses. Licensee is in compliance with zoning, and possesses a valid Pennsylvania State license to sell firearms.

Ownership and Control:

Firing Line, Inc. is a corporation registered with the State of Pennsylvania in 1984. The corporate officers are Louis Esposito, President, Attilio Esposito, Vice President, and Gregory Isabella, Secretary / Treasurer. Mr. Isabella runs Firing Line's day-to-day business operations, and operates as the store manager. All three gentlemen are responsible persons on the FFL.

During this inspection, there were no unreported changes to ownership or responsible persons, nor were there any indicators of hidden ownership.

Investigator (b)(6) reviewed current Federal Licensing System (FLS) Database information for necessary corrections or updating; it is recommended that the following changes be made to FLS:

FIREARMS INSPECTION REPORT

Name: Firing Line, Inc.
Trade Name:

UI#: 766020-2017-0091
FFL#: 8-23-101-01-7D-18954

- 1) Update Gregory Isabella's Responsible Person information to reflect his correct Title; Secretary/Treasurer.
- 2) Update Atillo Esposito's Responsible Person information to reflect his correct Title; President
- 3) Update Louis Esposito's Responsible Person information to reflect his correct Title; Vice President

Variance:

Licensee holds no variances, and no variances were requested during this inspection.

2 - Recommendation

Violations and Revocation

Based on the inspection results documented in this report, as well as the results of prior inspections conducted between 1992 and 2012 (**Reference Section 3 - Inspection History**), Investigator (b)(6) recommends that the appropriate action for this licensee is revocation.

An ATF F 5030.5, Report of Violations (ROV) was issued to licensee based on the following violations disclosed during the course of the inspection documented in this report:

- 1) **27 CFR 478.125(e) – Repeat Violation from 1992, 1993, 2000, 2004 & 2012**
Licensee failed to maintain an accurate Acquisition & Disposition (A&D) record. In (b)(3) - 112 Public Law 55 125 Stat 552 instances, the disposition of a firearm was not recorded in the A&D record following the transfer of a firearm. The disposition of (b)(3) - 112 Public Law 55 125 Stat 552 of the above mentioned firearms could not be determined. Based on the (b)(3) - 112 Public Law 55 125 Stat 552 missing firearms, an ATF Form 3310.11, Federal Firearms Licensee Firearms Inventory Theft / Loss Report was submitted to the ATF National Tracing Center (**Reference Section 4 – Acquisition & Disposition Record**).

Note: Two (2) ATF inspections, including the inspection documented in this report, have resulted in the discovery of missing firearms at Firing Line, Inc.

- 2) **27 CFR 478.126 – Repeat Violation from 2012**
(b)(3) - 112 Public Law 55 125 Stat 552

FIREARMS INSPECTION REPORT

Name: Firing Line, Inc.
Trade Name:

UI#: 766020-2017-0091
FFL#: 8-23-101-01-7D-18954

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

. (Reference Section 8 – Traces).

In addition to repetitive violations and missing inventory, licensee has also demonstrated willfulness in regards to facilitating the straw purchase of firearms. During (b)(3) - 112 Public Law 5 inspections, including the inspection documented in this report, ATF investigators discovered evidence indicating licensee was aware that a customer was a straw purchaser and completed the transaction despite this knowledge. (Reference Section 4 – ATF Forms 4473 & Section 7 – Suspicious Purchasers).

Note: During closing conferences following the conclusion of each inspection, ATF Investigators have reviewed and discussed Federal Firearms Regulations with licensee. Investigators reviewed information including Regulation 478.128; the provision prohibiting straw purchases. Further, licensee signed the Acknowledgement of Federal Firearms Regulations; agreeing to be responsible for familiarization of all laws and regulations governing firearms businesses.

3 - Inspection History

Date of Inspection: 5/14/2014
Type of Inspection: Recall Compliance
UI#: 766020-2014-0024
Inspection Results: No Violations, No Further Action, No Referrals
Cited Violations: None

Date of Inspection: 5/21/2012
Type of Inspection: Compliance
UI#: 766020-2012-0217
Inspection Results: Violations, Warning Conference in Lieu of Revocation, Recall
Cited Violations: **27 CFR 478.21(a) – Repeat Violation from 2000 & 2007**
Failure to obtain a properly completed ATF Form 4473 prior to the transfer of firearm; (b)(3) instances.

