

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32 21351 GULF FREEWAY WEBSTER, TX 77598, HARRIS - 201	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 782050-2016-0152-B1B		
	3. PERMIT/LICENSE NUMBER 576201018C00008	4a. TARGET DATE	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) - Lead Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)

(b)(6), Area Supervisor, 02/05/2016

8. PURPOSE/SPECIAL INSTRUCTIONS

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC		10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	11	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	26	NO. OF TECS HITS	1	2112 - P.O.A.	
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES		2113 - COMM. AIR	
		\$ VALUE OF TAX DECREASES		2114 - RENTAL CAR	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS		2115 - GPV EXPENSES	
NO. OF CLAIMS		\$ VALUE OF CLAIMS		2116 - MISC.	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED		TOTAL \$ FOR INSP.	

11. ATF OFFICER'S RECOMMENDATION

Submitted by (b)(6) - Industry Operations Investigator

Submitted on: 02/24/2017

Viols WL ONLY and Recall Inspection

12. TIME ACCOUNTING DATA			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)		
SEP 2016	35.50	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S SUBTOTAL	35.50		
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)		
SEP 2016	34.00	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S SUBTOTAL	34.00		
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)		
OCT 2016	18.00	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S SUBTOTAL	18.00		
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)		
SEP 2016	20.00		
OCT 2016	29.00		
ATF OFFICER'S SUBTOTAL	49.00	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)		
FEB 2016	3.00		

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32 21351 GULF FREEWAY WEBSTER, TX 77598, HARRIS - 201	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 782050-2016-0152-B1B 3. PERMIT/LICENSE NUMBER 4a. TARGET DATE 4b. TARGET HOURS 576201018C00008 5. REQUESTED BY (SIGNATURE, TITLE AND DATE)
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12. TIME ACCOUNTING DATA

ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b)(6)		
JUL 2016	2.00	
AUG 2016	9.00	
SEP 2016	89.00	
OCT 2016	142.00	
NOV 2016	113.00	
DEC 2016	21.00	
FEB 2017	5.00	
ATF OFFICER'S SUBTOTAL	384.00	ATF OFFICER'S SIGNATURE
TOTAL HOURS	520.50	

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

The inspection disclosed violations, including one violation warranting a warning letter. Specifically, a violation of 18 U.S.C. 923(g)(5)(A) for failing to submit multiple sales forms in (b)(6) instances (rifles).

There were no changes in ownership, control or responsible person(s). No updates to FLS database records are necessary.

The licensee has held an FFL since February 2000 and is a high volume dealer. Based on the licensee's compliance history the final recommendation is Violations, WL Only and No Recall Inspection.

Viols WL ONLY and No Recall Inspection

REVIEWED
 CONCUR
 SEE COMMENTS
 FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6) Area Supervisor	REVIEW DATE 03/02/2017
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ROUTING SEQUENCE AND DATE

1. _____
 2. _____
 3. _____
 4. _____

CONTROL FILE POSTED DATE _____

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 1 of 8 Pages
License/Permit/Registry Number (If any) 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

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:

27 CFR 478.21(a)

Failure to obtain and/or furnish all information required in each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to it (Forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 9, 44, 53, 68, 82-91, 112, 121, 136-142, 207-214, 217-219 and 241)

Citation: 27 CFR 478.21(a)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will obtain and/or furnish all information required in each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to it.

Number: 2

Nature of Violation:

27 CFR 478.124(c)(1)

Failure to obtain a properly completed ATF Form 4473, Section A, prior to making an over-the-counter transfer of a firearm to a non-licensee, who is a resident of the State in which the licensee's premises is located (Forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 1-43 and 45-52 and 54-81)

Citation: 27 CFR 478.124(c)(1)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will obtain a properly completed ATF Form 4473, Section A, prior to making an over-the-counter transfer of a firearm to a non-licensee, who is a resident of the State in which the licensee's premises is located.

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 ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 2 of 8 Pages
License/Permit/Registry Number <i>(If any)</i> 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

Number: 3

Nature of Violation:

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

Failure to verify the identity of the transferee and note on the ATF Form 4473 the type of identification used (Forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 92-96)

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

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will verify the identity of the transferee and note on the ATF Form 4473 the type of identification used.

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 ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 3 of 8 Pages
License/Permit/Registry Number (If any) 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

Number: 4

Nature of Violation:

27 CFR 478.124(c)(3)(iii)

Failure to cause a transferee, a nonimmigrant alien, who states that he or she falls within an exception to, or has a waiver from the nonimmigrant alien prohibition, to present application documentation establishing the exception waiver, to fail to note on the ATF Form 4473 the type of identification provided, or to fail to attach a copy of the documentation to the ATF Form 4473 (Forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 45 and 55)

Citation: 27 CFR 478.124(c)(3)(iii)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will cause a transferee, a nonimmigrant alien, who states that he or she falls within an exception to, or has a waiver from the nonimmigrant alien prohibition, to present application documentation establishing the exception waiver, to fail to note on the ATF Form 4473 the type of identification provided, or to fail to attach a copy of the documentation to the ATF Form 4473.

Number: 5

Nature of Violation:

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

Failure to comply with the requirements of Sec.478.102 and record on the ATF Form 4473 the date on which the licensee contacted NICS, as well as any responses or identification number provided by the system (Forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 61, 77, 97-129 and 242-251)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will comply with the requirements of Sec.478.102 and record on the ATF Form 4473 the date on which the licensee contacted NICS, as well as any responses or identification number provided by the system.

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 ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 4 of 8 Pages
License/Permit/Registry Number (If any) 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

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

Number: 6

Nature of Violation:

27 CFR 478.124(c)(4)

Failure to correctly identify the firearm to be transferred by listing the manufacturer, importer, model, serial number and/or caliber or gauge of the firearm on the ATF Form 4473 (eForms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 1, 10, 12, 21, 24, 30, 89 and 143-206)

Citation: 27 CFR 478.124(c)(4)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will correctly identify the firearm to be transferred by listing the manufacturer, model, serial number and/or caliber or gauge of the firearm on the ATF Form 4473.

