

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) BRAZDA, MICHAEL ROBERT BAYOU TECHE GUNS 136 MARKET ST ARNAUDVILLE, LA 70512, SAINT LANDRY	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 777040-2016-0361-B1B		
	3. PERMIT/LICENSE NUMBER 572097017D01343	4a. TARGET DATE 9/23/2016	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

6. ATF OFFICER(S) ASSIGNED
(b)(6) - Lead Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)
(b)(6), Area Supervisor, 04/28/2016

8. PURPOSE/SPECIAL INSTRUCTIONS
CONDUCT ONSITE FIREARMS DISPOSITION EMPHASIS (DE) INSPECTION PER GUIDELINES SET FORTH IN IOI MANUAL.

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC		10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	5	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	56	NO. OF TECS HITS		2112 - P.O.A.	
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES		2113 - COMM. AIR	
		\$ VALUE OF TAX DECREASES		2114 - RENTAL CAR	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS		2115 - GPV EXPENSES	
NO. OF CLAIMS		\$ VALUE OF CLAIMS		2116 - MISC.	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED		TOTAL \$ FOR INSP.	

11. ATF OFFICER'S RECOMMENDATION
Submitted by (b)(6) - Industry Operations Investigator
Submitted on: 07/26/2016

Viols WL ONLY and No Recall Inspection

12. TIME ACCOUNTING DATA	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
JUN 2016	73.00
ATF OFFICER'S SUBTOTAL	73.00
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	73.00

13. REVIEW AND ROUTING	
REVIEW COMMENTS AND RECOMMENDATION	
Viols WL ONLY and No Recall Inspection	

<input checked="" type="checkbox"/> REVIEWED	<input checked="" type="checkbox"/> CONCUR	<input type="checkbox"/> SEE COMMENTS	<input checked="" type="checkbox"/> FINAL DISPOSITION
SIGNATURE AND TITLE (b)(6) - Area Supervisor		REVIEW DATE 07/13/2016	

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 BRAZDA, MICHAEL ROBERT BAYOU TECHE GUNS	Street Address 136 MARKET ST	City ARNAUDVILLE	State LA	Zip Code 70512-	County SAINT LANDRY	Page 1 of 5 Pages
License/Permit/Registry Number (If any) 572097017D01343		Expiration Date 4/1/2017	Date(s) or Period of Inspection 06/06/2015 through 06/06/2016			

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:

Failure to accurately maintain the acquisition & disposition record book. There were (b)(3) discrepancies regarding the A&D books as follow:

(b)(3) 112 Public Law 55 125 STAT firearms were not logged out of the A&D record; and
(b)(3) 112 Public L firearms were not reconciled prior to the close of the inspection.

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee was given seven (7) days to try to find the firearms, and instructed to file a theft loss report for those firearms not reconciled. The licensee was instructed to record complete, timely and accurate information in future transactions. Each of the discrepancies were corrected prior to the close of the inspection.

Citation: 27 CFR 478.125(e)

Report of Violations

Instructions

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Name of Proprietor BRAZDA, MICHAEL ROBERT BAYOU TECHE GUNS	Street Address 136 MARKET ST	City ARNAUDVILLE	State LA	Zip Code 70512-	County SAINT LANDRY	Page 2 of 5 Pages
License/Permit/Registry Number (If any) 572097017D01343		Expiration Date 4/1/2017	Date(s) or Period of Inspection 06/06/2015 through 06/06/2016			

Inspection Results

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

Number: 2

Nature of Violation:

Failure to properly obtain a completed ATF Form 4473 prior to the disposition of a firearm.
(b)(3) 112 Public Law 55 125 STAT 5 ATF Forms 4473 contained a total of (b)(3) 112 Public Law 55 125 omissions / errors:

