

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) BJ'S PAWN & JEWELRY, INC BJ'S PAWN SHOP 3828 VETERANS BLVD SUITE A METAIRIE, LA 70002, JEFFERSON	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 777040-2016-0421-B1B		
	3. PERMIT/LICENSE NUMBER 572051028H37058	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, 05/16/2016

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	9	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	383	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: 09/09/2016

Viols WL ONLY and No Recall Inspection

12. TIME ACCOUNTING DATA	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b) (6)
AUG 2016	112.00
SEP 2016	7.00
ATF OFFICER'S SUBTOTAL	119.00
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	119.00

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 09/13/2016	

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 BJ'S PAWN & JEWELRY , INC BJ'S PAWN SHOP	Street Address 3828 VETERANS BLVD SUITE A	City METAIRIE	State LA	Zip Code 70002-	County JEFFERSON	Page 1 of 6 Pages
License/Permit/Registry Number (If any) 572051028H37058	Expiration Date 8/1/2018	Date(s) or Period of Inspection 08/02/2016 through 08/02/2015				

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 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) - Public Law 114-502 ATF Forms 4473 contained a total of (b) (3) - Public Law 114-502 omissions / errors:

- Item 11a, the licensee transferred a firearm to a non-licensee when the non-licensee answered "NO" to the question, indicating the transferee was not the actual buyer of the firearm (b) (3) - Public Law 114-502 instances,
- Item 24, buyer's signature, was left blank in (b) (3) - Public Law 114-502 instance;
- Item 25, recertification date, was left blank in (b) (3) - Public Law 114-502 instance,
- Item 33, seller's name, was left blank in (b) (3) - Public Law 114-502 instance,
- Item 35, seller's title, was left blank in (b) (3) - Public Law 114-502 instance.

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 was instructed to 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.

Report of Violations

Instructions

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Name of Proprietor BJ'S PAWN & JEWELRY , INC BJ'S PAWN SHOP	Street Address 3828 VETERANS BLVD SUITE A	City METAIRIE	State LA	Zip Code 70002-	County JEFFERSON	Page 2 of 6 Pages
License/Permit/Registry Number (If any) 572051028H37058		Expiration Date 8/1/2018	Date(s) or Period of Inspection 08/02/2016 through 08/02/2015			

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:

The licensee transferred (b) (3) - PUBLIC LAW firearm to an unlicensed person on (b) (3) - PUBLIC LAW occasions knowing or having reasonable cause to believe that the buyer was prohibited from receiving a firearm:

- Transferee answered "yes" in response to question 11d, ATF Form 4473, "Are you a fugitive from justice?",
- Transferee answered "yes" in response to question 11c, ATF Form 4473, "Have you ever been convicted in any court of a felony, or any other crime, for which the judge could imprison you for more than one year?"

Citation: 27 CFR 478.99(c)

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 an unlicensed individual knowing or having reasonable cause to believe that the buyer could be prohibited.

Report of Violations

Instructions

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Name of Proprietor BJ'S PAWN & JEWELRY , INC BJ'S PAWN SHOP	Street Address 3828 VETERANS BLVD SUITE A	City METAIRIE	State LA	Zip Code 70002-	County JEFFERSON	Page 3 of 6 Pages
License/Permit/Registry Number (If any) 572051028H37058	Expiration Date 8/1/2018	Date(s) or Period of Inspection 08/02/2016 through 08/02/2015				

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:

Failure to properly obtain a completed ATF Form 4473 prior to the disposition of a firearm.

(b) (3) - Public Law 112-55 (125 Stat. 55) ATF Forms 4473 contained a total of (b) (3) - Public Law 112-55 (125 Stat. 55) omissions / errors:

- Item 1, transferee's full name was in error in (b) (3) - Public Law 112-55 (125 Stat. 55) instance,
- Item 2, current residence address was in error in (b) (3) - Public Law 112-55 (125 Stat. 55) instances,
- Item 3, place of birth was in error in (b) (3) - Public Law 112-55 (125 Stat. 55) instance,
- Item 11c, was left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instance,
- Item 11e was left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instance,
- Item 11k was left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instance,
- Item 11L was left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instances
- Item 13, "What is your state of residence?" was in error in (b) (3) - Public Law 112-55 (125 Stat. 55) instance and left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instance,
- Item 16, buyer's signature was left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instances,
- Item 17, certification date was in error in (b) (3) - Public Law 112-55 (125 Stat. 55) instances and left blank in (b) (3) - Public Law 112-55 (125 Stat. 55) instances.

