

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) City Pawn-A-Title, Inc. City Pawn Shop 407 North Tennessee St. Cartersville, GA 30120, Bartow	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 760560-2016-0051-B1B		
	3. PERMIT/LICENSE NUMBER 158015028A05119	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, 10/02/2015

8. PURPOSE/SPECIAL INSTRUCTIONS
Conduct Recall Firearms Compliance Inspection. Last inspection resulted in adverse action or a recommended recall. Obtain printout from NTC. Identify and refer potential traffickers.

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC		10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	3	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	30	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: 08/30/2016
The following violation warrants a Warning Conference per Exhibit 1 of ATF Order 5370.1B, dated February 8, 2013: failure to have the transferees accurately complete the ATF Forms 4473 in Section A when legally required (b) (3) - Public instances and the licensee has previously been the subject of a warning letter and current inspection warrants a warning letter for repeated similar violation. A warning letter in lieu of a warning conference is recommended based on the following

The current inspection is the licensee's second compliance inspection since receiving his Federal Firearms License December 1, 2008

The failure to obtain complete and accurate information on (b) (3) - Public ATF Forms 4473 was a result of an oversight on the licensee's part and he did not intentionally overlook the required information on the ATF Forms 4473.

The current inspection is a reduction in the number of times the licensee violated 27 CFR 478.124(c)(1) from (b) (3) - Public instances to (b) (3) - Public instances, which is less than 1% of the ATF Forms 4473 that were reviewed during this review period.

Only the violation of 27 CFR 478.124(c)(1) cited during this inspection rose to the level of a Warning Letter. All other violations cited did not rise to any level of administrative action.

The licensee stated his intention to start a system to catch errors on the ATF Forms 4473 prior to completing any transaction(s).
Viols WL ONLY and No Recall Inspection

12. TIME ACCOUNTING DATA			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b) (6)	
JUN 2016	27.00		
JUL 2016	30.50		
AUG 2016	25.00		
ATF OFFICER'S SUBTOTAL	82.50	ATF OFFICER'S SIGNATURE	
TOTAL HOURS	82.50		

Assignment and Report

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	3. PERMIT/LICENSE NUMBER 158015028A05119	4a. TARGET DATE 9/23/2016	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

The following violation warrants a Warning Conference per Exh bit 1 of ATF Order 5370.1B, dated February 8, 2013: failure to have the transferees accurately complete the ATF Forms 4473 in Section A when legally required in (b)(3) - Public instances and the licensee has previously been the subject of a warning letter and current inspection warrants a warning letter for repeated similar violation. A warning letter in lieu of a warning conference is recommended based on the following:

The current inspection is the licensee's second compliance inspection since receiving his Federal Firearms License December 1, 2008.

The failure to obtain complete and accurate information on (b)(3) - Public TF Forms 4473 was a result of an oversight on the licensee's part and he did not intentionally overlook the required information on the ATF Forms 4473.

The current inspection is a reduction in the number of times the licensee violated 27 CFR 478.124(c)(1) from (b)(3) - Public instances to (b)(3) - Public instances, which is less than 1% of the ATF Forms 4473 that were reviewed during this review period.

Only the violation of 27 CFR 478.124(c)(1) cited during this inspection rose to the level of a Warning Letter. All other violations cited did not rise to any level of administrative action.

The licensee stated his intention to start a system to catch errors on the ATF Forms 4473 prior to completing any transaction(s).

Viols WL ONLY and No Recall Inspection

☒ REVIEWED ☒ CONCUR ☒ SEE COMMENTS ☐ FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6) - Acting Area Supervisor	REVIEW DATE 08/31/2016
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REVIEW COMMENTS AND RECOMMENDATION

DIO concurs with a recommendation of a WL in Lieu of a WC based on the repeat violation of 27 CFR 478.125(e), involving (b)(3) missing firearms and warranting a WL and WC due to repeat in nature and the same number of occurrences; and violation of 27 CFR 478.39a involving the licensee's failure to report stolen firearms (b)(3) to ATF when reported to the local authorities on 5/13/2016 and discovered by ATF's field investigation on 7/13/2016.

