

## Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY)  3G Tactical, LLC. 3G Tactical 1455 W. Main St., Suite A Tipp City, OH 45371, Miami		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) <b>773015-2016-0181-B1B</b>		
		3. PERMIT/LICENSE NUMBER <b>431109077J04892</b>	4a. TARGET DATE <b>9/30/2016</b>	4b. TARGET HOURS
		5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		
6. ATF OFFICER(S) ASSIGNED				
(b) (6) - Lead Investigator				
(b) (6) - Assigned Investigator				
7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)				
(b) (6), Area Supervisor, 11/06/2015				
8. PURPOSE/SPECIAL INSTRUCTIONS				
Conduct full manufacturer of firearms inspection. Refer to IO Manual Chapter C - Firearms Inspections and FY 16 Domain Assessment. Ensure licensee has filed all AFMERs, if any are missing obtain them during inspection. Conduct 100% inventory and ATF Form 4473 review unless authorized in advanced by Area Supervisor and DIO				
9. INSPECTION RESULTS <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC				
NO. OF VIOLATIONS	4	NO. OF REFERRALS		10. TRAVEL EXPENSES (OPTIONAL)
NO. OF TECS CHECKS	9	NO. OF TECS HITS		2111 - PER DIEM
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES		2112 - P.O.A.
		\$ VALUE OF TAX DECREASES		2113 - COMM. AIR
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS		2114 - RENTAL CAR
NO. OF CLAIMS		\$ VALUE OF CLAIMS		2115 - GPV EXPENSES
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED		2116 - MISC.
				TOTAL \$ FOR INSP.
11. ATF OFFICER'S RECOMMENDATION				
Submitted by (b) (6) - Industry Operations Investigator				
Sub (b) (6) /2015 and IOI (b) (6) conducted an unannounced compliance inspection beginning November 10, 2015. 232 ATF Forms 4473 were reviewed and 45 firearms were inventoried. The licensee was cited for violations of 27 CFR 478.125(e), 478.124(c)(3)(iv), 478.21(a), and 478.99(b). See narrative for more details.				
Viols WL ONLY and No Recall Inspection				
12. TIME ACCOUNTING DATA				
ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b) (6)				
NOV 2015 30.50				
DEC 2015 7.00				
ATF OFFICER'S SUBTOTAL		37.50	ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b) (6)				
NOV 2015 20.00				
ATF OFFICER'S SUBTOTAL		20.00	ATF OFFICER'S SIGNATURE	
TOTAL HOURS		57.50		

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### 13. REVIEW AND ROUTING

#### REVIEW COMMENTS AND RECOMMENDATION

Viols WL ONLY and No Recall Inspection

☒ REVIEWED

☒ CONCUR

☐ SEE COMMENTS

☒ FINAL DISPOSITION

SIGNATURE AND TITLE

(b) (6) Area Supervisor

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

REVIEW DATE

12/02/2015

#### ROUTING SEQUENCE AND DATE

- ☐ 1. \_\_\_\_\_
- ☐ 2. \_\_\_\_\_
- ☐ 3. \_\_\_\_\_
- ☐ 4. \_\_\_\_\_

CONTROL FILE POSTED DATE \_\_\_\_\_

# FIREARMS INSPECTION REPORT

**Name:** 3G Tactical, LLC.  
**Trade Name:** 3G Tactical

**UI#:** 773015-2016-0181  
**FFL#:** 4-31-109-07-7J-04892

**Address:** 1455 W. Main St. Suite A  
Tipp City, OH 45371

## 1 - Introduction

### Inspection Profile:

An unannounced compliance inspection was conducted beginning November 10, 2015 by Industry Operations Investigators (b)(6). Responsible persons Matthew Black and Nicholas Whitt were present during the inspection. James Davis and William Martin who are listed as responsible persons were not present during the inspection. IOI (b)(6) verified the identity of both parties by viewing their Ohio driver's licenses (Mr. Black, OH DL (b)(6), Mr. Whitt, OH DL (b)(6)). The period of inspection was November 10, 2014 to November 10, 2015. This inspection was conducted in conjunction with a Type 01 recall inspection (see UI# 773015-2016-0023). The scope was manufacturer, disposition emphasis. No other Federal, State, or local agencies were involved.

