

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Palmer, Dwyte Fray Buck's Pawn Shop 1413 SW Lee Blvd Lawton, OK 73507, COMANCHE		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 781085-2016-0256-B1B		
		3. PERMIT/LICENSE NUMBER 573031028E00927	4a. TARGET DATE	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, 02/17/2016				
8. PURPOSE/SPECIAL INSTRUCTIONS Conduct a Full Firearms Compliance Inspection with emphasis on SWBI. Obtain EIN and/or SSN for updating Licensing Center records. A full inventory is required. Please obtain the GPS coordinates for the premises. In Nspct add last inspection date and check all applicable boxes (Gun shows, internet sales, and NFA) as well as add High Risk Inspection.				
9. INSPECTION RESULTS <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC				
NO. OF VIOLATIONS	5	NO. OF REFERRALS		
NO. OF TECS CHECKS	2	NO. OF TECS HITS		
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES	2111 - PER DIEM	
		\$ VALUE OF TAX DECREASES	2112 - P.O.A.	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS	2113 - COMM. AIR	
NO. OF CLAIMS		\$ VALUE OF CLAIMS	2114 - RENTAL CAR	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED	2115 - GPV EXPENSES	
			2116 - MISC.	
			TOTAL \$ FOR INSP.	
11. ATF OFFICER'S RECOMMENDATION Submitted by (b)(6) - Industry Operations Investigator Submitted on: 09/13/2016 Viols WC with WL and Recall				
12. TIME ACCOUNTING DATA				
ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b)(6)				
AUG 2016		15.00		
SEP 2016		17.00		
ATF OFFICER'S SUBTOTAL		32.00	ATF OFFICER'S SIGNATURE	
TOTAL HOURS		32.00		
13. REVIEW AND ROUTING				
REVIEW COMMENTS AND RECOMMENDATION Area Supervisor recommends a Warning Letter and Recall Inspection for the licensee. The nature of the A/D violations warrant a WC however, based on the overall inspection, the licensee may benefit from a WL & Recall inspection. Viols WL ONLY and Recall Inspection				
<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> REVIEWED</div><div><input type="checkbox"/> CONCUR</div><div><input checked="" type="checkbox"/> SEE COMMENTS</div><div><input type="checkbox"/> FINAL DISPOSITION</div></div>				
SIGNATURE AND TITLE (b)(6) - Acting Area Supervisor		(b)(6)		REVIEW DATE 09/26/2016

Assignment and Report

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13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

Viols WL ONLY and Recall Inspection

☒ REVIEWED

☒ CONCUR

☐ SEE COMMENTS

☒ FINAL DISPOSITION

SIGNATURE AND TITLE

STPERALES - Acting DIO

REVIEW DATE

09/26/2016

ROUTING SEQUENCE AND DATE

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

CONTROL FILE POSTED DATE _____

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor Palmer, Dwyte Fray Buck's Pawn Shop	Street Address 1413 SW Lee Blvd	City Lawton	State OK	Zip Code 73507-	County COMANCHE	Page 1 of 2 Pages
License/Permit/Registry Number (If any) 573031028E00927		Expiration Date 5/1/2018	Date(s) or Period of Inspection 08/26/2015 through 08/26/2016			

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 furnish all information called for in each ATF Form 4473 as indicated by the headings on the ATF Form 4473 and the instructions pertaining to the ATF Form 4473 in ^(b) instance:

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

Citation: 27 CFR 478.21(a)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will ensure that all ATF Forms 4473 are properly completed.

Number: 2

Nature of Violation:

Failure to accurately note the NICS system contact date on the ATF Form 4473 in ^(b) instances:

- ^(b) forms had Block 21a "Date the transferee's identifying information in Section A was transmitted to NICS" with the incorrect date.

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

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will properly record the response provided by the NICS system on the ATF Form 4473.

Number: 3

Nature of Violation:

Failure to completely and properly identify the firearm transferred on the ATF Form 4473 in ^(b) instance:

(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)

The licensee will completely and properly identify the firearm transferred on the ATF Form 4473.

