

## Assignment and Report

<b>1. OPERATING NAME AND ADDRESS</b> (INCLUDE ZIP CODE AND COUNTY) B&B GUNS & AMMO LLC 242 BUTTERNUT ABILENE, TX 79602-0000, TAYLOR		<b>2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.)</b> 781080-2016-0365-B1B		
		<b>3. PERMIT/LICENSE NUMBER</b> 575441027L10360	<b>4a. TARGET DATE</b> 9/1/2016	<b>4b. TARGET HOURS</b>
		<b>5. REQUESTED BY (SIGNATURE, TITLE AND DATE)</b>		
<b>6. ATF OFFICER(S) ASSIGNED</b> (b)(6) - Lead Investigator				
<b>7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)</b> (b)(6), Area Supervisor, 06/02/2016				
<b>8. PURPOSE/SPECIAL INSTRUCTIONS</b> SWBI				
<b>9. INSPECTION RESULTS</b> <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC				
NO. OF VIOLATIONS	10	NO. OF REFERRALS	1	<b>10. TRAVEL EXPENSES (OPTIONAL)</b>
NO. OF TECS CHECKS	185	NO. OF TECS HITS		2111 - PER DIEM
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES		2112 - P.O.A.
		\$ VALUE OF TAX DECREASES		2113 - COMM. AIR
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS		2114 - RENTAL CAR
NO. OF CLAIMS		\$ VALUE OF CLAIMS		2115 - GPV EXPENSES
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED		2116 - MISC.
				TOTAL \$ FOR INSP.
<b>11. ATF OFFICER'S RECOMMENDATION</b> Submitted by (b)(6) - Industry Operations Investigator  Submitted on: 10/05/2016  Viols WL ONLY and Recall Inspection				
<b>12. TIME ACCOUNTING DATA</b>				
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b)(6)		
SEP 2016	74.00			
ATF OFFICER'S SUBTOTAL	74.00	ATF OFFICER'S SIGNATURE		
TOTAL HOURS	74.00			
<b>13. REVIEW AND ROUTING</b>				
<b>REVIEW COMMENTS AND RECOMMENDATION</b> Viols WL ONLY and Recall Inspection				
<input checked="" type="checkbox"/> REVIEWED <input checked="" type="checkbox"/> CONCUR <input type="checkbox"/> SEE COMMENTS <input checked="" type="checkbox"/> FINAL DISPOSITION				
SIGNATURE AND TITLE (b)(6) - Industry Operations Investigator			REVIEW DATE 10/05/2016	

## Assignment and Report

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	3. PERMIT/LICENSE NUMBER 575441027L10360	4a. TARGET DATE 9/1/2016	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

### 13. REVIEW AND ROUTING

#### REVIEW COMMENTS AND RECOMMENDATION

Viols WL ONLY and Recall Inspection

☒ REVIEWED

☒ CONCUR

☐ SEE COMMENTS

☐ FINAL DISPOSITION

#### SIGNATURE AND TITLE

(b)(6) - Acting DIO

#### REVIEW DATE

10/11/2016

#### 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 B&B GUNS & AMMO LLC	Street Address 242 BUTTERNUT	City ABILENE	State TX	Zip Code 79602-0000	County TAYLOR	Page 1 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 575441027L10360		Expiration Date 11/1/2017		Date(s) or Period of Inspection 09/19/2016 through 09/27/2016		

