

Assignment and Report

| | | | | |
|--|---|---|------------------------------|------------------|
| 1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Jim Eyster Heritage Gunsmiths, LLC 6441 Bishop Road Centerburg, OH 43011, Knox | 2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 773015-2017-0019-B1B | | | |
| | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%;">3. PERMIT/LICENSE NUMBER 434083079C04074</td> <td style="width: 33%;">4a. TARGET DATE 9/30/2017</td> <td style="width: 33%;">4b. TARGET HOURS</td> </tr> </table> | 3. PERMIT/LICENSE NUMBER 434083079C04074 | 4a. TARGET DATE 9/30/2017 | 4b. TARGET HOURS |
| 3. PERMIT/LICENSE NUMBER 434083079C04074 | 4a. TARGET DATE 9/30/2017 | 4b. TARGET HOURS | | |
| 5. REQUESTED BY (SIGNATURE, TITLE AND DATE) | | | | |

6. ATF OFFICER(S) ASSIGNED
(b)(6) - Lead Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)
(b)(6), Area Supervisor, 10/06/2016

8. PURPOSE/SPECIAL INSTRUCTIONS
 Conduct full manufacturer of firearms inspection. Refer to IO Manual Chapter C - Firearms Inspections and FY 16 Domain Assessment. Ensure licensee has filed all AFMERs, if any are missing obtain them during inspection. Conduct 100% inventory and ATF Form 4473 review unless authorized in advanced by Area Supervisor and DIO.

| 9. INSPECTION RESULTS | | <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC | 10. TRAVEL EXPENSES (OPTIONAL) | |
|------------------------|---|---|--------------------------------|---------------------|
| NO. OF VIOLATIONS | 9 | NO. OF REFERRALS | | 2111 - PER DIEM |
| NO. OF TECS CHECKS | 3 | NO. OF TECS HITS | | 2112 - P.O.A. |
| NO. OF TAX ADJUSTMENTS | | \$ VALUE OF TAX INCREASES | | 2113 - COMM. AIR |
| | | \$ VALUE OF TAX DECREASES | | 2114 - RENTAL CAR |
| NO. OF ASSESSMENTS | | \$ VALUE OF ASSESSMENTS | | 2115 - GPV EXPENSES |
| NO. OF CLAIMS | | \$ VALUE OF CLAIMS | | 2116 - MISC. |
| NO. OF TAX PERIODS | | \$ VALUE OF TAXES VERIFIED | | TOTAL \$ FOR INSP. |

11. ATF OFFICER'S RECOMMENDATION
 Submitted by **(b)(6)** - Industry Operations Investigator

 Submitted on: 11/09/2016
 ALTERNATE RECOMMENDATION.

Licensee was cited for nine (9) violations of the Gun Control Act, including violations for keeping a manufacturer acquisition and disposition (A&D) record. During initial interview, Eyster claimed he had approximately 50 firearms in inventory, A&D record disclosed totaled 143 open dispositions. After reconciliation, IO **(b)(6)** disclosed **(b)(6)** total untimely dispositions, 21.3% of all dispositions in the past 12 months. Further, **(b)(6)** firearms were not entered as acquisitions into record. Licensee appeared to not have knowledge of difference between "antique firearms" and "curios and relics" and used the term interchangeably.

However, licensee reconciled all open dispositions within a timely manner. Nearly all untimely dispositions were returns on gunsmithing work; invoices were maintained for all repairs. Licensee has had zero traces and does very minimal dealer transfers. This is also licensee's first inspection. It is recommended that a warning letter be sent and a recall inspection be conducted in one (1) to two (2) years to ensure compliance.

Viols WL ONLY and Recall Inspection

| 12. TIME ACCOUNTING DATA | | | |
|---|-------|-------------------------|--|
| ATF OFFICER'S NAME (MONTH, YEAR, HOURS) | | (b)(6) | |
| OCT 2016 | 17.00 | | |
| NOV 2016 | 3.00 | | |
| ATF OFFICER'S SUBTOTAL | 20.00 | ATF OFFICER'S SIGNATURE | |
| TOTAL HOURS | 20.00 | | |

Assignment and Report

| | |
|--|---|
| 1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Jim Eyster Heritage Gunsmiths, LLC 6441 Bishop Road Centerburg, OH 43011, Knox | 2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) <p style="text-align: center;">773015-2017-0019-B1B</p> 3. PERMIT/LICENSE NUMBER 4a. TARGET DATE 4b. TARGET HOURS <p style="text-align: center;">434083079C04074 9/30/2017</p> 5. REQUESTED BY (SIGNATURE, TITLE AND DATE) |
|--|---|

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

ALTERNATE RECOMMENDATION.