### Business Profile:

3G Tactical has been licensed as a Type/07 Dealer since 2014. This business is a medium volume dealer that sells handguns, long guns, receivers, ammunition, and accessories. The licensee also manufactures rifles. The business makes transfers to other licensees as well as internet transfers for non-licensees. The business is located in a storefront location in Tipp City, OH. In the past 12 months, the licensee has acquired (b)(4) firearms and has disposed of (b)(4). Approximately (b)(4) of the business is in hand guns and (b)(4)% in long guns. Sales of used firearms make up about (b)(4) of the dispositions. The licensee's principal supplier is Accusport. The licensee does not deal in National Firearms Act (NFA) firearms under their Type/07 license. The licensee does not sell at gun shows. The business conducts internet transfers and advertises at 3gtactical.com. The business also performs gunsmithing. The licensee has no off-site storage locations. The business also holds a Type/01 Dealer's license (see 4-31-02890). The licensee stated that the business does not plan on renewing the Type/01 license when it expires in June 2016. Per (b)(6) of the City of Tipp City, the licensee is in compliance with zoning ordinances.

### Ownership and Control:

3G Tactical is licensed as an LLC. Mr. Black, Mr. Davis, Mr. Whitt, and Mr. Martin are the only responsible persons listed on the license. There were no responsible persons added or removed from the application. No indicators of hidden ownership were detected.

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## Variance:

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

(see Exhibit 1).

## **2 - Recommendation**

Report of Violations, Warning Letter Only, No Recall Inspection.

## **3 - Inspection History**

**Date and Type of Inspection:** 7/11/2014  
**UI#:** 773015-2014-0480  
**Inspection Results:** Approval Recommended  
**Cited Violations:** None

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

The licensee bound book as reviewed and found to be in the proper format. A full inventory was conducted and 45 firearms in inventory were compared to (b)(3) open entries in the bound book. There was (b)(3) discrepancy discovered during the inventory, and the missing firearm could not be reconciled. IOI's reviewed ATF Forms 4473 on hand, but were unable to find the missing firearm. Mr. Black stated that after reviewing his inventory records and dealer transfer records, he was unable to locate any records relating to the transfer or disposition of the missing firearm. IOI (b)(6) assisted Mr. Black with reporting the missing firearm on ATF Form 3310.11 (Inventory Theft/Loss Report). The ATF issued incident number is (b)(3) - 112 Public Law 55 125 Stat 552. As a result of the missing firearm, the licensee was cited for violation of 27 CFR 478.125(e).

Thirty firearms were traced from the bound book to 4473's on hand, and thirty firearms were traced from 4473's back to the bound book. No errors or discrepancies were noted. No obliterated serial numbers or illegal firearms were discovered. The licensee has not had any recent thefts or losses of firearms, and no trafficking indicators or illegal firearms were discovered.

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Mr. Black, Mr. Davis, Mr. Martin, and Mr. Whitt are responsible for maintaining the acquisition and disposition records. Mr. Black stated that he conducts a physical inventory once per year and may consider conducting more frequent inventories.

Please see Worksheet 1, Violation 4, and Exhibit 2

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

For the past 12 months, there were (b)(3)-(1)(2) Forms 4473 on hand. Each 4473 was reviewed. The following discrepancies or errors were noted:

- On (b)(3)-(1)(2) ATF Form 4473 the licensee failed to furnish all of the information as indicated by the headings or instructions.
- On (b)(3)-(1)(2) ATF Form 4473, the licensee left an item blank or recorded an error in the NICS portion of the 4473.
- On (b)(3)-(1)(2) occasion, the licensee transferred a receiver to a person who the licensee knew or had reasonable cause to believe was less than 21 years of age.

As a result, the licensee was cited for the following violations:

- 27 CFR 478.21(a)
- 27 CFR 478.124(c)(3)(iv)
- 27 CFR 478.99(b)

Transfers to other licensees are being conducted properly. The licensee does not sell firearms to law enforcement officers. The FFL audit log was obtained, and thirty-nine recent transactions were compared to Forms 4473 on hand with no discrepancies.

Mr. Black, Mr. Davis, Mr. Whitt, and Mr. Martin are all responsible for completing and checking the 4473's and conducting NICS queries. Mr. Black stated that until recently, (b)(6) was double checking ATF Forms 4473 for errors once a week, but was recently unable to do so. IOI (b)(6) discussed best practices with Mr. Black (see Worksheet 2, Violations 1, 2, 3 and Exhibits 3, 4, 5).

## **6 – Multiple Sales**

In the past 12 months, the licensee conducted (b)(3)-(1)(2) multiple sales involving a total of (b)(3)-(1)(2) firearms. No unreported multiple sales were noted.



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## 7 - Suspicious/Prohibited Purchasers

NCIC/NLETS queries were conducted on three customers. The customers were chosen due to errors on the NICS portions and certification portion of ATF Form 4473. No hits resulted from the queries.