## Inspection Results

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

<b>Number:</b> 1	<b>Date Corrections to be Made:</b> <i>(If not corrected immediately)</i>
<b>Nature of Violation:</b> Failure of the licensee to obtain all information called for on <span>(b)(3) 112 Public Law 5</span> ATF Forms 4473 as indicated by the headings on the forms and the instructions on or pertaining to the forms. (Items '11a' and 25)	<b>Corrective Action to be Taken:</b> The licensee was instructed to establish a check system to ensure all ATF Forms 4473 are correct as required. <i>(If not corrected immediately)</i>
<b>Citation:</b> 27 CFR 478.21(a)	
<b>Number:</b> 2	<b>Date Corrections to be Made:</b> <i>(If not corrected immediately)</i>
<b>Nature of Violation:</b> Failure of the licensee prior to making a transfer to a non-licensee who is a resident of the State in which the licensee's business premises is located, to obtain <span>(b)(3) 112 Public Law 5</span> ATF Forms 4473 from the transferee showing personal information, certification dates, and/or the transferee is not prohibited by the Act. (Items 1, 2, 11k, 11L, 13, 14 17)	<b>Corrective Action to be Taken:</b> The licensee was instructed to establish a check system to ensure all ATF Forms 4473 are correct as required and to be certain all transferees know the correct date. <i>(If not corrected immediately)</i>
<b>Citation:</b> 27 CFR 478.124(c)(1)	
<b>Number:</b> 3	<b>Date Corrections to be Made:</b> <i>(If not corrected immediately)</i>
<b>Nature of Violation:</b> Failure of the licensee to verify/record the identity of <span>(b)(3) 112 Public Law 5</span> transferees by examining the identification documents presented. (Item 20a)	<b>Corrective Action to be Taken:</b> The licensee was instructed to be certain all information is correctly verified/recorded for every identification document. <i>(If not corrected immediately)</i>
<b>Citation:</b> 27 CFR 478.124(c)(3)(i)	

# Report of Violations

## Instructions

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Name of Proprietor B&B GUNS & AMMO LLC	Street Address 242 BUTTERNUT	City ABILENE	State TX	Zip Code 79602-0000	County TAYLOR	Page 2 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 575441027L10360		Expiration Date 11/1/2017		Date(s) or Period of Inspection 09/19/2016 through 09/27/2016		

## Inspection Results

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

- Number:** 4

**Nature of Violation:**  
Failure of the licensee to record for (b)(3) (1)(2) Public Law transferee who is an alien admitted to the United States under a nonimmigrant visa who states that he/she falls within an exception to, or has a waiver from, the prohibition in section 922(g)(5)(B) of the Act, to present applicable documentation establishing the exception or waiver, note on the ATF Form 4473 the type of documentation provided, and attach a copy of the documentation to the ATF Form 4473. (Item 20c)

**Citation:** 27 CFR 478.124(c)(3)(iii)
- Date Corrections to be Made:**  
*(If not corrected immediately)*

**Corrective Action to be Taken:** The licensee was instructed to be certain all aliens admitted to the United States under a Nonimmigrant Visa provide a type of documentation showing the exception to the nonimmigrant visa prohibition.  
*(If not corrected immediately)*
- Number:** 5

**Nature of Violation:**  
Failure of the licensee to comply with the requirements of 478.102 and record on (b)(3) (1)(2) Public Law ATF Forms 4473 the dates on which the licensee contacted NICS, as well as any response provided by the system, including any identification number provided by the system. (Items 21a, b, c, d)

**Citation:** 27 CFR 478.124(c)(3)(iv)
- Date Corrections to be Made:**  
*(If not corrected immediately)*

**Corrective Action to be Taken:** The licensee was instructed to record all NICS information on every ATF Form 4473.  
*(If not corrected immediately)*



## Report of Violations

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Name of Proprietor B&B GUNS & AMMO LLC	Street Address 242 BUTTERNUT	City ABILENE	State TX	Zip Code 79602-0000	County TAYLOR	Page 3 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 575441027L10360		Expiration Date 11/1/2017		Date(s) or Period of Inspection 09/19/2016 through 09/27/2016		