Licensee was cited for nine (9) violations of the Gun Control Act, including violations for keeping a manufacturer acquisition and disposition (A&D) record. During initial interview, Eyster claimed he had approximately 50 firearms in inventory, A&D record disclosed totaled 143 open dispositions. After reconciliation, IOI (b)(6) disclosed total untimely dispositions, 21.3% of all dispositions in the past 12 months. Further (b)(6) firearms were not entered as acquisitions into record. Licensee appeared to not have knowledge of difference between "antique firearms" and "curios and relics" and used the term interchangeably.

However, licensee reconciled all open dispositions within a timely manner. Nearly all untimely dispositions were returns on gunsmithing work; invoices were maintained for all repairs. Licensee has had zero traces and does very minimal dealer transfers. This is also licensee's first inspection. It is recommended that a warning letter be sent and a recall inspection be conducted in one (1) to two (2) years to ensure compliance.

Viols WL ONLY and Recall Inspection

REVIEWED
 CONCUR
 SEE COMMENTS
 FINAL DISPOSITION

| | |
|---|---------------------------|
| SIGNATURE AND TITLE (b)(6) - Area Supervisor | REVIEW DATE 11/08/2016 |
|---|---------------------------|

REVIEW COMMENTS AND RECOMMENDATION

This is the first inspection of licensee since beginning business in 2013. The licensee was cited for nine (9) violations of which one (1) violation rises to the level of a warning conference for failing to properly record (b)(6) dispositions (error rate of 21.3%). No firearms were found missing. Additionally, FFL was determined to be confused regarding the difference between antique and curio and relic. Corrections were made promptly and FFL was very cooperative, therefore, the alternate recommendation for a warning letter and recall inspection is approved.

Viols WL ONLY and Recall Inspection

REVIEWED
 CONCUR
 SEE COMMENTS
 FINAL DISPOSITION

| | |
|---|---------------------------|
| SIGNATURE AND TITLE (b)(6) - Area Supervisor | REVIEW DATE 11/09/2016 |
|---|---------------------------|

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 Jim Eyster Heritage Gunsmiths, LLC | Street Address 6441 Bishop Road | City Centerburg | State OH | Zip Code 43011- | County Knox | Page 1 of 5 Pages |
| License/Permit/Registry Number <i>(If any)</i> 434083079C04074 | Expiration Date 3/1/2019 | Date(s) or Period of Inspection 10/17/2016 through 11/02/2016 | | | | |

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 ensure (b)(3) 112 Pub ATF Form 4473 was accurately completed. Specifically, licensee failed to complete Items 33 and 35 (printed name and title of transferor respectively) on (b)(3) 112 Pub form (b)(3) 112 Pub Law 55-72).

Citation: 27 CFR 478.21(a)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall correct form. Licensee shall ensure ATF Forms 4473 are completed as prescribed by regulation and by form instructions.

Number: 2

Nature of Violation:

Failure to ensure transferee completed Section A of ATF Form 4473 properly on (b)(3) 112 Pub form. Specifically, licensee failed to ensure transferee certified form by correctly writing date in Item 17 on (b)(3) 112 Pub form (b)(3) 112 Pub Law 55-125).

Citation: 27 CFR 478.124(c)(1)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Prior to making an over-the-counter transfer of a firearm to a non-licensee, the licensee shall every time thoroughly review an ATF Form 4473 to ensure transferee has completed the form correctly.

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.

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|---|------------------------------------|--|-------------|--------------------|----------------|----------------------|
| Name of Proprietor Jim Eyster Heritage Gunsmiths, LLC | Street Address 6441 Bishop Road | City Centerburg | State OH | Zip Code 43011- | County Knox | Page 2 of 5 Pages |
| License/Permit/Registry Number <i>(If any)</i> 434083079C04074 | Expiration Date 3/1/2019 | Date(s) or Period of Inspection 10/17/2016 through 11/02/2016 | | | | |

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:

Failure to accurately/completely record identification document (ID) information in Section B of ATF Form 4473 on (b)(3) 112 P.00 forms. Specifically, licensee failed to accurately/completely record expiration date of ID in Item 20a on (b)(3) 112 P.00 forms (b)(3) 112 Public Law 55 125 STAT 552).

