

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Boots and Buckshot, Inc. 75 Douthit Ferry Road Cartersville, GA 30120, Bartow		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 760560-2016-0263-B1B		
		3. PERMIT/LICENSE NUMBER 158015017B06676	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, 07/29/2016				
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. Be sure to provide ATF P 5380.1 "Loss Prevention for Firearms Retailers" to the applicant during the compliance inspection.				
9. INSPECTION RESULTS <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC				
NO. OF VIOLATIONS	4	NO. OF REFERRALS		2111 - PER DIEM
NO. OF TECS CHECKS	18	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) - Acting Area Supervisor Submitted on: 09/14/2016 The following violation warrants a Warning Conference per Exhibit 1 of ATF Order 5370.1B, dated February 8, 2013: failure to conduct a NICS check or obtain alternative permit. The licensee failed to conduct a NICS check or obtain an alternative permit in (b)(3) 112 instance. A warning letter in lieu of a warning conference is recommended based on the following: <ul style="list-style-type: none">The last compliance inspection disclosed nine violations, six of which rose to the level of administrative action. The current inspection disclosed four violations, only one of which rose to the level of administrative action. The licensee stated their intention to institute a third review of the ATF Forms 4473 in order to catch any mistakes in the future. Viols WL ONLY and No Recall Inspection				
12. TIME ACCOUNTING DATA				
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b)(6)		
AUG 2016		45.00		
ATF OFFICER'S SUBTOTAL		45.00	ATF OFFICER'S SIGNATURE	
TOTAL HOURS		45.00		

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13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

Concur with the recommendation of a warning letter ILO warning conference. Out of the four violations disclosed from the investigation, only one rose to the level of an administrative action for the violation of 27 CFR 478.102(a)(1). The FFL has improved in the business operations, and significantly reduced the number of violations and instances from the investigation in 2012.

Viols WL ONLY and No Recall Inspection

☒ REVIEWED

☒ CONCUR

☒ SEE COMMENTS

☒ FINAL DISPOSITION

SIGNATURE AND TITLE

DDMITCHEL2 - Director, Industry Operations



REVIEW DATE

09/14/2016

ROUTING SEQUENCE AND DATE

- ☐ 1. _____
- ☐ 2. _____
- ☐ 3. _____
- ☐ 4. _____

CONTROL FILE POSTED DATE _____



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Atlanta, Georgia 30345

www.atf.gov

760560 (b)(6)
5373

September 15, 2016

Mr. Rick Hawkins and Mrs. Denise Hawkins
Boots and Buckshot, Inc.
40 Crestwood Road
Cartersville, Georgia 30120

1-58-015-01-7B-06676

Dear Mr. and Mrs. Hawkins:

During a recent compliance inspection at your firearms business covering the period August 15, 2015 to August 14, 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.

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. Rick Hawkins and Mrs. Denise Hawkins
Boots and Buckshot, Inc.

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 at (b)(6).

Sincerely yours,

(b)(6)

Acting Area Supervisor, Atlanta VII (IO)

Enclosure

c: DIO, Atlanta Field Division
Federal Firearms Licensing Center

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 Boots and Buckshot, Inc.	Street Address 75 Douthitt Ferry Road	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 1 of 4 Pages
License/Permit/Registry Number (If any) 158015017B06676		Expiration Date 2/1/2017	Date(s) or Period of Inspection 08/15/2016 through 08/24/2016			

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 properly record the disposition of (b)(3) firearms in the A&D Record no later than seven days following the date of disposition.

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

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

Record the acquisition of any firearm no later than the close of business following the date of acquisition. Record the sale or disposition of any firearms not later than seven days following the date of such transaction. The A&D Record shall show the date of the sale or other disposition of each firearm, the name and address of the person to whom the firearm is transferred, or the name and full license number of the person to whom transferred if such person is a licensee. Record the disposition information for each firearm above as required. Report any firearms whose disposition cannot be determined as missing.