27 CFR 478.99(c) – Repeat Violation from 2000
Failure to prevent the transfer of a firearm when the transferee provides an affirmative response to a prohibiting question; (b)(3) instance.

FIREARMS INSPECTION REPORT

Name: Firing Line, Inc.
Trade Name:

UI#: 766020-2017-0091
FFL#: 8-23-101-01-7D-18954

27 CFR 478.124(c)(1) – Repeat Violation from 2000, 2004 & 2007

Failure to obtain a properly completed ATF Form 4473 prior to the transfer of firearm; (b)(3) - 112 instances.

27 CFR 478.124(c)(3)(i) – Repeat Violation from 2000 & 2007

Failure to properly record identification information on the ATF Form 4473 prior to the transfer of a firearm; (b)(3) instances.

27 CFR 478.124(c)(3)(iv) – Repeat Violation from 2000

Failure to properly record NICS/PICS information on the ATF Form 4473 prior to the transfer of a firearm; (b)(3) instances.

27 CFR 478.124(c)(4) – Repeat Violation from 2000

Failure to properly record the firearm being transferred on the ATF Form 4473 prior to the transfer of a firearm; (b)(3) instance.

27 CFR 478.124(c)(5) – Repeat Violation from 2000

Failure to properly record the correct transfer date on the ATF Form 4473; (b)(3) instances.

27 CFR 478.126a – Repeat Violation from 1993 & 2000

Failure to report the multiple sale/disposition of a pistol/revolver; (b)(3) instances.

27 CFR 478.125(e) – Repeat Violation from 1992, 1993, 2000 & 2004

Failure to record the disposition of (b)(3) - 11 firearms from the Acquisition & Disposition (A&D) record following the transfer of the applicable firearms. The disposition of (b)(3) - 11 firearms could not be determined. A Theft/Loss report was submitted to the ATF National Tracing Center.

27 CFR 478.124(g)

Failure to obtain the required written statement when an individual representing a business entity acquires firearms for such business entity; (b)(3) instance.

27 CFR 478.126(a)

Failure to submit the (b)(3) - 112 Public Law 55 125 Stat 552

FIREARMS INSPECTION REPORT

Name: Firing Line, Inc.
Trade Name:

UI#: 766020-2017-0091
FFL#: 8-23-101-01-7D-18954

Date of Inspection: 6/4/2007
Type of Inspection: Compliance
UI#: 766020-2007-0083
Inspection Results: Violations Only, No Recall
Cited Violations: **27 CFR 478.124(c)(1) – Repeat of Violation from 2000**
Failure to obtain a properly completed ATF Form 4473 prior to the transfer of a firearm; (b)(3) instance.

27 CFR 478.21(a) – Repeat of Violation from 2000
Failure to obtain a properly completed ATF Form 4473 prior to the transfer of a firearm; (b)(3) instance.

27 CFR 478.124(c)(3)(i) – Repeat of Violation from 2000
Failure to properly record identification information on the ATF Form 4473 prior to the transfer of a firearm; (b)(3) instance.

Date of Inspection: 3/15/2004
Type of Inspection: Compliance
UI#: 766045-2004-0014
Inspection Results: Violations, Warning Conference, Recall Inspection
Cited Violations: **27 CFR 478.124(c)(1) – Repeat of Violation from 2000**
Failure to obtain a properly completed ATF Form 4473 prior to the transfer of a firearm; (b)(3) instances.

27 CFR 478.125(e) - Repeat of Violation from 1992, 1993, & 2000
Failure to record the acquisition of (b)(3) firearms in the Acquisition & Disposition (A&D) record. Failure to record the disposition of (b)(3) firearms from the A&D record following the transfer of the applicable firearms.

Date of Inspection: 7/12/2000
Type of Inspection: Compliance
UI#: 766045-2000-0141
Inspection Results: Violations with Warning Letter
Cited Violations: **27 CFR 478.124(c)(1)**
Failure to obtain a properly completed ATF Form 4473 prior to the transfer of firearm; (b)(3) instances.

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

Failure to properly record identification information on the ATF Form 4473 prior to the transfer of a firearm; ^{(b)(7)} instances.

27 CFR 478.124(c)(3)(ii)

Failure to obtain proper identification prior to transfer of a firearm to a non-resident alien; ^{(b)(7)} instances.