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 ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 5 of 8 Pages
License/Permit/Registry Number (If any) 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

Number: 7

Nature of Violation:

27 CFR 478.124(c)(5)

Failure to sign and/or date the ATF Form 4473 when the licensee does not know or have reasonable cause to believe that the transferee is disqualified by law from receiving the firearm (ATF forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 69, 140, 215, 216, 218, 220-239)

Citation: 27 CFR 478.124(c)(5)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will sign and/or date the ATF Form 4473 when the licensee does not know or have reasonable cause to believe that the transferee is disqualified by law from receiving the firearm.

Number: 8

Nature of Violation:

27 CFR 478.125(e)

Failure to record the description of the firearm (manufacturer, importer, model and caliber) completely, or correctly in the Acquisition and Disposition (A&D) Record (ATF forms) (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 Acquisition and Disposition Record Violation Spreadsheet). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Acquisition and Disposition (A&D) Record Spreadsheet)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will record the description of the firearm (manufacturer, importer, model and caliber) completely, or correctly in the Acquisition and Disposition (A&D) Record.

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 ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 6 of 8 Pages
License/Permit/Registry Number (If any) 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

Citation: 27 CFR 478.125(e)

Number: 9

Nature of Violation:

27 CFR 478.129(b)

Failure to retain the ATF Form 4473 for a period of not less than 5 years after the date of the NICS check and the sale, delivery, or transfer of the firearm is not made (Forms). (FFL Audit log Proceed and Denied NTN's) (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 252-258)

Citation: 27 CFR 478.129(b)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will retain the ATF Form 4473 for a period of not less than 5 years after the date of the NICS check and the sale, delivery, or transfer of the firearm is not made.

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 ACADEMY LTD ACADEMY SPORTS + OUTDOORS #32	Street Address 21351 GULF FREEWAY	City WEBSTER	State TX	Zip Code 77598-	County HARRIS - 201	Page 7 of 8 Pages
License/Permit/Registry Number <i>(If any)</i> 576201018C00008	Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

<p>Number: 10</p> <p>Nature of Violation: 27 CFR 478.131(a)(2)</p> <p>Failure to comply with the requirements in Sec. 478.102(d) and retain a copy of the purchaser's permit or license and attach it to the firearms transaction record Form 4473, or record on the firearms transaction record, Form 4473, any identifying number, the date of issuance, and expiration (if provided) from the permit or license (ATF forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 130-135)</p> <p>Citation: 27 CFR 478.131(a)(2)</p>	<p>Date Corrections to be Made: <i>(If not corrected immediately)</i></p> <p>Corrective Action to be Taken: <i>(If not corrected immediately)</i></p> <p>The licensee will comply with the requirements in Sec. 478.102(d) and retain a copy of the purchaser's permit or license and attach it to the firearms transaction record Form 4473, or record on the firearms transaction record, Form 4473, any identifying number, the date of issuance, and expiration (if provided) from the permit or license.</p>
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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.

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License/Permit/Registry Number (if any) 576201018C00008		Expiration Date 3/1/2018	Date(s) or Period of Inspection 08/31/2016 through 11/14/2016				

Inspection Results

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

Number: 11

Nature of Violations:

18 U.S.C. 923(g)(5)(A)

Failure to prepare and submit a report of multiple sales or other disposition (ATF Form 3310.12) whenever the licensee sells or otherwise disposes of, two or more semi-automatic rifles larger than .22 caliber (including .223/5.56 caliber) with the ability to accept a detachable magazine totaling two or more to an unlicensed person at one time or during any five consecutive business days (ATF forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet)

Citation: 18 U.S.C. 923(g)(5)(A)

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

Corrective Action to be Taken:
(if not corrected immediately)

The licensee will prepare and submit a report of multiple sales or other disposition (ATF Form 3310.12) whenever the licensee sells or otherwise disposes of, two or more semi-automatic rifles larger than .22 caliber (including .223/5.56 caliber) with the ability to accept a detachable magazine totaling two or more to an unlicensed person at one time or during any five consecutive business days.

I Have Received a Copy of This Report of Violations (Proprietor's signature and title) <i>James Ray, Sr. Director</i>	Date 11-14-16
Signature and Title of ATF Officer (b)(6) I O I	Date 11/14/16

For Official Use Only

ATF Form 5030.5
Revised April 2008

#	Date Acquired	Manufacturer/Importer	Model	Serial Number	Type	Caliber/Gauge	Nature of Violation
(b) (3) - Public Law 112-55 (125 Stat. 552)							

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



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



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



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



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

Number	Date (ATF Form 4473)	Name	Violation	Recorded On ATF Form 4473
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(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)



