

## Assignment and Report

<b>1. OPERATING NAME AND ADDRESS</b> (INCLUDE ZIP CODE AND COUNTY) SHIRLEY, BENJAMIN RAY HAYWOOD SHOOTING SUPPLY 39 SIMEON WHITE RD GLASGOW, KY 42141, BARREN	<b>2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.)</b> 775045-2015-0315-B1B			
	<table border="1" style="width: 100%; border-collapse: collapse;"><tr><td style="width: 33%;"><b>3. PERMIT/LICENSE NUMBER</b> 461009017K04558</td><td style="width: 33%;"><b>4a. TARGET DATE</b></td><td style="width: 33%;"><b>4b. TARGET HOURS</b></td></tr></table>	<b>3. PERMIT/LICENSE NUMBER</b> 461009017K04558	<b>4a. TARGET DATE</b>	<b>4b. TARGET HOURS</b>
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	<b>5. REQUESTED BY (SIGNATURE, TITLE AND DATE)</b>			

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

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**7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)**  
(b)(6), Area Supervisor, 07/30/2015

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**8. PURPOSE/SPECIAL INSTRUCTIONS**  
Conduct firearms compliance inspection in accordance with applicable provisions of ATF H 5030.2C and the 2015 Domain Assessment. This licensee has not been inspected since 09/13/2011. Conduct compliance inspection concurrently with COA application.

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<b>9. INSPECTION RESULTS</b> <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC	<b>10. TRAVEL EXPENSES (OPTIONAL)</b>
NO. OF VIOLATIONS    8    NO. OF REFERRALS	2111 - PER DIEM
NO. OF TECS CHECKS    40    NO. OF TECS HITS	2112 - P.O.A.
NO. OF TAX ADJUSTMENTS    \$ VALUE OF TAX INCREASES	2113 - COMM. AIR
NO. OF ASSESSMENTS    \$ VALUE OF TAX DECREASES	2114 - RENTAL CAR
NO. OF CLAIMS    \$ VALUE OF ASSESSMENTS	2115 - GPV EXPENSES
NO. OF TAX PERIODS    \$ VALUE OF CLAIMS	2116 - MISC.
NO. OF TAX PERIODS    \$ VALUE OF TAXES VERIFIED	TOTAL \$ FOR INSP.

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**11. ATF OFFICER'S RECOMMENDATION**  
Submitted by (b)(6) - Industry Operations Investigator

Submitted on: 09/07/2015  
This is a report of an unannounced inspection of the operations of Benjamin Ray Shirley dba Haywood Shooting Supply conducted by IOI (b)(6) and (b)(6) on August 26, 2015. This full compliance inspection is being conducted in conjunction with an Amended Application inspection (775045-2015-0314). IOI (b)(6) interviewed Benjamin Ray Shirley (b)(6) Owner/Responsible Person.

Report of Violations and Warning letter. The Warning Letter is recommended due to the licensee failing to report multiple sale and instances of transferring a long gun to resident of another state that violates state law.

Viols WL ONLY and No Recall Inspection

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<b>12. TIME ACCOUNTING DATA</b>	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)    (b)(6)	
AUG 2015    27.00	
SEP 2015    13.00	
ATF OFFICER'S SUBTOTAL    40.00	ATF OFFICER'S SIGNATURE
TOTAL HOURS    40.00	

## Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY)  SHIRLEY, BENJAMIN RAY HAYWOOD SHOOTING SUPPLY 39 SIMEON WHITE RD GLASGOW, KY 42141, BARREN	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 775045-2015-0315-B1B		
	3. PERMIT/LICENSE NUMBER 461009017K04558	4a. TARGET DATE	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

### 13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION  
Viols WL ONLY and No Recall Inspection

☒ REVIEWED      ☒ CONCUR      ☐ SEE COMMENTS      ☒ FINAL DISPOSITION

SIGNATURE AND TITLE APROGERS - DIO	REVIEW DATE 09/23/2015
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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 SHIRLEY, BENJAMIN RAY HAYWOOD SHOOTING SUPPLY	Street Address 39 SIMEON WHITE RD	City GLASGOW	State KY	Zip Code 42141-	County BARREN	Page 1 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 461009017K04558		Expiration Date 10/1/2017	Date(s) or Period of Inspection 08/26/2015 through 09/02/2015			

### 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 require the transferee/buyer to record all necessary information in items 11i and 17.  
Item 11i, Are you an alien admitted to the United States under a nonimmigrant visa?, is blank on (b)(3) 112 forms. Item 17, Certification Date, is blank on (b)(3) 112 forms.