- Item 2, a post office box was used as the buyer's address in (b)(3) 112 Public instances, and the county was blank in (b)(3) 112 Public instances;
- Item 10b, concerning race was blank in (b)(3) 112 Pub instance;
- Item 12, the follow up question regarding nonimmigrant status was incorrectly answered as "yes" in (b)(3) 112 Public Law 55 125 instances;
- Item 13, state of residence was blank in (b)(3) 112 Public instances;
- Item 14, country of citizenship was blank in (b)(3) 112 Public instances;
- Item 16, buyer's signature was blank in (b)(3) 112 Public Law 55 instances;
- Item 17, certification date was blank in (b)(3) 112 Public Law instances and incorrect in (b)(3) 112 Public Law instances.

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee was instructed to properly obtain complete and correct information on the ATF Form 4473 in future instances.

Citation: 27 CFR 478.124(c)(1)

Report of Violations

Instructions

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Name of Proprietor BRAZDA, MICHAEL ROBERT BAYOU TECHE GUNS	Street Address 136 MARKET ST	City ARNAUDVILLE	State LA	Zip Code 70512-	County SAINT LANDRY	Page 3 of 5 Pages
License/Permit/Registry Number (If any) 572097017D01343	Expiration Date 4/1/2017	Date(s) or Period of Inspection 06/06/2015 through 06/06/2016				

Inspection Results

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

Number: 3	Date Corrections to be Made: (If not corrected immediately)
Nature of Violation: Failure to obtain / furnish the information required on ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form. (b)(3) 112 Public Lr ATF Forms 4473 contained a total of (b)(3) 112 Public omissions / errors: •Item 10a. Ethnicity was blank in (b)(3) 112 Public instances; •Item 18, Type of Firearm was blank in (b)(3) 112 Public instances; •Item 24 "Buyer's Signature" was blank in (b)(3) 112 Public instance; •Item 25 "Recertification Date" was incorrect in (b)(3) 112 Public instance; and •Item 30a. Total Number of Firearms was blank in (b)(3) 112 Public instance.	Corrective Action to be Taken: Licensee was instructed to obtain / furnish correct and complete information on the ATF Form 4473 in future instances. (If not corrected immediately)

Citation: 27 CFR 478.21(a)

Report of Violations

Instructions

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Name of Proprietor BRAZDA, MICHAEL ROBERT BAYOU TECHE GUNS	Street Address 136 MARKET ST	City ARNAUDVILLE	State LA	Zip Code 70512-	County SAINT LANDRY	Page 4 of 5 Pages
License/Permit/Registry Number (If any) 572097017D01343		Expiration Date 4/1/2017	Date(s) or Period of Inspection 06/06/2015 through 06/06/2016			

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:

Failure to record on ATF Form 4473 the date which the licensee contacted NICS, as well as any response provided by the system. (b)(3) 112 Public Law ATF Forms 4473 contained a total of (b)(3) 112 Public Law omissions / errors:

- Item 21a, the date NICS was contacted was incorrect in (b)(3) 112 Public instance; and
- Item 21d, the follow up response after the initial NICS response was "Delayed", was blank in (b)(3) 112 Public instances.

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee was instructed to record all NICS information as required on of the ATF Form 4473 in future instances.

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

Report of Violations

Instructions

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Name of Proprietor BRAZDA, MICHAEL ROBERT BAYOU TECHE GUNS	Street Address 136 MARKET ST	City ARNAUDVILLE	State LA	Zip Code 70512-	County SAINT LANDRY	Page 5 of 5 Pages
License/Permit/Registry Number (If any) 572097017D01343	Expiration Date 4/1/2017	Date(s) or Period of Inspection 06/06/2015 through 06/06/2016				

Inspection Results

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

Number: 5

Nature of Violation:

Failure to ensure the person was not prohibited prior to the transfer of a firearm in instance. The person answered "Yes" to question 11d, Are you a fugitive from justice on the ATF Form 4473. Although the buyer was not prohibited at the time of the transfer, he appeared to have been.