## 8 - Trace Activity

There were no firearms traces in the last 12 months.

## 9 - NFA/Importer/Collector/Manufacturer

The licensee holds a Type/07 Manufacturers license. IOI(b)(6) verified that the licensee filed the 2014 ATF Form 5300.11, Annual Firearms Manufacturing and Exportation Report (AFMER).

The licensee's manufacturing process consists of assembling finished lower receivers into fully functional firearms and selling the firearms. (b)(3) - 112 Public Law 55 125 Stat 552

Mr. Black stated that he was familiar with the State Department's ITAR fees, but not familiar with the Tax and Trade Bureau (TTB) regulations. IOI(b)(6) advised the licensee of his obligation to inquire with TTB in regards to registration, fees, and taxes.

The licensee does not conduct activities related to collector, importer, or NFA firearms under the Type/07 license.

## 10 - Referrals

No referrals were generated as a result of this inspection.

## 11 - Other

A query of FLS and NForce on 11/30/15, shows no pending criminal issues.

Youth Handgun Safety Act – The poster is displayed.

Child Safely Lock Act – Locks are provided for handgun transfers and available for long gun transfers.

Background Queries- Matt Black, James Davis, William Martin, and (b)(6) were queried through N-Force and OpenFox. No hits resulted.

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## **12 - Closing Actions**

A closing conference was held on November 20, 2015. IOI (b)(6), and responsible persons Matt Black and Nick Whitt were present. The Report of Violations was issued and the Acknowledgement of Federal Firearms Regulations was reviewed. Mr. Black was provided with a copy of ATF P 5300.15 – Federal Firearms Licensee Quick Reference and Best Practices Guide (see Exhibit 6).

## **13 - Violations**

### **1. 27 CFR 478.21(a)**

#### **Nature of Violation**

Failure on (b)(3) - 112 ATF Form 4473 to furnish all of the information as indicated by the headings or instructions:

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

#### **Licensee's response:**

The licensee stated that the ATF Forms 4473 are reviewed before the transfer takes place and that mistakes should not occur.

#### **Corrective Action:**

For future transactions, the licensee should furnish all of the information on the Form as indicated by the headings or instructions.

See Worksheet 2 and Exhibit 3.

### **2. 27 CFR 478.124(c)(3)(iv)**

#### **Nature of Violation**

Failure on (b)(3) - 112 ATF Form 4473 to furnish all information relating to NICS as indicated by the headings or instructions.

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

#### **Licensee's response:**

The licensee stated that the ATF Forms 4473 are reviewed before the transfer takes

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place and that mistakes should not occur.

### **Corrective Action:**

For future transactions, the licensee shall record 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.

See Worksheet 2 and Exhibit 4.

### 3. **27 CFR 478.99(b)**

On (b)(3) - 112 occasion, the licensee transferred a firearm other than a rifle or shotgun to a person who the licensee knew or had reasonable cause to believe was less than 21 years of age:

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

### **Licensee's response:**

The licensee stated that this customer purchased the receiver and then assembled a rifle at the FFL premises. The licensee stated that the customer left the premises with a fully assembled rifle. The licensee acknowledged that the way the 4473 and A&D book were filled out, it appears that a receiver was transferred to the customer.

### **Corrective Action:**

For future transactions the licensee should not sell or deliver any firearm, other than a rifle or shotgun, to a person who is less than 21 years of age.  
See Worksheet 2 and Exhibit 1.

See Worksheet 2 and Exhibit 5.

### 4. **27 CFR 478.125(e)**

### **Nature of Violation**

Failure on (b)(3) - 112 occasion to timely record disposition information in the bound book.

The one open disposition could not be reconciled and the missing firearm was reported on ATF F 3310.11. The ATF issued incident number is (b)(3) - 112 Public Law 55 125 Stat 552



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

See Worksheet 1 and Exhibit 2.

_____ Signature	_____ Industry Operations Investigator Title	_____ 12/1/15 Date of Report
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### Index of Worksheets and Exhibits

1. Worksheet 1
2. Worksheet 2
3. Exhibit 1 – Approved Marking Variances
4. Exhibit 2 – A&D Record and e-Trace Theft/Loss summary related to Violation 4
5. Exhibit 3 – ATF Form 4473 related to Violation #1
6. Exhibit 4 - ATF Form 4473 related to Violation #2
7. Exhibit 5 - ATF Form 4473 related to Violation #3
8. Exhibit 6 - Acknowledgement of Federal Firearms Regulations
9. Exhibit 7 - Worknotes