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 was advised to properly obtain a completed ATF Form 4473 prior to the disposition of a firearm.

Report of Violations

Instructions

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Name of Proprietor BJ'S PAWN & JEWELRY , INC BJ'S PAWN SHOP	Street Address 3828 VETERANS BLVD SUITE A	City METAIRIE	State LA	Zip Code 70002-	County JEFFERSON	Page 4 of 6 Pages
License/Permit/Registry Number (If any) 572051028H37058	Expiration Date 8/1/2018	Date(s) or Period of Inspection 08/02/2016 through 08/02/2015				

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 verify the identity of the transferee by examining the identification document presented, and note on the ATF Form 4473 the type of identification used. Item 20a, identification, was left blank on (b) (3) - Public Law ATF Form 4473.

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)

Identify of the transferee by examining the identification document presented, and note on the ATF Form 4473 the type of identification used.

Number: 5

Nature of Violation:

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

- Item 21a, date the transferee's identifying information in section A was transmitted to NICS was in error in (b) (3) - Public Law instances,
- Item 21c, the response initially provided by NICS, was blank (b) (3) - Public Law instance,
- Item 21d was left blank (b) (3) - Public Law instance.

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

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee was instructed to record on ATF Form 4473 the date, response, and identification number provided by the NICS.

Report of Violations

Instructions

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Name of Proprietor BJ'S PAWN & JEWELRY , INC BJ'S PAWN SHOP	Street Address 3828 VETERANS BLVD SUITE A	City METAIRIE	State LA	Zip Code 70002-	County JEFFERSON	Page 5 of 6 Pages
License/Permit/Registry Number <i>(If any)</i> 572051028H37058		Expiration Date 8/1/2018		Date(s) or Period of Inspection 08/02/2016 through 08/02/2015		

Inspection Results

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

Number: 6

Nature of Violation:

Failure to identify by manufacturer, model, serial number, type, and caliber or gauge of a firearm on ATF Form 4473. (b) (3) - Public Law 101-646 ATF Forms 4473 contained a total of (b) (3) - Public Law 101-646 omissions / errors:
•Item 28, serial number, was left blank (b) (3) - Public Law 101-646 instances.

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)

Identify by manufacturer, model, serial number, type, and caliber or gauge of a firearm on ATF Form 4473.

Number: 7

Nature of Violation:

Failure to sign and record the date that the transfer was completed on ATF Form 4473 or (b) (3) - Public Law 101-646 form.

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)

Sign and record the date that the transfer was completed on 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 BJ'S PAWN & JEWELRY , INC BJ'S PAWN SHOP	Street Address 3828 VETERANS BLVD SUITE A	City METAIRIE	State LA	Zip Code 70002-	County JEFFERSON	Page 6 of 6 Pages
License/Permit/Registry Number (If any) 572051028H37058	Expiration Date 8/1/2018	Date(s) or Period of Inspection 08/02/2016 through 08/02/2015				

Inspection Results

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

Number: 8

Nature of Violation:

Failure to accurately maintain the acquisition & disposition record book:

(b) (3) - Public Law 112-55 (125 Stat.)
(b) (3) - Public Law 111
instances of acquisition recorded but not timely and/or correctly,
instance of acquisition not recorded prior to inspection,
(b) (3) - Public Law 112
instances of disposition not recorded.

Citation: 27 CFR 478.125(e)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee was instructed to accurately maintain the acquisition & disposition record book.

Number: 9

Nature of Violation:

Failure to submit the required ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, if (b) (3) - Public Law 112
instance involving (b) (3) - Public Law 112
handguns.