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

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall ensure a valid identification document is obtained and recorded properly on ATF Form 4473 in Section B. If address on primary identification does not match address, supplemental government-issued identification is required and must be recorded in Item 20b.

Number: 4

Nature of Violation:

Failure to completely/accurately record NICS information in Section B of ATF Form 4473 on (b)(3) 112 P.00 forms. Specifically, licensee failed to:

a) Completely/accurately record NICS contact date in Item 21a on (b)(3) 112 P.00 forms (b)(3) 112 Public Law 55 125 STAT 552

b) Record initial NICS response in Item 21c on (b)(3) 112 P.00 form (b)(3) 112 Public Law 55 125 S)

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)

Licensee shall ensure that for all transactions with non-licensees NICS will be contacted prior to making the transfer and all NICS information is recorded properly on ATF Form 4473.

Report of Violations

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| Name of Proprietor Jim Eyster Heritage Gunsmiths, LLC | Street Address 6441 Bishop Road | City Centerburg | State OH | Zip Code 43011- | County Knox | Page 3 of 5 Pages |
| License/Permit/Registry Number <i>(If any)</i> 434083079C04074 | Expiration Date 3/1/2019 | Date(s) or Period of Inspection 10/17/2016 through 11/02/2016 | | | | |

Inspection Results

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

Number: 5

Nature of Violation:

Failure to properly certify transfer of firearm in Section D of ATF Form 4473 on (b)(3) 112 Public forms. Specifically, licensee failed to:

a) Sign form in Item 34 on (b)(3) 112 Pub form (b)(3) 112 Public Law 55 125;

b) Accurately/completely enter date in Item 36 on (b)(3) 112 Pub forms (b)(3) 112 Public Law 55 125 STAT 552

Citation: 27 CFR 478.124(c)(5)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall sign form and fix dates. Licensee shall, with the transfer of every firearm, complete the ATF Form 4473 by signing in Item 34 and recording the correct date in Item 36.

Number: 6

Nature of Violation:

Failure to timely complete and submit ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, in (b)(3) 112 Pub instance for (b)(3) 112 Pub firearms (b)(3) 112 Public Law 55 1

Citation: 27 CFR 478.126a

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall prepare ATF Form 3310.4 for the cited forms and submit to ATF and local law enforcement. Licensee shall submit ATF Form 3310.4 whenever the licensee sells or otherwise disposes of two or more handguns within five consecutive business days to an unlicensed person.

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.

| | | | | | | |
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| Name of Proprietor Jim Eyster Heritage Gunsmiths, LLC | Street Address 6441 Bishop Road | City Centerburg | State OH | Zip Code 43011- | County Knox | Page 4 of 5 Pages |
| License/Permit/Registry Number <i>(If any)</i> 434083079C04074 | Expiration Date 3/1/2019 | Date(s) or Period of Inspection 10/17/2016 through 11/02/2016 | | | | |

Inspection Results

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

Number: 7

Nature of Violation:

Failure to maintain an accurate acquisition record with regard to (b)(3) (12) (b)(3) firearms. Specifically, licensee failed to:

- a) Record serial number of (b)(3) (1) firearm acquired;
- b) Record (b)(3) (12) (b)(3) firearms as acquisitions prior to inspection.

Citation: 27 CFR 478.123(a)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall enter all acquisitions. All acquisitions must be recorded within seven (7) days of acquisition and be accurate.

Number: 8

Nature of Violation:

Failure to maintain an accurate disposition record to other licensees with regard to (b)(3) firearms. Specifically, licensee failed to record (b)(3) firearms as dispositions prior to inspection.

Citation: 27 CFR 478.123(b)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall enter dispositions. All dispositions must be recorded within seven (7) days of acquisition and be accurate.

Number: 9

Nature of Violation:

Failure to maintain an accurate disposition record to non-licensees with regard to (b)(3) firearms. Specifically, licensee failed to record (b)(3) firearms as dispositions prior to inspection.