### Inspection Results

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

- Number:** 6
- Nature of Violation:**  
Failure of the licensee to complete/submit (b)(3) 112 Public Law 5 ATF Forms 3310.4, Report of Multiple Sale of Pistols and Revolvers involving (b)(3) 112 P handguns.
- Citation:** 27 CFR 478.126a
- Date Corrections to be Made:**  
*(If not corrected immediately)*
- Corrective Action to be Taken:** The licensee was instructed to complete/submit the (b)(3) 112 ATF Forms 3310.4 immediately and to establish a system to ensure all future multiple sales are timely submitted.
- Number:** 7
- Nature of Violation:**  
Failure of the licensee when (b)(3) 112 Public Law 5 transfers were pursuant to permits/licenses in accordance with 478.102(d)(1) to either retain copies of the purchasers' permits /licenses and attach them to the ATF Forms 4473, or record on the ATF Forms 4473 the identifying numbers and expiration dates. (Item 23)
- Citation:** 27 CFR 478.131(a)(2)
- Date Corrections to be Made:**  
*(If not corrected immediately)*
- Corrective Action to be Taken:** The licensee was instructed to record all required information correctly on the ATF Forms 4473.
- Number:** 8
- Nature of Violation:**  
Failure of the licensee to stop (b)(3) 112 Public Law 5 transfers of firearms to persons knowing or having reasonable cause to believe that such person is prohibited. ('YES' to Items 11c, 11f)
- Citation:** 27 CFR 478.99(c)
- Date Corrections to be Made:**  
*(If not corrected immediately)*
- Corrective Action to be Taken:** The licensee was instructed to stop the transfer for any non-licensee answering 'yes' to a prohibiting question on the ATF Form 4473.

## Report of Violations

### Instructions

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Name of Proprietor B&B GUNS & AMMO LLC	Street Address 242 BUTTERNUT	City ABILENE	State TX	Zip Code 79602-0000	County TAYLOR	Page 4 of 4 Pages
License/Permit/Registry Number <i>(If any)</i> 575441027L10360		Expiration Date 11/1/2017		Date(s) or Period of Inspection 09/19/2016 through 09/27/2016		

### Inspection Results

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

<b>Number:</b> 9	<b>Date Corrections to be Made:</b> <i>(If not corrected immediately)</i>
<b>Nature of Violation:</b> Failure of the licensee to timely record (b)(3) 112 Public Law 5 entries in the A&D. (acquisitions: (b)(3) firearms; dispositions: (b)(3) firearms; missing: (b)(3) firearms)	<b>Corrective Action to be Taken:</b> The licensee was instructed to record acquisitions/dispositions timely as required by the end of the next business day for acquisitions and not later than seven days for dispositions. The A&D was corrected. A Theft/Loss Report was submitted: (b)(3) - 112 Public Law 55 125 9
<b>Citation:</b> 27 CFR 478.125(e)	
<b>Number:</b> 10	<b>Date Corrections to be Made:</b> <i>(If not corrected immediately)</i>
<b>Nature of Violation:</b> Failure of the licensee to obtain/execute (b)(3) 112 Public Law 5 ATF Form 4473.	<b>Corrective Action to be Taken:</b> The licensee was instructed to never transfer a firearm without executing an ATF Form 4473 at the time of the transaction. The A&D was corrected.
<b>Citation:</b> 27 CFR 478.124(a)	

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

Date

Signature and Title of ATF Officer

Date





U.S. Department of Justice

Bureau of Alcohol, Tobacco,  
Firearms and Explosives

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

B&B GUNS & AMMO LLC  
242 BUTTERNUT  
ABILENE, TX 79602-0000  
RE: 575441027L10360

Dear Mr. Wade:

During a recent inspection at your firearms business covering the period September 20, 2015 to September 19, 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.

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.

B&B GUNS & AMMO LLC

Should you have any questions regarding this matter, please contact Fort Worth Area Office, at (b)(6).

Sincerely yours,

(b)(6)

Acting Area Office Supervisor

Enclosure

c: Federal Firearms Licensing Center  
Fort Worth (IO) Field Office

# FIREARMS INSPECTION REPORT

**Name:** B&B Guns & Ammo, LLC  
**Trade Name:**

**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

**Address:** 242 Butternut Street  
Abilene, Texas 79602

## 1 - Introduction

### Inspection Profile:

On September 19, 2016, Investigator (IOI) (b)(6) began to conduct a full Compliance Firearms Inspection for B&B Guns & Ammo, Limited Liability Company (LLC). Lance Wade Wolfe, Member, identified by Texas Driver's License (b)(6) was interviewed during the opening conference for the inspection period of September 19, 2015, through September 27, 2016.