Citation: 27 CFR 478.126a

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee was instructed to submit the required ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers when required.

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

Jimmy G. Lee GUN. MGR.

Date
8/30/16

Signature and
(b) (6) *TOI*

Date
8/30/16



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

www.atf.gov

September 12, 2016

777040(b) (6)
5373

CERTIFIED MAIL – RETURN RECEIPT REQUIRED

BJ's Pawn & Jewelry Inc.
BJ's Pawn Shop
3828 Veterans Blvd. Suite A
Metairie, LA 70002
Re: 5-72-051-02-8H-37058

Dear Mr. Lewis:

During a recent compliance inspection at your firearms business covering the period of August 2, 2015, to August 2, 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.

BJ's Pawn & Jewelry Inc.
BJ's Pawn Shop

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: BJ's Pawn & Jewelry Inc.
Trade Name: BJ's Pawn Shop

UI#: 777040-2016-0421-B1B
FFL#: 5-72-051-02-8H-37058

Address: 3828 Veterans Blvd. Suite A
Metairie, LA 70002

1 - Introduction

Inspection Profile:

Investigator (b)(6) conducted an on-site Firearms Disposition Emphasis (DE) Investigation of BJ's Pawn & Jewelry, Inc. located at the above referenced address on August 2-4 and 8-10, 2016. The period of the inspection was August 2, 2015, to August 2, 2016. No advance notification was given to the licensee. Terry Lewis, general manager / responsible person, was interviewed and identified by LADL (b)(6). A closing conference was held on August 30, 2016, with Terry Lewis.

Business Profile:

BJ's Pawn & Jewelry, Inc. is a Federal Firearms Licensee. The FFL operates the business from a commercially zoned retail storefront property which is located in suburban Metairie, Louisiana. The licensee pawns and sells new and used long guns and handguns, as well as ammunition, jewelry, electronics, tools, bicycles, and other miscellaneous pawnshop items to the general public. Mr. Lewis stated that they did not conduct gunsmith work on the business premise but occasionally may send a firearm to a licensed gunsmith for repair. Mr. Lewis stated they do not sell at gun shows. The licensee stated that they do occasionally conduct transfers for individuals who they know. Mr. Lewis stated that they do not sell or advertise firearms on their website, www.bjspawn.com. The licensee's primary suppliers were individuals, (b)(4). The licensee does sell or deal in NFA Firearms. The licensee did not engage in importation, exportation or manufacturing. As per the FLS the FFL was originally issued on July 8, 1997.

The licensee had acquired approximately (b)(4) firearms (b)(4) handguns (b)(4) long guns) and disposed of approximately (b)(4) (b)(4) firearms during the period of inspection. The licensee deals in new and used firearms.

The licensee holds one other ATF license which is a BJ's Pawnshop located in Gretna, Louisiana. The licensee stated there was no offsite storage.

The licensee displayed Louisiana State Sales Tax Registration Certificate # (b)(3) - 26 USC 6103 State of Louisiana Commissioner of Financial Institutions

FIREARMS INSPECTION REPORT

Name: BJ's Pawn & Jewelry Inc.
Trade Name: BJ's Pawn Shop

UI#: 777040-2016-0421-B1B
FFL#: 5-72-051-02-8H-37058

Pawnbrokers License #937941-648610, exp. 12/31/2016, Jefferson Parish Chain Store License Tax # (b)(3) - 26 USC 6103 and 2016 Jefferson Parish Occupational License #25282216, account # 13187534.

Ownership and Control:

Terry Lewis was correctly listed as the responsible person in the Federal Licensing System Database (FLS). Mr. Lewis stated there had been no unreported changes of ownership or control and that he and William Johnson are the only responsible persons of BJ's Pawn & Jewelry Inc.

Variance:

There were no variances in the file. No variances were requested during this investigation.