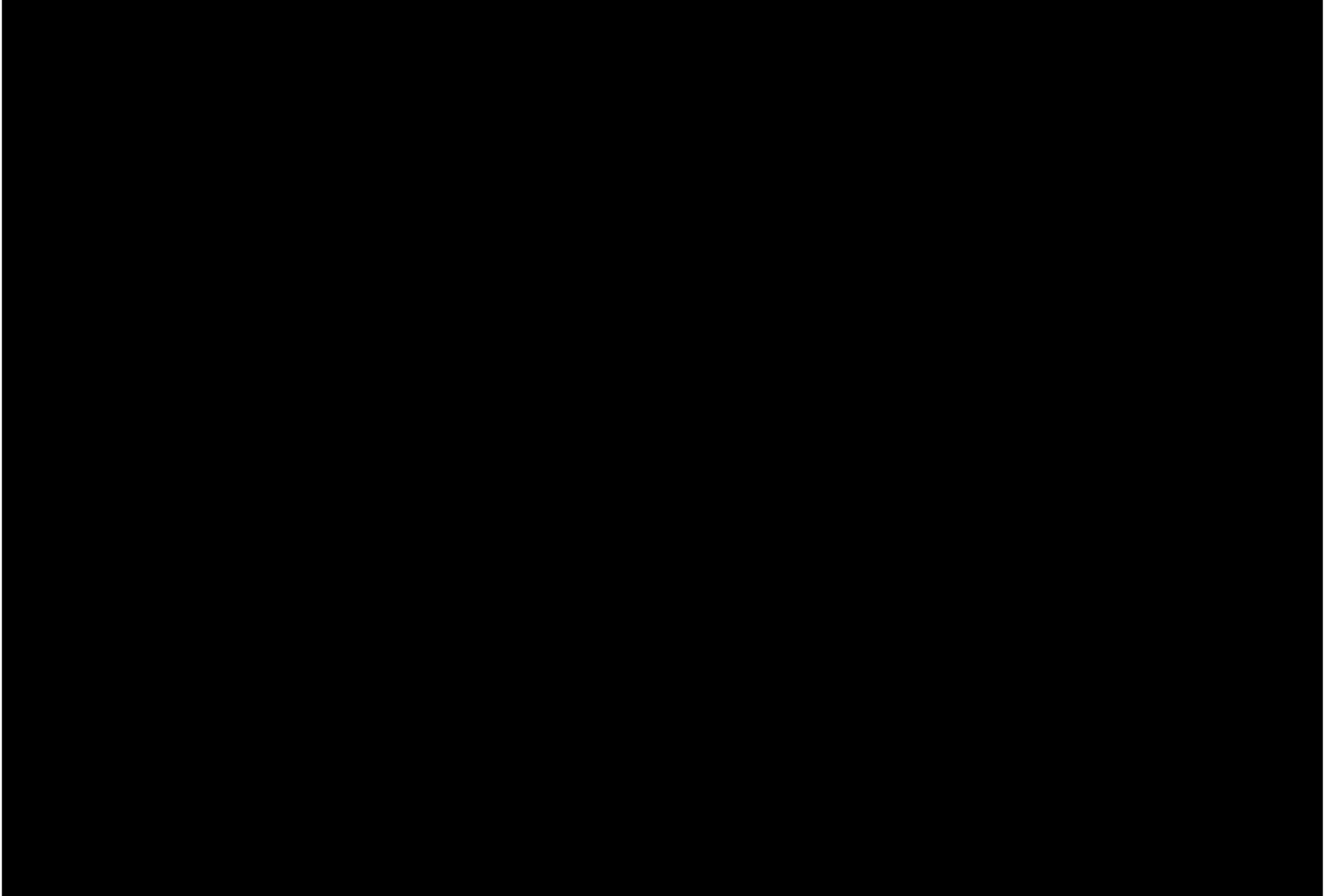
(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)



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



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



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



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



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



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

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

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





U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

5825 N. Sam Houston Pkwy, W., Suite 300
Houston, Texas 77086

March 2, 2017

www.atf.gov

782050 (b) (6)
5373

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Marlin J. Boyer
Academy LTD
Academy Sports & Outdoors #32
21531 Gulf Freeway
Webster, Texas 77598

REF: FFL# 5-76-201-01-8C-00008

Dear Mr. Boyer:

During a recent compliance inspection at your firearms business covering the period August 31, 2015 to August 31, 2016 you were cited for violations of Title 27, Code of Federal Regulations, Part 478. A copy of the Report of Violations, Form 5030.5, issued at the time of the inspection, is enclosed.

All violations were fully explained to you by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) investigator. You indicated that you understood the requirements of the firearms laws and regulations, and 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. 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.

Mr. Marlin J. Boyer
Academy LTD
Academy Sports & Outdoors #32

REF: FFL# 5-76-201-01-8C-00008

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 Investigator (b)(6) or me at (b)(6)

Sincerely yours,

(b)(6)

Area Supervisor
Houston VI Field Office

Enclosure: Report of Violations

cc: Federal Firearms Licensing Center
Houston VI Field Office

**U.S. DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO,
FIREARMS AND EXPLOSIVES**

5925 N. Sam Houston Parkway West
Houston, Texas 77066

Suite 300

Houston, Texas 77066

**OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300**

U.S. Postal Service[®]
CERTIFIED MAIL[™] RECEIPT
(Domestic Mail Only, No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com.

OFFICIAL USE	
Postage	\$ 1.82
Certified Fee	3.35
Return Receipt Fee (Endorsement Required)	2.75
Registered Mail Fee (Endorsement Required)	
Total Postage & Fees	\$ 7.92
Sent to Academy Sports & Outdoors #32	
Street, Apt. No., or PO Box No. Mr. Marlin J. Boyer	
City, State, ZIP+4 [®] 21531 Gulf Freeway	
Webster, Texas 77598	

Postmark Here
MAR 02 2017

PS Form 3811b, August 2006 See Reverse for Instructions

7014 0150 0000 2240 6336



**ADDRESS SERVICE
REQUESTED**

Mr. Marlin J. Boyer
Academy LTD
Academy Sports & Outdoors #32
21531 Gulf Freeway
Webster, Texas 77598

5-76-201-01-8C-00008
782050-2016-0152

MAR 02 2017

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>1. Article Addressed to:</p> <p>Mr. Marlin J. Boyer Academy LTD Academy Sports & Outdoors #32 21531 Gulf Freeway Webster, Texas 77598</p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/></p> <p>B. Received by (Printed Name) <input type="checkbox"/> Address <input type="checkbox"/></p> <p>C. Date of Delivery</p>	
<p>2. Article Number (Transfer from service label) 7014 0150 0000 2240 6336</p>		<p>D. Is delivery address different from form 17? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
PS Form 3811, February 2004		Domestic Return Receipt 10258-02-01-1040	