Advanced notification was not given for this inspection.

### Business Profile:

The commercial, urban, retail business sells new and used firearms, pawns/redeems firearms, sells ammunition, and transfers firearms for other dealers. Hunting and archery supplies are sold by the business. There is an indoor archery range on the premises. The licensee sells ammunition reloading supplies, but does not manufacture ammunition. There are no other storage locations.

Approximately (b)(4) firearms were acquired and (b)(4) firearms were disposed in the last 12 months. Lance Wolfe estimated that approximately (b)(4) percent of the firearms are used and approximately (b)(4) percent are pawned transactions.

The primary suppliers are (b)(4) (b)(4) dealers, and individuals with no sales made at gun shows during this inspection period; although, a few gun shows were attended prior to the last 12 months and may be again in the future.

The internet website, [bnbguns.com](http://bnbguns.com), advertises firearms.

There is no other business on the premises, no other business is conducted by the licensee, and no other ATF license is held by the licensee.

This business was in compliance with State and local laws and met all zoning requirements with no off-site storage.

The original ATF license was issued on October 10, 2014. This license replaced the partnership, Lance Wade and (b)(6), 5-75-441-02-8C-04537. Records/license were sent to the Out-of-Business Records Center.

# FIREARMS INSPECTION REPORT

Name: B&B Guns & Ammo, LLC  
Trade Name:

UI#: 781080-2016-0365  
FFL#: 5-75-441-02-7L-10360

## Ownership and Control:

There were no unreported changes to this LLC. The Secretary of State (SOS) lists the business as 'active'.

The application inspection reported (b)(6) was a Member of the LLC; however, only Lance, Jeremy, and Landon Wolfe were listed with the SOS. Lance Wolfe stated he and (b)(6) own (b)(4) percent and Jeremy and Landon Wolfe each own (b)(4) percent of the LLC. He added he would check the SOS information to be certain it was correct.

B&B Pawn & Trading is listed with the SOS as the Assumed Name until 2024. Mr. Wolfe did not wish to add the tradename to the ATF license.

The Federal Licensing System (FLS) has all information listed correctly.

## Variance:

There is no variance and none was requested.

## **2 - Recommendation**

Violations, WL ONLY, and Recall Inspection

The following is a justification in support of an alternate recommendation for a Warning Letter.

### SIGNIFICANT FINDINGS

The following violation warrants a Warning Conference:

#### **27 CFR 478.124(a)**

Failure of the licensee to obtain/execute at least one ATF Form 4473. (*The background investigation of the individual/firearms had no prohibiting factors disclosed.*)

### JUSTIFICATIONS FOR ALTERNATE RECOMMENDATION

1. This was the licensee's first compliance inspection.
2. Lance a (b)(6) Wolfe admitted the two pawned firearms were disposed without executing an ATF Form 4473. Mr. Wolfe called and asked the known customer (b)(6) to bring the firearms back to the store to verify the serial numbers and to complete an ATF Form 4472. The licensees explained the mistake occurred because (b)(6) was in the store and asked to pay the remaining loan on the two pawned firearms. When (b)(6) came to redeem the firearms, the loan was already paid, thus the ATF Form 4473 was forgotten. (b)(6) received a NICS first response of 'proceed'.
3. During the inspection the licensee had errors on (b)(6) ATF Forms 4473.
4. A check system will be in place to ensure compliance to all regulations.