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall enter dispositions. All dispositions must be recorded within seven (7) days of acquisition and be accurate.

Report of Violations

Instructions

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| License/Permit/Registry Number <i>(If any)</i> 434083079C04074 | Expiration Date 3/1/2019 | Date(s) or Period of Inspection 10/17/2016 through 11/02/2016 | | | | |

Inspection Results

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

Citation: 27 CFR 478.123(d)

| | |
|---|------|
| I Have Received a Copy of This Report of Violations <i>(Proprietor's signature and title)</i> | Date |
| Signature and Title of ATF Officer | Date |



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives
550 Main Street, Room 8-507
Cincinnati, OH 45202

NOV 08 2016

www.atf.gov

773015: (b)(6)
5373

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Jim Eyster Heritage Gunsmiths, LLC
Attn: Jim Eyster
6441 Bishop Road
Centerburg, OH 43011

Dear Mr. Eyster,

During a recent compliance inspection at your firearms business covering the period of October 17, 2015, through October 17, 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) investigators. 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 willful and may result in the revocation of your license. Please ensure that future compliance is achieved.

Jim Eyster Heritage Gunsmiths, LLC

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

Sincerely yours,

(b)(6)

Area Supervisor

Enclosure

cc: National Licensing Center
Cincinnati II (IO) Field Office
Correspondence File

FIREARMS INSPECTION REPORT

Name: Jim Eyster Heritage Gunsmiths, LLC
Trade Name:

UI#: 773015-2017-0019 B1B
FFL#: 4-34-083-07-9C-04074

Address: 6441 Bishop Road
Centerburg, OH 43011 (Knox County)

1 - Introduction

Inspection Profile:

On October 18, 2016 Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Industry Operations Investigator (IOI) (b)(6) conducted a compliance inspection on federal firearms licensee (FFL) Jim Eyster Heritage Gunsmiths, LLC. The inspection scope covered October 18, 2015 through October 18, 2016. Inspection period covered October 18, 2016 through November 2, 2016. IOI (b)(6) interviewed Jim Eyster, owner, whose identity was verified via State of Ohio driver's license. IOI trainee (b)(6) assisted on October 18, 2016 with firearms inventory. Advanced notification was not provided. No other agencies collaborated on this inspection.

Business Profile:

Jim Eyster Heritage Gunsmiths, LLC is a gunsmith and repair shop located at a store front in rural Centerburg, Ohio. The licensee primarily conducts gunsmithing operations. (b)(4) of all transactions are firearm repairs. Licensee also conducts dealer transfers to customers. No primary suppliers are used as the licensee does not typically conduct retail sales. At the time of the inspection 85 firearms were in inventory (approximately 13% handguns/handgun receivers, 87% long guns/long gun receivers). Over the course of the past 12 months licensee acquired (b)(4) firearms and disposed of (b)(4) firearms (b)(4) handguns, (b)(4) long guns). (b)(4) sales are retail. Licensee has held FFL since 2013; licensee is successor to Ken Eyster Heritage Gunsmiths, Inc. (FFL # 4-34-083-01-3C-08397). Licensee does not sell firearms at gun shows or via the Internet. Premises is located in Milford Township, Knox County, Ohio. According to (b)(6), Milford Township Zoning Inspector, no zoning issues exist. There is no off-site storage.

Ownership and Control:

The business entity is a limited liability company (LLC) and is still active in the State of Ohio. Responsible persons include James Eyster, owner, Elizabeth Eyster, owner, and (b)(6), gunsmith. Eyster requested Begley be removed from the license. IOI (b)(6) detected no signs of hidden ownership. The Federal Licensing System (FLS) requires an update to remove (b)(6) (b)(6) as a responsible person.

Variance:

FIREARMS INSPECTION REPORT

Name: Jim Eyster Heritage Gunsmiths, LLC
Trade Name:

UI#: 773015-2017-0019 B1B
FFL#: 4-34-083-07-9C-04074

Licensee holds no variances and requested none.

