

Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY) Arnold, Timmy Alan Bealsville Gun Shop 51911 Run Road Bealsville, OH 43716, Monroe		2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) 773015-2016-0224-B1B	
		3. PERMIT/LICENSE NUMBER 434111017K00650	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), Area Supervisor, 12/07/2015			
8. PURPOSE/SPECIAL INSTRUCTIONS Conduct Firearms Disposition Emphasis Inspection. Refer to IOI Manual, Chapter C – Firearms Inspections and FY 16 Domain Assessment. 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	
NO. OF VIOLATIONS	5	NO. OF REFERRALS	1
NO. OF TECS CHECKS	24	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.	
11. ATF OFFICER'S RECOMMENDATION Submitted by (b) (6) - Industry Operations Investigator Submitted on: 02/11/2016 A Warning Letter is warranted based on Licensee's single transfer of a long gun to a resident of a State that prohibits such transfers. Tim Alan Arnold transferred (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) at the business premises in Ohio.. A recommendation for no Recall inspection is made based on only (b) (3) forms containing errors out of 608 reviewed for inspection period (.02%), and no discrepancies between A&D record and 316 firearms physically present in inventory. Violts WL ONLY and No Recall Inspection			
12. TIME ACCOUNTING DATA			
ATF OFFICER'S NAME (MONTH, YEAR, HOURS) (b) (6)			
DEC 2015	1.00		
JAN 2016	25.00		
FEB 2016	31.00		
ATF OFFICER'S SUBTOTAL	57.00	ATF OFFICER'S SIGNATURE	
TOTAL HOURS	57.00		
13. REVIEW AND ROUTING			
REVIEW COMMENTS AND RECOMMENDATION A Warning Letter is warranted based on Licensee's single transfer of a long gun to a resident of a State that prohibits such transfers. Tim Alan Arnold transferred (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6) at the business premises in Ohio. A recommendation for no Recall inspection is made based on only (b) (3) forms containing errors out of 608 reviewed for inspection period (.02%), and no discrepancies between A&D record and 316 firearms physically present in inventory. Violts WL ONLY and No Recall Inspection			
<input checked="" type="checkbox"/> REVIEWED <input checked="" type="checkbox"/> CONCUR <input checked="" type="checkbox"/> SEE COMMENTS <input type="checkbox"/> FINAL DISPOSITION			
SIGNATURE AND TITLE (b) (6) - Area Supervisor		REVIEW DATE 02/11/2016	

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	3. PERMIT/LICENSE NUMBER 434111017K00650	4a. TARGET DATE 9/30/2016	4b. TARGET HOURS
	5. REQUESTED BY (SIGNATURE, TITLE AND DATE)		

ROUTING SEQUENCE AND DATE

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

CONTROL FILE POSTED DATE _____



U.S. Department of Justice

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

FEB 11 2016

www.atf.gov

773015(b) (6)
5373

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Timmy Alan Arnold
Bealsville Gun Shop
51911 Run Road
Bealsville, OH 43716

4-34-111-01-7K-00650

Dear Mr. Arnold:

During a recent compliance inspection at your firearms business covering the period of January 28, 2015, through January 29, 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) 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.

Arnold, Timmy Alan

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

Sincerely,

(b) (6)

Area Supervisor

Enclosure

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

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 Arnold, Timmy Alan Bealsville Gun Shop	Street Address 51911 Run Road	City Bealsville	State OH	Zip Code 43716-	County Monroe	Page 1 of 6 Pages
License/Permit/Registry Number (If any) 434111017K00650	Expiration Date 10/1/2017	Date(s) or Period of Inspection 01/28/2016 through 01/29/2016				

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 on (b)(3) 112 Public form to provide all of the information called for in each form as indicated by the headings on the form and the instructions on or pertaining to the form. Specifically:

-Licensee failed on (b)(3) 112 Public form to properly record information in Block 30a. Total Number of Firearms. Licensee failed to complete required information (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)

The licensee will furnish all of the information called for in each form as indicated by the headings on the form and the instructions on or pertaining to the form, on all future instances.

101 (b)(6) investigated (b)(3) 112 Public Law 55-1 and the firearms transferred using the eTrace and OpenFox databases. No significant discoveries were returned

Citation: 27 CFR 478.21(a)

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Name of Proprietor Arnold, Timmy Alan Bealsville Gun Shop	Street Address 51911 Run Road	City Bealsville	State OH	Zip Code 43716-	County Monroe	Page 2 of 6 Pages
License/Permit/Registry Number (If any) 434111017K00650	Expiration Date 10/1/2017	Date(s) or Period of Inspection 01/28/2016 through 01/29/2016				

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:

Licensee failed on (b)(3) 112 Public L forms to obtain a complete ATF Form 4473 from the purchaser before transferring a firearm showing their name, sex, residence address, date and place of birth, height, weight, state of residence, and certification from the transferee that they are not prohibited from receiving or possessing a firearm. Specifically:

(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)

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)

The licensee will obtain a complete ATF Form 4473 from the purchaser before transferring a firearm showing their name, sex, residence address, date and place of birth, height, weight, state of residence, and certification from the transferee that they are not prohibited from receiving or possessing a firearm, on all future instances.

