

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Guns, Inc. 738 Main Street West Springfield, MA 01089, Hampden		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 762055-2017-0036-B1B	
		3. PERMIT/LICENSE NUMBER 604013017M05314	4a. TARGET DATE 2/28/2017
		4b. TARGET HOURS 100	
		5. REQUESTED BY (SIGNATURE, TITLE AND DATE)	
6. ATF OFFICER(S) ASSIGNED (b)(6) Assigned Investigator (b)(6) - Assigned Investigator (b)(6) Lead Investigator (b)(6) Assigned Investigator			
7. ASSIGNED BY (SIGNATURE, TITLE AND DATE) (b)(6) Area Supervisor, 11/02/2016			
8. PURPOSE/SPECIAL INSTRUCTIONS Recall Inspection and Top 100 DE due to traces and time to crime.			
9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC	
NO. OF VIOLATIONS	1	NO. OF REFERRALS	
NO. OF TECS CHECKS	7	NO. OF TECS HITS	
NO. OF TAX ADJUSTMENTS		\$ VALUE OF TAX INCREASES	
		\$ VALUE OF TAX DECREASES	
NO. OF ASSESSMENTS		\$ VALUE OF ASSESSMENTS	
NO. OF CLAIMS		\$ VALUE OF CLAIMS	
NO. OF TAX PERIODS		\$ VALUE OF TAXES VERIFIED	
		10. TRAVEL EXPENSES (OPTIONAL)	
		2111 - PER DIEM	
		2112 - P.O.A.	
		2113 - COMM. AIR	
		2114 - RENTAL CAR	
		2115 - GPV EXPENSES	
		2116 - MISC.	
		TOTAL \$ FOR INSP.	

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11. ATF OFFICER'S RECOMMENDATION

Submitted by (b)(6) - Industry Operations Investigator

Submitted on: 04/10/2017

ROV issued-One (1) Violation cited, 27 CFR 478.125(e) (b)(3) - 112 Public (12) instances-Repeat from 2014 inspection

Alternate recommendation: Warning letter (WL) and Recall

The violation that warrants the administrative action of a WC is:

The licensee has previously been the subject of a warning letter or warning conference (2014 compliance inspection), and the current inspection warrants a warning letter for repeated similar violations. The licensee had (b)(3) - 112 Public missing firearms during the previous inspection. During the current inspection, the licensee also had (b)(3) - 112 Public missing firearms.

However, the current inspection represents the first inspection since the 2014 compliance inspection. The current inspection has resulted in a general overall improvement in compliance since that inspection which was conducted and completed in October of 2014. Largely in part, the number of violations and the number of instances have decreased tremendously.

During the last inspection, the licensee was cited for a total of (b)(3) - 112 Public violations; this inspection, (b)(3) - 112 Public violation is cited. Regarding the specific cited violation (a repeat), the licensee was cited for thirty three (33) instances. This inspection, the licensee had twelve (12) instances (this includes the four (4) missing firearms).

In addition, the licensee was cooperative, and responded pro-actively when presented with errors discovered during the inspection. The office manager, (b)(6), (her husband, David, is the owner of and RP on the FFL) in all cases, would almost immediately react by researching and making the appropriate corrections necessary.

In addition, the licensee's business has grown since the last inspection as well as evidenced by the number of firearms in inventory. In 2014, there were 378 firearms in the inventory and in 2017, there were 639; this represents a 26 percent increase.

During the last 12 months, the licensee transferred/sold approximately (b)(4) firearms compared with approximately (b)(4) firearms transferred/sold during the 2014 inspection, last 12 months. (This represents a (b)(4) percent increase in sales/transfers.)

Although, not perfect, with zero missing firearms, the licensee holds the responsibility of inventory accountability very seriously. The IOIs and the licensee discussed the A and D record and the physical inventory at length. The licensee stated that they will continue to monitor the A and D record and strive for no exceptions in discrepancies and missing firearms.

Viols WL ONLY and Recall Inspection

12. TIME ACCOUNTING DATA

ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b)(6)	
JAN 2017	44.00
ATF OFFICER'S SUBTOTAL	44.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b)(6)	
JAN 2017	16.00
ATF OFFICER'S SUBTOTAL	16.00
ATF OFFICER'S SIGNATURE	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b)(6)	
DEC 2016	4.00
JAN 2017	78.50
FEB 2017	105.00
MAR 2017	24.00
APR 2017	3.00
ATF OFFICER'S SUBTOTAL	214.50
ATF OFFICER'S SIGNATURE	

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12. TIME ACCOUNTING DATA	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
JAN 2017	33.00
ATF OFFICER'S SUBTOTAL	33.00
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	307.50

13. REVIEW AND ROUTING

REVIEW COMMENTS AND RECOMMENDATION

Guns, Inc.
Top 100 DE Inspection - 6-04-05314
IC (b)(6)
Final N-Force query 4/11/17, no hits.