2 - Recommendation

Violts WL ONLY and No Recall Inspection. The following violations warrant a Warning Letter recommendation:

- Transfer of a firearm in not more than four instances to a person who, although not actually prohibited at the time of transfer, appeared to be prohibited,
- Failure to record any ID on (b)(7)(E) percent of Forms 4473 examined,
- Failure to file multiple sales reports when legally required on fewer than (b)(7)(E) instances.

3 - Inspection History

Date of Inspection: July 22, 2013 – IOI (b)(6)
Type of Inspection: Pawnbroker Recall (F) Investigation
UI#: 777040-2013-0181-B1B
Inspection Results: Violts ROV ONLY No Recall Inspection.
Cited Violations: **27 CFR 478.21(a) Repeat of Violation cited on June 20, 2011**
- 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 for a total of (b)(3) - 112 Public Law 55 forms and (b)(3) errors or omissions:
(b)(3) - 112 Public Law 55 forms Item 18, type of firearms to be transferred was blank; (b)(3) - 112 Public Law 55 forms Items 31 and 32 FFL name and address, and FFL number was blank for a total of (b)(3) - 112 Public Law 55 instances; and (b)(3) - 112 Public Law 55 form Items 33 and 35 seller's name and title were blank for a total of (b)(3) - 112 Public Law 55 instances.

FIREARMS INSPECTION REPORT

Name: BJ's Pawn & Jewelry Inc.
Trade Name: BJ's Pawn Shop

UI#: 777040-2016-0421-B1B
FFL#: 5-72-051-02-8H-37058

27 CFR 478.124(c) (1) Repeat of Violation cited on June 20, 2011 and September 18, 2012 - Failure to obtain a properly completed ATF Form 4473 prior to the disposition of a firearm on (b)(3) - 112 Public Law forms: Item 11i, question regarding alien status was blank on (b)(3) - 112 Public L form, Item 13, state of residence was blank, and Item 17, certification date was incorrect on (b)(3) - 112 Public L form.

27 CFR 478.124(c)(3)(iv) Repeat of Violation cited on September 18, 2012, June 20, 2011, and March 24, 2005 - Failure to complete all required NICS information on the ATF Form 4473 for a total of (b)(3) - 112 Public Law forms: (b)(3) - 112 Public Law 55 Forms, item 21c, initial NICS response was blank; and (b)(3) - 112 Public Law 55 forms item 21d, follow up after a "delay" response was blank.

27 CFR 478.124(c)(5) - Failure to complete items 34, seller's signature and transfer date in item 36 as required on (b)(3) - 112 Public L forms and (b)(3) - 112 Pub instances: In (b)(3) - 112 Pub instance item 34 was blank, (b)(3) - 112 Pub instances item 36 was blank.

Date of Inspection:
Type of Inspection:
UI#:
Inspection Results:
Cited Violations:

September 18, 2012 – IOI (b)(6)
Pawnbroker Recall (F) Investigation
777040-2012-0065-B1B
Viols ROV Warning Letter and Recall.

27 CFR 478.125(e) – Licensee failed to maintain his A/D record book. There were (b)(3) - 112 Public Law open entries in his A/D record book but the firearms were not in the store. Also, there were (b)(3) - 112 Public Law firearms discovered in the store but listed in his A/D record book as being sold.

27 CFR 478.124(c)(1) Repeat Violation cited on June 20, 2011 and September 18, 2012 – Failure to obtain properly completed ATF F 4473 in (b)(3) - 112 Public L instances: Item #2 – address incorrect (b)(3) instances).

27 CFR 478.124(c)(3)(iv) Repeat violation cited on June 20, 2011 and March 24, 2005 – Failure to record all required NICS information on ATF F 4473, in (b)(3) - 112 Public L instances. Item 21d (blank), (b)(3) - 112 Public L instances.

