

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Ozmore, J William OZ Cutlery 1 Court Square Newnan, GA 30263, Coweta		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 760560-2016-0094-B1B																																																
		3. PERMIT/LICENSE NUMBER 158077017B33972	4a. TARGET DATE 9/23/2016	4b. TARGET HOURS																																														
		5. REQUESTED BY (SIGNATURE, TITLE AND DATE)																																																
6. ATF OFFICER(S) ASSIGNED (b)(6) - Assigned Investigator (b)(6) - Lead Investigator (b)(6) - Assigned Investigator (b)(6) Assigned Investigator (b)(6) - Assigned Investigator																																																		
7. ASSIGNED BY (SIGNATURE, TITLE AND DATE) (b)(6) Area Supervisor, 12/11/2015																																																		
8. PURPOSE/SPECIAL INSTRUCTIONS Conduct Recall Firearms Compliance Inspection. Last inspection resulted in adverse action or a recommended recall. Obtain printout from NTC. Identify and refer potential traffickers.																																																		
<table border="1" style="width: 100%; border-collapse: collapse;"><tr><td colspan="2">9. INSPECTION RESULTS</td><td colspan="2"><input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC</td><td colspan="2">10. TRAVEL EXPENSES (OPTIONAL)</td></tr><tr><td>NO. OF VIOLATIONS</td><td>2</td><td>NO. OF REFERRALS</td><td></td><td>2111 - PER DIEM</td><td></td></tr><tr><td>NO. OF TECS CHECKS</td><td>16</td><td>NO. OF TECS HITS</td><td></td><td>2112 - P.O.A.</td><td></td></tr><tr><td rowspan="2">NO. OF TAX ADJUSTMENTS</td><td rowspan="2"></td><td>\$ VALUE OF TAX INCREASES</td><td></td><td>2113 - COMM. AIR</td><td></td></tr><tr><td>\$ VALUE OF TAX DECREASES</td><td></td><td>2114 - RENTAL CAR</td><td></td></tr><tr><td>NO. OF ASSESSMENTS</td><td></td><td>\$ VALUE OF ASSESSMENTS</td><td></td><td>2115 - GPV EXPENSES</td><td></td></tr><tr><td>NO. OF CLAIMS</td><td></td><td>\$ VALUE OF CLAIMS</td><td></td><td>2116 - MISC.</td><td></td></tr><tr><td>NO. OF TAX PERIODS</td><td></td><td>\$ VALUE OF TAXES VERIFIED</td><td></td><td>TOTAL \$ FOR INSP.</td><td></td></tr></table>					9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC		10. TRAVEL EXPENSES (OPTIONAL)		NO. OF VIOLATIONS	2	NO. OF REFERRALS		2111 - PER DIEM		NO. OF TECS CHECKS	16	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.	
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11. ATF OFFICER'S RECOMMENDATION Submitted by (b)(6) - Industry Operations Investigator Submitted on: 05/10/2016 The following violation warrants a Warning Conference per Exhibit 1 of ATF Order 5370.1B, dated February 8, 2013: (b) (7)(E) (b) (7)(E) firearms after inventory reconciliation and the licensee was previously subject to a warning letter or warning conference for repeated similar violations. The licensee reported four firearms missing as a result of this inspection. A warning letter in lieu of a warning conference is recommended based on the following: <ul style="list-style-type: none">• The 2014 inspection resulted (b)(7)(E) firearms reported missing. The current inspection only resulted (b)(7)(E) firearms being reported missing, indicating that internal controls have been strengthened.• Only one other violation was cited during the current inspection, for a total of two violations. The other violation cited did not rise to any level of administrative action. The 2014 inspection had a total of eight violations. The reduction in the number of violations also indicates that the internal controls have been strengthened.• Mr. Brannon Owens has started working for the business full time since the 2014 inspection. He stated that he has started recording the acquisition of firearms in the A&D Record immediately. He also stated that he records acquisition dates on the firearms as they are entered into the A&D Record. This new policy should aid the licensee in eliminating violations concerning acquisitions of firearms in the A&D Record. Mr. Owens also stated that he places a check mark on top of the ATF Form 4473 when he reviews it and then he places another check mark on the form when the disposition is recorded in the A&D Record. This policy should eliminate any issues with properly completing the ATF Forms 4473 and greatly reduce violations concerning the recording of firearms dispositions.• Mr. Owens made several statements concerning his willingness to make sure that the violations did not occur again. He stated that any number of violations was unacceptable and that he is trying very hard to improve his performance. Violts WL ONLY and No Recall Inspection																																																		

12. TIME ACCOUNTING DATA

ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b)(6)
FEB 2016 91.00

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	3. PERMIT/LICENSE NUMBER 158077017B33972	4a. TARGET DATE 9/23/2016	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

12. TIME ACCOUNTING DATA

ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
MAR 2016	3.00
ATF OFFICER'S SUBTOTAL	94.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
FEB 2016	101.50
MAR 2016	63.00
APR 2016	20.00
MAY 2016	2.00
ATF OFFICER'S SUBTOTAL	186.50
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
FEB 2016	8.00
ATF OFFICER'S SUBTOTAL	8.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
FEB 2016	22.00
ATF OFFICER'S SUBTOTAL	22.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
FEB 2016	16.00
ATF OFFICER'S SUBTOTAL	16.00
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	326.50