27 CFR 478.124(c)(3)(iv)

Failure to properly record NICS/PICS information on the ATF Form 4473 prior to the transfer of a firearm; ^{(b)(7)} instances.

27 CFR 478.124(c)(4)

Failure to properly record the firearm being transferred on the ATF Form 4473 prior to the transfer of a firearm; ^{(b)(7)} instances.

27 CFR 478.124(c)(5)

Failure to properly record the correct transfer date on the ATF Form 4473; ^{(b)(7)} instances.

27 CFR 478.126a - Repeat of Violation from 1993

Failure to report the multiple sale/disposition of a pistol/revolver; ^{(b)(7)} instance.

27 CFR 478.125(e) – Repeat of Violation from 1992 & 1993

Failure to record the acquisition of ^{(b)(7)} firearms in the Acquisition & Disposition (A&D) record. Failure to record the disposition of ^{(b)(7)} firearms from the A&D record following the transfer of the applicable firearms.

27 CFR 478.21(a)

Failure to obtain a properly completed ATF Form 4473 prior to the transfer of firearm; ^{(b)(7)} instance.

27 CFR 478.99(c)

Failure to prevent the transfer of a firearm when the transferee provides an affirmative response to a prohibiting question; ^{(b)(7)} instance.

Inspections conducted between 1992 and 1994 reflected A&D record omissions, ATF Form 4473 errors, and a failure to report the multiple sale of a pistol/revolver.

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

Investigators completed a full physical inventory of all firearms on-hand and compared them with the open entries in the A&D record. The comparison revealed a total of one thousand three hundred fifty (1,350) firearms in inventory, and a total of one [REDACTED] open entries in the A&D record. [REDACTED] firearms with open entries in the A&D record were not accounted for in the inventory; 3.3% of the total dispositions for the inspection period. The dispositions of [REDACTED] x [REDACTED] of the firearms were successfully reconciled. The disposition of [REDACTED] firearms could not be ascertained; these firearms were determined to be missing. Copies of the A&D record pages that contained the erroneous open entries were obtained (**Exhibit 1**). A violation was issued:

27 CFR 478.125(e) – Failure to maintain an accurate A&D record. (**Reference Exhibit 1, Worksheet 1, Section 13 – Violations, and Report of Violations - Violation #2**)

Licensee submitted no Inventory Theft/Loss Reports (Form 3310.11) during the reporting period, however an Inventory Theft/Loss Report was required due to the [REDACTED] missing firearms. Investigator (b)(6) assisted licensee with completing the Form 3310.11, and directed licensee to report the inventory loss to the Philadelphia Police Department. A copy of the Theft/Loss Report was obtained (**Exhibit 2**).

Investigator (b)(6) researched the seven (7) missing firearms to determine whether they had been recovered by a law enforcement agency; no law enforcement records were identified.

Area Supervisor (b)(6) selected twenty-five (25) firearms dispositions from the A&D record and compared them for accuracy with their corresponding ATF Forms 4473; no discrepancies were identified. Area Supervisor (b)(6) also compared [REDACTED] ATF Forms 4473 to their corresponding A&D entries; no discrepancies were identified.

For the inspection period, Investigator (b)(6) obtained a copy of the firearm trace and multiple sale history report associated with FFL #8-23-18954 (**Exhibit 3**). The report revealed licensee was associated with [REDACTED] firearms trace requests.

No firearms trafficking indicators were present in the A&D record. No obliterated serial numbers or illegal firearms were identified while conducting this inspection. Licensee's A&D record is in the proper format and contained the required information.

Standard Operating Procedures: Licensee maintains a manual A&D record, and currently has approximately twenty-four (24) books with open entries. Premises has excessive clutter and disorganization which makes conducting an inventory a time-

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consuming task. Licensee stated that store employees conduct inventories, however these inventories did not result in licensee submitting an Inventory Theft/Loss Reports not associated with an ATF compliance inspection. Licensee does use a firearms tagging system that relates firearms in inventory to corresponding A&D record entries, however not all firearms in inventory were tagged at the time of inspection. Licensee records acquisitions and dispositions within seven (7) days, and maintains separate files for ATF Forms 4473 that have not been logged out and purchase invoices for firearms that are pending addition to the A&D record.