Viols WL ONLY and No Recall Inspection

☒ REVIEWED ☒ CONCUR ☒ SEE COMMENTS ☒ FINAL DISPOSITION

SIGNATURE AND TITLE DDMITCHEL2 - Director, Industry Operations	REVIEW DATE 08/31/2016
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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 City Pawn-A-Title, Inc. City Pawn Shop	Street Address 407 N Tenn St.	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 1 of 3 Pages
License/Permit/Registry Number <i>(If any)</i> 158015028A05119		Expiration Date 1/1/2018	Date(s) or Period of Inspection 06/28/2016 through 07/20/2016			

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 report the theft or loss (b)(3) - PUBLIC firearms to ATF within 48 hours after the theft or loss was discovered:

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

Citation: 27 CFR 478.39a

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee shall report all thefts or losses to ATF within 48 hours after the theft or loss is discovered.

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 City Pawn-A-Title, Inc. City Pawn Shop	Street Address 407 N Tenn St.	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 2 of 3 Pages
License/Permit/Registry Number <i>(If any)</i> 158015028A05119		Expiration Date 1/1/2018	Date(s) or Period of Inspection 06/28/2016 through 07/20/2016			

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:

The license failed to have the transferees accurately complete the ATF Forms 4473 in Section A, or (b) (3) - Public Law 112-55 forms:

Item #3 - there was (b) (3) - Public instance - (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) where the transferee left it blank.

Item #11c - there was (b) (3) - Public instance - (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) where the transferee left it blank.

Item #11h - there were (b) (3) - Public instances - (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) respectively, where the transferees left it blank.

Item #11k - there were (b) (3) - Public instances - (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) where the transferees left it blank.

Item #11l - there were (b) (3) - Public instances - (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) where the transferees left it blank.

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 instructed to have all required information on ATF Forms 4473 completed in accordance with instructions and headings on the form. The licensee was also instructed to review all ATF Forms 4473 carefully prior to completing any transactions.

U.S. Department of Justice

Bureau of Alcohol, Tobacco, Firearms and Explosives

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 City Pawn-A-Tittle, Inc. City Pawn Shop	Street Address 407 N Tenn St.	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 3 of 3 Pages
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License/Permit/Registry Number (If any) 158015028A05119	Expiration Date 1/1/2018	Date(s) or Period of Inspection 06/28/2016 through 07/20/2016
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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:
The licensee failed to record the following (b) (3) - Public Law 112-55 (125 Stat. 552) firearm dispositions into the A&D record:
(b) (3) - Public Law 112-55 (125 Stat. 552)

Date Corrections to be Made: 07/19/2016
(If not corrected immediately)

Corrective Action to be Taken: (b) (3) - Public Law 112-55 (125 Stat. 552)
(If not corrected immediately)

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

into their A&D record with the correlating ATF Incident Number. The licensee will continue to research their ATF Forms 4473 to determine the disposition of thses firearms.

Citation: 27 CFR 478.125(e)

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

Signature and Title of ATF Officer

Date

Date

June 10 2019 Document Production

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For Official Use Only

ATF E-Form 5030 5
Revised April 2005



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Atlanta, Georgia 30345

September 2, 2016

www.atf.gov

760560 (b) (6)
5373

Mr. Robin Lynn McKibben, President
City Pawn-A-Title, Inc.
d/b/a City Pawn Shop
407 N. Tennessee Street
Cartersville, Georgia 30120

1-58-015-02-8A-05119

Dear Mr. McKibben:

During a recent compliance inspection at your firearms business covering the period June 28, 2015 to June 28, 2016, 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. Changes were made to the Report of Violations, Form 5030.5, after the inspection concluded. A copy of the amended Report of Violations, Form 5030.5, is enclosed.