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)*

Ensure to require the transferee/buyer to record all necessary information on ATF Forms 4473. Prior to transferring a firearm, make sure the transferee/buyer has answered "YES" they are the actual buyer and "NO" to the prohibiting questions (items 11b through 11i). Always require the transferee/buyer to sign and date the ATF Form 4473.

Number: 2

#### Nature of Violation:

Failure to record all required information in item 20b of ATF Forms 4473. Item 20b, Alternate Documentation, is blank on (b)(3) 112 forms. The licensee failed to record alternate documentation when the buyers address on the ATF Form 4473 did not match the address on the identification.

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)*

Ensure to review and record proper identification prior to transferring a firearm.

## 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 SHIRLEY, BENJAMIN RAY HAYWOOD SHOOTING SUPPLY	Street Address 39 SIMEON WHITE RD	City GLASGOW	State KY	Zip Code 42141-	County BARREN	Page 2 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 461009017K04558		Expiration Date 10/1/2017	Date(s) or Period of Inspection 08/26/2015 through 09/02/2015			

### 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 record all required information in item 21a of ATF Forms 4473. Item 21a, the date NICS was contacted, is blank on (b)(3) 11 forms.

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

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:** Ensure to properly record all NICS information on ATF Forms 4473.

*(If not corrected immediately)*

**Number:** 4

**Nature of Violation:**

Failure to accurately record all required information in item 34 and 36 of ATF Forms 4473. Item 34, Transferor's/Seller's Signature, is blank on (b)(3) 11 forms. Item 36, Date Transferred, is answered in error on (b)(3) 11 forms.

**Citation:** 27 CFR 478.124(c)(5)

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:** Ensure that the seller prints their name, signs their name, records their title and dates the ATF Form 4473 when transferring a firearm.

*(If not corrected immediately)*



## 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 SHIRLEY, BENJAMIN RAY HAYWOOD SHOOTING SUPPLY	Street Address 39 SIMEON WHITE RD	City GLASGOW	State KY	Zip Code 42141-	County BARREN	Page 3 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 461009017K04558		Expiration Date 10/1/2017	Date(s) or Period of Inspection 08/26/2015 through 09/02/2015			

### 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 complete ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, when two or more handguns were transferred to the same individual within five business days. On (b)(3) 112 occasions, the licensee sold two or more handguns to an individual without completing ATF Form 3310.4,

**Citation:** 27 CFR 478.126a

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:**

*(If not corrected immediately)*

After being instructed to do so, the licensee completed and submitted the ATF Forms 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers.

**Number:** 6

**Nature of Violation:**

In (b)(3) 112 instances, the licensee transferred a long gun to an out of state resident in violation of state law.

**Citation:** 27 CFR 478.99(a)

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:**

*(If not corrected immediately)*

The licensee will only transfer long guns to out of state residents where it does not violate state law.

## 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 SHIRLEY, BENJAMIN RAY HAYWOOD SHOOTING SUPPLY	Street Address 39 SIMEON WHITE RD	City GLASGOW	State KY	Zip Code 42141-	County BARREN	Page 4 of 4 Pages
License/Permit/Registry Number (If any) 461009017K04558		Expiration Date 10/1/2017	Date(s) or Period of Inspection 08/26/2015 through 09/02/2015			

### 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:

Failure to record all required information in items 31, 32, 33, and 35 of ATF Forms 4473. Item 31, Trade/Corporate Name and Address of Transferor, is blank on (b)(3) 11 form. Item 32, Federal Firearms License Number, is blank on (b)(3) 11 form. Item 33, Transferor's/Seller's Name, is blank on (b)(3) 11 forms. Item 35, Transferor's/Seller's Title, is blank on (b)(3) 11 forms.