7014 0150 0000 2240 6336
9529 0422 0000 0510 4702

U.S. Postal Service
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 1.82
Certified Fee	3.35
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 7.92

Postmark
Here
MAR 02 2017

Academy Sports & Outdoors #32
Sent To
Mr. Marlin J. Boyer
Street, Apt. No.;
or PO Box No. 21531 Gulf Freeway
City, State, ZIP+4
Webster, Texas 77598

PS Form 3800, August 2006 See Reverse for Instructions

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Address: 21351 Gulf Freeway
Webster, TX 77598

1 - Introduction

Inspection Profile:

On August 31, 2016, Industry Operations Investigator (IOI) (b)(6), of the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), met with Mr. Marlin James Boyer, Store Director, Academy, LTD d.b.a. Academy Sports + Outdoors #32, to conduct a Southwest Border Disposition Emphasis Compliance Inspection of a Type-01, Dealer in Firearms. The following IOIs assisted with the compliance inspection: (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) Hard Lines Manager, Academy, LTD d.b.a. Academy Sports + Outdoors #32 assisted with the compliance inspection. The on-site inspection commenced on August 31, 2016 and was completed on November 14, 2016. The inventory and ATF Forms 4473 reviews were completed on November 14, 2016. The period of the inspection was from August 31, 2015 to August 31, 2016. Advanced notice was not provided.

Business Profile:

Academy Sports + Outdoors #32 is a commercial retail store that sells and transfers new firearms to the general public. The licensee also sells sporting goods, clothing and camping equipment. The licensee advertises firearms on the internet website academy.com. The licensee does not sell firearms on the internet. The licensee's primary firearms suppliers are (b) (4). The licensee receives all of its primary firearms from the Academy, LTD distribution center, located in Katy, TX. The licensee does not sell firearms at gun shows.

The licensee acquired (b)(4) firearms (handguns, long guns and pistol grip firearms) in the last 12 months. The licensee disposed of (b)(4) firearms (handguns, long guns and pistol grip firearms) in the last 12 months.

The Type 01 license is the only ATF license held by the licensee. The ATF Federal Firearms License (FFL) was originally issued February 16, 2000. The licensee has a corporate/admin license (5-76-00004) with ATF, which lists all corporate responsible persons. The licensee has an active Texas Sales and Use Tax Permit and Franchise Tax (b)(3) - 26 USC 6103 (See Exhibit 1).

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

The licensed premises are located in a suburban area on commercial property. There are no zoning restrictions. The licensee does not have any off-site storage locations.

Ownership and Control:

According to the Texas Secretary of State, Academy, LTD is a domestic Limited Partnership (LP), which has been in existence since September 3, 1970. Academy Managing Co., LLC is the general partner (See Exhibit 2). According to the Texas Secretary of State, the licensee operates under the trade name Academy Sports + Outdoors #32 (See Exhibit 3). According to Harris County Clerk Office, the licensee operates under the trade name Academy Sports + Outdoors #32 (See Exhibit 3).

The Federal Licensing System (FLS) query was completed. (b)(3) - 112 PUBLIC LAW 55 125
[REDACTED] FLS query records Mr. Marlin James Boyer as the only responsible person. An OpenFox/NCIC criminal background check was completed on Mr. Boyer and no prohibiting factors were identified.

Variance:

The licensee holds the following variances:

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

The licensee holds a variance for a computerized record keeping system, dated June 14, 2004; however, due to ATF Ruling 2013-5, an approved written variance is not required to maintain a computerized record keeping system.

The licensee has permission to photo copy ATF Forms 4473 when supply of ATF Forms 4473 are depleted, dated February 11, 2013

2 - Recommendation

Violations, Warning Letter, Recall Inspection

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

3 - Inspection History

Date of Inspection:	July 26, 2012
Type of Inspection:	Southwest Border Disposition Emphasis Firearms Compliance Inspection
UI#:	782050-2012-0303-B1B
Inspection Results:	No Violations, No Further Action and No Referrals
Cited Violations:	None
Date of Inspection:	March 3, 2010
Type of Inspection:	Disposition Emphasis Compliance Inspection
UI#:	782050-2010-0233-B1B
Inspection Results:	No Violations, No Further Action, No Referrals
Cited Violations:	None

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

A full firearms inventory was completed. The firearms inventory was compared to the A&D Record. The licensee had 1,626 firearms in inventory and [REDACTED] open entries in the A&D record. There were discrepancies with the descriptive information of the firearms. The licensee was cited under 27 CFR 478.125(e) for violations discovered in the A&D Book (**See Exhibit 4, Inventory and A&D Book Review Worksheet 1, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 Acquisition and Disposition Record Violations Spreadsheet**). Although the A&D Record was in the proper format and the entries were timely made, not all of the information was accurately recorded.

The ATF Forms 4473 were not compared to the A&D Record, due to the licensee not having correlating internal firearms inventory numbers documented in the A&D Record and on the ATF Forms 4473. IOI (b)(6) determined that time would not be used efficiently searching for ATF Forms 4473 in the A&D Record.

The licensee did not have a theft/loss of firearms in the last 12 months. There was no discovery of obliterated serial numbers, or illegal firearms. No firearm traffickers were identified.

Mr. Boyer stated the managers and associates complete the monthly firearms inventory by comparing the firearms serial numbers only to the A&D Record. Due to the multiple firearms descriptive violations, IOI (b)(6) suggested the licensee compare the firearms descriptive information to the A&D Record also.