Citation: 27 CFR 478.125(e)

Report of Violations

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Name of Proprietor Boots and Buckshot, Inc.	Street Address 75 Douthitt Ferry Road	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 2 of 4 Pages
License/Permit/Registry Number (If any) 158015017B06676	Expiration Date 2/1/2017	Date(s) or Period of Inspection 08/15/2016 through 08/24/2016				

Inspection Results

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

Number: 2

Nature of Violation:

Failure to obtain all of the information required on each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form on one form, involving instances:

(b)(3) 112 Public Law 55 125 STAT 552

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Obtain all of the information required on each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form. If the transfer of the firearm occurs on a day different from the day the form was originally completed, the transferee must complete items 24 and 25. Review the completed ATF Form 4473 prior to the transfer of any firearms. If any mistakes are noted prior to the transfer of the firearm, have the transferee correct the mistake and initial and date the change made. If mistakes are found after the transfer of the firearm, make a copy of the ATF Form 4473 and have the transferee and/or transferor correct the mistakes and initial and date any changes made.

Citation: 27 CFR 478.21(a)

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 Boots and Buckshot, Inc.	Street Address 75 Douthitt Ferry Road	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 3 of 4 Pages
License/Permit/Registry Number (If any) 158015017B06676		Expiration Date 2/1/2017	Date(s) or Period of Inspection 08/15/2016 through 08/24/2016			

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:

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Failure to obtain a complete and accurate ATF Form 4473 from the transferee prior to the transfer of a firearm with the certification by the transferee that they are not prohibited by the Act from transporting, shipping, receiving or possessing a firearm in interstate or foreign commerce on forms, involving instances, in that:

• In item 2 on forms, the transferee did not provide the correct county for their residence address. Examples: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

• In item 3 on forms, the transferee did not provide their complete Place of Birth. Examples: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

• In item 4 on forms, the transferee did not provide their height. Example: (b)(3) 112 Public Law 55 125 STAT 552

• In item 5 on forms, the transferee did not provide their weight. Examples: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

• In item 6 on forms, the transferee did not provide their gender. Example: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

• In item 11d on forms, the transferee left the answer to the question "Are you a fugitive from justice?" blank. Examples: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

• In item 13 on forms, the transferee did not provide their State of residence. Examples: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

• In item 14 on forms, the transferee did not provide their country of citizenship. Example: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

Prior to making a transfer of a firearm to a non-licensee, obtain a complete and accurate ATF Form 4473. If the transferee does not answer the certification questions, stop the transfer process. Review all ATF F 4473s prior to completing the transaction. If any mistakes are noted prior to the transfer of the firearm, have the transferee correct the mistake and initial and date the change made. If mistakes are found after the transfer of the firearm, make a copy of the ATF Form 4473 and have the transferee and/or transferor correct the mistakes and initial and date any changes made.

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 Boots and Buckshot, Inc.	Street Address 75 Douthitt Ferry Road	City Cartersville	State GA	Zip Code 30120-	County Bartow	Page 4 of 4 Pages
License/Permit/Registry Number (if any) 158015017B06676	Expiration Date 2/1/2017	Date(s) or Period of Inspection 08/15/2016 through 08/24/2016				

Inspection Results

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

Citation: 27 CFR 478.124(c)(1)

Number: 4

Nature of Violation:

Failure to conduct a NICS background check on a person who is not licensed under 27 CFR 478.41, prior to the sale, delivery or transfer of a firearm by either not contacting NICS to conduct a background check or obtaining a valid State of Georgia Weapons Carry License and documenting it on the ATF Form 4473 as required. Example: (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)

Citation: 27 CFR 478.102(a)(1)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Contact NICS to conduct a background check prior to the completion of the transfer of every firearm unless the purchaser has a valid permit that functions as an exemption to the background check. Document the NICS check or the valid permit on the ATF Form 4473 as required.

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

Signature and Title of ATF Officer

(b)(6)

10 Investigator

Date

August 24, 2016

Date

8/24/16

For Official Use Only

ATF E-Form 5030.5

Revised April 2005

FIREARMS INSPECTION REPORT

Name: Boots and Buckshot, Inc.
Trade Name:

UI#: 760560-2016-0263-B1B
FFL#: 1-58-015-01-7B-06676

Address: 75 Douthit Ferry Road
Cartersville, Georgia 30120 (Bartow County)

1 - Introduction

Inspection Profile:

On August 15-16, 18, and 24, 2016, Industry Operations (IO) Investigator (b) (6) conducted a Firearms Recall Inspection at the above listed premises. Mr. Benjamin "Rick" Hawkins, Manager/Director of Operations, and Mrs. Denise Hawkins, President/Chairman of the Board, were present for the closing conference. Mr. Hawkins was identified by Georgia Driver's License number (b) (6) which expires July 12, 2024. Mrs. Hawkins was identified by Georgia Driver's License number (b) (6) which expires (b) (6). (b) (6) th responsible persons' children are the day-to-day managers of the business and were present for the entire inspection. (b) (6) are not listed as responsible persons on the license. The period of the inspection was from August 15, 2015 through August 14, 2016. Advance notification of the inspection was not given to the licensee per current Bureau policy. Area Supervisor (b) (6) provided advance notification of the inspection via email to the Atlanta Field Division Special Agent Group Supervisors. No information concerning ongoing criminal investigations was provided to IO Investigator (b) (6) from the Atlanta Field Division Special Agent Group Supervisors. IO Investigator (b) (6) queried the Federal Licensing System (FLS) for Special Attention Flags (SAF) and queried N-Force to determine if the inspection would compromise any ongoing investigation. No derogatory information was disclosed.

Business Profile:

Boots and Buckshot, Inc. operates a retail store selling shoes, general merchandise and firearms at the premises. They also offer shoe repair at the premises. They provide light gunsmithing services as well. Any firearms that require more in-depth repairs are transferred to a local gunsmith. The premises is a commercial stand-alone building located in suburban Cartersville, Georgia.

The licensee acquired approximately (b) (4) firearms (approximately (b) (4) handgun (b) (4) long guns and (b) (4) s) in the previous twelve months. The licensee disposed of approximately (b) (4) firearms (approximately (b) (4) handguns (b) (4) long guns and (b) (4) receivers) in the previous twelve months. The licensee transfers all firearm retail sales or as gunsmith redemptions. (b) (6) (b) (6) stated that they only return the repaired firearms to the person whom off. The licensee sells approximately (b) (4) new firearms and

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(b) (4) used firearms. The primary suppliers are: (b) (4)
(b) (4) The licensee does not make sales at gun shows. The licensee accepts firearms transfers from individuals making purchases on the internet, but they do not make internet sales. The licensee has their own Facebook page, but does not have their own standalone website. There are no other businesses on the premises. The licensee does not have any other businesses.

The licensee does not have any other ATF licenses; none are needed. The licensee has a City of Cartersville business permit (b) (4) which expires (b) (4). The premises is commercially zoned and there are no restrictions concerning the sale of firearms from the property. The licensee has held the license for five years. There is no off-site storage of firearms.

Ownership and Control:

The licensee is a corporation registered with the State of Georgia on November 4, 2010, control number 10079236. Mr. Benjamin Hawkins and Mrs. Denise Hawkins are the only registered owners listed for the corporation. There have been no unreported changes to the corporation. Hidden ownership is not suspected. The responsible persons are correctly shown. There are no corrections to the FLS database needed.

Variance:

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

2 - Recommendation

Violations. Warning Letter Only and No Recall.

The following violation warrants a Warning Conference per Exhibit 1 of ATF Order 5370.1B, dated February 8, 2013: (b)(7)(E)

(b)(7)(E) The licensee failed to conduct a NICS check or obtain an alternative permit in instance. A warning letter in lieu of a warning conference is recommended based on the following:

- The last compliance inspection disclosed nine violations, six of which rose to the level of administrative action. The current inspection disclosed four violations, only one of which rose to the level of administrative action.

The licensee stated their intention to institute a third review of the ATF Forms 4473 in order to catch any mistakes in the future.

FIREARMS INSPECTION REPORT

Name: Boots and Buckshot, Inc.
Trade Name:

UI#: 760560-2016-0263-B1B
FFL#: 1-58-015-01-7B-06676

3 - Inspection History

The following is the inspection history for the licensee:

Date of Inspection: April 13, 2012
Type of Inspection: DE NonVCIT Firearms Compliance
UI#: 771060-2012-0154-B1B
Inspection Results: Warning Conference with Warning Letter and Recall Inspection

Cited Violations:

