

## Assignment and Report

|  |   |
|--|---|
| <b>1. OPERATING NAME AND ADDRESS</b><br>(INCLUDE ZIP CODE AND COUNTY)<br><br>Munafo, Frank A<br>F&M Mill & BLDG Supply Co.<br>375 Getty Ave<br>Paterson, NJ 07503, Passaic | <b>2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.)</b><br>769020-2016-0291-B1B<br><b>3. PERMIT/LICENSE NUMBER</b> <b>4a. TARGET DATE</b> <b>4b. TARGET HOURS</b><br>822031016L06861                      10/28/2016<br><b>5. REQUESTED BY (SIGNATURE, TITLE AND DATE)</b> |
|--|---|

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

**7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)**  
 (b)(6), Area Supervisor, 09/19/2016

**8. PURPOSE/SPECIAL INSTRUCTIONS**  
 Please conduct a firearms compliance inspection utilizing DE guidelines in the IO Manual. Verify that there is no open CE investigation pertaining to the licensee; verify EIN/Trade name, proper zoning if applicable, and NJ licensure.

|                              |   |   |  |                                       |  |
|------------------------------|---|---|--|---------------------------------------|--|
| <b>9. INSPECTION RESULTS</b> |   | <input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC |  | <b>10. TRAVEL EXPENSES (OPTIONAL)</b> |  |
| NO. OF VIOLATIONS            | 1 | NO. OF REFERRALS  |  | 2111 - PER DIEM                       |  |
| NO. OF TECS CHECKS           | 1 | 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: 10/13/2016  
 Licensee was cited for violation of 27 CFR 478.124 (c)(3)(i) in (b)(6) instances. This violation met the criteria for a Warning Conference per the Federal Firearms Administrative Action Policy and Procedures, however an alternative recommendation of Report of Violations (ROV) and a Warning Letter is recommended due to the fact that no past negative compliance history exists.

IOI (b)(6) reviewed the Renewal Application for a Federal Firearms License with the licensee. Mr. Munafo amended the following:

Item 7a and 7b to cross off the number five and replace it with the number six  
 Checked the Letter of Authorization (LOA) box

Recommend renewal of application for Frank A. Munafo dba F&M Mill & Bldg. Supply Co.  
 Viols WL ONLY and No Recall Inspection

| 12. TIME ACCOUNTING DATA                |       |                         |  |
|---|-------|-------------------------|--|
| ATF OFFICER'S NAME (MONTH, YEAR, HOURS) |       | (b)(6)                  |  |
| SEP 2016                                | 2.50  |                         |  |
| OCT 2016                                | 13.00 |                         |  |
| ATF OFFICER'S SUBTOTAL                  | 15.50 | ATF OFFICER'S SIGNATURE |  |
| TOTAL HOURS                             | 15.50 |                         |  |

# Assignment and Report

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|   | 3. PERMIT/LICENSE NUMBER<br>822031016L06861                                     | 4a. TARGET DATE<br>10/28/2016 |
|   | 4b. TARGET HOURS  |                               |
| 5. REQUESTED BY (SIGNATURE, TITLE AND DATE)   |   |                               |

### 13. REVIEW AND ROUTING

#### REVIEW COMMENTS AND RECOMMENDATION

Proprietor was issued a violation of 27 CFR 478.124 (c)(3)(i) in <sup>(b)(6)</sup> instances, which is 100% error ratio. Per ATF O 5370.1B - Federal Firearms Administrative Action Policy and Procedures, this violation merits a WC. A/S <sup>(b)(6)</sup> agrees with the alternate recommendation of WL only since licensee has had no previous violations and he immediately contacted purchasers to rectify the errors. Notifying DIO Curtis on 10-18-16 for his concurrence. DIO Curtis agreed with above on 10-21-16. WL sent out 10-26-16. Renew Type 01 FFL.

Viols WL ONLY and No Recall Inspection

REVIEWED     CONCUR     SEE COMMENTS     FINAL DISPOSITION

|  |                                     |                           |
|--|-------------------------------------|---------------------------|
| SIGNATURE AND TITLE<br><sup>(b)(6)</sup> - Area Supervisor | <sup>(b)(6)</sup> <sup>(b)(6)</sup> | REVIEW DATE<br>10/18/2016 |
|--|-------------------------------------|---------------------------|

#### REVIEW COMMENTS AND RECOMMENDATION

DIO concurs with alternate recommendation of WL & No Recall in lieu of WC. Although the <sup>(b)(6)</sup> erroneous 4473's warrant WC because they encompassed all 4473's on file for the review period, the FFL had no prior history of violations, and is proactively working to correct the errors. Accordingly, WL will sufficiently address the errors.

Viols WL ONLY and No Recall Inspection

REVIEWED     CONCUR     SEE COMMENTS     FINAL DISPOSITION

|  |                           |
|--|---------------------------|
| SIGNATURE AND TITLE<br>JACURTIS2 - Director of Industry Operations | REVIEW DATE<br>10/21/2016 |
|--|---------------------------|

#### 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<br>Munafo, Frank A<br>F&M Mill & BLDG Supply Co. | Street Address<br>375 Getty Ave | City<br>Paterson | State<br>NJ  | Zip Code<br>07503- | County<br>Passaic | Page 1 of<br>1 Pages |
| License/Permit/Registry Number <i>(If any)</i><br>822031016L06861   |                                 | Expiration Date  | Date(s) or Period of Inspection<br>10/03/2016 through 10/03/2016 |                    |                   |                      |

### 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:**

Licensee failed to record identification information on ATF Form 4473s. In [REDACTED] instances, licensee failed to record the expiration date of the identification document information for Item 20a on ATF Forms 4473.

**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 will obtain the correct information and record it on photo copies of the ATF Forms 4473.

|   |      |
|---|------|
| I Have Received a Copy of This Report of Violations <i>(Proprietor's signature and title)</i> | Date |
| Signature and Title of ATF Officer<br>March 11 2019 Document Production                       | Date |

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U.S. Department of Justice

Bureau of Alcohol, Tobacco,  
Firearms and Explosives

*Newark Field Division – Newark III*

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October 26, 2016

www.atf.gov

Munafò, Frank A  
F&M Mill & BLDG Supply Co.  
375 Getty Ave  
Paterson, NJ 07503-  
RE: 822031016L06861

Dear Mr. Frank A. Munafò:

During a recent inspection at your firearms business covering the period January 2015 to October 2016 you were cited for a violation 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.

The violation was 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. Your violation warrants a warning conference but we're sending you a Warning Letter only since you've had no prior violation history and you're willing to fix the errors. We still want to emphasize your responsibilities as a licensed firearms dealer.

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.

Munafu, Frank A

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 (b)(6) (b)(6), Industry Operations Investigator at (b)(6).

Sincerely yours,

(b)(6)

Area Supervisor - Newark III

Enclosure

c: Federal Firearms Licensing Center  
Newark III (IO) Field Office