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

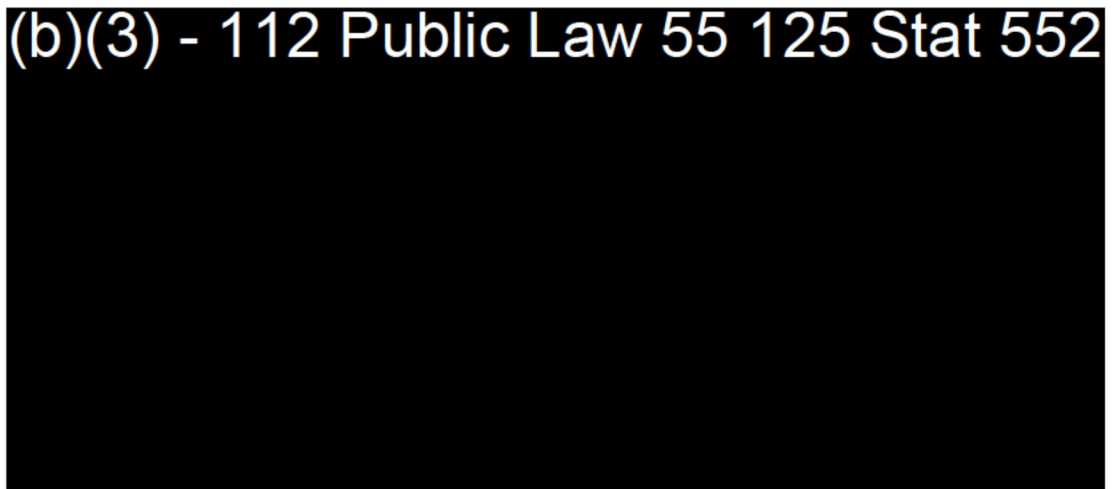
The firearms on the sales floor are secured with locked gun cables and locked display cabinets. The licensee also secures firearms in a locked walk-in safe located behind the sales floor. Mr. Boyer stated the building has a monitored alarm system.

5 - ATF Forms 4473 – NICS & Other Dispositions

The licensee had (b)(3) - 112 Public Law ATF Forms 4473 on file for the last 12 months. There were discrepancies. A representative sample of (b)(3) - 112 Public Law ATF Forms 4473 per violation were copied for exhibit purposes, with the exception of violations 27 CFR 478.124(3)(iii), (b)(3) - 112 ATF Forms 4473) and 27 CFR 478.131(a)(2) ((b)(3) - ATF Forms 4473). Some of the ATF Forms 4473 with violations were corrected after the firearms transfer dates. The licensee was cited under 27 CFR 478.21(a), 27 CFR 478.124(c)(1), 27 CFR 478.124(c)(3)(i), 27 CFR 478.124(c)(3)(iii), 27 CFR 478.124(c)(3)(iv), 27 CFR 478.124(c)(4), 27 CFR 478.124(c)(5) and 27 CFR 478.131(a)(2) for the violations found during the ATF Forms 4473 review (**See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet**).

The licensee had (b)(3) denied ATF Forms 4473 in the last 12 months. There were no discrepancies found during the denied forms review. The denied NTN transactions for the last 5 years were also reviewed. The following errors were identified during the review:

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



The licensee had 741 proceed, delay and cancelled NICS transactions on the FFL NICS Audit Log for the past 12 months. There were discrepancies. The ATF Forms 4473 for six NICS NTN transactions were missing. The licensee was cited under 27 CFR

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

478.129(b) for the violations (See ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 253-258).

The licensee completes the NICS background checks electronically through the NICS E-Check system. During the ATF Forms 4473 and FFL Audit Log (NICS NTN transactions) reviews, IOI (b)(6) discovered the licensee had ATF Forms 4473 with two NTN transaction numbers recorded. There were ATF Forms 4473 which had notes referencing the incorrect NICS NTN transactions belonging to another customer. There were ATF Forms 4473 which had both, notes referencing the correct NICS NTN transaction and the incorrect NICS NTN transaction, without an explanation. There were ATF Forms 4473 which had notes referencing incorrect NICS NTN transactions that were mistakenly created, without further explanation. (b)(6) stated the (b)(6) NTN numbers on the ATF Forms 4473 were probably created because the NICS NTN transactions were very close to each other on the spreadsheet, located on the computer screen. Therefore, the managers and associates mistakenly recorded the incorrect transactions on the ATF Forms 4473. These mistakes weren't noticed until after the incorrect transactions were recorded. (b)(6) also stated she, managers and associates were probably trying to complete the background checks quickly and did not verify that previous background checks with NICS NTN transactions had already been completed. Lastly, (b)(6) stated the store is currently using a new electronic NICS background check system, which displays only one customer and one NTN transaction on the computer screen at a time. She stated this should help alleviate the creation of double NTN transactions for one customer. The licensee was not cited due to the discovery of previous ATF/OSII guidance given to the firearms industry regarding the subject of duplicate NTN numbers.

On August 22, 2016, (b)(6) (via telephone conference call) informed IOI (b)(6) and Area Supervisor (b)(6) of Academy, LTD's procedure which results in multiple NICS background checks on the ATF Forms 4473, and creates multiple NICS transaction numbers with no ATF Forms 4473. (b)(6) stated when store personnel electronically enter the wrong background check information into the NICS E-Check system, they were instructed to contact NICS on the same day and request the cancellation of the incorrect NICS transaction number. After the incorrect NICS transaction number is canceled, they have permission to conduct another NICS background check and create a new NICS transaction number. (b)(6) also stated when stores are completing their weekly ATF Forms 4473 audits and discover the customer's background check information (specifically, birthdays, social security numbers and other information) have been incorrectly entered, the stores have been instructed to contact the corporate office, to request permission to run an additional background check. (b)(6) stated when a store contacts the corporate office, the incorrect background check information is evaluated on a case-by-case basis, and permission may be granted for the store to complete another background check, which creates an additional NICS transaction number. (b)(6) stated she understands the

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

additional NICS transactions numbers without ATF Forms 4473 are violations, but further stated Academy, LTD would rather receive a violation from ATF than take a chance on having a firearm transferred to a prohibited person.