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

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

Mr. Robin Lynn McKibben, President
City Pawn-A-Title, Inc.
d/b/a City Pawn Shop

willful and may result in the revocation of your license. Please ensure that future compliance is achieved.

Please contact us if you have any questions concerning your responsibilities as a licensee or if you require further clarification about particular requirements of Federal firearms laws.

Should you have any questions regarding this matter, please contact me: (b) (6)

Sincerely yours,

(b) (6)

Acting Area Supervisor, Atlanta VIII (IO)

Enclosure

c: DIO, Atlanta Field Division
Federal Firearms Licensing Center

FIREARMS INSPECTION REPORT

Name: City Pawn-A-Title, Inc.
Trade Name: City Pawn Shop

UI#: 760560-2016-0051
FFL#: 1-58-015-02-8A-05119

Address: 407 N. Tennessee Street
Cartersville, GA 30120 (Bartow)

1 - Introduction

Inspection Profile:

Industry Operations Investigator (IOI)(b)(6) conducted a Disposition Emphasis Recall Inspection on the above licensee on June 28-30, 2016, July 7, 2016, July 14, 2016 and July 19, 2016.

Advance notification was not provided. The period of inspection covered the dates of June 28, 2015 to June 28, 2016. The inspection was conducted in accordance with Bureau guidelines and the special instructions on the ATF Form 5700.14, Assignment and Report.

Mr. Robin Lynn McKibben, President, was present for the inspection and was identified by his Georgia Driver's License.

The Federal Licensing System (FLS) and N-Force were queried for Special Attention Flags (SAF) and on-going investigations. The result of the queries were negative.

Advance notification was provided to the Atlanta Field Division supervisors by the Area Supervisor to determine if the inspection would compromise any ongoing investigation or if there was any information that should be provided to Investigator(b)(6). No derogatory information was received.

Business Profile:

City Pawn-A-Title, Inc., d.b.a. City Pawn Shop is a business that engages in the retail sales of new and used firearms as well as provide gunsmithing services. The licensee receives items of value such as guns, jewelry, tools, electronics, etc., on pawn in exchange for monetary loans. The licensee sells all of these items as part of a retail business. The licensee also accepts trade-in firearms, sells ammunition and accessories. The licensee also operates a finance company on the premises.

The licensee does engage in the sale of firearms over the internet and engage in dealer-to-dealer transfers. The licensee does not attend gun shows. The licensee does not hold any other ATF licenses and there are no off-site storage locations.

The licensee commenced operations upon issuance of his license on December 1, 2008. The license was found to be appropriate for the activity conducted.

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Trade Name: City Pawn Shop

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The business location is a storefront property located in a stand-alone building in Cartersville, Georgia **(REF: Exhibit #1)**. The business is properly zoned to conduct firearms sales from this location. The licensee holds a City of Cartersville Occupational Tax Certificate #OTC-000005567, expiration December 31, 2016.

During the inspection period, the licensee acquired **(b)(4)** firearms consisting of **(b)(4)** handguns **(b)(4)**% and **(b)(4)** long guns **(b)(4)**% and disposed of **(b)(4)** firearms consisting of **(b)(4)** handguns and **(b)(4)** long guns.

The licensee's primary suppliers are **(b)(4)** and trade-ins from the general public.

Ownership and Control:

The business is a Domestic for Profit Corporation in the State of Georgia created on September 27, 1990. **(b)(6)** is listed as CFO and Secretary. **(b)(6)** (Spouse) is listed as CEO. According to Robin McKibben, his wife does not have anything to do with the day-to-day operations of the business. There have been no unreported changes to the corporation. Hidden ownership is not suspected. The Federal Licensing System (FLS) correctly lists Mr. McKibben as the only responsible person.

Variance:

The licensee does not have a variance with ATF. No variance was requested during this inspection.

2 - Recommendation

Viols WL ONLY and No Recall Inspection.