2 - Recommendation

Recommend warning letter and recall inspection in lieu of warning conference. Licensee was cited for nine (9) violations of the Gun Control Act, including violations for keeping a manufacturer acquisition and disposition (A&D) record. During initial interview, Eyster claimed he had approximately 50 firearms in inventory, A&D record disclosed totaled [REDACTED] open dispositions. After reconciliation, IOI (b)(6) disclosed [REDACTED] total untimely dispositions, [REDACTED] % of all dispositions in the past 12 months. Further, [REDACTED] firearms were not entered as acquisitions into record. Licensee appeared to not have knowledge of difference between “antique firearms” and “curios and relics” and used the term interchangeably.

However, licensee reconciled all open dispositions within a timely manner. Nearly all untimely dispositions were returns on gunsmithing work; invoices were maintained for all repairs. Licensee has had zero traces and does very minimal dealer transfers. This is also licensee’s first inspection. It is recommended that a warning letter be sent and a recall inspection be conducted in one (1) to two (2) years to ensure compliance.

3 - Inspection History

| | |
|----------------------------|--------------------------|
| Date of Inspection: | February 19, 2013 |
| Type of Inspection: | Qualification Inspection |
| UI#: | 773015-2013-0215 B1B |
| Inspection Results: | License issued. |

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

A&D record is in bound book format with six (6) books currently maintained (three for gunsmithing, three for transfers). Open dispositions totaled [REDACTED] entries. A full inventory was conducted of 85 firearms with [REDACTED] discrepancies. IOI (b)(6) disclosed [REDACTED] firearms that were not logged in as acquisitions and [REDACTED] firearms that were not logged out as dispositions [REDACTED] to non-licensees, [REDACTED] to licensees). All discrepancies corrected.

Several firearms in store are in Eyster’s personal collection and tagged as such.

According to Eyster, all firearms are logged in and out the same day as acquisition or disposition. Inventories are conducted usually conducted annually; Eyster admitted this was omitted.

There have been zero traces for this FFL since previous inspection through October 13,

FIREARMS INSPECTION REPORT

Name: Jim Eyster Heritage Gunsmiths, LLC
Trade Name:

UI#: 773015-2017-0019 B1B
FFL#: 4-34-083-07-9C-04074

2016. No thefts/losses have been reported through October 13, 2016.

Reference Section 13 (Violations) of this report (Violation #7-9) for further information.

Reference Report of Violations #7-9 for further information.

Reference Worksheet #1 for further information.

5 - ATF Forms 4473 – NICS & Other Dispositions

IOI (b)(6) reviewed all ATF Forms 4473 on hand for past 12 months, totaling (b)(3) forms. Out of the 26 forms reviewed, IOI (b)(6) disclosed (b)(3) forms with violations. These violations included:

- Not ensuring form is completed as prescribed by regulation;
- Not ensuring transferee accurately fills out form in Section A;
- Not properly recording identification document (ID) information in Section B of form;
- Not accurately recording National Instant Criminal Background Check System (NICS) information in Section B of form;
- Not properly certifying form in Section D.

A NICS audit log check disclosed two (2) NICS responses for this FFL within the scope of this inspection (both proceed) with zero discrepancies.

Eyster disclosed that ATF Forms 4473 are reviewed once prior to filing. Forms are filed by serial number (chronologically).

Reference Section 13 (Violations) of this report (Violations #1-5) for further information.

Reference Report of Violations #1-5 for further information.

Reference Worksheet #2 for further information.

Reference Exhibits #1-5 for further information.

6 - Multiple Sales

The Violent Crime Analysis Bureau (VCAB) disclosed (b)(3)-112 Public reported multiple handgun sale for the FFL within the inspection scope. IOI (b)(6) disclosed (b)(3)-112 Public unreported multiple handgun sale. IOI (b)(6) also corrected a serial number on the (b)(3)-112 Public reported multiple sale by emailing National Tracing Center (NTC). Eyster disclosed multiple handgun sales are detected via customer recognition as he rarely has transfers that occur within five (5) days of one another.

Reference Section 13 (Violations) of this report (Violation #6) for further information.

FIREARMS INSPECTION REPORT

Name: Jim Eyster Heritage Gunsmiths, LLC
Trade Name:

UI#: 773015-2017-0019 B1B
FFL#: 4-34-083-07-9C-04074

Reference Report of Violations #6 for further information.
Reference Worksheet #2 for further information.
Reference Exhibit #6 for further information.

