

U.S. Department of Justice

Bureau of Alcohol, Tobacco, Firearms and Explosives

JEFFERY LYNN HARDESTY 's FCI

FCI-20870

07/20/2023 05:19 PM

IOI: (b)(6) Dallas V (IO) Field Office

LICENSEE INFORMATION

Applicant Name JEFFERY LYNN HARDESTY (Sole Proprietor) Applicant Name (b)(6)

RDS Key

5-75-11113

License/Permit Number

5-75-347-07-1G-11113

License Type

07 - Manufacturer of Firearms License

Business Type

Sole Proprietorship

Premises Ownership Type

Owned

Premises Address

656 CR 8201, Unit N/A, NACOGDOCHES, Texas
75964

Premises Location Type

(b)(6) ⓘ

Address

656 CR 8201
NACOGDOCHES, Texas 75964
NACOGDOCHES United States

Address

656 CR 8201
NACOGDOCHES, Texas 75964
NACOGDOCHES United States

Phone Type Phone Number Remarks

Business +1 610-724-6340

Fax +1 866-618-4204

Online Presence Type Online Presence URL Remarks

Website 556guys.com

Facebook 556guys.com

RECOMMENDATIONS

Final Decision Date
Revocation 11/28/2022

Details

Records were obtained on 11/28/2022. Licensee is OOB.

Out of Business Records and Inventory Management

Licensee Records

Submitted to an ATF Employee

Licensee Inventory

(b)(6)

ATF Employee Name

(b)(6)

Deputy Assistant Director - Industry Operations Hans Hummel's Recommendation

Revocation

Details

Concur with Field Division proceeding with revocation.

Deputy Assistant Director - PGA's Recommendation

Concur with revocation recommendation.

Senior Attorney (b)(6) Review

Details

Counsel concurs with the Revocation recommendation.

Director of Industry Operations Jeffrey Boshek's Recommendation

Revocation

Details

Revocation is recommended.

The licensee, Jeffrey L Hardesty (5-75-11113) was cited for 27 CFR 478.99(a) for transferring a long gun to an out-of-state resident in violation of that State's law in [redacted] instance, 27 CFR 102(a)(1), for transferring a firearm prior to conducting a NICS/POC background check in [redacted] instances, and 15 other violations. Of the seventeen violations cited, nine were repeat violations to include 27 CFR 102(a)(1) from the 2016 inspection.

The licensee received a warning conference as a result of the 2016 inspection and a warning letter as a result of the 2017 inspection. There has been no improvement in the licensee's compliance.

Area Supervisor (b)(6) Recommendation

Revocation

Details

The licensee, Jeffrey L Hardesty (57511113) was cited for 27 CFR 478.99(a) for transferring a long gun to an out-of-state resident in violation of that State's law, 27 CFR 102(a)(1) for transferring a firearm prior to conducting a NICS/POC background check, and fifteen other violations [27 CFR 478.21(a), 27 CFR 92(a)(1), 27 CFR 478.100(c), 27 CFR 478.123(a), 27 CFR 123(b), 27 CFR 478.123(d), 27 CFR 478.124(a), 27 CFR 478.124(c)(1), 27 CFR 478.124(c)(3)(i), 27 CFR 478.124(c)(3)(iv), 27 CFR 478.124(c)(4), 27 CFR 478.124(c)(5), 27 CFR 478.126a, 27 CFR 478.131(a)(2), and 18 USC 922(c)]. Of the seventeen violations cited, five were repeat violations from both the 2016 and 2017 inspections [27 CFR 478.21(a), 27 CFR 478.124(c)(1), 27 CFR 478.124(c)(3)(i), 27 CFR 478.124(c)(3)(iv), and 27 CFR 478.124(c)(5)], four were solely repeat violations from the 2016 inspection [27 CFR 478.102(a)(1), 27 CFR 478.123(a), 27 CFR 123(b), and 27 CFR 478.123(d)], and one was solely a repeat violation from the 2017 inspection [27 CFR 478.99(a)].

The licensee received a warning conference as a result of the 2016 inspection and a warning letter as a result of the 2017 inspection. There has been no improvement (or at least no significant improvement) from the 2016 and 2017 inspections when compared to the current inspection. There was a little improvement between the 2016 inspection and the 2017 inspection, but the current inspection results are at the same level as the 2016 inspection or worse. A couple of examples of this are as follows: 27 CFR 478.124(c)(1) – in 2016 there were [redacted] instances and in the current inspection there are [redacted] instances; and 27 CFR 478.124(c)(3)(i) – in 2016 there were [redacted] instances and in the current inspection there are [redacted] instances.

Ten out of 17 violations were repeat; that means that over half of the licensee's violations were repeat violations from either the 2016 or the 2017 inspections including 27 CFR 478.99(a) and 27 CFR 478.102(a).

