

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) BEAR ARMS LLC BEAR ARMS 60 DEMERITT AVE LEE, NH 03861, STRAFFORD	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 762030-2016-0230-B1B		
	3. PERMIT/LICENSE NUMBER 602017078J01828	4a. TARGET DATE 9/30/2016	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

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

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)
(b)(6), Acting Area Supervisor, 03/03/2016

8. PURPOSE/SPECIAL INSTRUCTIONS
Please conduct a DE inspection.

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC		10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	6	NO. OF REFERRALS		2111 - PER DIEM	
NO. OF TECS CHECKS	15	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: 02/28/2017

Viols WL ONLY and No Recall Inspection

12. TIME ACCOUNTING DATA			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)		(b)(6)	
JAN 2017	20.50		
FEB 2017	16.00		
ATF OFFICER'S SUBTOTAL	36.50	ATF OFFICER'S SIGNATURE	
TOTAL HOURS	36.50		

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

Corrective and preventative action has been taken and the FFL has been fully educated regarding his responsibilities and it is believed that future compliance can be achieved through a Warning Letter.

NCIC checks were conducted of RPs with negative results.

Recommend FLS be updated to reflect that a Warning Letter was issued on 02/23/2017 via Certified Mail #7006 0810 0002 6796 1481.

The last inspection date in FLS should now read 01/06/2017.

PII e-mailed to (b)(6), FFLC, on March 14, 2017.

Viols WL ONLY and No Recall Inspection

<input checked="" type="checkbox"/> REVIEWED	<input checked="" type="checkbox"/> CONCUR	<input checked="" type="checkbox"/> SEE COMMENTS	<input checked="" type="checkbox"/> FINAL DISPOSITION
SIGNATURE AND TITLE (b)(6) - Area Supervisor	(b)(6)	REVIEW DATE 03/14/2017	

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ROUTING SEQUENCE AND DATE

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

CONTROL FILE POSTED DATE _____



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives
10 Causeway Street, Room 791
Boston, MA 02222

www.atf.gov

February 23, 2017

762030: (b)(6)
5300

WARNING LETTER

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. James Dowhan
Bear Arms LLC / Bear Arms
60 Demeritt Ave.
Lee, NH 03861

REF: FFL# 6-02-017-07-8J-01828

Dear Mr. Dowhan,

During a recent firearms compliance inspection at your business covering the period January 7, 2016, through January 6, 2017, you were cited for a violation of Title 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) Industry Operations Investigator (b)(6). You 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 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.

Bear Arms LLC / Bear Arms

REF: FFL# 6-02-017-07-8J-01828

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 me at (b)(6).

Sincerely,

(b)(6)

Area Supervisor
Boston V Area Office

Enclosure: Report of Violations

cc: Federal Firearms Licensing Center
Boston Group V
Director, Industry Operations, Boston Field Division

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 Bear Arms LLC	Street Address 60 Dement Ave	City Lee	State NH	FIP Code 03861	County Strafford	Page 1 of 2 Pages
License Permit Registry Number (if any) 6-02-017-07-81-01828		Expiration Date 09 01 2018	Date(s) or Period of Inspection January 7, 2016, to January 6, 2017			

Inspection Results			
An examination of your premises, records and operations has disclosed the following violations which have been explained to you			
Number	USC or CFR Citation	Nature of Violation	Corrective Action to be Taken (If not corrected immediately)
1	27 CFR 478.102(a)	SALES OR DELIVERIES OF FIREARMS ON AND AFTER NOVEMBER 30, 1998 - BACKGROUND CHECK - "A licensed dealer (the licensee) shall not sell, deliver, or transfer a firearm to any other person who is not licensed under this part unless the licensee meets the following requirements: (1) Before the completion of the transfer, the licensee has contacted NICS. (In three instances, the licensee failed to contact FBI NICS to conduct a background check on transfers to personal collection.)	Licensee informed
2	27 CFR 478.124(a)	FIREARM TRANSACTION RECORD - "A licensed importer, licensed manufacturer, or licensed dealer shall not sell or otherwise dispose, temporarily or permanently, of any firearm to any person, other than another licensee, unless the licensee records the transaction on a firearm transaction record, Form 4473." (Licensee failed to complete ATF F 4473 for transfers to personal collection.)	Licensee informed
3	27 CFR 478.124(b)	FIREARMS TRANSACTION RECORD - "A licensed manufacturer, licensed importer, or licensed dealer shall retain in alphabetical (by name of purchaser), chronological (by date of disposition), or numerical (by transaction serial number) order, as a part of the required records, each Form 4473 obtained in the course of transferring custody of the firearms." (Licensee has been inconsistent in the retention of the F 4473's, alternating between various orders.)	Licensee instructed to determine which order preference would be selected and then instructed to organize forms according to that preference.

