

## Assignment and Report

1. OPERATING NAME AND ADDRESS (INCLUDE ZIP CODE AND COUNTY)  HAMBERGER, DELANO J H&H FIREARMS AND TACK 926 NE GREENWOOD AVE, SUITE A BEND, OR 97701, DESCHUTES	2. U.I. NUMBER (ORG. SEG. CODE, ASSIGNMENT NO., P.P.C.) <p style="text-align: center;"><b>787040-2017-0192-B1B</b></p> 3. PERMIT/LICENSE NUMBER    4a. TARGET DATE    4b. TARGET HOURS <p style="text-align: center;">993017017K37144                      6/1/2017</p> 5. REQUESTED BY (SIGNATURE, TITLE AND DATE)
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6. ATF OFFICER(S) ASSIGNED  
**(b)(6)** - Lead Investigator

7. ASSIGNED BY (SIGNATURE, TITLE AND DATE)  
**(b)(6)**, Area Supervisor, 11/07/2016

8. PURPOSE/SPECIAL INSTRUCTIONS  
 CONDUCT DE COMPLIANCE INSPECTION. STOREFRONT FFL WITH NO INSPECTION SINCE 2002. SOLE RP IS **(b)(6)** YEARS OLD.

9. INSPECTION RESULTS		<input type="checkbox"/> CHECK IF NO VIOLATIONS, ADJUSTMENTS, ETC	10. TRAVEL EXPENSES (OPTIONAL)	
NO. OF VIOLATIONS	5	NO. OF REFERRALS		2111 - PER DIEM
NO. OF TECS CHECKS	3	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: 09/0  
 On 5/16/2017, IOI **(b)(6)** initiated an unannounced DE Firearms Compliance Inspection at the licensed business premises of Delano J. Hamberger, dba H&H Firearms and Tack ("the licensee"). The licensee holds a Type 01, Dealer of Firearms Other Than Destructive License.

Dates of the inspection: 5/16/2017 through 5/19/2017.

The inspection review encompassed 5/16/2016 through 5/15/2017.

IOI **(b)(6)** inventoried firearms, reviewed all ATF records pertaining to the firearm activities and verified continuous compliance with Federal, State and local laws and ordinances.

Present was Owner/ Responsible Person, Delano Hamberger. IOI **(b)(6)** informed Mr. Hamberger the inspection would include review of the premises, inventory and records.

IOI **(b)(6)** recommends a Report of Violations, Warning Letter and a Recall due to the following violations of the Gun Control Act:

27 CFR 478.125(e) - Failure to record required acquisition and disposition information in an Acquisition and Disposition (A&D) Record on **(b)(3)** instances. Specifically, failure to record the disposition of **(b)(3)** firearms in the A&D Record, **(b)(3)** of which were ultimately reported as "Missing Inventory." Failure to record accurate disposition information in **(b)(3)** instances. Failure to record accurate acquisition information in **(b)(3)** instances.

Violis WL ONLY and Recall Inspection

**12. TIME ACCOUNTING DATA**

ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	<b>(b)(6)</b>
MAY 2017	38.00
JUN 2017	63.00
JUL 2017	12.00

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12. TIME ACCOUNTING DATA	
ATF OFFICER'S NAME (MONTH, YEAR, HOURS)	(b)(6)
AUG 2017	5.50
ATF OFFICER'S SUBTOTAL	118.50
ATF OFFICER'S SIGNATURE	
TOTAL HOURS	118.50

**13. REVIEW AND ROUTING**

REVIEW COMMENTS AND RECOMMENDATION

PII emailed to FFLC; copy attached.

Viols WL ONLY and 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)	Digitally signed by (b)(6)	REVIEW DATE
(b)(6) - Area Supervisor	(b)(6)	Date: 2017.09.08 13:45:11 -07'00'	09/08/2017

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 HAMBERGER, DELANO J H&H FIREARMS AND TACK	Street Address 926 NE GREENWOOD AVE, SUITE A	City BEND	State OR	Zip Code 97701-	County DESCHUTES	Page 1 of 2 Pages
License/Permit/Registry Number <i>(If any)</i> 993017017K37144	Expiration Date 10/1/2017	Date(s) or Period of Inspection 05/16/2017 through 05/19/2017				

## 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 furnish or obtain all information as required by headings and instructions on ATF Forms 4473. Specifically, on forms the licensee failed to ensure the transferee properly complete Box 10a (Ethnicity). On forms licensee failed to ensure the transferee properly complete Box 11a (Are you the actual transferee/buyer of the firearm?).

**Citation:** 27 CFR 478.21(a)

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:** The licensee will ensure ATF Forms 4473 are properly completed in the future.

*(If not corrected immediately)*

**Number:** 2

**Nature of Violation:**

Failure to obtain and record all required transferee information on three ATF Forms 4473. Specifically, on forms licensee failed to ensure the transferee properly complete Box 17 (Certification Date). On form licensee failed to ensure the transferee properly complete Box 2 (Current State or Residence Address.)

**Citation:** 27 CFR 478.124(c)(1)

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:** The licensee will ensure ATF Forms 4473 are properly completed in the future.

*(If not corrected immediately)*

**Number:** 3

**Nature of Violation:**

Failure to verify and record proper transferee information on ATF Forms 4473. Specifically, on forms the licensee failed to properly complete Box 20a (Identification).

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:** The licensee will ensure ATF Forms 4473 are properly completed in the future.

*(If not corrected immediately)*

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License/Permit/Registry Number <i>(If any)</i> 993017017K37144	Expiration Date 10/1/2017	Date(s) or Period of Inspection 05/16/2017 through 05/19/2017				

### Inspection Results

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

**Citation:** 27 CFR 478.124(c)(3)(i)

**Number:** 4

**Nature of Violation:**

Failure to timely or correctly report the sale of two or more pistols, or revolvers, or a combination thereof, on the same day or within five consecutive business days in [REDACTED] instances.

**Citation:** 27 CFR 478.126a

**Number:** 5

**Nature of Violation:**

Failure to record required acquisition and disposition information in an Acquisition and Disposition (A&D) Record on [REDACTED] instances. Specifically, failure to record the disposition of [REDACTED] firearms, which were ultimately reported as "Missing Inventory." Failure to record accurate disposition information in [REDACTED] instances. Failure to record accurate acquisition information in [REDACTED] instances.

**Citation:** 27 CFR 478.125(e)

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:**

*(If not corrected immediately)*

The licensee will ensure accurate completion of the ATF Form 3310.4.

**Date Corrections to be Made:**

*(If not corrected immediately)*

**Corrective Action to be Taken:**

*(If not corrected immediately)*

The licensee will ensure proper completion of the A&D Record.

I Have Received a Copy of This Report of Violations <i>(Proprietor's signature and title)</i>	Date
Signature and Title of ATF Officer	Date

1201 NE Lloyd Blvd. Suite 720  
Portland, OR 97232

September 8, 2017

787040 (b)(6)  
5400

Delano J. Hamberger, Owner  
H&H Firearms and Tack  
FFL# 9-93-017-01-7K-37144  
926 NE Greenwood Ave, Suite A  
Bend, OR 97701

Dear Mr. Hamberger:

During a recent compliance inspection at your firearms business covering the period of 5/16/16 to 5/15/17, 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.

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 Investigator (b)(6) (b)(6) at (b)(6).

Sincerely,

(b)(6)  
Area Supervisor

Enclosure

cc: Federal Firearms Licensing Center