Citation: 27 CFR 478.21(a)

#### Date Corrections to be Made:

(If not corrected immediately)

#### Corrective Action to be Taken:

(If not corrected immediately)

Ensure that the seller prints their name, signs their name, records their title and dates the ATF Form 4473 when transferring a firearm. Ensure that the seller adds the Trade/Corporate Name and Address as well as the Federal Firearms License Number prior to transfer.

Number: 8

#### Nature of Violation:

Failure to maintain complete and accurate Acquisition and Disposition (A&D) Records. In (b)(3) 11 instance a firearm was in physical inventory but had a disposition recorded indicating a transfer. The firearm was logged out by mistake.

Citation: 27 CFR 478.125(c)

#### Date Corrections to be Made:

(If not corrected immediately)

#### Corrective Action to be Taken:

(If not corrected immediately)

Ensure to timely and accurately record the acquisition and disposition of all firearms.

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

Date

9-2-15

Signature and Title of ATF Officer

Date

9/2/15

(b)(6)



U.S. Department of Justice

Bureau of Alcohol, Tobacco,  
Firearms and Explosives

600 Dr. Martin Luther King Jr. Place, Suite 500  
Louisville, Kentucky 40202

[www.atf.gov](http://www.atf.gov)

September 23, 2015

75045 (b) (6)  
5300

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Benjamin R. Shirley dba Haywood Shooting Supply  
39 Simeion White Rd  
Glasgow, KY 42141  
FFL # 4-61-04558

Dear Benjamin R. Shirley:

During a recent compliance inspection at your firearms business covering the period of August 26, 2014 to August 26, 2015, you were cited for violations of 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) inspector. You indicated that you understood the requirements of the firearms laws and regulations. You further indicated that corrective actions would be taken to eliminate future violations.

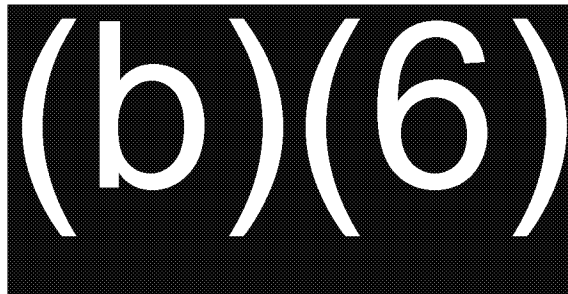
The records you are required to maintain and the business operations you conduct are important to law enforcement in our continuing effort to reduce violent crime and protect the public. It is essential that you comply with all Federal laws and regulations that govern your firearms business. This is 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.

Benjamin R. Shirley dba Haywood Shooting Supply  
FFL # 4-61-04558

You are reminded that retention of your Federal firearms license is conditioned upon your compliance with Federal laws and regulations. Any future violations, either repeat or otherwise, could be viewed as willful and may result in the revocation of your license. Please ensure that future compliance is achieved.

Should you have any questions regarding this matter, please contact me at 502-753-3500.

Sincerely,

A large black rectangular redaction box covering the signature area. Inside the box, the text "(b)(6)" is printed in large, white, sans-serif font.

Area Supervisor  
Louisville II  
Louisville Field Division

Enclosure

cc: Federal Explosives Licensing Center  
Director, Industry Operations, Louisville Field Division



# FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

**Address:** 39 Simeon White Rd  
Glasgow, KY 42141

## 1 - Introduction

### Inspection Profile:

This is a report of an unannounced compliance inspection of the operations of Benjamin Ray Shirley dba Haywood Shooting Supply conducted by IOI (b)(6) (b)(6) and (b)(6) on August 26, 2015. This full compliance inspection is being conducted in conjunction with an Amended Application inspection (775045-2015-0314). IOI (b)(6) interviewed Benjamin Ray Shirley (KY DL (b)(6) Owner/Responsible Person.

### Business Profile:

The licensee has held this license since September of 2011. The licensee sells firearms and firearm accessories. All firearms are stored at this location and no offsite storage is used. The licensee has acquired (b)(4) firearms in the past 12 months. The licensee has disposed of approximately (b)(4) firearms in the past 12 months. The licensee stated that (b)(4) of its business is retail sales. The licensee stated that roughly (b)(4) of its business is long guns and (b)(4) is handguns of which (b)(4) are new firearms and (b)(4) are used. The primary suppliers are (b)(4). The licensee is not a wholesaler. No other businesses are conducted by the licensee or from the business premises.