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

A full inventory was conducted during the inspection. The inventory verification disclosed a total of three hundred and seventy two (372) firearms in the physical inventory and (b)(3) - 112 Public Law 55 125 Stat 552 open dispositions, a discrepancy of (b)(3) - 112 Public L. The discrepancies were the result of the licensee having (b)(3) - 112 Public Law firearms in which the

FIREARMS INSPECTION REPORT

Name: BJ's Pawn & Jewelry Inc.
Trade Name: BJ's Pawn Shop

UI#: 777040-2016-0421-B1B
FFL#: 5-72-051-02-8H-37058

disposition was not recorded in the A & D record book and (b)(3) - 112 Public Law 55 125 Stat 552 firearm in which the acquisition was not recorded prior to the inspection.

Upon completion of the inventory reconciliation the A & D record and physical inventory matched with (b)(3) - 112 Public Law 55 125 Stat 552 firearms and open disposition spaces.

(b)(3) - 112 Public Law 55 125 Stat 552 instances of acquisition were recorded but not timely and/or correctly. Included in the (b)(3) - 112 Public Law 55 125 Stat 552 instances of firearm acquisitions recorded incorrectly were omission of or incorrect manufacturer of a firearm recorded (b)(3) - 112 Public Law 55 125 Stat 552 times, incorrect serial number of a firearm recorded (b)(3) - 112 Public Law 55 125 Stat 552 times, incorrect model number of a firearm recorded (b)(3) - 112 Public Law 55 125 Stat 552 times, importer of a firearm not recorded (b)(3) - 112 Public Law 55 125 Stat 552 times, and incorrect caliber of a firearm recorded (b)(3) - 112 Public Law 55 125 Stat 552 times (See Worksheet 1, lines 1-26).

As a corrective action Mr. Lewis corrected all errors in the acquisition and disposition record book during the investigation.

A violation of 27 CFR 478.125(e) was cited for failure to accurately maintain the A & D record. **Reference ROV # 8 and Worksheet 1.**

Twenty five (25) firearms were traced from acquisition to disposition with no discrepancies found. There were no current theft/loss reports submitted during the inspection period.

5 - ATF Forms 4473 – NICS & Other Dispositions

There were a total of (b)(3) - 112 Public Law 55 125 Stat 552 ATF Forms 4473 for the inspection period of August 2, 2015 – August 2, 2016. All (b)(3) - 112 Public Law 55 125 Stat 552 forms were reviewed from the previous twelve (12) months. The results of the review of errors / omissions and the FFL Audit Log verification is noted below:

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 55 125 Stat 552 ATF Forms 4473 contained a total of (b)(3) - 112 Public Law 55 125 Stat 552 omissions / errors:

- Item 11a, the licensee transferred a firearm to a non-licensee when the non-licensee answered "NO" to the question, indicating the transferee was not the actual buyer of the firearm in (b)(3) - 112 Public Law 55 125 Stat 552 instances,
- Item 24, buyer's signature, was left blank in (b)(3) - 112 Public Law 55 125 Stat 552 instance;
- Item 25, recertification date, was left blank in (b)(3) - 112 Public Law 55 125 Stat 552 instance,
- Item 33, seller's name, was left blank in (b)(3) - 112 Public Law 55 125 Stat 552,
- Item 35, seller's title, was left blank in (b)(3) - 112 Public Law 55 125 Stat 552 instance.

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

Reference ROV #1, Worksheet 2, and Exhibits 4, 5, 6, and 11.

FIREARMS INSPECTION REPORT

Name: BJ's Pawn & Jewelry Inc.
Trade Name: BJ's Pawn Shop

UI#: 777040-2016-0421-B1B
FFL#: 5-72-051-02-8H-37058

The licensee transferred (b)(3) - 112 Public L firearm to an unlicensed person on (b)(3) - 112 Public L occasions knowing or having reasonable cause to believe that the buyer was prohibited from receiving a firearm.

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

(b)(6), were run in Open Fox and the ANR database with no prohibiting information returned.

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

Reference ROV #2, Worksheet 2, and Exhibits 1 and 9.