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

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

The licensee was instructed not to transfer a firearm to a person who appears to be prohibited, and to double check the ATF Form 4473 prior to the transfer in future instances.

Citation: 27 CFR 478.99(c)

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

Date

Signature

Date



U.S. Department of Justice
Bureau of Alcohol, Tobacco,
Firearms and Explosives
One Galleria Blvd., Suite 1700
Metairie, LA 70001

www.atf.gov

July 13, 2016

777040(b)(6)
5373

CERTIFIED MAIL – RETURN RECEIPT REQUIRED

Brazda, Michael Robert
Bayou Teche Guns
136 Market Street
Arnaudville, LA 70512
Re: 5-72-097-01-7D-01343

Dear Mr. Brazda:

During a recent compliance inspection at your firearms business covering the period of June 6, 2015 through June 6, 2016, you were cited for violations of Title 27, Code of Federal Regulations, Part 478. A copy of the Report of Violations, ATF Form 5030.5, issued at time the inspection is enclosed.

All violations were fully explained to you by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Industry Operations Investigator(s). You indicated that you understood the requirements of the Federal 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 to ensure that criminals do not gain access to firearms. ATF appreciates the efforts you and other industry members make in this area. 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.

Brazda, Michael Robert
Bayou Teche Guns

Should you have any questions regarding this matter, please contact Industry Operations Investigator (b)(6), at (b)(6).

Sincerely yours,

(b)(6)

Area Supervisor

Enclosure

cc: Federal Firearms Licensing Center
New Orleans III (IO) Field Office

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
Trade Name: Bayou Teche Guns

UI#: 777040-2016-0361-B1B
FFL#: 5-72-097-01-7D-01343

Address: 136 Market Street
Arnaudville, LA 70512

1 - Introduction

Inspection Profile:

On June 6, 2016, Industry Operations Investigator (b)(6) conducted an onsite Firearms Disposition Emphasis Inspection at the business premises listed above. Owner / Responsible Person Michael Brazda and Store Manager, (b)(6) were interviewed and assisted with the investigation. Both individuals were respectively identified with their Louisiana Driver's Licenses number LA (b)(6), and LA (b)(6).

The period of inspection covered June 6, 2015 through June 6, 2016. Advance notification was not given. The closing conference was held on June 21, 2016.

Business Profile:

Mr. Brazda d.b.a. Bayou Teche Guns deals in new and used handguns and long guns on a retail basis, to his customers who consist of the general public. The licensee's primary focus is providing gunsmithing services. The licensee acquired and disposed of (b)(4) firearms during the last 12 months, (b)(4) of these firearms were for repairs. The licensee conducts third-party transfers. The firearms acquired during the inspection period were approximately (b)(4) percent handguns and (b)(4) percent long guns. There is no other business that takes place from the premises.

The business premises is located in a storefront in an urban area in the City of Arnaudville which is commercially zoned. Mr. Brazda not sell firearms at gunshows or conduct business on a website. The licensee deals in consignments. The licensee does not utilize offsite storage.

The licensee currently maintains a State of Louisiana Sales and Use Tax Registration Certificate # (b)(3) - 26 USC 6103 and a current Town of Arnaudville Occupational License #011080. The licensee is in compliance with zoning requirements. The licensee does not hold any other ATF licenses. Mr. Brazda has held an ATF license since March 2005.

Ownership and Control:

Mr. Michael Brazda is the sole proprietor and the only responsible person on the license. There have been no recent changes in ownership. He is correctly

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
Trade Name: Bayou Teche Guns

UI#: 777040-2016-0361-B1B
FFL#: 5-72-097-01-7D-01343

listed in the Federal Licensing Center Database. A query of Open Fox was conducted with no prohibiting information obtained.

Variance:

The license does not have need for variances at this time.