IOI (b) (6) investigated (b)(3) 112 Public Law 55 125 STAT 552 (b)(6) and the firearms transferred to them using the eTrace and OpenFox databases. No significant discoveries were returned

Report of Violations

Instructions

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Name of Proprietor Arnold, Timmy Alan Bealsville Gun Shop	Street Address 51911 Run Road	City Bealsville	State OH	Zip Code 43716-	County Monroe	Page 3 of 6 Pages
License/Permit/Registry Number (If any) 434111017K00650	Expiration Date 10/1/2017	Date(s) or Period of Inspection 01/28/2016 through 01/29/2016				

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:

Licensee failed on (b)(3) 112 Public forms to verify the purchaser's identity by examining the identification document (as defined in 478.11) presented, and noting on the ATF Form 4473 the type of identification used, the number of the identification, and the expiration date of the identification. Specifically:

-Licensee failed on (b)(3) 112 Public forms to properly record information in Block 20b. Alternate Documentation. Information provided by transferee in Block 2. Current Residence Address did not match information provided in Block 13. State of Residence or Block 20a. Identification. Licensee failed to document any provided alternate documentation showing transferee's official residence (b)(3) - Public Law 112-55 (125 Stat. 552), (b)(6)
(b)(3) - Public Law 112-55 (125 Stat. 552), (b)(6)

-Licensee failed on (b)(3) 112 Public form to properly complete information in Block 20a. Identification. Licensee failed to ensure identification document provided by transferee was valid, Government issued, contained a photograph and showed transferee's current residence. Licensee accepted expired identification for transfer of a firearm to (b)(3) - Public Law 112-55 (125 Stat. 552), (b)(6)

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)

The licensee will verify the purchaser's identity by examining the identification document (as defined in 478.11) presented, and shall note on the ATF Form 4473 the type of identification used, the number of the identification, and the correct expiration date of the identification, on all future instances.

101 (b)(6) investigated (b)(3) 112 Public Law 55 125 STAT 552 (b)(6)
(b)(3) 112 Public Law 55 125 STAT and the firearms transferred using the eTrace and OpenFox databases. No significant discoveries were returned.

Report of Violations

Instructions

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Name of Proprietor Arnold, Timmy Alan Bealsville Gun Shop	Street Address 51911 Run Road	City Bealsville	State OH	Zip Code 43716-	County Monroe	Page 4 of 6 Pages
License/Permit/Registry Number (If any) 434111017K00650	Expiration Date 10/1/2017	Date(s) or Period of Inspection 01/28/2016 through 01/29/2016				

Inspection Results

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

Number: 4

Nature of Violation:

Licensee failed on (b)(3) 112 Pub forms to comply with the requirements of 478.102 and record on the ATF Form 4473 the date on which the licensee contacted the NICS, as well as any response provided by the system, including any identification number provided by the system. Specifically:

- Licensee failed on (b)(3) 112 Pub forms to properly record the information in Block 21b. The NICS or State Transaction number, as required (b)(3) - Public Law 112-55 (125 Stat. 552), (b)(6)

(b)(3) - Public Law 1

- Licensee failed on (b)(3) 112 Pub forms to properly record the information in Block 21c. The response provided by NICS or the appropriate State agency, as required (b)(3) - Public Law 112-55 (125 Stat. 552), (b)(6)

(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)

The licensee will comply with the requirements of 478.102 and record on the ATF Form 4473 the date on which the licensee contacted the NICS, as well as any response provided by the system, including any identification number provided by the system, on all future instances.

NICS Transaction Numbers (NTN) provided on the FFL Audit Log for the 60 days prior to the inspection were matched to NTN's on reviewed forms. NTN's were missing on (b)(3) 112 Pub ATF Forms 4473 cited in this violation. IOI (b)(6) investigated the multiple entries with valid NTN numbers and proceed responses listed for each of the transfer dates on the forms cited. For each date a single entry on the audit log was unable to be validated against reviewed forms. The (b)(3) 112 Pub NTN entries not validated against forms reviewed matched the transfer dates for the cited forms. Indications are these NTN's correspond to the missing information in Block 21b on the cited forms.

IOI (b)(6) investigated the (b)(3) 112 Pub individuals and (b)(3) 112 Pub

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Inspection Results

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

firearms using the eTrace and OpenFox databases. No significant discoveries were returned.

IOI (b) (6) amended the ATF Form 5030.5 Report of Violations page 4 of 4 Violation #4 [27 CFR 478.125(c)(3)(iv)]. (b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)

(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)

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

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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:

Licensee failed on 101(b)(3) 112-55 form to halt the transfer of a firearm (long gun) to an individual who resides in a State wherein State law prohibits or limits out-of state sales. Specifically:

(b) (3) - Public Law 112-55 (125 Stat. 552), (b) (6)

Citation: 27 CFR 478.99(a)

Date Corrections to be Made:

(If not corrected immediately)

Corrective Action to be Taken:

(If not corrected immediately)

Licensee shall ensure that no transfers of long guns shall occur to out-of-state residents wherein the state law does not allow the transfer. Licensee shall ensure no transfers of handguns or receivers shall occur to out-of-state residents.

IOI (b) (6) investigated (b) (6) and transferred rifle using the eTrace and OpenFox databases. No significant discoveries were returned.

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

Date

Signature and Title of ATF Officer

Date