Industry Operations Investigator [redacted] Recommendation

Revocation

Details

Industry Operations Investigator [redacted] and [redacted] conducted a full Firearms Compliance Inspection at the business premises of Jeffery Lynn Hardesty dba 556 Guys. The licensee inventory consists of Gun Control Act (GCA) and [redacted] firearms. The licensee maintains computerized records. The investigators requested a printout of the Acquisition and Disposition (A&D) Bound Record, and compared it to the physical inventory. The investigator observed that the licensee did not adequately consolidate his manufacturer records, or engrave his manufacturing markings on completed firearms. The investigator observed that some [redacted] were not found in inventory. The investigator contacted the manufacturer for verification of delivery and prepared a list of [redacted]. The investigators requested and reviewed all the ATF Forms 4473 for the review period of October 26, 2019 through October 25, 2020. The investigator found errors with the execution and review of the forms. The investigators observed that the licensee conducted the transfer of a firearm to a nonlicensee prior to conducting a NICS background check.

The licensee was cited with several recordkeeping and conduct of business violations. The investigator addressed all discrepancies disclosed on the ATF Forms 4473 and A&D record, and administrative and miscellaneous provisions with the responsible person. A report of violations was issued. The investigator addressed all citations with the licensee and offered him the opportunity to ask questions. The licensee signed the Report of Violations and the a copy was forwarded via email to the licensee for his records. The investigator addressed the Acknowledgement of Federal Firearms Regulations with the licensee, discussing all applicable regulations including recordkeeping requirements, theft and/or losses of firearms, Report of Multiple Handgun and Rifle Sales, tracing procedures, and firearm marking requirements of a manufacturer. The licensee signed the Acknowledgement of Federal Firearms Regulations and a copy was forwarded via email to the licensee for his records.

The licensee was cited for 27 CFR 102(a)(1) for transferring a firearm to a nonlicensee prior to receiving a final NICS/POC background check response; and 27 CFR 478.99(a) for transferring a long gun to a nonlicensee who is an

FLS: Remove [redacted] as Responbile Person on the license as per Federal Firearms Licensee (letter received).

Inspection Findings

Records and Forms

1. Failure to timely and/or correctly maintain records of receipt, manufacture, importation or other acquisition of [redacted] percent or more of the licensee's total acquisitions during the inspection period, with a minimum [redacted] instances.
2. Failure to timely and/or correctly maintain records of sales or other dispositions of [redacted] percent or more of the licensee's total dispositions during the inspection period, with a minimum of [redacted] instances.
3. Failure by the licensee to obtain complete and accurate information for any item(s) on Forms 4473, questions 11 & 12, or the buyer fails to sign and date the Form 4473 (to include failing to have the buyer recertify their answers if the transfer takes place on a different date than the original signature) in Section A of [redacted] percent or more of the Forms 4473 examined.
9. Failure to execute a Form 4473 (Exception: Select findings 6, 7, and 8 above for consignment sales, transfers to law enforcement officers for personal use, and FFL responsible persons; if the transferee is NOT prohibited).

Transfer of Firearm

1. Transfer of a Rifle / Shotgun to a resident of another State that violates State law.

Firearms

2. Failure to mark imported or manufactured firearms appropriately.

NICS

4. Failure to conduct a NICS check or obtain an alternate permit.

FFL History

2. The current inspection reveals repeated similar violation(s) for which the FFL has previously been the subject of a Warning Letter or Warning Conference within the previous 5 years and there has been NO significant improvement.

ELIGIBILITY VERIFICATION

Business Information Verification

Property Ownership Verification

Premises Ownership Type	Premises Location Type	Has the property ownership been verified?
Owned	(b)(6)	Yes

Address
656 CR 8201
NACOGDOCHES, Texas 75964
NACOGDOCHES United States

Additional Findings

The investigator queried Nacogdoches Central Appraisal District website to verify the property ownership of the business premises. The query disclose the property located at 645 CR 8201, Nacogdoches, TX is owned by Jeffery L. (b)(6) Hardesty, the licensee.

Attachment(s):
CAD - 656 CR 8201 .pdf

Trade Name/DBA Verification

Trade Name/DBA	Is the trade name/DBA registered?
556 GUYS	Yes

Additional Findings

The investigator queried Nacogdoches County Records to verify the Trade Name/DBA. The query indicated that the Assumed Name, 556 Guys, had been filed on July 1, 2015; with expiration date of July 1, 2025. The investigator informed the licensee to verify with the county that the Assumed Name Certificate has his current address.

Attachment(s):
Assumed Name - 556 Guys.pdf

Zoning Information Verification

Is the proposed business activity in compliance with zoning?

Yes

Additional Findings

The investigator contacted the city of Nacogdoches, Texas to verify if the licensee's business activities are in compliance with zoning. The business premises are located outside the city limits. There are no zoning restrictions prohibiting the licensee from operating their business activities.