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 of (b)(3) - 112 Public Law 55 125 Stat 552 omissions / errors:

- Item 1, transferee's full name was in error in (b)(3) - 112 Public L instance,
- Item 2, current residence address was in error in (b)(3) - 112 Public L instances,
- Item 3, place of birth was in error in (b)(3) - 112 Public L instance,
- Item 11c, was left blank in (b)(3) - 112 Public Law 55 stance,
- Item 11e was left blank in stance,
- Item 11k was left blank in stance,
- Item 11L was left blank in instances
- Item 13, "What is your state of residence?" was in error in (b)(3) - 112 Public L instance and left blank in (b)(3) - 112 Public L instance,
- Item 16, buyer's signature was left blank in (b)(3) - 112 Public L instances,
- Item 17, certification date was in error in (b)(3) - 112 Public L instances and left blank in (b)(3) - 112 P stances.

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

Reference ROV # 3, Worksheet 2, and Exhibits 2, 3, 7, 8, 10, 12, 13, and 14.

Failure to verify the identity of the transferee by examining the identification document presented, and note on the ATF Form 4473 the type of identification used. Item 20a, identification, was left blank on (b)(3) - 112 Public L ATF Form 4473.

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

Reference ROV # 4 and Worksheet 2.

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Failure to record on ATF Form 4473 the date on which the licensee contacted the NICS, as well as any response provided by the system, including any identification number provided by the system. [REDACTED] ATF Forms 4473 contained a total of [REDACTED] omissions / errors:

- Item 21a, date the transferee's identifying information in section A was transmitted to NICS was in error in [REDACTED] instances,
- Item 21c, the response initially provided by NICS, was blank in [REDACTED] instance,
- Item 21d was left blank in [REDACTED] instance.

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

Reference ROV # 5, Worksheet 2, and Exhibit 4 and 8.

Failure to identify by manufacturer, model, serial number, type, and caliber or gauge of a firearm on ATF Form 4473. [REDACTED] ATF Forms 4473 contained a total [REDACTED] omissions / errors:

- Item 28, serial number, was left blank in [REDACTED] instances.

The licensee corrected a copy [REDACTED], ATF Form 4473, during the investigation and attached it to the original.

A violation of **27 CFR 478.124(c)(4)** was cited.

Reference ROV # 6 and Worksheet 2.

Failure to sign and record the date that the transfer was completed on ATF Form 4473 on [REDACTED] form.

A violation of **27 CFR 478.124(c)(5)** was cited.

Reference ROV #7, Worksheet 2, and Exhibit 4.

The NICS FFL Audit Report was used to verify that the FFL was complying with the requirement to conduct a NICS check. The licensee had a total of [REDACTED] transactions. [REDACTED] responses were verified. The NICS FFL Audit Report was also used to verify that the NICS system was not being used for improper purposes. No discrepancies were found. The licensee was reminded of 28 CFR Chapter 1 Part 25.6 in the Federal Firearms Regulations Reference Guide which states that FFLs are strictly prohibited from initiating a NICS background check for any other purpose than in connection with a proposed firearm transfer as required by the Brady Act.

6 - Multiple Sales

The Violent Crime Analysis Branch FFL trace history query disclosed the number of multiple sales reported during the inspection period was [REDACTED] transactions involving [REDACTED] firearms. [REDACTED] instance was revealed in which the licensee failed to file the

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form. The licensee was cited for **27 CFR 478.126a** - failure to submit the required ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, in instance involving [REDACTED] handguns. **Reference ROV #9, Worksheet 2, and Exhibit 15.**

7 - Suspicious/Prohibited Purchasers

There were no prohibited purchasers identified during the investigation.

Mr. William Johnson and Terry Lewis, responsible persons, were selected for an Open Fox query with no prohibiting information returned.

The following individuals were also selected for an Open Fox query due to answering "yes" to prohibiting questions or incomplete NTN information on their respective ATF Form 4473: (b)(3) - 112 Public Law 55 125 Stat 552, (b)(6) [REDACTED]

[REDACTED] no prohibiting information was returned.

A total of eleven (11) individuals were run in Open Fox.

8 - Trace Activity

The Violent Crime Analysis Branch Firearm Trace History query revealed that the licensee was associated with [REDACTED] successful trace request during the past twelve (12) months and had no other information to report.