Report of Violations

Instructions

Please write firmly with a ball point pen when completing this form. ATF officers will prepare this form in triplicate. The original copy will be given to the proprietor or a responsible representative. The remaining copies will be submitted with the completed inspection report. Supervisors will detach one copy from the completed report for their files.

Name of Proprietor Palmer, Dwyte Fray Buck's Pawn Shop	Street Address 1413 SW Lee Blvd	City Lawton	State OK	Zip Code 73507-	County COMANCHE	Page 2 of 2 Pages
License/Permit/Registry Number (If any) 573031028E00927	Expiration Date 5/1/2018	Date(s) or Period of Inspection 08/26/2015 through 08/26/2016				

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)(4)

Number: 4

Nature of Violation:

Failure to record the date the firearm transfer is completed on the ATF Form 4473 in ^{(b)(3)} instance:

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

Citation: 27 CFR 478.124(c)(5)

Number: 5

Nature of Violation:

Failure to accurately and timely maintain the Acquisition and Disposition Record in ^{(b)(3)} instances:

- ^{(b)(3)} firearms had the incorrect serial number recorded
- ^{(b)(3)} firearm had a disposition logged, but the firearm was located in inventory
- ^{(b)(3)} firearms did not have the disposition recorded

Citation: 27 CFR 478.125(e)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will ensure to properly record the firearm transfer completion date on the ATF Form 4473.

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

The licensee will accurately and timely maintain the Acquisition and Disposition Record.

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

Date

9-6-16

Signature

(b)(6)

manager
Industry Operations Investigator

Date

9-6-16

For Official



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

September 27, 2016

www.atf.gov

781025: (b)(6)
5000

Palmer, Dwyte Fray
Buck's Pawn Shop
1413 SW Lee Blvd
Lawton, OK 73507-
RE: 573031028E00927

Dear Mr. Dwyte F. Palmer:

During a recent inspection at your firearms business covering the period August 26, 2015 to August 26, 2016 you were cited for violations of Title 27, Code of Federal Regulations, Part 478. A copy of the Report of Violations, ATF F 5030.5, issued at the time of the inspection is enclosed.

All violations were fully explained to you or your designated responsible person by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Industry Operations Investigator(s). You or your responsible person indicated that you understood the requirements of the firearms laws and regulations and that corrective actions would be taken to eliminate future violations.

The records you are required to maintain and the business operations you conduct are important to law enforcement in our continuing efforts to reduce violent crime and protect the public. It is essential that you comply with all Federal laws and regulations that govern your firearms business. This is critical to carrying out our mission to protect the public and to ensure that criminals do not gain access to firearms. ATF appreciates the efforts you and other industry members make in this area. We look forward to continuing to work with you in that regard.

Palmer, Dwyte Fray
Buck's Pawn Shop

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 (b)(6),
Industry Operations Investigator at (b)(6).

Sincerely yours,

(b)(6)

Interim Area Supervisor for Dallas Group VI

Enclosure

cc: Federal Firearms Licensing Center
Dallas VI (IO) Field Office

FIREARMS INSPECTION REPORT

Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
FFL#: 5-73-031-02-8E-00927

Address: 1413 SW Lee Blvd
Lawton, Oklahoma 73507 (Comanche County)

1 - Introduction

Inspection Profile:

On August 26, 2016, ATF Industry Operations Investigator (b)(6) conducted a Southwest Border inspection at the business premises of Dwyte Fray Palmer d.b.a. Buck's Pawn Shop. Investigator (b)(6) interviewed Mr. Gene Lawson, manager. Mr. Lawson identified himself with his Oklahoma driver's license (OKDL: (b)(6)). The period covered by this inspection was the previous 12 months for ATF Forms 4473 and the entire firearm inventory. Investigator (b)(6) held the inspection closeout with Mr. Lawson on September 6, 2016. No advance notice was given prior to the inspection and no other Federal/State/local agencies participated in this inspection.

Business Profile:

Dwyte Fray Palmer d.b.a. Buck's Pawn Shop holds a Type 02-Dealer, Including Pawnbroker, in Federal Firearms Other Than Destructive Devices license to buy and sell new and used long guns and handguns. Mr. Lawson described the business as a pawn shop which sells firearms, electronics, and Indian artifacts.