The following violation warrants a Warning Conference per Exhibit 1 of ATF Order 5370.1B, dated February 8, 2013: failure to have the transferees accurately complete the ATF Forms 4473 in Section A when legally required in eight instances and the licensee has previously been the subject of a warning letter and current inspection warrants a warning letter for repeated similar violation. A warning letter in lieu of a warning conference is recommended based on the following:

- The current inspection is the licensee's second compliance inspection since receiving his Federal Firearms License December 1, 2008.
- The failure to obtain complete and accurate information on **(b)(3) Pub law** ATF Forms 4473 was a result of an oversight on the licensee's part and he did not intentionally overlook the required information on the ATF Forms 4473.

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- The current inspection is a reduction in the number of times the licensee violated 27 CFR 478.124(c)(1) from (b)(3) Pub Law 112-55 instances to (b)(3) Pub Law instances, which is less than 100% of the ATF Forms 4473 that were reviewed during this review period.
- Only the violation of 27 CFR 478.124(c)(1) cited during this inspection rose to the level of a Warning Letter. All other violations cited did not rise to any level of administrative action.
- The licensee stated his intention to start a system to catch errors on the ATF Forms 4473 prior to completing any transaction(s).

3 - Inspection History

The following is a record of the inspection(s) conducted in the last five years:

Date and Type of Inspection: November 26-27, 2012, November 29-30, 2012 & December 11, 2012 – DE Compliance Inspection.
UI#: 760560-2013-0069
Inspection Results: Violations Warning Letter Only and Recall Inspection. Warning Letter mailed on March 26, 2013.
Cited Violations: 27 CFR 478.21(a), 27 CFR 478.124(c)(1), 27 CFR 478.124(c)(3)(i), 27 CFR 478.126a, 27 CFR 478.124(c)(5), and 27 CFR 478.125(e).

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

Investigator (b)(6) conducted a full physical inventory of firearms and a complete review of the A&D records. There were 412 firearms in the physical inventory and (b)(3) Pub open entries in the A&D records.

The inspection disclosed (b)(3) Pub Law 112-55 unrecorded firearm dispositions as noted below:

(b)(3) Pub Open entries in the A&D Record
-412 Firearms found in the physical inventory
(b)(3) Pub Firearms to account for
Firearms stolen on 5/16/16 (**SEE ROV #1**)
- Firearms reported lost at the close of this inspection
All firearms accounted for

The licensee was cited for the following disposition discrepancies below, in violation

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of 27 CFR 478.125(e):

No.	Manufacturer	Model	Serial No.	Type	Caliber
(b)(3) Pub law 112-55 125 Stat. 552					

(REF: ROV 3#, Worksheet 1 – Inventory, A&D and Exhibits #2 & #3).

The above firearms numbers (b)(3) Pub law 112-55 125 Stat. 552 were unrecorded dispositions that were reconciled by the licensee reporting them as lost to ATF on July 19, 2016. These (b)(3) Pub law 112-55 125 Stat. 552 firearms were properly recorded in the A&D record with the corresponding ATF Incident Number by close of the inspection.

On May 16, 2016, the licensee reported firearms numbers (b)(3) Pub law 112-55 125 Stat. 552 to Cartersville Police Department, but not to ATF. On July 13, 2016, Investigator (b)(6), had the licensee to report these firearms to ATF and logged in the ATF Incident Number in their A&D record.

The licensee was cited for the following disposition discrepancies below, in violation of 27 CFR 478.39a:

No.	Manufacturer	Model	Serial No.	Type	Caliber
(b)(3) Pub law 112-55 125 Stat. 552					

(REF: ROV #1, Worksheet 1-Inventory, A&D and Exhibit #3).

The above (b)(3) Pub law 112-55 125 Stat. 552 unrecorded dispositions were reconciled by the licensee reporting them as stolen to ATF on July 13, 2016. The (b)(3) Pub law 112-55 125 Stat. 552 firearms were properly recorded in the A&D record by close of the inspection.