# FIREARMS INSPECTION REPORT

**Name:** B&B Guns & Ammo, LLC  
**Trade Name:**

**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

### 3 - Inspection History

The following inspections were conducted:

**Date and Type of Inspection:** September 24, 2014; Application Inspection  
**UI#:** 781080-2016-0327

**Inspection Results:**  
Application Approved  
**Cited Violations:**  
None

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

A full inventory was conducted and compared to the Acquisition and Disposition (A&D) record. There were 959 firearms in the inventory, which did not correspond with the (b)(3) - 112 Pu open entries in the A&D. (959 (b)(3) - 112 not logged out, (b)(3) - 112 not logged in, (b)(3) - 112 Theft/Loss Report (b)(3) - 112 0)

Every firearm was compared from the physical inventory to the A&D and from the A&D to the physical inventory with (b)(3) - 112 discrepancies disclosed. **See Section 13.**

(b)(3) - 112 Pu theft/loss reports were submitted during the inspection period on April 26, 2016, for (b)(3) - 112 firearm which was recovered, and on May 02, 2016, for (b)(3) - 112 firearms. A theft/loss report, (b)(3) - 112 Public Law 55 125 Stat 552 firearms was submitted as a result of this inspection. (Total (b)(3) - 112 report loss firearms for the last 12 months.) **See Section 13.**

The A&D was in the proper format, yet all entries were not timely made. **See Section 13.**

A sample of approximately (b)(3) - 112 disposition entries in the A&D record were verified by comparing them to the corresponding ATF Forms 4473 for each entry. Each entry contained all of the required information; no discrepancies were disclosed.

There were no trafficking issues relating to acquisitions and dispositions of firearms as directed by guidelines and special instructions, but (b)(3) - 112 acquisitions and dispositions were timely entered. **See Section 13.**

No obliterated serial numbers or illegal firearms were discovered.

# FIREARMS INSPECTION REPORT

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**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

The licensee explained the standard operating procedures relevant to the A&D and inventory include entries are timely made into the A&D not later than the close of the next business day as required for acquisitions and within seven days as required for dispositions; however, this inspection revealed [REDACTED] acquisition/disposition errors. **See Section 13.**

The licensee stated he performed a total gun to book inventory when the LLC began and again in May 2016 which resulted in a theft/loss report for lost firearms.

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

There were [REDACTED] chronologically filed ATF Forms 4473 on file for the last 12 months which were all reviewed. Discrepancies were disclosed. **See Section 13.**

The licensee properly transferred firearms to other licensees. There were no sales to law enforcement officers according to **27 CFR 478.134.**

There were 94 accurately documented NICS transaction numbers reported on the FFL Audit Log which were verified during the examination of the ATF Forms 4473.

ATF Forms 4473 are executed by Lance, (b)(6) Levi Wolfe or a trained employee. The ATF Forms 4473 are not double checked. No templates are used. NICS is contacted for all redemptions and sales unless a Texas Handgun License (HL), License To Carry (LTC), or another Federal Firearm License (FFL) is offered as identification.

There were five separately filed denials for the inspection period. Each denial was organized by purchasers' names/addresses and researched to ensure a straw purchase did not occur.

During the closing conference, IOI (b)(6) strongly suggested the denial folder be readily available in order to compare names/addresses/firearms with future purchases. It was also recommended that a tag be placed on a firearm associated with a denied sale to alert the sales person to check the denial folder.

IOI (b)(6) suggested ATF Forms 4473 for redeemed pawned firearms not be filed separately.

## **6 – Multiple Sales**

There were [REDACTED] multiple sales involving [REDACTED] firearms reported during the inspection period on the Violent Crime Analysis Branch FFL Mastery Query.



# FIREARMS INSPECTION REPORT

**Name:** B&B Guns & Ammo, LLC  
**Trade Name:**

**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

The names of the multiple purchasers shown on the FFL Mastery Query were run through e-Trace to determine if additional multiple purchases were made from other dealers or other traces were associated with those persons. One suspicious purchaser (b)(6) was disclosed. **See Referral.**

There were (b)(3)-(12) unreported multiple sales identified during the inspection involving (b)(3)-(12) firearms. The ATF Form 3310.4 was completed and submitted during the inspection. **See Section 13.**

The licensee had received and understood ATF Forms 3310.12, Report of Multiple Sale or Other Disposition of Certain Rifles for two or more semi-automatic rifles capable of accepting a detachable magazine and with a caliber greater than .22 (including .223/5.56 caliber).