Secondary market analysis was conducted on three hundred seventy two (372) firearms with no stolen gun hits returned.

9 - NFA/Importer/Collector/Manufacturer

The licensee was not an NFA dealer, importer, collector, or manufacturer.

10 - Referrals

No Referrals of Information were submitted as a result of this inspection.

11 - Other

Mr. Lewis was reminded to provide written notification (ATF I 5300.2, Youth Handgun Safety Act Notice) while delivering handguns to non-licensed individuals. The licensee displayed the ATF I 5300.1 poster.

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12 - Closing Actions

On August 30, 2016, a closing conference was held with Mr. Lewis. The licensee was informed of all recordkeeping requirements. The Acknowledgement of Federal Firearms Regulations was reviewed and signed by Mr. Lewis (**Exhibit 16**). A copy was provided to the licensee for future reference. Investigator (b)(6) answered all questions and provided contact phone numbers.

13 - Violations

1. **27 CFR 478.21(a)**
REPEAT OF VIOLATION CITED ON AUGUST 29, 2013

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 L ATF Forms 4473 contained a total of (b)(3) - 112 Public L omissions / errors:

- Item 11a, the licensee transferred a firearm to a non-licensee when the non-licensee answered "NO" to the question, indicating the transferee was not the actual buyer of the firearm in (b)(3) - 112 Public L instances,
- Item 24, buyer's signature, was left blank in (b)(3) - 112 Public L instance;
- Item 25, recertification date, was left blank in (b)(3) - 112 Public L instance,
- Item 33, seller's name, was left blank in (b)(3) - 112 Public L instance,
- Item 35, seller's title, was left blank in (b)(3) - 112 Public L instance.

Licensee's Response:

Mr. Lewis stated that the errors were the result of human error.

Corrective Action:

The licensee was instructed to 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.

Reference ROV # 1, Worksheet 1, and Exhibits 4, 5, 6, and 11.

2. **27 CFR 478.99(c)**

Nature of violation:

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The licensee transferred (b)(3) - 112 Public L firearm to an unlicensed person on (b)(3) - 112 Public L occasions knowing or having reasonable cause to believe that the buyer was prohibited from receiving a firearm.

- Transferee answered "yes" in response to question 11d, ATF Form 4473, "Are you a fugitive from justice?"
- Transferee answered "yes" in response to question 11c, ATF Form 4473, "Have you ever been convicted in any court of a felony, or any other crime, for which the judge could imprison you for more than one year?"

Licensee's Response:

The licensee stated that it was laziness and human error.

Corrective Action:

The licensee was instructed not to transfer a firearm to an unlicensed individual knowing or having reasonable cause to believe that the buyer could be prohibited.

Reference ROV #2, Worksheet 2, and Exhibits 1 and 9.

3. **27 CFR 478.124(c)(1)**
REPEAT OF VIOLATION CITED ON AUGUST 29, 2013 and SEPTEMBER 24, 2012

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 552) ATF Forms 4473 contained a total of (b)(3) - 112 Public Law 55 125 Stat 552) omissions / errors:

- Item 1, transferee's full name was in error in (b)(3) - 112 Public L instance,
- Item 2, current residence address was in error in (b)(3) - 112 Public L instances (**Exhibit __**),
- Item 3, place of birth was in error in (b)(3) - 112 Public L instance,
- Item 11c, was left blank in (b)(3) - 112 Public L instance,
- Item 11e was left blank in (b)(3) - 112 Public L instance,
- Item 11k was left blank in (b)(3) - 112 Public L instance,
- Item 11L was left blank in (b)(3) - 112 Public L instances
- Item 13, "What is your state of residence?" was in error in (b)(3) - 112 Public L instance and left blank in (b)(3) - 112 Public L instance,
- Item 16, buyer's signature was left blank in (b)(3) - 112 Public L instances,

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- Item 17, certification date was in error in (b)(3) - 112 Public instances and left blank in (b)(3) - 112 F instances.