The licensee's business premises is a commercial store front located in rural section of Barren County south of south of Glasgow KY. The licensee does sell firearms via the internet using www.gunsinternational.com. At this time the licensee does not have their own web site. The licensee does not conduct business at gun shows. The licensee's business premises is in compliance with state and local laws including zoning.

### Ownership and Control:

The licensee is a Sole Proprietor with Benjamin Shirley as Owner/Responsible Person and Larry Shirley as Responsible Person. The licensee wants to add John Shirley as a responsible persons.

John Cameron Shirley

(b)(6)

DOB- (b)(6)

SSN- (b)(6)

Place of Birth- (b)(6)

Title- Clerk

# FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

No hidden ownership is suspected. No other discrepancies were identified.  
Reference Exhibit 4.

## **Variance:**

Currently the licensee does not hold a variance and does not wish to request one at this time.

## **2 - Recommendation**

Report of Violations and Warning letter. The Warning Letter is recommended due to the licensee failing to report (b)(6) multiple sale and (b)(6) instances of transferring a long gun to resident of another state that violates state law.

## **3 - Inspection History**

The licensee has held a license since 2011. IOI (b)(6) did not have the file; the inspection history was obtained from the previous inspection report and N-Spect.

**Date and Type of Inspection:** August 29<sup>th</sup>, 2011, Qualification Inspection  
**UI#:** 775045-2011-04460

### **Inspection Results:**

Approve Original Application, Recommend a Type 01 License be issued

### **Cited Violations:**

No violations were found.

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

A full inventory was conducted of the licensee's firearms. The licensee had 342 firearms in inventory and (b)(6) open dispositions in the A&D Records. During the comparison of the physical inventory to the A&D Records, the following discrepancy was discovered. In (b)(6) instance a firearm was in physical inventory but had a disposition recorded indicating a transfer. The firearm was logged out by mistake by the licensee.

With the exception of the discrepancy listed above the records were accurate, in the proper format and the entries were made timely. No thefts or loss occurred during the inspection period. No illegal firearms or obliterated serial numbers were discovered. Fifteen firearms were traced through the licensee's records from acquisition to disposition without discovering any discrepancies. The licensee stated that all acquisitions and dispositions are recorded at the time of the transaction and an inventory is conducted quarterly.

# FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

## **5 - ATF Forms 4473 – NICS & Other Dispositions**

The licensee has (b)(3) - 112 ATF Forms 4473, Firearms Transaction Record Part I – Over-the-Counter, on file for the past 12 months. A (b)(3) - 112 forms were reviewed. (b)(3) - 112 forms were improperly completed. Item 11i is blank on (b)(3) - 112 forms. Item 17 is blank on (b)(3) - 112 forms.

Item 20b is blank on (b)(3) - 112 Public Law 55 125 Stat. Item 21a is blank (b)(3) - 112 form. Item 31 is blank on (b)(3) - 112 form. Item 32 is blank on (b)(3) - 112 forms. Item 33 is blank on (b)(3) - 112 forms. Item 34 is blank on (b)(3) - 112 forms. Item 35 is blank on (b)(3) - 112 forms. Item 36 is blank on (b)(3) - 112 forms.

The licensee had (b)(3) - 112 “denied” ATF Form 4473 on file for the past 12 months. With the exception of the previously discussed A&D Record discrepancy the licensee is properly documenting firearms transferred to other licensees. The licensee did not make any transfers to law enforcement for official duty. A verification of the FFL audit log was conducted during the inspection without uncovering any discrepancies. Reference violations 1, 2, 3, 4 and 7 ATF Form 5030.5, Report of Violations, Worksheet 2, and Exhibit 2.