Contact Information

Name

(b)(6)

Date Contacted

01/15/2020

Organization

City of Nacogdoches

Job Title

Office Assistant II

Phone Type Phone Number Remarks

Business +1 936-559-2574

Attachment(s):

APPOINTMENT DETAILS

Interview Date

10/26/2020

Address

656 CR 8201, N/A, NACOGDOCHES, Texas 75964

Responsible Attendee(s)

JEFFERY LYNN HARDESTY

(b)(6)

Non-Responsible Person(s)

No Items

RESPONSIBLE PERSON(S)

JEFFERY LYNN HARDESTY

Name

JEFFERY LYNN HARDESTY

Gender

Male

Race

White

Ethnicity

Not Hispanic or Not Latino

Date of Birth

(b)(6)

SSN

(b)(6)

Job Title

OWNER

Physical Identifiers

Weight _____ Height **(b)(6)** Hair Color _____ Eye Color Blue

Place of Birth
Country United States Of America State **(b)(6)** City **(b)(6)**

Home Address
(b)(6)

Additional Names

Citizenship
United States

ID Type Country State ID Number
Driver's License United States **(b)(6)**

Phone Type Phone Number Remarks
Mobile **(b)(6)**

Email Address Email Remarks
(b)(6)

Criminal History Check
Date Criminal History Check Conducted
10/23/2020

Criminal History Check Comments
Investigator **(b)(6)** conducted an Open Fox query to determine the criminal history of the responsible person. The query resulted in NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX (III)

(b)(6)

Name Gender Race Ethnicity
(b)(6) _____

Date of Birth SSN Job Title
(b)(6) RP

Physical Identifiers
Height Weight Hair Color Eye Color

Place of Birth

Country
United States Of America

State
(b)(6)

City
(b)(6)

Home Address
(b)(6)

Additional Names

Citizenship

United States

Phone Type	Phone Number	Remarks
Mobile	(b)(6)	

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted
10/23/2020

Criminal History Check Comments

Investigator (b)(6) conducted an Open Fox query to determine the criminal history of the responsible person. The query resulted in NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX (III)

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?

The business activities consist of 100% retail sales of new firearms to other Federal Firearms Licensees, nonlicensees, and friends and family. The primary business activities are manufacturing of air pistols. The licensee inventories the Gun Control Act of 1968 (GCA) and (b)(3)(26 USC § 6103) weapons. He conducts approximately two or more gunshows per month in Dallas/Fort Worth metropolitan area. The licensee does not sell firearms on consignment.

The licensee does not have off-site storage. There are no other businesses conducted on the premises.

Do they need an additional license or permit?

No

Who are their primary suppliers?

(b)(4)

Other State or Local Permits

Type	Number	Expiration
State Sales Tax	(b)(3)(26 USC § 6103)	

Business Activities

Internet Sales/Transfers

Retail

Gun Show Participant

Internet Sales/Transfers Website

556guys.com

Selected Operational Security Measures

Controlled Access to ATF Recordkeeping

Controlled Access to Keys

SUPPLEMENTAL QUESTIONNAIRE

General Business Operations

If there is a security system, who has access to the security codes?

(b)(6)

Who has keys to the premises?

The owners of the property.

Who has keys to locked inventory?

(b)(6)

Who is operating the business on a day-to-day basis?

The licensee is operating the business on a day-to-day basis.

The other RP only does transfers about 2 -3 times per year from a gun shows in south Texas.

Is financial backing provided by anyone that is not a responsible person on the license/permit?

No, just the licensee

Are any employees known to be prohibited?

According to the licensee, he does not have employees, but individuals that assist him with gunshows. He stated they are not prohibited.

Are any employees associated with a previously denied/revoked/surrendered license/permit?

No

SECURITY WALKTHROUGH

Inspection Area Description

The inspection was held at the business premises in the work area/building where firearms are manufactured and business activities are conducted (b)(6)

(b)(6) The business premises are located outside of the city limits. The licensee (b)(6) to conduct the business activities.

Primary Activity

Manufacturing

GPS Coordinates

Latitude

31.64740

Longitude

-94.69406

Selected Physical Security Measures

(b)(6)

INTERVIEW NOTES

See Narrative notes

ONSITE SUMMARY

Total Number of ATF Form 4473s for Inspection Review Period

Total Number of ATF F 4473 Reviewed

(b)(4)

Total Number of Open Dispositions in A & D Record

(b)(4)

Total Number of Firearms in Inventory

108

Actual Number of Firearms Verified

Number of Firearms Missing Before Reconciliation

Total Number of Firearms Missing After Reconciliation

0

Total Number of Acquisitions in the Last 12 Months

(b)(4)

AFMER Verified

Yes

Additional Comments

Investigator (b)(6) initiated the onsite start date of the inspection on October 26, 2020, with the assistance of Investigator (b)(6). Due to 90-day detail, the end date/closing conference was held on May 26, 2021. The period of review was October 26, 2019 through October 25, 2020. The FFL inspection history consists of an inspection in 2017, which resulted in a recommendation of Warning Letter and No Recall Inspection; and an inspection in 2016 with the recommendation of Warning Conference and Recall Inspection.