Utilizing the A&D Record and ATF Forms 4473, Investigator (b)(6) traced a total of (b)(3) Pub law 112-55 125 Stat. 552 firearms from acquisition through disposition. There were no discrepancies discovered. No illegal firearms or obliterated serial numbers were identified during the inspection.

Mr. McKibben stated that he conducts an inventory of firearms on an annual basis.

Due to errors that were disclosed during this inspection, Investigator (b)(6) recommended to Mr. McKibben that he should consider conducting a monthly inventory. Investigator (b)(6) informed Mr. McKibben, that he should take each

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firearm in the inventory and check it against the A&D record. Investigator (b)(6) further recommended to Mr. McKibben that he should record all acquisitions immediately upon receipt of a firearm, and record all dispositions immediately upon the transfer of a firearm.

5 - ATF Forms 4473 – NICS & Other Dispositions

The licensee had a total of (b)(3) Pub ATF Forms 4473 on file during this inspection period. Investigator (b)(6) reviewed all (b)(3) Pub ATF Forms 4473. The licensee maintains his ATF Forms 4473 in chronological order. The forms are filed in binders that the licensee keeps in a desk drawer located in the front of the store. The following errors were discovered during the review of the ATF Forms 4473:

The licensee failed to have the transferees accurately complete (b)(3) Pub law 112-55 ATF Forms 4473, in violation of **27 CFR 478.124(c)(1)**. Reference ATF Forms 4473 below:

- ❖ 4473 for (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) – item 3 is “Blank.”
- ❖ 4473 for (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) – item 11c is “Blank.”
- ❖ 4473’s for (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) – item 11h is “Blank.”
- ❖ 4473’s for (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) 11k is “Blank.”
- ❖ 4473’s for (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) 11l is “Blank.”

(REF: ATF E-Form 5030.5 – ROV #2, Worksheet #2-4473(2012 edition) and Exhibit #4).

The FFL Audit Log listed Denied and Denied Under Appeal Status for the period November 30, 1998 to June 16, 2016:

- ❖ Denied Transactions – 48 (**only 7 denied transactions occurred during this review period**).
- ❖ Denied Under Appeal Transactions – 0

The (b)(3) Pub law 112-55 12 denied transactions were reviewed and compared to the audit log. No discrepancies were disclosed. The licensee is maintaining the denials in a separate file folder that is also maintained in a file cabinet located in the rear of the store.

The FFL Audit Log listed Non-Denied Status for the period April 17, 2016 to June 16, 2016:

- ❖ Proceed Reponses – 26

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- ❖ Currently Open – 2
- ❖ Currently Delayed, Cancelled and Non-Denied Under Appeal - 0

Investigator (b)(6) verified the list against the ATF Forms 4473 and no discrepancies were noted. There were no sales made to law enforcement officers for official duty during the period of inspection. There were no straw purchasers and no trafficking issues relating to purchasers of firearms identified during the inspection.

Due to errors that were disclosed on ATF Forms 4473, Investigator (b)(6) recommended to Mr. McKibben to conduct a secondary review of the ATF Forms 4473 prior to the transfer of the firearm(s). Investigator (b)(6) stressed to the licensee the importance of reviewing the forms thoroughly the first time, prior to the transfer of the firearm(s). Investigator (b)(6) suggested that a final review of the forms could take place once a week, prior to opening the business, or at the close of business when he would be less distracted. Investigator (b)(6) advised the licensee that if he discovers that an ATF Form 4473 is incomplete or improperly completed after the firearm has been transferred, then he should photocopy the inaccurate form and make any necessary additions or revisions to the photocopy. The licensee should only make changes to Sections B and D of the ATF Form 4473, and the transferee should only make changes to Sections A and C. The licensee was advised that he must initial and date the changes, and then the corrected photocopy should be attached to the original ATF Form 4473.