I Have Received a Copy of This Report of Violations (Proprietor's signature and title)	Date
Signature and title of ATF Officer (b)(6) Industry Operations Investigator	1-27-2017
	January 24, 2017

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 Bear Arms LLC	Street Address 60 Demeritt Ave	City Lee	State NH	ZIP Code 03861	County Strafford	Page <u>2</u> of <u>2</u> Pages
License Permit Registry Number (if any) 6-02-017-07-83-01828		Expiration Date 09/01/2018	Date(s) or Period of Inspection January 7, 2016, to January 6, 2017			

Inspection Results

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

Number	USC or CFR Citation	Nature of Violation	Corrective Action to be Taken (If not corrected immediately)	Date Corrections to be Made (If not corrected immediately)
4	27 CFR 478.124(c)(1)	<p>- FIREARM TRANSACTION RECORD - "Prior to making an over-the-counter transfer of a firearm to a nonlicensee the licensed dealer so transferring the firearm shall obtain a Form 4473 from the transferee showing the transferee's name, sex, residence address (including county), date and place of birth, height, weight and race of the transferee, the transferee's State of residence, and certification by the transferee that the transferee is not prohibited by the Act from transporting or shipping a firearm in interstate or foreign commerce or receiving a firearm which has been shipped or transported in interstate or foreign commerce or possessing a firearm in or affecting commerce." (b)(3) instances, Licensee failed to obtain completed F 4473 revealing the following discrepancies: (b)(3) 112 Public Law 55 125 STAT 552</p>	Licensee informed	
5	27 CFR 478.124(c)(3)(iii)	<p>- FIREARMS TRANSACTION RECORD - "After the transferee has executed the Form 4473, the licensee must, in the case of a transferee who is an alien admitted to the United States under a non-immigrant visa who states that he or she falls within an exception to, or has a waiver from, the prohibition in section 922(g)(5)(B) of the Act, have the transferee present applicable documentation establishing the exception or waiver, note on the Form 4473 the type of documentation provided, and attach a copy of the documentation to the Form 4473." (b)(3) 112 Public Law 55 125 STAT 552</p>	Licensee informed	
6	27 CFR 478.124(c)(5)	<p>- FIREARM TRANSACTION RECORD - "The licensee shall sign and date the form if the licensee does not know or have reasonable cause to believe that the transferee is disqualified by law from receiving the firearm and transfer the firearm described on the Form 4473." (b)(3) instances, the Licensee failed to obtain a complete ATF F-4473's which revealed the following discrepancies: (b)(3) instances question 36 - Error.)</p>	Licensee informed	

ATF Form 580a
Rev. 04-01-2004

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$
 Certified Fee
 Return Receipt Fee (Endorsement Required)
 Restricted Delivery Fee (Endorsement Required)
 Total Postage & Fees \$

2016-02
 Postmark Here
 6 02-0182

7006 0810 0002 6796 1481
 7006 0810 0002 6796 1481

PLACE STICKER ATTACHED ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAILTM

Sent To Bear Arms LLC/Bear Arms.
 Street, Apt. No., or PO Box No.
 City, State, ZIP+4[®] Lee, NH

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		A. Signature X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: <u>Mr. James Dowhan</u> <u>Bear Arms LLC/Bear Arms</u> <u>60 Demeritt Ave</u> <u>Lee, NH 03861</u>		B. Received by (Printed Name) C. Date of Delivery	
2. Article Number (Transfer from service label) <u>7006 0810 0002 6796 1481</u>		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
PS Form 3811, July 2013		3. Service Type <input checked="" type="checkbox"/> Certified Mail [®] <input type="checkbox"/> Priority Mail Express [™] <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

Domestic Return Receipt