2 – Recommendation

Violations, Warning Letter Only, No Recall

The licensee was cited under **478.99(c)** for failure to ensure the person was not prohibited prior to the transfer of a firearm in (b)(3) - 112 Public L instance.

The licensee was also cited under **27 CFR 478.125(e)** for (b)(3) - 112 Public L firearms that were not reconciled during the inspection.

3 - Inspection History

There has been (b)(3) - 112 Public L compliance inspection conducted on this license:

Date of Inspection:	January 30, 2009	(b)(6)
Type of Inspection:	Firearms DE Non VCIT Investigation	
UI#:	777040-2009-0057-B1B	
Inspection Results:	Viols Only No Recall	
Cited Violations:	27 CFR 478.125(e) – Failure to properly maintain the A&D Record. There were (b)(3) unrecorded dispositions, and (b)(3) incorrect serial numbers.	
	27 CFR 478.124(c)(1) – Failure to obtain from the buyer, an accurate or fully complete Section A of the ATF Form 4473 for a total of (b)(3) - 112 Public L instances.	
	27 CFR 478.124 (c)(3)(i) – Failure to fully and accurately complete Section B of the ATF Form 4473 in item 20a in (b)(3) - 112 Public L instance.	
	27 CFR 478.124(c)(3)(iv) – Failure to fully and accurately complete NICS section in 21d in (b)(3) - 112 Public L instances.	
	27 CFR 478.124(c)(4) – Failure to accurately complete ATF Form 4473 in item 28, wrong serial number was recorded.	
	27 CFR 478.21(a) – Failure to fully and accurately complete item 11a in (b)(3) - 112 Public L instance and item 33 in (b)(3) - 112 Public L instance and item 35 in (b)(3) - 112 Public L instance.	
	27 CFR 478.124(c)(5) – Failure to accurately complete Section D of the ATF Form 4473 in item 34 and 36 for a total of (b)(3) - 112 Public L instances.	

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
Trade Name: Bayou Teche Guns

UI#: 777040-2016-0361-B1B
FFL#: 5-72-097-01-7D-01343

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

The licensee maintains (b)(3) - 112 Public Law computerized A&D books. One (1) for gunsmithing, one (1) for retail sales and one (1) for gunsmithing parts. A full inventory was conducted in which the firearms on hand were compared to the A&D books. There were a total of (b)(3) - 112 open lines in the A&D books and a total (b)(3) - 112 Public Law firearms found in the physical inventory. There were (b)(3) - 112 Public Law discrepancies regarding the A&D books as follow:

- (b)(3) - 112 Public Law 55 125 Stat 552 firearms were not logged out of the A&D record; and
- (b)(3) - 112 Public Law 55 firearms were not reconciled prior to the close of the inspection.

The licensee was given seven (7) days to try to find the firearms, and instructed to file a theft loss report for those firearms not reconciled. The licensee filed the theft loss report in a timely manner. Refer to **Exhibit 1**.

A violation of 27 CFR 478.125(e) was cited.

Reference: Violation Number 1, Worksheet 1 and Exhibit 1 which shows ten (10) of the 25 discrepancies, and Exhibit 2

There were no other theft or loss reports submitted during the inspection period except for the aforementioned which was the result of this inspection. The A&D record was in the proper format. There were no trafficking issues found during the inspection. Thirty (30) firearms were checked from acquisition through disposition with no discrepancies found.

Mr. Brazda stated that when he receives a firearm, it is immediately entered into the A&D record, and removed from the A&D record when it is transferred.