Buck's Pawn Shop acquired (b)(4) firearms (b)(4) handguns and (b)(4) long guns) and disposed (b)(4) firearms (b)(4) handguns and (b)(4) long guns) during the previous 12 months.

Mr. Lawson stated (b)(4) percent of firearms transferred are used. Mr. Lawson stated the primary supplier of firearms are from customers that lost firearms in pawn and from trade-ins.

Mr. Lawson stated they do not sell firearms over the internet.

Mr. Lawson stated Buck's Pawn Shop does not have off-site storage and does not conduct business at gun shows.

Buck's Pawn Shop files their taxes under Mr. Palmer's social security number.

Mr. Lawson stated no other businesses operate on the licensed premises.

The business premises are located in a commercial setting.

FIREARMS INSPECTION REPORT

Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
FFL#: 5-73-031-02-8E-00927

The licensee has held its current license since 2003.

A query of the Oklahoma Office of Consumer Credit Commissioner shows that Buck's Pawn Shop holds an active Oklahoma Lending License (b)(3) - 26 USC 6103 (Exhibit 1).

Buck's Pawn Shop operates under Oklahoma Sales and Use Tax Permit #STS (b)(3) - 26 USC 6103.

Ownership and Control:

Mr. Lawson stated that Buck's Pawn Shop is structured as a sole proprietorship and Mr. Palmer is the sole owner. Based on the statements made by Mr. Lawson, Investigator (b)(6) does not suspect hidden ownership.

Mr. Palmer and Mr. Lawson are the only persons listed as responsible person and based on the statements made by Mr. Lawson, Investigator (b)(6) believes all responsible persons are correctly reflected in FLS.

A query of the Comanche County Assessor records shows the property owner as Dwyte Palmer (Exhibit 2).

Investigator (b)(6) did not review any documents or observe any activities and the licensee did not make any statements during the inspection that indicated the possibility of hidden ownership.

Variance:

Buck's Pawn Shop does not have any variances on file with the ATF and none were requested during the inspection.

2 - Recommendation

Viols WC with WL and Recall

3 - Inspection History

Date of Inspection: 6/23/15
Type of Inspection: SW Border Compliance Inspection
UI#: 781085-2015-0172
Inspection Results: Report of Violations, Warning Letter, and Recall Inspection
Cited Violations: 27 CFR 478.21(a)
27 CFR 478.124(c)(1)

FIREARMS INSPECTION REPORT

Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
FFL#: 5-73-031-02-8E-00927

27 CFR 478.124(c)(3)(i)
27 CFR 478.124(c)(3)(iv)
27 CFR 478.124(c)(5)
27 CFR 478.102(a)
27 CFR 478.99(c)
27 CFR 125(e)

Date of Inspection: 7/12/11
Type of Inspection: Southwest Border Pawn Recall Compliance Inspection
UI#: 781050-2011-0131
Inspection Results: No Violations/No Further Action/No Referrals
Cited Violations:

Date of Inspection: 9/14/09
Type of Inspection: Southwest Border Pawn Recall Compliance Inspection
UI#: 781050-2009-0127
Inspection Results: Report of Violations/DIO Held Warning Conference
Cited Violations: 27 CFR 478.21(a)
27 CFR 478.124(c)(1)
27 CFR 478.124(c)(3)(i)
27 CFR 478.124(c)(3)(iv)
27 CFR 478.124(c)(5)
27 CFR 126(a)

Date of Inspection: 1/7/08
Type of Inspection: Southwest Border Pawn Recall Compliance Inspection
UI#: 781050-2008-0041
Inspection Results: Warning Conference/Recall Inspection
Cited Violations: 27 CFR 478.21(a)
27 CFR 478.124(c)(1)
27 CFR 478.124(c)(3)(i)
27 CFR 478.124(c)(3)(iv)
27 CFR 478.124(c)(5)
27 CFR 125(e)
27 CFR 129(b)