- 27 CFR 478.125(e) [§ 112-55 (125 Stat. 552)] stances;
- 27 CFR 478.21(a) [§ 112-55 (125 Stat. 552)] forms;
- 27 CFR 478.99(a) [§ 112-55 (125 Stat. 552)] form;
- 27 CFR 478.124(c)(1) [§ 112-55 (125 Stat. 552)] forms;
- 27 CFR 478.124(c)(3)(i) [§ 112-55 (125 Stat. 552)] forms;
- 27 CFR 478.124(c)(3)(iv) [§ 112-55 (125 Stat. 552)] forms;
- 27 CFR 478.124(c)(5) [§ 112-55 (125 Stat. 552)] forms; 12q
- 27 CFR 478.126a [§ 112-55 (125 Stat. 552)] form; and
- 27 CFR 478.129(b) [§ 112-55 (125 Stat. 552)] forms

Date of Inspection: December 30, 2010
Type of Inspection: Qualification New Onsite
UI#: 771060-2011-0083-B1B
Inspection Results: Approve Original
Cited Violations: None

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

On August 15, 2016, [§ 112-55 (125 Stat. 552)] investigator (b) (6) conducted a full physical inventory at the premises. There were [§ 112-55 (125 Stat. 552)] firearms in the physical inventory. There were [§ 112-55 (125 Stat. 552)] open entries in the A&D Record. The firearms found in the physical inventory compared to the open entries in the A&D Records. The following is a summary of the inventory reconciliation:

[§ 112-55 (125 Stat. 552)]

Open entries to account for
Firearm logged out in error
Open entries to account for
Firearms found in inventory and reconciled to open entries in the A&D Record
Open entries to account for
Firearms sold on ATF Forms 4473, but not logged out of the A&D Record
Firearms transferred to other FFLs, but not logged out of the A&D Record
Firearms transferred to LE, but not logged out of the A&D Record
Gunsmith firearms returned, but not logged out of the A&D Record
Firearms reported missing

FIREARMS INSPECTION REPORT

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During the reconciliation process, it was determined that there was a [REDACTED] firearm that was in inventory, but was logged out in error. Mrs. Hawkins corrected the entry in the A&D Record.

There were [REDACTED] firearms that were determined to have been transferred on an ATF Form 4473, but were not logged out of the A&D Record. Copies of these ATF Forms 4473 were obtained. Mrs. Hawkins corrected the entries in the A&D Record.

There were [REDACTED] firearms that were determined to have been transferred to other FFLs, but were not logged out of the A&D Record. Copies of the FFL invoices were obtained. Mrs. Hawkins corrected the entries in the A&D Record as required.

There were [REDACTED] firearms that were determined to have been transferred to Law Enforcement officers on Law Enforcement letterhead, but were not logged out of the A&D Record. Mrs. Hawkins corrected the entries in the A&D Record as required.

There were [REDACTED] gunsmith firearms that were determined to have been returned to the same person who dropped off the firearm, but were not logged out of the A&D Record. Mrs. Hawkins corrected the entries in the A&D Record as required. The licensee was cited in violation of 27 CFR 478.125(e). **Reference ATF EF 5030.5, Report of Violations, Violation Number 1; Worksheet 1; and Exhibit 1.**

The licensee submitted [REDACTED] theft or loss report during the inspection period. No theft or loss reports were submitted as a result of this inspection. The A&D Record is in the proper format and all the required information is accurate. The acquisition and disposition entries are not timely made as discussed above. [REDACTED] were traced through the licensee's required records from acquisition through disposition with no additional discrepancies found. No trafficking issues relating to acquisition and disposition of firearms were found. No obliterated serial numbers or illegal firearms were found.

Mrs. Hawkins stated that firearms are entered into the A&D Record as soon as they are acquired. When the firearm is acquired, a gun tag is attached to the firearm. This tag contains the firearm's information and the gun log number assigned to the firearm. The ATF Forms 4473 completed during the day are placed in a stack so that the firearms can be logged out of the A&D Record. She stated that they try to record the disposition of firearms immediately. She stated that they try to conduct a firearms inventory once a year. During the closing conference, Mrs. Hawkins and IO Investigator [REDACTED] (b) (6) discussed that a more frequent firearms inventory would catch any firearms that were not logged in or out of the A&D Record properly. Mrs. Hawkins stated that they would start taking firearms inventories on a quarterly basis.