5 - ATF Forms 4473 – NICS & Other Dispositions

There were (b)(3) - 112 ATF Forms 4473 on file for the last twelve months. Each of the forms were reviewed. There were (b)(3) - 112 Public Law violations regarding the ATF Forms 4473:

Failure to properly obtain a completed ATF Form 4473 prior to the disposition of a firearm. (b)(3) - 112 Public Law 55 125 Stat 552 ATF Forms 4473 contained a total (b)(3) - 112 Public Law 55 125 Stat 552 omissions / errors:

- Item 2, a post office box was used as the buyer's address in (b)(3) - 112 Public Law instances, and the county was blank in (b)(3) - 112 Public Law instances;
- Item 10b, concerning race was blank in (b)(3) - 112 Public Law instance;
- Item 12, the follow up question regarding nonimmigrant status was incorrectly answered as "yes" in (b)(3) - 112 Public Law 55 125 Stat 552 instances;

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
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- Item 13, state of residence was blank in (b)(3) - 112 Public L instances;
- Item 14, country of citizenship was blank in (b)(3) - 112 Public L instances;
- Item 16, buyer's signature was blank in (b)(3) - 112 Public Law instances; and
- Item 17, certification date was blank in (b)(3) - 112 Public Law 55, 12 instances and incorrect in (b)(3) - 112 Public Law 5 instances.

A violation of 27 CFR 478.124(c)(1) was cited.

Reference: Violation Number 2, Worksheet 2 and Exhibit 3 forms 1 to 11.

Failure to obtain / furnish the information required on ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form. (b)(3) - 112 Public Law ATF Forms 4473 contained a total of (b)(3) - 112 Public L omissions / errors:

- Item 10a. Ethnicity was blank in (b)(3) - 112 Public Law instances;
- Item 18, Type of Firearm was blank in (b)(3) - 112 Public L instances;
- Item 24 "Buyer's Signature" was blank in (b)(3) - 112 Public L instance;
- Item 25 "Recertification Date" was incorrect in (b)(3) - 112 Public L instance; and
- Item 30a. Total Number of Firearms was blank in (b)(3) - 112 Public L instance.

A violation of 27 CFR 478.21(a) was cited.

Reference: Violation Number 3, Worksheet 2 and Exhibit 3 and forms 1, 2, 3, 6 and 8 to 11.

Failure to record on ATF Form 4473 the date which the licensee contacted NICS, as well as any response provided by the system. (b)(3) - 112 Public Law 55 ATF Forms 4473 contained a total of (b)(3) - 112 Public Law 5 omissions / errors:

- Item 21a, the date NICS was contacted was incorrect in (b)(3) - 112 Public L instance; and
- Item 21d, the follow up response after the initial NICS response was "Delayed", was blank in (b)(3) - 112 Public L instances.

A violation of 27 CFR 478.124(c)(3)(iv) was cited.

Refer to Violation Number 4, Worksheet 2, Exhibit 3 and forms 1 and 11

Failure to ensure the person was not prohibited prior to the transfer of a firearm in (b)(3) - 11 instance.

- The person answered "Yes" to question 11d, Are you a fugitive from justice on the ATF Form 4473. Although the buyer was not prohibited at the time of the transfer, he appeared to have been.

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
Trade Name: Bayou Teche Guns

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A violation of 27 CFR 478.99(c) was cited.

Refer to Violation Number 5, Worksheet 2 and Exhibit 3 form 12

The FFL Audit Report indicated there were 83 NICS proceed responses for the last 60 days and 4 denied responses for the inspection period for a total of 87 NICS transactions. Each of the 87 transactions were compared to the ATF Forms 4473 with no discrepancies found. There were no transfers to other federal firearms licensees and no sales to law enforcement officers during the period.

Mr. Brazda stated that he is careful to check the ATF Forms 4473 after the buyer completes the form and has the buyer make any corrections, if needed. He stated that thought he was being thorough with the forms, but will have another employee double check for errors and omissions.

6 - Multiple Sales

The FFL Trace History was obtained from the Violent Crime Analysis Branch which had no multiple sales of handguns reported. There were no unreported Multiple Sales of Handguns found during the inspection.