FIREARMS INSPECTION REPORT

Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
FFL#: 5-73-031-02-8E-00927

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

Investigator (b)(6) conducted a full inventory and found (b)(3) - 112 open dispositions and 126 firearms in inventory. There were (b)(3) inventory discrepancies found as a result of the inspection which included (b)(3) firearms that had the incorrect serial number, (b)(3) firearm with a disposition recorded, but the firearm was located in inventory, and (b)(3) firearms did not have the disposition recorded **Report of Violations 5, Worksheet 1 Inventory, A&D and Exhibit 3.**

Mr. Lawson advised Investigator (b)(6) at the beginning of the inspection that he had not recorded disposition information from the previous week due to he was on vacation and he is the only one that records the information. Investigator (b)(6) reviewed the forms he handed her and discovered that he had not entered any dispositions since the beginning of July. Mr. Lawson stated he knew that he hadn't entered dispositions in a while, but hadn't realized that he was that far behind.

Investigator (b)(6) compared 25 disposition entries to the corresponding ATF Forms 4473 and found no discrepancies.

The licensee did not complete an ATF Form 3310.11 (theft/loss) during the previous 12 months and did not complete one as a result of this inspection.

The A&D Book is in the proper format and while reviewing the A&D Book, Investigator (b)(6) found no suspicious purchasers, shippers, or licensees.

Investigator (b)(6) discovered no firearms with obliterated serial numbers or unregistered NFA firearms.

Investigator Paulek did not identify any trafficking issues as a result of the A&D Book review.

The licensee has adequate security measures in place. Mr. Lawson stated they have a monitored alarm system, bars on the windows, and the rear door is locked and barred.

5 - ATF Forms 4473 – NICS & Other Dispositions

The licensee had (b)(3) - 112 ATF Forms 4473 on file for the inspection period. Investigator (b)(6) reviewed all (b)(3) - 111 ATF Forms 4473. Review of the forms resulted in the following violations: (b)(3) form violated 478.21(a), (b)(3) forms violated 478.124(c)(3)(iv), (b)(3) form violated 478.124(c)(1), and (b)(3) form violated 478.124(c)(5) **Report of Violations 1-4, Worksheet 2 and Exhibits 4.**

FIREARMS INSPECTION REPORT

Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
FFL#: 5-73-031-02-8E-00927

Investigator (b)(6) found transfers to other licensees were conducted properly.

Buck's Pawn Shop is separately retaining all ATF Forms 4473 where the transaction did not take place.

During the inspection period, Investigators (b)(6) found no sales to law enforcement officers utilizing the provisions of 27 CFR § 478.134.

Investigator (b)(6) did not obtain the NICS audit report due to the system was experiencing problems generating the reports at the time of this inspection.

6 - Multiple Sales

The VCAB query disclosed (b)(6) multiple handgun sales during the previous 12 months. The investigator discovered no unreported multiple handgun sales during this inspection.

7 - Suspicious/Prohibited Purchasers

Investigator (b)(6) did not discover any suspicious or prohibited purchasers during the inspection.

8 - Trace Activity

Investigator (b)(6) requested an FFL History Report from the Violent Crime Analysis Branch (VCAB) resulting in zero traces in the past 12 months.

This licensee had no firearm traces to Mexico.

9 - NFA/Importer/Collector/Manufacturer

Mr. Lawson stated they do not import, collect, manufacture firearms or deal in NFA firearms.

10 - Referrals

There were no referrals made from information received during this inspection.

11 - Other

This licensee had no Special attention Flags in FLS that would indicate that this FFL was under a current ATF criminal enforcement investigation at the time of the inspection.

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Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
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The licensee had the Youth Handgun Safety Act poster displayed and had the Youth Handgun Safety Act Notice for distribution. The licensee has secure gun storage and safety devices for sale.

NCIC/TCIC queries on Gene Lawson and Dwyte Palmer disclosed no prohibiting information.

Investigator (b)(6) queried NFORCE which disclosed the licensee is not involved any CE investigations.