6 – Multiple Sales

The Violent Crime Analysis Branch (VCAB) FFL history was received for the period covering June 27, 2015 to June 17, 2016. The report disclosed that the licensee was associated with (b)(3) Pub law 112-55 125 Stat. 552 sale transaction involving (b)(3) Pub law 112-55 firearms. Investigator (b)(6) verified the information on the FFL Trace History Report to the ATF Forms 4473 and no discrepancies were disclosed during this review period.

7 – Suspicious/Prohibited Purchasers

Investigator (b)(6) conducted NCIC checks on (b)(3) Pub law 112-55 individuals that were identified through the A&D records and the ATF Forms 4473 to determine if they were potential traffickers or straw purchasers or may be engaging in the business without an FFL. No prohibited or straw purchasers were disclosed. No firearm trafficking information was disclosed during the review process. No persons that may possibly be dealing in firearms without a license were found. The results of these checks were negative.

8 – Trace Activity

According to the Violent Crime Analysis Branch (VCAB) report, the licensee was

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associated with (b)(3) Pub law 112 firearm trace request involving (b)(3) Pub law 112-55. There were no unresolved trace requests. The licensee's Computerized A&D Record was in the proper format and all the required information was accurate. No trafficking issues relating to the acquisition and disposition of firearms were found.

Investigator (b)(6) conducted NCIC checks on (b)(3) Pub law 112-55 125 Stat firearms. This number is inclusive of secondary market firearms. The results of these checks were negative and there were no suspect firearms identified.

9 - NFA/Importer/Collector/Manufacturer

The licensee did not engage in NFA, Importer, Collector and/or Manufacturer activities during this review period.

10 - Referrals

No referrals were generated as a result of this inspection.

11 - Other

The licensee is aware of the Youth Handgun Safety Act requirement to have the poster posted and to provide the notice, as well as a secure gun storage/safety device, with all handgun sales.

12 - Closing Actions

On July 19, 2016, Investigator (b)(6) conducted a closing conference with Mr. McKibben, President. Investigator (b)(6) reviewed the Report of Violations with Mr. McKibben and obtained his signature on the ATF F 5030.5 (**Report of Violations**).

On July 19, 2016, Investigator (b)(6) reviewed the Acknowledgement of Federal Firearms Regulations with Mr. McKibben, President, as evidenced by his initials, signature and date on the form (**REF: Exhibit #5**).

Investigator (b)(6) provided Mr. McKibben with ATF Form 5380.1 – Loss Prevention for Firearms Retailers and informed him about the fraud scheme occurring across the country to steal money.

Investigator (b)(6) explained to Mr. McKibben that licensees who have experienced a theft/burglary have been contacted via phone by individuals posing as members of law enforcement and reference stolen firearms and request credit card information claiming any recovered firearms will be returned.

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Investigator (b)(6) further explained to Mr. McKibben that they should not provide any credit card information and inform their local police and ATF of the call.

No further information was provided to Mr. McKibben.

13 - Violations

1. 27 CFR 478.39a

Nature of Violation:

The licensee failed to report the theft or loss of firearms to ATF within 48 hours after the theft or loss was discovered for the following (b)(3) Pub law firearms:

(b)(3) Pub law 112-55 125 Stat. 552

Licensee's response:

Mr. McKibben stated that the above firearms were reported to the Cartersville Police Department and was informed by the Cartersville Police Department that they were responsible to report the stolen firearms to ATF and enter them in NCIC.

Corrective Action:

The licensee was instructed to report all thefts or losses to ATF within 48 hours after the theft or loss is discovered.

(REF: ATF E-Form 5030.5 – ROV #1, Worksheet #1 – Inventory, A&D and Exhibit #3).

2. 27 CFR 478.124(c)(1)

“REPEAT OF VIOLATION CITED ON DECEMBER 11, 2012.”