The transfers to other licensees and law enforcement officers were properly conducted. No trafficking issues were identified.

Mr. Boyer stated Academy, LTD reviews the ATF Forms 4473 according to the following audit process: Management double-checks ATF Forms 4473 before a customer leaves, again, every evening and following morning, and then weekly and monthly. Also, the corporate auditors check ATF Forms 4473 once every quarter. The forms are filed in accordance with the variance.

6 - Multiple Sales

The Violent Crime Analysis Branch (VCAB) Firearm Trace History listed 279 multiple sales in the last 12 months. The licensee had (b)(3) multiple handgun sales in the last 12 months, which were not listed on the VCAB, but recorded in ATF Online eTrace:

Multiple Sale Date	Name	Manufacturer	Serial Number
(b)(6), (b)(3) - 112 Public Law 55 125 Stat 552			

The licensee had multiple handgun sales forms and fax confirmation documents as proof of submittal to ATF.

The licensee had an additional (b)(3) multiple handgun sales in the last 12 months, which were not listed on the VCAB and not recorded in ATF Online eTrace:

Multiple Sale Date	Name	Manufacturer	Serial Number
(b)(6), (b)(3) - 112 Public Law 55 125 Stat 552			

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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

The licensee had multiple handgun sales forms and fax confirmation documents as proof of submittal to ATF. The licensee resubmitted the multiple handgun sales forms via fax, on November 14, 2016. According to ATF Online eTrace, the above multiple handgun sale forms were received.

The licensee had (b)(6) - (b)(3) unreported multiple rifle sales.

Multiple Sale Date	Name	Manufacturer	Serial Number
(b)(6), (b)(3) - 112 Public Law 55 125 Stat 552			

The licensee submitted the Report of Multiple Sale or Other Disposition of Certain Rifles ATF Forms 3310.12, via fax, on November 14, 2016. According to ATF Online eTrace, the multiple rifle sale forms were received.

The licensee was cited under 18 U.S.C. 923(g)(5)(A) for the (b)(6) - (b)(3) multiple rifle sales violations. The ATF forms 4473 were copied for exhibit purposes (See Exhibit 6, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

There were no other unreported multiple handgun, or rifle sales.

7 - Suspicious/Prohibited Purchasers

No suspicious/prohibited purchasers were discovered. No referrals were submitted. An OpenFox/NCIC criminal background check was completed on six randomly selected purchasers and there were not prohibiting factors. An OpenFox/NCIC criminal background check was also completed on ten purchasers whom left the ATF Forms 4473 prohibited questions blank, or answered incorrectly. There were no prohibiting factors. The background checks were completed to verify the purchasers were not prohibited. There were no discrepancies. An OpenFox/NCIC firearms query was completed on nine firearms, to verify the firearms were not traced or stolen. Although none of the firearms were traced or stolen, according to OpenFox/NCIC, (b)(6) - (b)(3) reported as lost. According to Sergeant

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

(b)(6), Pharr PD, phone number (b)(6), (b)(6) reported the firearm as lost on May 10, 2016. Sergeant (b)(6) stated the firearm is still in the system under the status of lost. Sergeant (b)(6) also stated the firearms has not been recorded with any hits (traces), or reported as recovered.

8 - Trace Activity

The VCAB Firearm Trace History listed (b)(6) successful firearms trace for the last 12 months. A secondary market analysis was not completed.

The licensee did not acquired any used handguns or long guns in the last 12 months.

9 - NFA/Importer/Collector/Manufacturer

The licensee does not conduct any NFA, importer, collector, or manufacturer operations.

10 - Referrals

No referrals were generated as a result of this inspection.

11 - Other

The licensee was in compliance with the Youth Handgun Safety Act (posters and notices), and gun storage/safety devices.

12 - Closing Actions

On November 14, 2016, IOI (b)(6) conducted a closing conference with Mr. Boyer, Store Director, (b)(6), Hard Lines Manager, (b)(6), District Manager, (b)(6), Compliance Manager and (b)(6) Operations Manager were present. The ATF Form 5030.5, Report of Violations (ROV) and Acknowledgement of Federal Firearms Regulations were reviewed and given to Mr. Boyer. A signed copy of the Acknowledgement of Federal Firearms Regulations is attached (**See Exhibit 7**). The Important Notice (Selling Firearms After Revocation, Expirations, or Surrender of an FFL) was given to Mr. Boyer. Mr. Boyer and the other managers were given the opportunity to ask questions. Mr. Boyer has not attended any Federal Firearms Licensee seminars.

13 - Violations

1. 27 CFR 478.21(a)

Nature of Violation:

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Failure to obtain and/or furnish all information required in each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to it ((b)(3) forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers (b)(3) - 112 Public Law 55 125 Stat 552)

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

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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

An OpenFox/NCIC criminal background check was completed on **(b)(6)** and there were no prohibiting factors.

Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

Corrective Action:

The license will obtain and/or furnish all information required in each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to it.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

2. **27 CFR 478.124(c)(1)**

Nature of Violation:

Failure to obtain a properly completed ATF Form 4473, Section A, prior to making an over-the-counter transfer of a firearm to a non-licensee, who is a resident of the State in which the licensee's premises is located **(b)(3)** forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers **(b)(3) - 112 Public Law 55 125 Stat 552**)

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

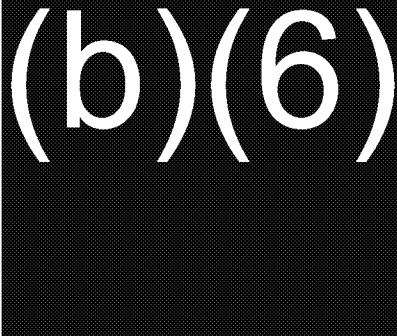
UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



An OpenFox/NCIC criminal background check was completed on the following individuals and there were no prohibiting factors:

(b)(6)



Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

Corrective Action:

The licensee will obtain a properly completed ATF Form 4473, Section A, prior to making an over-the-counter transfer of a firearm to a non-licensee, who is a resident of the State in which the licensee's premises is located.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

3. **27 CFR 478.124I(3)(i)**

Nature of Violation:

Failure to verify the identity of the transferee and note on the ATF Form 4473 the type of identification used (██████████ forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 92-96)

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

Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Corrective Action:

The licensee will verify the identity of the transferee and note on the ATF Form 4473 the type of identification used.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

4. **27 CFR 478.124(c)(3)(iii)**

Nature of Violation:

Failure to cause a transferee, a nonimmigrant alien, who states that he or she falls within an exception to, or has a waiver from the nonimmigrant alien prohibition, to present application documentation establishing the exception waiver, to fail to note on the ATF Form 4473 the type of identification provided, or to fail to attach a copy of the documentation to the ATF Form 4473 (b)(3)-(12) forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 45 and 55)

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

Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

Corrective Action:

The licensee will cause a transferee, a nonimmigrant alien, who states that he or she falls within an exception to, or has a waiver from the nonimmigrant alien prohibition, to

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

present application documentation establishing the exception waiver, to fail to note on the ATF Form 4473 the type of identification provided, or to fail to attach a copy of the documentation to the ATF Form 4473.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

5. **27 CFR 478.124©(3)(iv)**

Nature of Violation:

Failure to comply with the requirements of Sec.478.102 and record on the ATF Form 4473 the date on which the licensee contacted NICS, as well as any responses or identification number provided by the system ((b)(6) forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 61, 77, 97-129 and 242-251)

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

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the same manager, or associate will complete the ATF Form 4473 from start to finish, to include the NICS section. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

Corrective Action:

The licensee will comply with the requirements of Sec.478.102 and record on the ATF Form 4473 the date on which the licensee contacted NICS, as well as any responses or identification number provided by the system.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

6. **27 CFR 478.124(c)(4)**

Nature of Violation:

Failure to correctly identify the firearm to be transferred by listing the manufacturer, importer, model, serial number and/or caliber or gauge of the firearm on the ATF Form 4473 (forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers (b)(3) - 112 Public Law 55 125 Stat 552)

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

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Corrective Action:

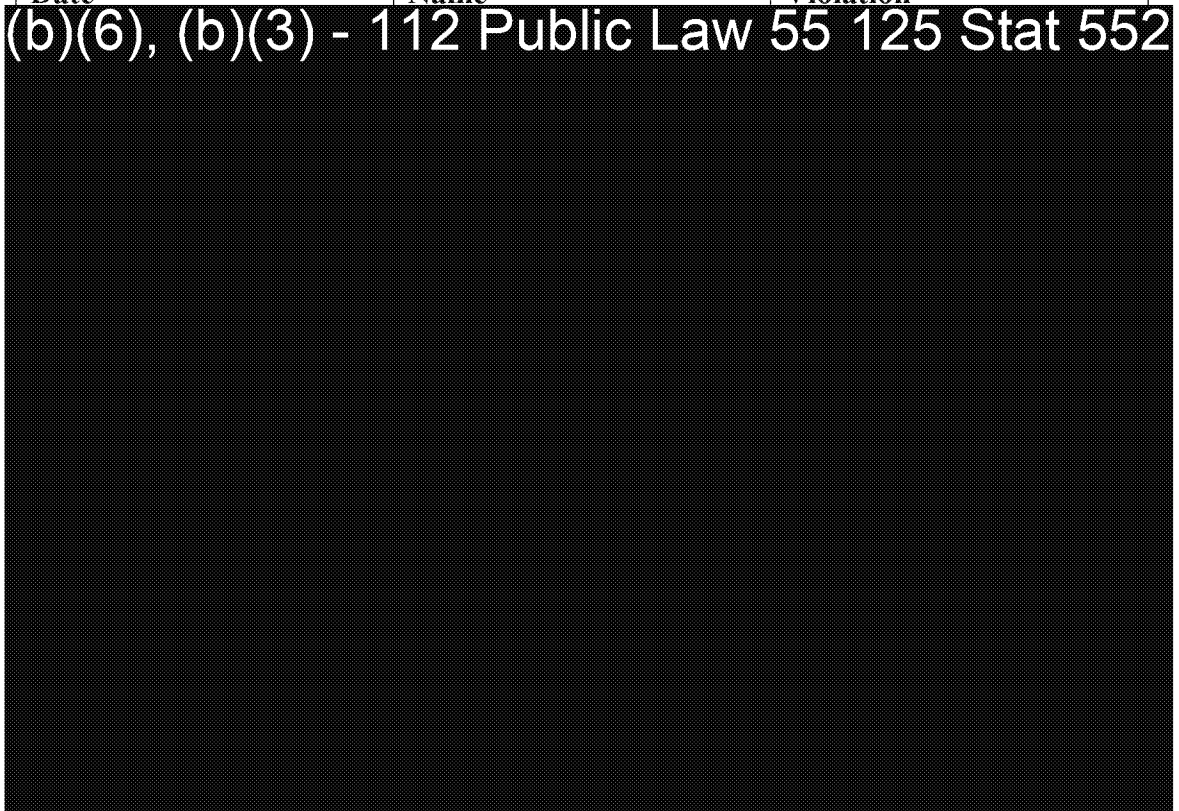
The licensee will correctly identify the firearm to be transferred by listing the manufacturer, model, serial number and/or caliber or gauge of the firearm on the ATF Form 4473.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

7. 27 CFR 478.124(c)(5)

Nature of Violation:

Failure to sign and/or date the ATF Form 4473 when the licensee does not know or have reasonable cause to believe that the transferee is disqualified by law from receiving the firearm (b)(6) forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 69, 140, 215, 216, 218, 220-239)