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

A suspicious purchaser (b)(6) was identified during the last 12 months. **See Referral.**

There were no prohibiting factors disclosed concerning 87 computerized criminal history checks for persons. There was no open or closed case in NFORCE for the Responsible Persons (RPs) on the license. The names and Social Security numbers were also queried in FLS to ensure the RPs had not been associated with a revoked license.

## **8 – Trace Activity**

There was (b)(3)-(12) successful trace reported by the Violent Crime Analysis Branch for the last 12 months. The individual involved in the trace was queried through e-Trace. No noteworthy findings were disclosed; therefore, a Referral was not generated.

There were 25 used firearms traced through the secondary market and disposed by this licensee which were investigated. None were traced, reported as suspect, or reported stolen.

The computerized criminal history checks resulted in no hits for 98 firearms.

## **9 - NFA/Importer/Collector/Manufacturer**

This licensee holds a Type 02 license and is not an importer, collector, or manufacturer, but is a Special Occupational Taxpayer for NFA weapons.

## FIREARMS INSPECTION REPORT

**Name:** B&B Guns & Ammo, LLC  
**Trade Name:**

**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

The NFA records contained all of the required information, were accurate, and were timely recorded. *(There were (b)(3) - 112 NFA weapons in the current inventory.)*

While comparing the licensee's inventory and records with the National Firearm Registration and Transfer Record, (b)(3) - 20 discrepancy was disclosed. The Firearms Inspection Worknote and ATF Form 3 for NFA Inventory Discrepancies were forwarded to the NFA Branch for the correction. **Exhibit 10**

IOI (b)(6) suggested the licensee file copies of the Forms and ATF Forms 4473 for every NFA weapon in a notebook with plastic sleeves in order to maintain all required information in one location.

### 10 - Referrals

A referral was generated concerning a suspicious purchaser identified as possibly selling without a license.

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



Included with this Referral were (b)(3) - 112 ATF Form 4473, NLETS Report, Licensee's A&D Records, eTrace Lead Reports, and (b)(3) - 112 Firearms Trace Summaries.

### 11 - Other

This licensee was in compliance with the Youth Handgun Safety Act poster and notice, had gun locks available for sale to the public, and was in compliance with age restriction requirements.

IOI (b)(6) asked the licensee if unregulated exploding targets were sold on the premises. They were; therefore, the public safety advisory from the National Explosives Task Force regarding exploding targets was provided for future

## FIREARMS INSPECTION REPORT

**Name:** B&B Guns & Ammo, LLC  
**Trade Name:**

**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

information.

The pawnshop's current permit for the LLC, 14039-4100, from the Office of Consumer Credit was properly displayed and verified. **Exhibit 11**

### **12 - Closing Actions**

On September 27, 2016, Investigator (b)(6) conducted a closing conference with Lance Wolfe, Member, to discuss the review of the regulatory requirements and the Report of Violations for this inspection.

The Acknowledgement of Federal Firearms Regulations was completed and signed.  
**Exhibit 12**

This licensee has never attended a dealers' seminar.

The following reference materials were provided: ATF Phone Numbers/Addresses, ATF Form 3310.11 Federal Firearms Licensee Firearms Inventory Theft/Loss Report, Gun Show Guidelines, ATF Forms 3310.4 and 3310.12, FFL EZ Check Questions & Answers, Gunsmith and Manufacture Information, National Explosives Task Force Regarding Exploding Targets.

# FIREARMS INSPECTION REPORT

Name: B&B Guns & Ammo, LLC  
Trade Name:

UI#: 781080-2016-0365  
FFL#: 5-75-441-02-7L-10360

## 13 - Violations

### 1. 27 CFR 478.21a

**Nature of violation:** Failure of the licensee to obtain all information called for on at least [REDACTED] ATF Forms 4473 as indicated by the headings on the forms and the instructions on or pertaining to the forms. (Items '11a' and 25)

*The background investigations for the individuals/firearms had no prohibiting factors disclosed.*

**Licensee's response:** The licensee stated they had not been double checking the ATF Forms 4473, but would establish a system for the future.