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Name: Boots and Buckshot, Inc.
Trade Name:

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5 - ATF Forms 4473 – NICS & Other Dispositions

There were [b3 Public Law 112-55 (125 Stat. 552)] ATF Forms 4473 on file for the inspection period. All forms were reviewed. During the review of the ATF Forms 4473, IO Investigator (b) (6) found that the licensee failed to obtain all of the information required on each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form or [b3 Public Law 112-55 (125 Stat. 552)] form, involving [b3 Public Law 112-55 (125 Stat. 552)] instances: the transferee did not sign in item 24 and date in item 25 when the date of transfer took place on a different day from when the form was originally completed. Example: [b3 Public Law 112-55 (125 Stat. 552)] The licensee was cited in violation of 27 CFR 478.21(a). **Reference ATF EF 5030.5, Report of Violations, Violation Number 2; Worksheet 2; and Exhibit 2.**

The licensee failed to obtain a complete and accurate ATF Form 4473 from the transferee prior to the transfer of a firearm with the certification by the transferee that they are not prohibited by the Act from transporting, shipping, receiving or possessing a firearm in interstate or foreign commerce on [b3 Public Law 112-55 (125 Stat. 552)] forms, involving [b3 Public Law 112-55 (125 Stat. 552)] instances, in that:

- In item 2 on [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee did not provide the correct county for their residence address. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
b3 Public Law 112-55 (125 Stat. 552)
- In item 3 on [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee did not provide their complete Place of Birth. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 4 on [b3 Public Law 112-55 (125 Stat. 552)] form, the transferee did not provide their height. Example: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 5 on [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee did not provide their weight. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 6 on [b3 Public Law 112-55 (125 Stat. 552)] form, the transferee did not provide their gender. Example: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 11d on [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee left the answer to the question "Are you a fugitive from justice?" blank. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
[b3 Public Law 112-55 (125 Stat. 552)]
- In item 13 on [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee did not provide their State of residence. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 14 on [b3 Public Law 112-55 (125 Stat. 552)] form, the transferee did not provide their country of citizenship. Example: [b3 Public Law 112-55 (125 Stat. 552)]

The licensee was cited in violation of 27 CFR 478.124(c)(1). **Reference ATF EF 5030.5, Report of Violations, Violation Number 3; Worksheet 2; and Exhibit 2.**

The licensee failed to conduct a NICS background check on a person who is not licensed under 27 CFR 478.41, prior to the sale, delivery or transfer of a firearm by either not contacting NICS to conduct a background check or obtaining a valid State of

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Georgia Weapons Carry License and documenting it on the ATF Form 4473 as required. Example ^{b3 Public Law 112-55 (125 Stat. 552)} The licensee was cited in violation of 27 CFR 478.102(a)(1). **Reference ATF EF 5030.5, Report of Violations, Violation Number 4; Worksheet 2; and Exhibit 2.**

The licensee properly obtained copies of Federal Firearms Licenses to transfer firearms to other licensees. As discussed in Paragraph 4 – Acquisition & Disposition Record – Inventory, the licensee did not always record the disposition of the firearm when it was transferred to another FFL. At the closing conference, (b) (6) showed IO Investigator (b) (6) a copy of a form that she had created. **Reference Exhibit 3.** The form indicates that an FFL transfer has taken place, with the identifying information about the transfer. This form will be placed with the completed ATF Forms 4473 to ensure that the transfer will be recorded in the A&D Record. The licensee does transfer firearms to law enforcement officers using the Law Enforcement letter. The FFL Audit log had 51 proceed, 1 delayed, 0 currently open, and 12 denied transactions for the inspection period, for a total of 64 transactions. All transactions were verified with no discrepancies found.

The forms are filed chronologically by date transferred. Each week, the completed ATF Forms 4473 are bound together and placed in a box. The licensee stated that the forms are reviewed by another employee prior to the completion of the transfer, but that the forms are not reviewed after the transaction is completed. IO Investigator (b) (6) and Mrs. Hawkins discussed that another review of the completed forms would be helpful to prevent violations occurring in the future. Mrs. Hawkins and (b) (6) stated that they would begin reviewing the completed forms one additional time.

6 - Multiple Sales

There were ^{b3 Public Law 112-55 (125 Stat. 552)} multiple sales, involving ^{b3 Public Law 112-55 (125 Stat. 552)} firearms, reported on the Violent Crime Analysis Branch Master Query. There were no unreported multiple sales identified during the inspection.

7 - Suspicious/Prohibited Purchasers

There were no possible traffickers, straw purchasers or any other suspicious purchasers identified during the inspection. An NCIC check was conducted on five purchasers with no hits resulting. No referrals made.