## **6 – Multiple Sales**

The Violent Crime Analysis Branch FFL Master Query indicated that the licensee reported (b)(3) - 112 multiple sales during the inspection period (last 12 months). The licensee’s records showed that the licensee failed to report (b)(3) - 112 multiple sales during the last 12 months. On this (b)(3) - 112 occasion, the licensee sold two or more handguns to the same individual within five days, without completing ATF Forms 3310.4. After being instructed to do so, the licensee completed and submitted the ATF Forms 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers. Copies of the ATF Forms 3310.4 are attached as Exhibit 3. Reference violation 7 ATF Form 5030.5, Report of Violations, Worksheet 2, Exhibit 2 and Exhibit 3.

## **7 – Suspicious/Prohibited Purchasers**

A background check was conducted on two suspicious purchasers without discovering any prohibiting information. The suspicious purchasers failed to answer item 11i. A background check was conducted on two responsible persons without receiving any prohibiting information.

## **8 – Trace Activity**

The licensee was not contacted for a trace request in the last 12 months. Queries were conducted on six used firearms without receiving any hits.

# FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

## 9 - NFA/Importer/Collector/Manufacturer

The licensee does not perform any of these business practices.

## 10 - Referrals

No referrals were generated from the inspection.

## 11 - Other

The licensee did have secure gun storage devices available for customers and the Youth Handgun Safety Act Poster was displayed. A gun lock and a Youth Handgun Safety Act pamphlet is provided with every handgun transferred to a non-licensee.

## 12 - Closing Actions

IOIs (b)(6) held a closing conference with Benjamin Ray Shirley Owner/Responsible Person, on September 2, 2015. The ATF Form 5030.5, Report of Violations, and the Acknowledgement of Federal Firearms Regulations were reviewed, signed, and attached. IOI (b)(6) provided applicable reference materials as well as his contact information. Reference ATF Form 5030.5, Report of Violations and Exhibit 1.

## 13 - Violations

### 1. 27 CFR 478.124(c)(1)

#### **Nature of Violation:**

Failure to require the transferee/buyer to record all necessary information in items 111 and 17. Item 111, Are you an alien admitted to the United States under a nonimmigrant visa?, is blank on two forms. Item 17, Certification Date, is blank on (b)(6) forms.

#### **Licensee's Response:**

Mr. Shirley stated that he did not notice these things. As a result of the inspection Mr. Shirley stated that a second employee is now checking each forms prior to transferring the firearm.

#### **Corrective Action:**

Ensure to require the transferee/buyer to record all necessary information on ATF Forms 4473. Prior to transferring a firearm, make sure the transferee/buyer has answered "YES" they are the actual buyer and "NO" to the prohibiting questions (items 11b through 11i). Always require the transferee/buyer to sign and date the ATF Form 4473.

#### **Reference:**

ATF Form 5030.5, Report of Violations, Worksheet 2, and Exhibit 2.

## FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

2. **27 CFR 478.124(c)(3)(i)**

**Nature of Violation:**

Failure to record all required information in item 20b of ATF Forms 4473. Item 20b, Alternate Documentation, is blank on (b)(3)-112 forms. The licensee failed to record alternate documentation when the buyers address on the ATF Form 4473 did not match the address on the identification.

**Licensee's Response:**

Mr. Shirley stated that he did not notice these things. As a result of the inspection Mr. Shirley stated that a second employee is now checking each forms prior to transferring the firearm.

**Corrective Action:**

Ensure to review and record proper identification prior to transferring a firearm.

**Reference:**

ATF Form 5030.5, Report of Violations, Worksheet 2 and Exhibit 2.

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

**Nature of Violation:**

Failure to record all required information in item 21a of ATF Forms 4473. Item 21a, the date NICS was contacted, is blank on (b)(3)-112 form.

**Licensee's Response:**

Mr. Shirley stated that he did not notice these things. As a result of the inspection Mr. Shirley stated that a second employee is now checking each forms prior to transferring the firearm.

**Corrective Action:**

Ensure to properly record all NICS information on ATF Forms 4473.

**Reference:**

ATF Form 5030.5, Report of Violations, Worksheet 2 and Exhibit 2.

4. **27 CFR 478.124(c)(5)**

**Nature of Violation:**

Failure to accurately record all required information in item 34 and 36 of ATF Forms 4473. Item 34, Transferor's/Seller's Signature, is blank on (b)(3)-112 forms. Item 36, Date Transferred, is answered in error on (b)(3)-112 forms.