12 - Closing Actions

On September 6, 2016, Investigator (b)(6) discussed and explained ATF Form 5030.5 the Report of Violations and all of the information on the Acknowledgement of Federal Firearms Regulations to Mr. Lawson (**Exhibit 5**). Mr. Lawson completed the forms and kept a copy for their records.

13 - Violations

1. **27 CFR 478.21(a) **REPEAT VIOLATION 6/23/15, 9/14/09, and 1/7/08****

Nature of Violation: The licensee failed to furnish all information called for in each ATF Form 4473 as indicated by the headings on the ATF Form 4473 and the instructions on or pertaining to the ATF Form 4473 in 1 instance:
- 1 form had Block 30a "Total Number of Firearms" blank.

Licensee's Response: Mr. Lawson stated they missed the question and didn't double check the form.

Corrective Action: Mr. Lawson stated they will double check the forms.

Reference: Worksheet 2 (2012 edition) and Exhibit 4

2. **27 CFR 478.124(c)(3)(iv) **REPEAT VIOLATION 6/23/15, 9/14/09, and 1/7/08****

Nature of Violation: The licensee failed to accurately note the NICS system contact date on the ATF Form 4473 in 2 instances:
2 forms had Block 21a "Date the transferee's identifying information in Section A was transmitted to NICS" with the incorrect date.

Licensee's Response: Mr. Lawson stated it was human error.

FIREARMS INSPECTION REPORT

Name: Palmer, Dwyte Fray
Trade Name: Buck's Pawn Shop

UI#: 781085-2016-0256-B1B
FFL#: 5-73-031-02-8E-00927

Corrective Action: Mr. Lawson stated they will double check the forms.

Reference: Worksheet 2 (2012 edition) and Exhibit 4

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

Nature of Violation: The licensee failed to completely and properly identify the firearm transferred on the ATF Form 4473 (b)(3)-112 instance:

(b)(3)-112 form had Block 28 "Serial Number" blank

Licensee's Response: Mr. Lawson stated they missed the question and didn't double check the form.

Corrective Action: Mr. Lawson stated they will double check the forms.

Reference: Worksheet 2 (2012 edition) and Exhibit 4.

4. **27 CFR 478.124(c)(5) **REPEAT VIOLATION 6/23/15, 9/14/09, and 1/7/08****

Nature of Violation: The licensee failed to properly record the firearm transfer completion date upon transfer of a firearm to a nonlicensee on the ATF Form 4473 (b)(3)-112 instances:

(b)(3)-112 form had Block 36 "Date Transferred" blank.

Licensee's Response: Mr. Lawson stated they missed the question and didn't double check the form.

Corrective Action: Mr. Lawson stated they will double check the forms.

Reference: Worksheet 2 (2012 edition) and Exhibit 4.

5. **27 CFR 478.125(e) **REPEAT VIOLATION 6/23/15 and 1/7/08****

Nature of Violation: The licensee failed to accurately and timely maintain the Acquisition and Disposition Record in (b)(3)-112 instances:

(b)(3)-112 firearms had the incorrect serial number recorded

(b)(3)-112 firearm had a disposition recorded, but the firearm was located in inventory

(b)(3)-112 firearms do not have the disposition recorded.

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Licensee's Response: Mr. Lawson stated he was reading the serial numbers off the carbon copy of the pawn paperwork and couldn't read it very well. Mr. Lawson stated the disposition recorded was a mistake, he wrote it on the wrong line. Mr. Lawson stated he just didn't enter the stack of dispositions into the A&D.

Corrective Action: Mr. Lawson stated he will record the serial numbers from the firearm, not the pawn ticket. He will also enter the dispositions immediately.

Reference: Worksheet 2 (2012 edition) and Exhibit 3.

X

Industry Operations Investigator

Index of Worksheets and Exhibits

Worksheets

1. Informational Page
2. Inventory and A&D Review Worksheet
3. ATF Form 4473 Review Worksheet
4. Statistical Page

Exhibits

1. Oklahoma Office of Consumer Credit Commissioner
2. Comanche County Assessor
3. A&D Violations
4. ATF Form Violations
5. Acknowledgement of Federal Firearms Regulations

FIREARMS INSPECTION REPORT

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