8 - Trace Activity

There were ^{b3 Public Law 112-55 (125 Stat. 552)} successful traces and no unsuccessful traces within the previous twelve months. Thirteen firearms, inclusive of six secondary market firearms, were traced through NCIC and eTrace with no hits resulting. No discrepancies were found.

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Trade Name:

UI#: 760560-2016-0263-B1B
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9 - NFA/Importer/Collector/Manufacturer

The licensee does not perform any NFA, Importer, Collector or Manufacturer activities.

10 - Referrals

No referrals made.

11 - Other

On August 18, 2016, Mrs. Hawkins indicated to IO Investigator (b) (6) that she had found a copy of an ATF Form 4473 behind a desk. She believed that this form showed the transfer of a firearm that had been reported missing as a result of the compliance inspection conducted in 2012. IO Investigator (b) (6) researched the previous inspection and confirmed that the firearm had been reported as missing. On August 24, 2016, Mrs. Hawkins completed an ATF F 3310.11 referencing the ATF Issued Incident Number (b) (6) and indicating that the firearm had been recovered. A copy of the form was sent to the ATF National Tracing Center on August 24, 2016. **Reference Exhibit 4.**

12 - Closing Actions

On August 24, 2016, IO Investigator (b) (6) held a closing conference at the above listed premises. IO Investigator (b) (6) reviewed the Report of Violations with Mrs. Hawkins, Mr. Rick Hawkins, (b) (6) as evidenced by Mr. Rick Hawkins' signature on the form. **Reference ATF EF 5030.5, Report of Violations.** IO Investigator (b) (6) reviewed the Acknowledgement of Federal Firearms Regulations with Mrs. Hawkins, Mr. Rick Hawkins (b) (6) (b) (6) as evidenced by Mr. Rick Hawkins' and Mrs. Hawkins' signatures on the form. **Reference Exhibit 5.** IO Investigator (b) (6) provided the following reference materials: ATF Important phone numbers and ATF P 5380.1, Loss Prevention for Firearms Retailers.

FIREARMS INSPECTION REPORT

Name: Boots and Buckshot, Inc.
Trade Name:

UI#: 760560-2016-0263-B1B
FFL#: 1-58-015-01-7B-06676

13 - Violations

1. 27 CFR 478.125(e)

REPEAT OF VIOLATION CITED IN 2012

Nature of Violation:

Failure to properly record the disposition b3 Public Law 112-55 (125 Stat. 552) firearms in the A&D Record no later than seven days following the date of disposition.

Licensee's Response:

Mr. & Mrs. Hawkins stated that, while this result was better than the last inspection, they were not happy with the fact that they had issues with the A&D Record. Mr. Rick Hawkins stated that they will try to conduct inventories more frequently to correct any errors that may occur.

Corrective Action:

Record the acquisition of any firearm no later than the close of business following the date of acquisition. Record the sale or disposition of any firearms not later than seven days following the date of such transaction. The A&D Record shall show the date of the sale or other disposition of each firearm, the name and address of the person to whom the firearm is transferred, or the name and full license number of the person to whom transferred if such person is a licensee. Record the disposition information for each firearm above as required. Report any firearms whose disposition cannot be determined as missing.

Worksheets and Exhibits:

Worksheet 1
Exhibit 1

2. 27 CFR 478.21(a)

REPEAT OF VIOLATION CITED IN 2012

Nature of Violation:

Failure to obtain all of the information required on each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form or b3 Public Law 112-55 (125 Stat. 552) form, involving b3 Public Law 112-55 (125 Stat. 552) instances:

b3 Public Law 112-55 (125 Stat. 552)

FIREARMS INSPECTION REPORT

Name: Boots and Buckshot, Inc.
Trade Name:

UI#: 760560-2016-0263-B1B
FFL#: 1-58-015-01-7B-06676

Licensee's Response:

The licensee stated that they usually catch these type of errors immediately, and they did not know how they missed this one.

Corrective Action:

Obtain all of the information required on each ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form. If the transfer of the firearm occurs on a day different from the day the form was originally completed, the transferee must complete items 24 and 25. Review the completed ATF Form 4473 prior to the transfer of any firearms. If any mistakes are noted prior to the transfer of the firearm, have the transferee correct the mistake and initial and date the change made. If mistakes are found after the transfer of the firearm, make a copy of the ATF Form 4473 and have the transferee and/or transferor correct the mistakes and initial and date any changes made.