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

The following violation warrants a Warning Conference per the administrative action policy: (b) (7)(E) after inventory reconciliation and the licensee was previously subject to a warning letter or warning conference for repeated similar violations. The licensee reported four firearms missing as a result of this inspection. A warning letter in lieu of a warning conference is recommended based on the following:

- The 2014 inspection resulted (b) (3) - Public firearms reported missing. The current inspection only resulted (b) (3) - Public firearms being reported missing, indicating that internal controls have been strengthened.
- Only one other violation was cited during the current inspection, for a total of two violations. The other violation cited did not rise to any level of administrative action. The 2014 inspection had a total of eight violations. The reduction in the number of violations also indicates that the internal controls have been strengthened.
- Another employee now works at the business and new policies have been implemented that should aid the licensee in eliminating violations concerning acquisitions of firearms in the A&D Record, properly completing the ATF Forms 4473 and greatly reduce violations concerning the recording of firearms dispositions.
- Licensee made several statements concerning a willingness to make sure that the violations do not occur again. Licensee also stated that any number of violations was unacceptable and hard work is in place to improve performance.

Viols WL ONLY and No Recall Inspection

☒ REVIEWED

☒ CONCUR

☒ SEE COMMENTS

☐ FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6) Area Supervisor	REVIEW DATE 05/10/2016
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13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

The administrative action policy violation chart warrants a recommendation of a warning conference for the repeat violation of 27 CFR 478.125(e) (b) (3) - Public Law firearms reported as missing. Based on the significant reduction in the number of instances from the previous inspection in 2014 from (b) (3) instances (b) (3) instances, and there only being two violations discovered from the current investigation, the recommendation for a warning letter and no recall investigation is supported.

Viols WL ONLY and No Recall Inspection

☒ REVIEWED

☒ CONCUR

☒ SEE COMMENTS

☒ FINAL DISPOSITION

SIGNATURE AND TITLE

DDMITCHEL2 - Director, Industry Operations



REVIEW DATE

05/11/2016

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 Ozmore, J William OZ Cutlery	Street Address 1 Court Square	City Newnan	State GA	Zip Code 30263	County Coweta	Page 1 of 2 Pages
License/Permit/Registry Number <i>(If any)</i> 158077017B33972		Expiration Date 2/1/2017	Date(s) or Period of Inspection 02/08/2016 through 03/28/2016			

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

- In item 11k ^{(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)} form, the transferee left the answer to the question "Are you an alien illegally in the United States?" blank. Example: ^{(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)}
- In item 11h ^{(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)} form, the transferee left the answer to the question "Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner?" blank. Example: ^{(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)}

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Prior to making a transfer of a firearm to a non-licensee, obtain a complete and accurate ATF Form 4473. Review all ATF F 4473s prior to completing the transaction. If any mistakes are noted prior to the transfer of the firearm, have the transferee correct the mistake and initial and date the change made. If mistakes are found after the transfer of the firearm, make a copy of the ATF Form 4473 and have the transferee and/or transferor correct the mistakes and initial and date any changes made.

Citation: 27 CFR 478.124(c)(1)

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 Ozmore, J William OZ Cutlery	Street Address I Court Square	City Newnan	State GA	Zip Code 30263-	County Coweta	Page 2 of 2 Pages
License/Permit/Registry Number (If any) 158077017B33972	Expiration Date 2/1/2017	Date(s) or Period of Inspection 02/08/2016 through 03/28/2016				

Inspection Results

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

Number: 2

Nature of Violation:

- Failure to properly record the disposition of six firearms in the A&D Record no later than seven days following the date of disposition. Details are on attached spreadsheet.
- Failure to properly record the acquisition of (b)(6) firearms in the A&D Record no later than the close of the next business day following the date of acquisition. Details are on attached spreadsheet.

Citation: 27 CFR 478.125(e)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Record the acquisition of any firearm no later than the close of business following the date of acquisition. Record the sale or disposition of any firearms not later than seven days following the date of such transaction. If any firearms are entered into the Acquisition & Disposition Record in error, remove the entry immediately.

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

W. B. RP

Date

040116

Signature and Title of ATF Officer

(b)(6)

10 Investigator

Date

4.1.16

Details for Violation Number 2

27 CFR 478.125(e)

J William Ozmore d/b/a Oz Cutlery

1-58-077-01-7B-33972

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





U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Atlanta Field Division

Atlanta, GA 30345

www.atf.gov

May 12, 2016

760560(b)(6)
5373

Mr. Ozmore, J William, Owner
Mr. William Brannon Owens
d/b/a Oz Cutlery
1 Court Square
Newnan, GA 30263

1-58-077-01-7B-33972

Dear Messrs. Ozmore and Owens:

During a recent compliance inspection at your firearms business, covering the period of December 10, 2014 to February 7, 2016, you were cited for violations of 27 Code of Federal Regulations, Part 478. A copy of the Report of Violations, Form 5035.5, issued at the time of the inspection is enclosed.

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

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

You are reminded that retention of your Federal Firearms License is conditioned upon your compliance with Federal laws and regulations. Any future violations, either repeat or otherwise, could be viewed as willful and may result in the revocation of your license. Please ensure that future compliance is achieved.

Messrs. Ozmore and Owens

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

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

Sincerely yours

(b)(6)

Area Supervisor, Atlanta VIII (IO)

Enclosure

c: DIO, Atlanta Field Division
Federal Firearms Licensing Center