**Corrective action:** The licensee was instructed to establish a check system to ensure all ATF Forms 4473 are correct as required.

**Worksheet 2, Exhibit 1**

### 2. 27 CFR 478.124(c)(1)

**Nature of violation:** Failure of the licensee prior to making a transfer to a non-licensee who is a resident of the State in which the licensee's business premises is located, to obtain at least [REDACTED] ATF Forms 4473 from the transferee showing personal information, certification dates, and/or the transferee is not prohibited by the Act. (Items 1, 2, 11k, 11L, 13, 14, 17)

*The background investigations for the individuals/firearms had no prohibiting factors disclosed.*

**Licensee's response:** The licensee stated they had not been double checking the ATF Forms 4473, but would establish a system for the future.

**Corrective action:** The licensee was instructed to establish a check system to ensure all ATF Forms 4473 are correct as required and to be certain all transferees know the correct date.

**Worksheet 2, Exhibit 2**

### 3. 27 CFR 478.124(c)(3)(i)

**Nature of violation:** Failure of the licensee to verify/record the identity of at least [REDACTED] transferees by examining the identification documents presented. (Item 20a)

*The background investigations for the individuals/firearms had no prohibiting factors disclosed and the identification documents were current and valid.*

**Licensee's response:** The licensee stated they had not been double checking the ATF Forms 4473, but would establish a system for the future. He realized he had been recording the dates of births instead of the expiration dates in most of the [REDACTED] instances.

**Corrective action:** The licensee was instructed to be certain all information is correctly verified/recorded for every identification document.

**Worksheet 2, Exhibit 3**

## FIREARMS INSPECTION REPORT

Name: B&B Guns & Ammo, LLC  
Trade Name:

UI#: 781080-2016-0365  
FFL#: 5-75-441-02-7L-10360

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

**Nature of violation:** Failure of the licensee to record for at least [REDACTED] transferee who is an alien admitted to the United States under a nonimmigrant visa who states that he/she falls within an exception to, or has a waiver from, the prohibition in section 922(g)(5)(B) of the Act, to present applicable documentation establishing the exception or waiver, note on the ATF Form 4473 the type of documentation provided, and attach a copy of the documentation to the ATF Form 4473. (Item 20c)

*The background investigations for the individual/firearm had no prohibiting factors disclosed.*

**Licensee's response:** Lance Wolfe stated he missed seeing the answers to 11L and 12, but he understands he must provide documentation showing the exception for a nonimmigrant visa prohibition.

**Corrective action:** The licensee was instructed to be certain all aliens admitted to the United States under a Nonimmigrant Visa provide a type of documentation showing the exception to the nonimmigrant visa prohibition.

**Worksheet 2, Exhibit 4**

5. **27 CFR 478.124(c)(3)(iv)**

**Nature of violation:** Failure of the licensee to comply with the requirements of 478.102 and record on at least [REDACTED] ATF Forms 4473 the dates on which the licensee contacted NICS, as well as any response provided by the system, including any identification number provided by the system. (Items 21a, b, c, d)

*The background investigations for the individuals/firearms had no prohibiting factors disclosed.*

**Licensee's response:** The licensee stated NICS is always called when required, but they would be more careful about recording all information on the forms.

**Corrective action:** The licensee was instructed to record all NICS information on every ATF Form 4473.

**Worksheet 2, Exhibit 5**

6. **27 CFR 478.126a**

**Nature of violation:** Failure of the licensee to complete/submit at least [REDACTED] ATF Forms 3310.4, Report of Multiple Sale of Pistols and Revolvers involving [REDACTED] handguns.

*The background investigations for the individuals/firearms had no prohibiting factors disclosed.*

**Licensee's response:** Pattie Wolfe said she was responsible for reporting the multiple sales, but these two were just missed.