7 - Suspicious/Prohibited Purchasers

No suspicious or prohibited purchasers disclosed.

8 - Trace Activity

There have been zero traces for this FFL since previous inspection through October 13, 2016.

9 - NFA/Importer/Collector/Manufacturer

Jim Eyster Heritage Gunsmiths, LLC holds a Type 07 Manufacturer of Firearms license. According to Annual Firearms Manufacturing and Exportation Report (AFMER) application, licensee has submitted an ATF Form 5300.11 for calendar years 2013-2015. Licensee uses his Type 07 FFL mainly to cover all aspects of gunsmithing.

Reference Exhibit #7 for further information.

Jim Eyster Heritage Gunsmiths, LLC does not import or collect firearms; it does not manufacture or deal National Firearms Act (NFA) weapons.

10 - Referrals

No referrals generated.

11 - Other

FFL and Youth Handgun Safety Act poster posted at premises. FFL also had gun locks and Youth Handgun Safety notices on hand for distribution.

On October 4, 2016 IOI (b)(6) determined no conflicts existed to conduct this inspection:

- N-Force disclosed no active or pending ATF Criminal Enforcement (CE) investigations into FFL;
- Columbus I Field Office and Columbus II Crime Gun Intelligence Center (CGIC) disclosed no potential ATF CE investigations into FFL;
- National Crime Information Center (NCIC) queries of James Eyster, Elizabeth Eyster and (b)(6) disclosed no prohibiting criteria.

FIREARMS INSPECTION REPORT

Name: Jim Eyster Heritage Gunsmiths, LLC
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UI#: 773015-2017-0019 B1B
FFL#: 4-34-083-07-9C-04074

12 - Closing Actions

IOI (b)(6) held closing conference on November 2, 2016 with Jim Eyster. Eyster signed and reviewed Report of Violations and Acknowledgement of Federal Firearms Regulations. IOI (b)(6) answered all questions and provided contact information.

Reference Exhibit #8 for further information.

13 - Violations

1. 27 CFR 478.21(a)

Nature of violation:

Failure to ensure (b)(3) - 112 Public (b)(3) ATF Form 4473 was accurately completed. Specifically, licensee failed to complete Items 33 and 35 (printed name and title of transferor respectively) on (b)(3) - 112 Public (b)(3) - 112 Public Law 96-125 Stat 562 form (b)(3) - 112 Public Law 96-125 Stat 562.

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall correct form. Licensee shall ensure ATF Forms 4473 are completed as prescribed by regulation and by form instructions.

Reference Report of Violations #1 for further information.

Reference Worksheet #2 for further information.

Reference Exhibit #1 for further information.

2. 27 CFR 478.124(c)(1)

Nature of violation:

Failure to ensure transferee completed Section A of ATF Form 4473 properly on (b)(3) (b)(3) form. Specifically, licensee failed to ensure transferee certified form by correctly writing date in Item 17 on (b)(3) - 112 Public (b)(3) - 112 Public Law 96-125 Stat 562 form (b)(3) - 112 Public Law 96-125 Stat 562.

Licensee's response:

Eyster had no questions or comments.

FIREARMS INSPECTION REPORT

Name: Jim Eyster Heritage Gunsmiths, LLC
Trade Name:

UI#: 773015-2017-0019 B1B
FFL#: 4-34-083-07-9C-04074

Corrective action:

Prior to making an over-the-counter transfer of a firearm to a non-licensee, the licensee shall every time thoroughly review an ATF Form 4473 to ensure transferee has completed the form correctly.

Reference Report of Violations #2 for further information.

Reference Worksheet #2 for further information.

Reference Exhibit #2 for further information.

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

Nature of violation:

Failure to accurately/completely record identification document (ID) information in Section B of ATF Form 4473 on (b)(3) - 112 Public Law 55 125 Stat 552 forms. Specifically, licensee failed to accurately/completely record expiration date of ID in Item 20a on (b)(3) - 112 Public Law 55 125 Stat 552 forms.

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall ensure a valid identification document is obtained and recorded properly on ATF Form 4473 in Section B. If address on primary identification does not match address, supplemental government-issued identification is required and must be recorded in Item 20b.

Reference Report of Violations #3 for further information.

Reference Worksheet #2 for further information.

Reference Exhibit #3 for further information.