**Licensee's Response:**

Mr. Shirley stated that he did not notice these things. As a result of the inspection Mr. Shirley stated that a second employee is now checking each forms prior to transferring the firearm.

**Corrective Action:**

Ensure that the seller prints their name, signs their name, records their title and dates



## FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

the ATF Form 4473 when transferring a firearm.

**Reference:**

ATF Form 5030.5, Report of Violations, Worksheet 2 and Exhibit 2.

5. **27 CFR 478.126a**

**Nature of Violation:**

Failure to complete ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, when two or more handguns were transferred to the same individual within five business days. [REDACTED] occasions, the licensee sold two or more handguns to an individual without completing ATF Form 3310.4.

**Licensee's Response:**

Mr. Shirley stated that he does know about the requirement to submit the report of multiple sales. He stated that in this case it was just an oversight and he will report them from now on.

**Corrective Action:**

After being instructed to do so, the licensee completed and submitted the ATF Forms 3310.4, Report of Multiple Sale or Other Disposition of Pistols and **Revolvers**.

**Reference:**

ATF Form 5030.5, Report of Violations, Worksheet 2, Exhibit 2 and Exhibit 3.

6. **27 CFR 478.99(a)**

**Nature of Violation:**

In [REDACTED] instances, the licensee transferred a long gun to an out of state resident in violation of state law.

**Licensee's Response:**

Mr. Shirley states that he was unaware of the law for Illinois to have a 24 hour waiting period. As a result of the inspection he will now double check state laws prior to transferring a long gun to an out of state resident.

**Corrective Action:**

The licensee will only transfer long guns to out of state residents where it does not violate state law.

7. **27 CFR 478.21(a)**

**Nature of Violation:**

Failure to record all required information in items 31, 32, 33, and 35 of ATF Forms 4473. Item 31, Trade/Corporate Name and Address of Transferor, is blank on [REDACTED] form. Item 32, Federal Firearms License Number, is blank [REDACTED] form. Item 33, Transferor's/Seller's Name, is blank on two forms. Item 35, Transferor's/Seller's Title, is blank on [REDACTED] forms.

**Licensee's Response:**

## FIREARMS INSPECTION REPORT

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558


Mr. Shirley stated that he did not notice these things. As a result of the inspection Mr. Shirley stated that a second employee is now checking each forms prior to transferring the firearm.

**Corrective Action:**

Ensure that the seller prints their name, signs their name, records their title and dates the ATF Form 4473 when transferring a firearm. Ensure that the seller adds the Trade/Corporate Name and Address as well as the Federal Firearms License Number prior to transfer.

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

**Nature of Violation:**

Failure to maintain complete and accurate Acquisition and Disposition (A&D) Records. In  instance a firearm was in physical inventory but had a disposition recorded indicating a transfer. The firearm was logged out by mistake.

**Licensee's Response:**

Mr. Shirley stated this was just an oversight. An employee mistakenly logged the rifle out, realized the mistake and logged out the correct rifle but forgot to remove the incorrect disposition. He continued to say that all transactions in the A& D record are now being double checked.

**Corrective Action:**

Ensure to timely and accurately record the acquisition and disposition of all firearms.

**Reference:**

ATF Form 5030.5, Report of Violations, Worksheet 1, Exhibit 4 and Exhibit 5.

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X

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Industry Operations Investigator

**Index of Worksheets and Exhibits**

Worksheet 1- Inventory and A&D Review Worksheet

Worksheet 2- ATF Form 4473 (2012 Edition) Review Worksheet

Exhibit 1- Acknowledgement of Federal Firearms Regulations

Exhibit 2- Copies of ATF Forms 4473 showing various discrepancies

Exhibit 3- Copies of ATF Forms 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, submitted as a result of the inspection

## **FIREARMS INSPECTION REPORT**

**Name:** Benjamin Ray Shirley  
**Trade Name:** Haywood Shooting Supply

**UI#:** 775045-2015-0315  
**FFL#:** 4-61-04558

Exhibit 4- Letter from Licensee requesting John Shirley added as a Responsible Person