Forwarded to DIO for consideration of alternate recommendation from Warning Conference to Warning letter (WL) and Recall. DIO approved alternate 4/7/2017.

The violation that warrants the administrative action of a WC is:

The licensee has previously been the subject of a warning letter or warning conference (2014 compliance inspection), and the current inspection warrants a warning letter for repeated similar violations. The licensee had (b)(3) - 112 Pub missing firearms during the previous inspection. During the current inspection, the licensee also had (b)(3) - 112 missing firearms.

However, the current inspection represents the first inspection since the 2014 compliance inspection. The current inspection has resulted in a general overall improvement in compliance since that inspection which was conducted and completed in October of 2014. Largely in part, the number of violations and the number of instances have decreased tremendously.

During the last inspection, the licensee was cited for a total of six (6) violations; this inspection, one (1) violation is cited. Regarding the specific cited violation (a repeat), the licensee was cited for (b)(3) - 112 Public Law 55 12 instances. This inspection, the licensee had (b)(3) - 112 Public Law 55 instances (this includes the (b)(3) - 112 Public Law 55 missing firearms.

In addition, the licensee was cooperative, and responded pro-actively when presented with errors discovered during the inspection. The office manager (b)(6) (her husband, David, is the owner of and RP on the FFL) in all cases, would almost immediately react by researching and making the appropriate corrections necessary.

In addition, the licensee's business has grown since the last inspection as well as evidenced by the number of firearms in inventory. In 2014, there were 378 firearms in the inventory and in 2017, there were 639; this represents a 26 percent increase.

During the last 12 months, the licensee transferred/sold approximately (b)(4) firearms compared with approximately (b)(4) firearms transferred/sold during the 2014 inspection, last 12 months. (This represents a (b)(4) percent increase in sales/transfers.)

Viols WL ONLY and Recall Inspection

☒ REVIEWED ☒ CONCUR ☒ SEE COMMENTS ☐ FINAL DISPOSITION

SIGNATURE AND TITLE (b)(6) Area Supervisor	VIEW DATE 04/07/2017
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REVIEW COMMENTS AND RECO

I agree with the alternate recommendation.

Viols WL ONLY and Recall Inspection

☒ REVIEWED ☒ CONCUR ☒ SEE COMMENTS ☒ FINAL DISPOSITION

SIGNATURE AND TITLE KEHOUCHENS - Director, Industry Operations	REVIEW DATE 04/07/2017
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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

450 Main Street, Suite 610
Hartford, CT 06103

www.atf.gov

April 7, 2017

**CERTIFIED MAIL
RETURN RECEIPT**

762055 (b)(6)
5300

WARNING LETTER

Guns Inc.
738 Main Street
West Springfield, MA 01089
FFL #6-04-013-01-7M-05314

Dear Mr. Edward Knapik:

During a recent compliance inspection at your firearms business covering the period of October 8, 2014 through January 16, 2017, 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 inspection is enclosed.

All violations were fully explained to you by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Investigator (b)(6). 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 efforts to reduce violent crime and ensure the public's safety. It is essential that you comply with all Federal laws and regulations that govern your firearms business. 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.

Mr. Edward Knapik
FFL #6-04-013-01-7M-05314

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

Sincerely yours,

(b)(6)

Area Supervisor
Hartford Area Office

Enclosure

cc: National Licensing Center
Hartford I/O Office

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 Guns Inc.	Street Address 738 Main Street	City West Springfield	State MA	ZIP Code 01089	County Hampden	Page 1. of 1. Pages
License/Permit/Registry Number (if any) 6-04-013-01-7M-05314		Expiration Date 12.01.2017	Date(s) or Period of Inspection October 8, 2014 through January 16, 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)
1.	27 CFR 478.125(e)	<p>The licensee failed to correctly record acquisition and disposition information, according to regulation, in the A & D record, in (b)(3) - 112 Public Law 55 12 instances.</p> <p>The failures include (b)(3) - 112 Public Law 55 12 firearms missing from inventory, after the reconciliation; (b)(3) - 112 Public Law 55 12 dispositions untimely recorded and (b)(3) - 112 Public Law 55 12 acquisitions incorrectly recorded in the A & D record (i.e. serial numbers recorded 2x and another 3x times).</p> <p>REPEAT VIOLATION from 2014</p>	<p>The licensee was counseled regarding on the importance of recording accurate and timely information in the A and D record. The IOIs reconciled the physical inventory ensuring that the A&D record was correct.</p>	Immediately.

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

[Signature]

Date

2/23/17

(b)(6)

ATF Industry Operations Investigator

Copy 2 - Inspection Report Copy

Date

02.23.2017

ATF E-Form 5030.5
Revised April 2005