7 - Suspicious/Prohibited Purchasers

A total of eighteen (18) persons were run in Open Fox Queries, sixteen (16) persons who received no resolution on their NICS check, one (1) person who answered "yes" to 11d of the ATF Form 4473, and one (1) responsible person, with no prohibiting information obtained. There were no straw purchasers, suspicious purchasers, or possible traffickers identified during the inspection.

8 - Trace Activity

A firearms trace history report from the Violent Crime Analysis Branch (VCAB) was requested which was indicated there were (b)(3) - 112 Public L traces for the inspection period. The (b)(3) - 112 Public L traces were more than (b)(3) - 112 Public L year from time purchased to the time traced.

A secondary market analysis was conducted on fifty percent of the used firearms in inventory. A total of 38 firearms were run in Open Fox with no hits obtained.

9 - NFA/Importer/Collector/Manufacturer

The licensee does not deal in NFA firearms, and is not an importer, collector or manufacturer of firearms.

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10 - Referrals

There were no referrals generated regarding this investigation.

11 - Other

The licensee was in compliance with the Youth Handgun Safety Act at the time of inspection. The Youth Handgun Safety Act poster was properly displayed and Mr. Brazda stated he understands that each handgun transfer is to be accompanied with the Youth handgun Safety Act pamphlet and a trigger lock.

The open letter to Louisiana Federal Firearms Licensees dated April 3, 2015, regarding transferring firearms to non-licensed individuals who hold concealed weapon permits was discussed with Mr. Brazda.

12 - Closing Actions

Investigator Sudduth held the closing conference on June 21, 2016, with Owner / Responsible Person Mr. Michael Brazda and his (b)(6). Regulatory requirements were reviewed in detail, and the Acknowledgement of Federal Firearms Regulations (Exhibit 4), as was the Report of Violations. Both were signed and dated by Mr. Brazda. ATF Publication 5300.15, ATF Federal Firearms Quick References and Best Practices Guide was also discussed and provided to Mr. Brazda.

13 - Violations

1. 27CFR478.125(e)
"Repeat violation, January 30, 2009"

Nature of Violation:

Failure to accurately maintain the acquisition & disposition record book. There were (b)(3)-1 discrepancies regarding the A&D books as follow:

- (b)(3) - 112 Public Law 55 125 Stat 552 firearms were not logged out of the A&D record; and
- (b)(3) - 112 Public Law 55 firearms were not reconciled prior to the close of the inspection.

Licensee Response: The licensee stated that (b)(6) and hired new staff during the year, and had not double checked the work as carefully as usual.

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
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Corrective Action: The licensee was given seven (7) days to try to find the firearms, and instructed to file a theft loss report for those firearms not reconciled. The licensee was instructed to record complete, timely and accurate information in future transactions. Each of the discrepancies were corrected prior to the close of the inspection.

Reference: Worksheet 1 and Exhibits 1 and 2

2. **27 CFR 478.124(c)(1)**
“Repeat violation, January 30, 2009”

Nature of Violation:

Failure to properly obtain a completed ATF Form 4473 prior to the disposition of a firearm. (b)(3) - 112 Public Law 55 125 Stat 554) ATF Forms 4473 contained a total of (b)(3) - 112 Public Law 55 125 Stat 55 omissions / errors:

- Item 2, a post office box was used as the buyer’s address in (b)(3) - 112 Public L instances, and the county was blank in (b)(3) - 112 Public L instances;
- Item 10b, concerning race was blank in (b)(3) - 112 Public L instance;
- Item 12, the follow up question regarding nonimmigrant status was incorrectly answered as “yes” in (b)(3) - 112 Public Law 55 125 Stat 55) instances;
- Item 13, state of residence was blank in (b)(3) - 112 Public L) instances;
- Item 14, country of citizenship was blank in (b)(3) - 112 Public L instances;
- Item 16, buyer’s signature was blank in (b)(3) - 112 Public Law instances; and
- Item 17, certification date was blank in (b)(3) - 112 Public Law 55 12) instances and incorrect in (b)(3) - 112 Public Law 5 instances.