5 - ATF Forms 4473 – NICS & Other Dispositions

For the inspection period, licensee had (b)(3) - 112 Public Law 55 125 Stat 552 completed ATF Forms 4473 on file. Licensee also had (b)(3) - 112 Public Law 55 125 Stat 552 denied and voided ATF Forms 4473. Area Supervisor (b)(6) reviewed all (b)(3) - 112 Public Law 55 125 Stat 552 forms, for errors, omissions and trafficking indicators. As a result, no discrepancies were identified.

For the inspection period, investigators identified (b)(3) - 112 Public ATF Form 4473 that had an attached sheet of paper containing hand-written notes describing the vehicle and driver of the car the female purchaser used to travel to and from the premise. When Investigator (b)(6) questioned licensee about the note, licensee explained that because the transaction seemed suspicious, they documented the information. A copy of the ATF Form 4473 and the hand-written note was obtained (**Exhibit 4**) (**Also reference referral #2017-0005**).

Note: Prior ATF inspection reports from 2005 and 2012, also documented licensee's practice of completing suspicious transactions and then writing down the details of why and how the transaction seemed suspicious. When questioned about the practice in 2012, licensee explained that when a transaction seems suspicious, and involves a purchaser accompanied by another person who appears to be the actual buyer of the firearm, licensee and / or a store employee documents detailed information concerning the transaction. At that time, licensee also admitted that he did not contact law enforcement concerning these sales before, or after completing the transaction, and disclosed that documenting the suspicious transaction was sufficient enough on their part as an FFL.

Transfers to other licensees are being conducted and documented properly. During the inspection period, licensee did not conduct any direct transfers to law enforcement officers. Investigator (b)(6) requested a Pennsylvania Instant Check System (PICS) transaction audit log for the period 12/29/2015 through 12/29/2016 (**Exhibit 5**). Area Supervisor (b)(6) compared twenty-five (25) PICS transaction log numbers from the PICS report to the PICS numbers reflected on ATF Forms 4473; no discrepancies were noted.

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Standard Operating Procedures: Gregory Isabella and (b)(6) complete all ATF Forms 4473, as well as other required reports related second hand firearms acquisitions and multiple sales of handguns. Licensee was reminded of the requirement to submit their reports timely.

6 - Multiple Sales

For the inspection period, Investigator (b)(6) reviewed the trace and multiple sale history report associated with FFL #8-23-18954 (**Reference Exhibit 3**). The report revealed that the licensee was associated with (b)(3) - 112 Public Law 55 125 Stat 552 multiple sales of handguns involving (b)(3) - 112 Public Law 55 125 Stat 552 firearms. There were no unreported multiple sales.

7 - Suspicious/Prohibited Purchasers

During the inspection documented in this report, investigators identified a hand-written note attached to an ATF Form 4473 completed by an (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6). The notes attached to the Form 4473 documented the physical description of the person who accompanied (b)(6) to Firing Line, Inc., as well as the type of vehicle and license plate number on the car in which the purchaser and other involved individuals traveled.

Investigator (b)(6) determined that at the time of the handgun transfer, (b)(6) This information was referred to ATF criminal investigators for further investigation (**Reference Referral #2017-0005**).

8 - Trace Activity

Trace requests are generated when a firearm is recovered or seized by a law enforcement agency.

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

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

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Investigator (b)(6) determined licensee submitted the (b)(3) - 112 Public Law 55 125 Stat 552

. A
violation was issued:

27 CFR 478.126 – Failure to timely prepare and submit the required ATF Form 5300.5, Report of Firearms Transactions (**Reference Exhibit, Exhibit 7, Section 13 – Violations, and Report of Violations - Violation #1).**

The trace and multiple sale history report associated with FFL #8-23-18954 was obtained for the time period 12/29/2015 to 12/29/2016. The report revealed (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

e nineteen (19) mentioned above were recovered within three (3) months of purchase.

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

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

Note: As previously mentioned, Firing Line, Inc. supplies duty firearms to law enforcement agencies. During the inspection period, approximately (b)(4) of the (b)(4) physical transfers made by Firing Line, Inc. were made to law enforcement

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agencies. When analyzing statistical trace data, only transfers made to the general public should be taken into consideration.

9 - NFA/Importer/Collector/Manufacturer

Licensee does not conduct any National Firearms Act (NFA), Importer, Collector or Manufacturer activities.