Worksheets and Exhibits:

Worksheet 2
Exhibit 2

3. 27 CFR 478.124(c)(1)

REPEAT OF VIOLATION CITED IN 2012

Nature of Violation:

Failure to obtain a complete and accurate ATF Form 4473 from the transferee prior to the transfer of a firearm with the certification by the transferee that they are not prohibited by the Act from transporting, shipping, receiving or possessing a firearm in interstate or foreign commerce forms, involving instances, in that:

- In item 2 on forms, the transferee did not provide the correct county for their residence. Examples: b3 Public Law 112-55 (125 Stat. 552)
- In item 3 on forms, the transferee did not provide their complete Place of Birth. Example: b3 Public Law 112-55 (125 Stat. 552)
- In item 4 on form, the transferee did not provide their height. Example: b3 Public Law 112-55 (125 Stat. 552)
- In item 5 on forms, the transferee did not provide their weight. Examples: b3 Public Law 112-55 (125 Stat. 552)
- In item 6 on form, the transferee did not provide their gender. Example: b3 Public Law 112-55 (125 Stat. 552)

FIREARMS INSPECTION REPORT

Name: Boots and Buckshot, Inc.
Trade Name:

UI#: 760560-2016-0263-B1B
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- In item 11d of [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee left the answer to the question "Are you a fugitive from justice?" blank. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 13 of [b3 Public Law 112-55 (125 Stat. 552)] forms, the transferee did not provide their State of residence. Examples: [b3 Public Law 112-55 (125 Stat. 552)]
- In item 14 of [b3 Public Law 112-55 (125 Stat. 552)] form, the transferee did not provide their country of citizenship. Example: [b3 Public Law 112-55 (125 Stat. 552)]

Licensee's Response:

The licensee stated that they usually catch these type of errors immediately, and they did not know how they missed these errors. They stated that they will try to review the forms a third time in order to catch these types of mistakes.

Corrective Action:

Prior to making a transfer of a firearm to a non-licensee, obtain a complete and accurate ATF Form 4473. If the transferee does not answer the certification questions, stop the transfer process. Review all ATF F 4473s prior to completing the transaction. If any mistakes are noted prior to the transfer of the firearm, have the transferee correct the mistake and initial and date the change made. If mistakes are found after the transfer of the firearm, make a copy of the ATF Form 4473 and have the transferee and/or transferor correct the mistakes and initial and date any changes made.

Worksheets and Exhibits:

Worksheet 2
Exhibit 2

4. 27 CFR 478.102(a)(1)

Nature of Violation:

Failure to conduct a NICS background check on a person who is not licensed under 27 CFR 478.41, prior to the sale, delivery or transfer of a firearm by either not contacting NICS to conduct a background check or obtaining a valid State of Georgia Weapons Carry License and documenting it on the ATF Form 4473 as required. Example: [b3 Public Law 112-55 (125 Stat. 552)]

Licensee's Response:

Mrs. Hawkins immediately went to the file folder where copies of their customers documents are kept to see if they obtained a copy of the transferee's carry permit. She was very upset that a carry permit was not obtained and that a background check had not been conducted. Mr. & Mrs. Hawkins stated that they had no idea how this had slipped by the forms review.

FIREARMS INSPECTION REPORT

Name: Boots and Buckshot, Inc.
Trade Name:

UI#: 760560-2016-0263-B1B
FFL#: 1-58-015-01-7B-06676

Corrective Action:

Contact NICS to conduct a background check prior to the completion of the transfer of every firearm unless the purchaser has a valid permit that functions as an exemption to the background check. Document the NICS check or the valid permit on the ATF Form 4473 as required.

Worksheets and Exhibits:

Worksheet 2
Exhibit 2

X

Industry Operations Investigator

Index of Worksheets and Exhibits

WORKSHEETS

- 1 – Inventory Discrepancies
- 2 – ATF Forms 4473 Discrepancies

EXHIBITS

- 1 – Copies for Violation Number 1
- 2 – Copies for Violation Numbers 2-4
- 3 – Copy of FFL Transfer Log Sheet created by the licensee
- 4 – Copy of FFL Theft/Loss recovered report
- 5 – Acknowledgement of Federal Firearms Regulations