Licensee’s Response:

The licensee stated that he had a lot of sickness in his family and hired new staff during the year, and had not double checked the work as carefully as usual.

Corrective Action:

Licensee was instructed to properly obtain complete and correct information on the ATF Form 4473 in future instances.

Reference: Worksheet 2 and Exhibit 3 forms (b)(3) - 112 Public L

3. **27 CFR 478.21(a)**
“Repeat violation, January 30, 2009”

Nature of Violation:

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
Trade Name: Bayou Teche Guns

UI#: 777040-2016-0361-B1B
FFL#: 5-72-097-01-7D-01343

Failure to obtain / furnish the information required on ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form. (b)(3) - 112 Public L
ATF Forms 4473 contained a total of (b)(3) - 112 Public L omissions / errors:

- Item 10a. Ethnicity was blank in (b)(3) - 112 Public L instances;
- Item 18, Type of Firearm was blank in (b)(3) - 112 Public L instances;
- Item 24 "Buyer's Signature" was blank in (b)(3) - 112 Public L instance;
- Item 25 "Recertification Date" was incorrect in (b)(3) - 112 Public L instance; and
- Item 30a. Total Number of Firearms was blank in (b)(3) - 112 Public L instance.

Licensee's Response:

The licensee stated that he had a lot of sickness in his family and hired new staff during the year, and had not double checked the work as carefully as usual.

Corrective Action:

Licensee was instructed to obtain / furnish correct and complete information on the ATF Form 4473 in future instances.

Reference: Worksheet 2, Exhibit 3 and forms (b)(3) - 112 Public Law 55 125 Stat 552

4. 27 CFR 478.124(c)(3)(iv) "Repeat violation, January 30, 2009"

Nature of Violation:

Failure to record on ATF Form 4473 the date which the licensee contacted NICS, as well as any response provided by the system. (b)(3) - 112 Public Law 55
(b)(3) - 112 Public Law 55 ATF Forms 4473 contained a total of (b)(3) - 112 Public L omissions / errors:

- Item 21a, the date NICS was contacted was incorrect in (b)(3) - 112 Public L instance; and
- Item 21d, the follow up response after the initial NICS response was "Delayed", was blank in (b)(3) - 112 Public L instances.

Licensee's Response:

The licensee stated that he had a lot of sickness in his family and hired new staff during the year, and had not double checked the work as carefully as usual.

Corrective Action:

Licensee was instructed to record all NICS information as required on of the ATF Form 4473 in future instances.

Reference: Worksheet 2 and Exhibit 3 forms (b)(3) - 112 Public Law 55.

5. 478.99(c)

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
Trade Name: Bayou Teche Guns

UI#: 777040-2016-0361-B1B
FFL#: 5-72-097-01-7D-01343

Nature of Violation:

Failure to ensure the person was not prohibited prior to the transfer of a firearm in [REDACTED] instance. The person answered "Yes" to question 11d, Are you a fugitive from justice on the ATF Form 4473. Although the buyer was not prohibited at the time of the transfer, he appeared to have been.

Licensee's Response:

The licensee stated that he had a lot of sickness in his family and hired new staff during the year, and had not double checked the work as carefully as usual.

Corrective Action:

The licensee was instructed not to transfer a firearm to a person who appears to be prohibited, and to double check the ATF Form 4473 prior to the transfer in future instances.

Reference Worksheet 2 and Exhibit 3 form [REDACTED]

X

Industry Operations Investigator

Index of Worksheets and Exhibits

Exhibits

Exhibit 1 - A&D Book Errors

Exhibit 2 - Theft / Loss Report

Exhibit 3 - ATF Form 4473 Errors

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

FIREARMS INSPECTION REPORT

Name: Brazda, Michael Robert
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(b)(3) - 112 Public Law 55 125 Stat 552, (b)(6)

Ex federal Firearms Regulations