10 - Referrals

The following potential straw purchase lead was referred to the Philadelphia Field Division Crime Gun Intelligence Center (CGIC):

(b)(6) Referral #2017-0005)

11 - Other

On January 10, 2017, Investigator **(b)(6)** conducted a National Crime Information Center (NCIC) and NFORCE query for **(b)(6)**, and Gregory Isabella; no ATF criminal cases, or prohibiting information was disclosed.

On March 7, 2017, Area Supervisor **(b)(6)** advised licensee of a recent increase in FFL burglaries. Licensee's current security measures include the following:

- Premises is protected by an alarm system
- Premises front door is protected by an expandable security gate.
- Licensee has several security cameras on the premises, and digital video is retained for several days.

(b)(4)

Area Supervisor Konnovitch provided licensee with ATF P 5380.1 Loss Prevention for Firearms Retailers, and ATF P 3317.2 Safety and Security Information for Federal Firearms Licensees.

Licensee is not proactively cooperating with any law enforcement agencies in reference to straw purchase interdiction, however licensee does have a good working relationship with the ATF Philadelphia Field Office, and the Philadelphia PD Firearms Trafficking Task Force.

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Licensee was in compliance with the Youth Handgun Safety Act, and had secure gun storage/safety devices available.

12 - Closing Actions

On March 7, 2017, Area Supervisor (b)(6) held a closing conference with Gregory Isabella, Secretary / Treasurer, Firing Line, Inc. The Report of Violations (ROV) was thoroughly reviewed with Mr. Isabella. Mr. Isabella signed the form and was provided a copy for his records.

Federal firearms regulations were also reviewed. Area Supervisor (b)(6) spent additional time discussing the importance of maintaining an accurate A&D Record, and the timely submitting of required reports. Licensee was reminded that unless under the direct supervision and control of an ATF criminal investigator, all transactions that are suspected to be Straw Purchases should be denied. Gregory Isabella signed the Acknowledgement of Federal Firearms Regulations (**Exhibit 8**). Area Supervisor (b)(6) provided a copy of the Acknowledgement to Mr. Isabella.

13 - Violations

1. **27 CFR 478.125(e) Repeat Violation from 1992, 1993, 2000, 2004 & 2012**
Failure to maintain accurate information in the Acquisition & Disposition record. In (b)(3) - 112 Public Law 55 125 Stat 552 instances, the disposition of a firearm was not recorded in the A&D record following the transfer of a firearm:

- (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

- (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

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

Licensee's Response: Licensee indicated that the omissions were an oversight.

Corrective Action: Immediately update the A&D record. Submit an Inventory Theft/Loss Report for firearms where no disposition could be determined. In the future, Firing Line Inc. will ensure all firearms are timely logged into and out of the A&D record.

Reference: Worksheet 1, Exhibit 1, and Report of Violations Citation #1

2. **27 CFR 478.126(a) Repeat Violation from 2012**

Nature of violation: Failure to timely prepare and submit the ATF Form 5300.5; Report of Firearms Transactions. For the time period January 1, 2016 thru January 1, 2017, Firing Line Inc. failed to timely submit (b)(3) - 112 Public Law 55 125 Stat 552.

Licensee's Response: Licensee indicated that they would be timely in the future.

Corrective Action: Licensee will ensure reports are prepared and submitted timely.

Reference: Exhibits 6 & 7, and Report of Violations Citation #2

3/30/2017

X (b)(6)

Industry Operations Investigator
Signed by: (b)(6)

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Index of Worksheets and Exhibits

Worksheet Workbook

Worksheet 1 – A&D Review

Exhibits

Exhibit 1 – Copies of A&D pages reflecting firearms not logged out

Exhibit 2 – Copy of Inventory Theft/Loss Report

Exhibit 3 – Copy of firearm trace and multiple sale report

Exhibit 4 – Copy of ATF Form 4473 and hand-written note

Exhibit 5 – Copy of Pennsylvania Instant Check System (PICS) report

Exhibit 6 – Copies of untimely submitted Reports of Firearms Transactions

Exhibit 7 – Copy of ATF letter requiring submission of second hand firearms

Exhibit 8 - Copy of Acknowledgement of Fed. Firearms Regulations signed by G. Isabella