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

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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

Licensee's Response:

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

Corrective Action:

The licensee will sign and/or date the ATF Form 4473 when the licensee does not know or have reasonable cause to believe that the transferee is disqualified by law from receiving the firearm.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

8. **27 CFR 478.125(e)**

Nature of Violation:

Failure to record the description of the firearm (manufacturer, importer, model and caliber) completely, or correctly in the Acquisition and Disposition (A&D) Record (b)(3) firearms) (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 Acquisition and Disposition Record Violation Spreadsheet). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet)

Manufacturer /Importer	Model	Serial Number	Type	Caliber/ Gauge	Nature of Violation
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FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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



FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
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(b)(3) - 112 Public Law 55 125 Stat 552



FIREARMS INSPECTION REPORT

Name: Academy, LTD
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(b)(6), (b)(3) - 112 Public Law 55 125 Stat 552



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



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



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



FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Licensee's Response:

Mr. Boyer stated the violations occurred due to not doing a good job on comparing the firearms to the A&D Record and ensuring the firearms descriptive information is correct. Mr. Boyer stated the managers and associates trusted the corporate office to enter the firearms information into the A&D Record correctly and did not verify the information. Mr. Boyer stated the managers and associates will verify the firearms information by comparing the firearms to the A&D Record during the acquisition of the firearms and submit errors to the corporate office for corrections.

Corrective Action:

The licensee will record the description of the firearm (manufacturer, importer, model and caliber) completely or correctly in the Acquisition and Disposition (A&D) Record. The A&D Records review was completed on December 5, 2016.

(See Exhibit 4, Inventory and A&D Book Review Worksheet 1, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 Acquisition and Disposition Record Violations Spreadsheet)).

9. **27 CFR 478.129(b)**

Nature of Violations:

Failure to retain the ATF Form 4473 for a period of not less than 5 years after the date of the NICS check and the sale, delivery, or transfer of the firearm is not made (Forms). (FFL Audit log Proceed and Denied NTNs) (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers)

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

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

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

Licensee's Response:

Mr. Boyer stated the ATF Forms 4473 are misfiled. Mr. Boyer stated the managers and associates will be retrained on the proper filing procedures for the ATF Forms 4473.

Corrective Action:

The licensee will retain the ATF Form 4473 for a period of not less than 5 years after the date of the NICS check and the sale, delivery, or transfer of the firearm is not made.

10. **27 CFR 478.131(a)(2)**

Nature of Violation:

Failure to comply with the requirements in Sec. 478.102(d) and retain a copy of the purchaser's permit or license and attach it to the firearms transaction record Form 4473, or record on the firearms transaction record, Form 4473, any identifying number, the date of issuance, and expiration (if provided) from the permit or license (b)(3) forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 130-135)

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

Licensee's Response:

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Mr. Boyer stated the violations occurred due to not being careful and going too fast while completing the ATF Forms 4473. Mr. Boyer stated the managers and associates will slow down while completing the ATF Forms 4473 and use the ATF Forms 4473 overlay template. Mr. Boyer stated the ATF Forms 4473 errors will be tracked for managers and associates and ongoing training will be provided. Mr. Boyer also stated the ATF Forms 4473 will be reviewed according to the following audit process: ATF Forms 4473 will be double checked by management before the customers leave, ATF Forms 4473 will be checked by management every evening and every morning and ATF Forms 4473 will be checked by management weekly and monthly. Lastly, Mr. Boyer stated the ATF Forms 4473 will be checked by the corporate auditors once every quarter.

Corrective Action:

The licensee will comply with the requirements in Sec. 478.102(d) and retain a copy of the purchaser's permit or license and attach it to the firearms transaction record Form 4473, or record on the firearms transaction record, Form 4473, any identifying number, the date of issuance, and expiration (if provided) from the permit or license.

(See Exhibit 5, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

12. **18 U.S.C. 923(g)(5)(A)**

Nature of Violation:

Failure to prepare and submit a report of multiple sales or other disposition (ATF Form 3310.12) whenever the licensee sells or otherwise disposes of, two or more semi-automatic rifles larger than .22 caliber (*including .223/5.56 caliber*) with the ability to accept a detachable magazine totaling two or more to an unlicensed person at one time or during any five consecutive business days (b)(3) - 112 forms). (See Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet line numbers 240-241)

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

Licensee's Response:

FIREARMS INSPECTION REPORT

Name: Academy, LTD
Trade Name: Academy Sports + Outdoors #32

UI#: 782050-2016-0152-B1B
FFL#: 5-76-201-01-8C-00008

Mr. Boyer stated the violations occurred due to not being careful and going too fast. Mr. Boyer stated the managers will be retrained on the submittal procedures for the multiple rifle sales.

Corrective Action:

The licensee will prepare and submit a report of multiple sales or other disposition (ATF Form 3310.12) whenever the licensee sells or otherwise disposes of, two or more semi-automatic rifles larger than .22 caliber (including .223/5.56 caliber) with the ability to accept a detachable magazine totaling two or more to an unlicensed person at one time or during any five consecutive business days.

(See Exhibit 6, ATF Form 4473 Review Worksheet 2, Report of Violations and Academy, LTD d.b.a. Academy Sports + Outdoors #32 ATF Forms 4473 Violations Spreadsheet).

	2/16/2017
X	(b)(6)
Industry Operations Investigator Signed by: ATF	

Index of Worksheets and Exhibits

ROV

Worksheets

Exhibit 1, Texas Sales and Use Tax Permit and Franchise Tax (17416700676)

Exhibit 2, Texas Secretary of State

Exhibit 3, Trade Name

Exhibit 4, A&D Record

Exhibit 5, ATF Forms 4473

Exhibit 6, Multiple Rifle Sale ATF Forms 4473

Exhibit 7, Acknowledgement of Federal Firearms Regulations