Licensee's Response:

Mr. Lewis stated that it was because employees were in a rush. Mr. Lewis stated that they have had a meeting and are doing things differently now double checking each other.

Corrective Action:

The licensee was advised to properly obtain a completed ATF Form 4473 prior to the disposition of a firearm.

Reference ROV # 3, Worksheet 2, and Exhibits 2, 3, 7, 8, 10, 12, 13, and 14.

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

Nature of violation:

Failure to verify the identity of the transferee by examining the identification document presented, and note on the ATF Form 4473 the type of identification used. Item 20a, identification, was left blank on (b)(3) - 112 Public ATF Form 4473.

Licensee's Response:

Mr. Lewis stated that it was human error.

Corrective Action:

Identify of the transferee by examining the identification document presented, and note on the ATF Form 4473 the type of identification used.

Reference ROV # 4 and Worksheet 2.

5. **27 CFR 478.124(c)(3)(iv)**
REPEAT OF VIOLATION CITED ON AUGUST 29, 2013 and SEPTEMBER 24, 2012.

Nature of violation:

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Failure to record on ATF Form 4473 the date on which the licensee contacted the NICS, as well as any response provided by the system, including any identification number provided by the system. [REDACTED] ATF Forms 4473 contained a total of [REDACTED] omissions / errors:

- Item 21a, date the transferee's identifying information in section A was transmitted to NICS was in error in [REDACTED] instances,
- Item 21c, the response initially provided by NICS, was blank in [REDACTED] instance,
- Item 21d was left blank in [REDACTED] instance.

Licensee's Response:

Mr. Lewis stated that it was the result of laziness and two people getting involved in a transaction.

Corrective Action:

The licensee was instructed to record on ATF Form 4473 the date, response, and identification number provided by the NICS.

Reference ROV # 5, Worksheet 2, and Exhibits 4 and 8.

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

Nature of violation:

Failure to identify by manufacturer, model, serial number, type, and caliber or gauge of a firearm on ATF Form 4473. [REDACTED] ATF Forms 4473 contained a total of [REDACTED] omissions / errors:

- Item 28, serial number, was left blank in [REDACTED] instances.

Licensee's Response:

Mr. Lewis stated that it was the result of laziness and two people getting involved in a transaction.

Corrective Action:

Identify by manufacturer, model, serial number, type, and caliber or gauge of a firearm on ATF Form 4473.

Reference ROV # 6 and Worksheet 2.

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7. **27 CFR 478.124(c)(5)**
REPEAT OF VIOLATION CITED ON AUGUST 29, 2013

Nature of violation:

Failure to sign and record the date that the transfer was completed on ATF Form 4473 on [REDACTED] form.

Licensee's Response:

Mr. Lewis stated that he knew it was human error.

Corrective Action:

Sign and record the date that the transfer was completed on ATF Form 4473.

Reference ROV # 7, Worksheet 2, and Exhibit 4.

8. **27 CFR 478.125(e)**
REPEAT OF VIOLATION CITED ON AUGUST 29, 2013 and SEPTEMBER 24, 2012.

Nature of violation:

Failure to accurately maintain the acquisition & disposition record book:

- [REDACTED] instances of acquisition recorded but not timely and/or correctly.
- [REDACTED] instance of acquisition not recorded prior to inspection.
- [REDACTED] instances of disposition not recorded.

Licensee's Response:

Mr. Lewis stated that it was not paying attention to detail like they should.

Corrective Action:

The licensee was instructed to accurately maintain the acquisition & disposition record book.

Reference ROV # 8 and Worksheet 1.

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9. **27 CFR 478.126a**

Nature of violation:

Failure to submit the required ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, in (b)(3) - 112 Public instance involving (b)(3) - 112 Public handguns.

Licensee's Response:

Mr. Lewis stated that it was the result of carelessness.

Corrective Action:

The licensee was instructed to submit the required ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers when required.

Reference ROV # 9, Worksheet 2 and Exhibit 15.

X

(b)(6)

Industry Operations Investigator

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Exhibit 10 - Forms 4473 with violations
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