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

Nature of violation:

Failure to completely/accurately record NICS information in Section B of ATF Form 4473 on (b)(3) - 112 Public Law 55 125 Stat 552 forms. Specifically, licensee failed to:

a) Completely/accurately record NICS contact date in Item 21a on (b)(3) - 112 Public Law 55 125 Stat 552 forms;

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b) Record initial NICS response in Item 21c on (b)(3) - 112 Public form (b)(3) - 112 Public Law 55 125 Stat 552.

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall ensure that for all transactions with non-licensees NICS will be contacted prior to making the transfer and all NICS information is recorded properly on ATF Form 4473.

Reference Report of Violations #4 for further information.

Reference Worksheet #2 for further information.

Reference Exhibit #4 for further information.

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

Nature of violation:

Failure to properly certify transfer of firearm in Section D of ATF Form 4473 on (b)(3) - 112 Public forms. Specifically, licensee failed to:

a) Sign form in Item 34 on (b)(3) - 112 Public form (b)(3) - 112 Public Law 55 125 Stat 552

b) Accurately/completely enter date in Item 36 on (b)(3) - 112 Public forms (b)(3) - 112 Public Law 55 125 Stat 552, (b)(3) - 112 Public Law 55 125 Stat 552).

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall sign form and fix dates. Licensee shall, with the transfer of every firearm, complete the ATF Form 4473 by signing in Item 34 and recording the correct date in Item 36.

Reference Report of Violations #5 for further information.

Reference Worksheet #2 for further information.

Reference Exhibit #5 for further information.

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6. **27 CFR 478.126a**

Nature of violation:

Failure to timely complete and submit ATF Form 3310.4, Report of Multiple Sale or Other Disposition of Pistols and Revolvers, in [REDACTED] instance for [REDACTED] firearms [REDACTED].

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall prepare ATF Form 3310.4 for the cited forms and submit to ATF and local law enforcement. Licensee shall submit ATF Form 3310.4 whenever the licensee sells or otherwise disposes of two or more handguns within five consecutive business days to an unlicensed person.

Reference Report of Violations #6 for further information.

Reference Worksheet #2 for further information.

Reference Exhibit #6 for further information.

7. **27 CFR 478.123(a)**

Nature of violation:

Failure to maintain an accurate acquisition record with regard to [REDACTED] firearms. Specifically, licensee failed to:

- a) Record serial number of [REDACTED] firearm acquired;
- b) Record [REDACTED] firearms as acquisitions prior to inspection.

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall enter all acquisitions. All acquisitions must be recorded within seven (7) days of acquisition and be accurate.

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Reference Report of Violations #7 for further information.
Reference Worksheet #1 for further information.

8. **27 CFR 478.123(b)**

Nature of violation:

Failure to maintain an accurate disposition record to other licensees with regard [REDACTED] firearms. Specifically, licensee failed to record [REDACTED] firearms as dispositions prior to inspection.

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall enter dispositions. All dispositions must be recorded within seven (7) days of acquisition and be accurate.

Reference Report of Violations #8 for further information.
Reference Worksheet #1 for further information.

9. **27 CFR 478.123(d)**

Nature of violation:

Failure to maintain an accurate disposition record to non-licensees with regard [REDACTED] firearms. Specifically, licensee failed to record [REDACTED] firearms as dispositions prior to inspection.

Licensee's response:

Eyster had no questions or comments.

Corrective action:

Licensee shall enter dispositions. All dispositions must be recorded within seven (7) days of acquisition and be accurate.

Reference Report of Violations #9 for further information.
Reference Worksheet #1 for further information.

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X

(b)(6)

Industry Operations Investigator

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Exhibit #1 – Copy of ATF Form 4473 in support of Violation #1

Exhibit #2 – Copy of ATF Form 4473 in support of Violation #2

Exhibit #3 – Copies of ATF Forms 4473 in support of Violation #3

Exhibit #4 – Copies of ATF Forms 4473 in support of Violation #4

Exhibit #5 – Copies of ATF Forms 4473 in support of Violation #5

Exhibit #6 – Copy of ATF Form 4473 in support of Violation #5

Exhibit #7 – Copies of AFMERs from 2013 – 2015

Exhibit #8 – Acknowledgement of Federal Firearms Regulations