Nature of Violation:

The licensee failed to have the transferees accurately complete the ATF Forms 4473 in Section A, on (b)(3) Pub law 112-55 forms:

Item #3 – there was (b)(3) Pub law 112-55 instance – ATF Form 4473, (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) , where the transferee left it blank.

FIREARMS INSPECTION REPORT

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Item #11c – there was (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) instance – ATF Form 4473, (b)(3) Pub law 112-55 125 Stat. 552, (b)(6), where the transferee left it blank.

Item #11h – there was (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) instances – ATF Forms 4473, (b)(3) Pub law 112-55 125 Stat. 552, (b)(6), respectively, where the transferees left it blank.

Item #11k – there was (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) instances – ATF Forms 4473, (b)(3) Pub law 112-55 125 Stat. 552, (b)(6), respectively, where the transferees left it blank.

Item #11l – there was (b)(3) Pub law 112-55 125 Stat. 552, (b)(6) instances – ATF Forms 4473, (b)(3) Pub law 112-55 125 Stat. 552, (b)(6), respectively, where the transferees left it blank.

License's response:

The licensee stated that the above errors were an oversight on his part and they were not intentionally overlooked.

Corrective Action:

The licensee was instructed to have all required information on ATF Forms 4473 completed in accordance with instructions and headings on the form. The licensee was also instructed to review all ATF Forms 4473 carefully prior to completing any transactions.

(REF: ATF E-Form 5030.5 – ROV #2, Worksheet #2-4473(2012 edition) and Exhibit #4).

3. **27 CFR 478.125(e)**

“REPEAT OF VIOLATION CITED ON DECEMBER 11, 2012.”

Nature of Violation:

The licensee failed to record the disposition of the following (b)(3) Pub law 112-55 125 Stat. 552 firearms no later than seven days after the date of disposition:

No.	Manufacturer	Model	Serial No.	Type	Caliber
(b)(3) Pub law 112-55 125 Stat. 552					

FIREARMS INSPECTION REPORT

Name: City Pawn-A-Title, Inc.
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(b)(3) Pub law 112-55 125 Stat. 552

Licensee's response:

The licensee stated that the dispositions were an oversight on his part. The licensee also stated that he believed firearms numbers 1 & 2 were sold/redeem and he simply forgot to log them out of his A&D record book. The licensee further stated that firearms numbers 3, 4, and 5 were reported to the Cartersville Police Department on May 16, 2016 and he was informed by the Cartersville Police Department that they were responsible for reporting the firearms to ATF and enter them in NCIC.

Corrective Action:

The licensee reported firearms numbers (b)(3) Pub law 112-55 125 S to the ATF Tracing Center as lost inventory. The licensee logged out the (b)(3) Pub dispositions into his A&D record with the correlating ATF Incident Number. The licensee will continue to research his ATF Forms 4473 to determine the disposition of the firearms. On July 13, 2016, the licensee reported firearms numbers (b)(3) Pub law 112-55 125 S to ATF and logged them out of his A&D with the correlating ATF Incident Number. The licensee was instructed to report all thefts or losses to ATF within 48 hours after the theft or loss is discovered.

(REF: ATF E-Form 5030.5 – ROV #3, Worksheet #1 – Inventory, A&D and Exhibit #2).

- 4.
- 5.
- 6.



Index of Worksheets and Exhibits

Worksheets – Firearms Worksheets Workbook 10/14/15

FIREARMS INSPECTION REPORT

Name: City Pawn-A-Title, Inc.
Trade Name: City Pawn Shop

UI#: 760560-2016-0051
FFL#: 1-58-015-02-8A-05119

Exhibits:

1. Photo of Premises
2. ATF Theft/Loss Report submitted 7/19/16
3. Cartersville Police Department Incident Report dated 5/16/16 and ATF Theft/Loss Report submitted 7/13/16
4. ATF Forms 4473 – ((b)(6), (b)(3) Pub law 112-55 125 Stat. 552
[REDACTED]
5. Acknowledgement of Federal Firearms Regulations