**Corrective action:** The licensee was instructed to complete/submit the [REDACTED] ATF Forms 3310.4 immediately and to establish a system to ensure all future multiple sales are timely submitted.

**Worksheet 2, Exhibit 6**



## FIREARMS INSPECTION REPORT

Name: B&B Guns & Ammo, LLC  
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7. **27 CFR 478.131(a)(2)**

**Nature of violation:** Failure of the licensee when at least (b)(3) - 112 P transfers were pursuant to permits/licenses in accordance with **478.102(d)(1)** to either retain copies of the purchasers' permits/licenses and attach them to the ATF Forms 4473, or record on the ATF Forms 4473 the identifying numbers and expiration dates. (Item 23)

*The background investigations for the individuals/firearms had no prohibiting factors disclosed and the Texas Licenses to Carry were current and valid.*

**Licensee's response:** The licensee stated he had recorded dates of births instead of expiration dates, but he would be more careful in the future.

**Corrective action:** The licensee was instructed to record all required information correctly on the ATF Forms 4473.

**Worksheet 2, Exhibit 7**

8. **27 CFR 478.99(c)**

**Nature of violation:** Failure of the licensee to stop at least (b)(3) - 112 P transfers of firearms to persons knowing or having reasonable cause to believe that such person is prohibited. ('YES' to Items 11c, 11f)

*The background investigations for the individuals/firearms had no prohibiting factors disclosed. The purchaser who answered 'yes' to 11c received a NICS first response 'proceed'. The purchaser who answered 'yes' to 11f received a NICS second response 'proceed'.*

**Licensee's response:** The licensee stated it was extremely clear how important it is to establish a more stringent check system.

**Corrective action:** The licensee was instructed to stop the transfer for any non-licensee answering 'yes' to a prohibiting question on the ATF Form 4473.

**Worksheet 2, Exhibit 8**

9. **27 CFR 478.125(e)**

**Nature of violation:** Failure of the licensee to timely record at least (b)(3) - 112 P entries in the A&D. (acquisitions: (b)(3) - 112 P firearms; dispositions: (b)(3) - 112 P firearms; missing: (b)(3) - 112 P firearms)

**Licensee's response:** The licensee stated the firearms were not placed in the proper location to record their acquisitions. He will be certain all employees understand incoming firearms must be placed in this location for proper entry into the A&D. The unrecorded dispositions were for a known customer (b)(3) - 112 Public Law ROV 10).

**Corrective action:** The licensee was instructed to record acquisitions/dispositions timely as required by the end of the next business day for acquisitions and not later than seven days for dispositions. The A&D was corrected, and a Theft/Loss Report, (b)(3) - 112 Public Law 55 125 Stat 552, was submitted.

**Worksheet 1, Exhibits 9, 13, 14**

## FIREARMS INSPECTION REPORT

**Name:** B&B Guns & Ammo, LLC  
**Trade Name:**

**UI#:** 781080-2016-0365  
**FFL#:** 5-75-441-02-7L-10360

10. **27 CFR 478.124(a)**

**Nature of violation:** Failure of the licensee to obtain/execute at least (b)(3)-112 ATF Form 4473.

**Licensee's response:** Lance and Pattie Wolfe admitted the firearms were disposed without executing an ATF Form 4473. Although unadvised by IOI (b)(6) Mr. Wolfe called and asked the known customer (b)(6) to bring the firearms back to the store to verify the serial numbers and to complete an ATF Form 4473. The licensees explained the mistake occurred because (b)(6) was in the store and asked to pay the remaining loan on the two pawned firearms. When (b)(6) came to redeem the firearms, the loan was already paid, and the ATF Form 4473 was forgotten. (b)(6) received a NICS first response of 'proceed'.

**Corrective action:** The licensee was instructed to never transfer a firearm without executing an ATF Form 4473 at the time of the transaction. The A&D was corrected.

**Worksheet 2**

X

(b)(6)

Industry Operations Investigator

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