Prior to the inspection, the investigator acquired the AFMER for the reporting years of 2017-2019. The investigator observed the total number of firearms manufactured from receiver to completed firearm during the review period was 189 firearms.

Total Number of Dispositions in the Last 12 Months

(b)(4)

Onsite Start Date

Onsite End Date

Number of Reported Lost/Stolen Firearms During Inspection Period

Total Number of Traces During Inspection Review Period

Total Number of Those Traces That Were Unresolved

Inspection Period Start Date

Inspection Period End Date

Number Of Traces Resolved By IOI

[Click Here to See List of Perfected Traces](#)

The licensee maintains a computerized A&D bound record book; and is the only person that handles the day-to-day operations of the firearms business. He was not maintaining consolidated records of a manufacturer. The A&D record fields did not adequately display the recorded information in detail as required. The investigator advised the licensee to adjust his entry field so that the acquisition and disposition dates, name and addresses, FFL, and notes are displayed in full detail. The investigator compared the physical inventory to open dispositions in the A&D Bound Record. The investigator did not discover any firearms with altered or obliterated serial numbers. There were no theft/losses as a result of this inspection; however, there were [redacted] additional firearms found [redacted] during the inspection.

(b)(3)(26 USC § 6103)

(b)(3)(26 USC § 6103)

[redacted] (b)(3)(26 USC § 6103), (b)(6)

[redacted] (b)(3)(26 USC § 6103) The licensee was not in compliance with ATF Procedure 2020-1 and it appeared that the licensee was completing some of these ATF Forms 4473 for the transferee.

Investigator [redacted] (b)(6) reviewed all ATF F 4473 in inventory for the review period. There were several discrepancies cited. The investigators discussed corrective actions. Investigator [redacted] (b)(6) ran criminal histories through JWIN of all potential prohibited persons, which resulted in no hits.

Prior to the inspection, the investigator acquired a Trace History and NICS Audit Log for the review period. The trace history revealed from April 2017 through June 2020, the FFL was associated with [redacted] firearm trace requests [redacted] (b)(3) (112 Public Law 55 125 Stat 552) and associated with [redacted] multiple sale transactions involving [redacted] firearms and [redacted] FFL theft reports involving [redacted] firearms that have not been recovered. The history detailed the licensee was associated with [redacted] trace, [redacted] FFL theft [redacted] (b)(3) (112 Public Law 55 125 Stat 552) multiple sale involving [redacted] firearms for the review period. The investigators did disclose several unreported multiple sales of handguns during the review period. The investigators compared the audit log to the ATF F 4473 and found that the FFL did not record the final response after a delayed response.

See Onsite Summary Attachment for Additional Comments

Attachment(s)

Report of Violations.pdf

Licensee Response to Violations Report.pdf

CLOSING CONFERENCE

{ 6/2/2021 }

06/02/2021

Closing Conference Additional Notes

Investigator (b)(6) reviewed the Acknowledgement of Federal Firearms Regulations with the licensee and offered him the opportunity to ask any questions. The investigator addressed all questions. The investigator specifically addressed the execution and review of ATF Forms 4473; A&D Bound Record Book for manufacturers; consolidated records; NICS requirements; submission of the Report of Multiple Sales for Handguns and/or Certain Rifles; manufacturer marking requirements; and transfers of (b)(3)(26 USC § 6103)

Attachment(s)

Attendee(s)

JEFFERY LYNN HARDESTY

EXHIBITS

Inspection

Category	Attachment Name
PostInspection	FCI-20870 Appeal to Final NOR.pdf
PostInspection	NOTICE OF REVOCATION HARDESTY CRR.pdf
PostInspection	Jeffery Lynn Hardesty IN PERSON HEARING NOTICE April 2022.pdf
PostInspection	Hardesty Request for Hearing - emailed copy.docx
PostInspection	Hardesty - Transcript for Review (Version 2).pdf
Correspondence	Spartan Notification RE: 5-75-11113 Inspection Results
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case

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Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
UpdateLicensingCenter	NOTICE OF REVOCATION HARDESTY CRR.pdf
UpdateLicensingCenter	Notice of Hearing.pdf
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
UpdateLicensingCenter	Final 8C - Hardesty -.pdf
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
Correspondence	Spartan Notification RE: 5-75-11113 Monitored Case
UpdateLicensingCenter	exhibit 8C - November 2021 - Jeffery Lynn Hardesty.docx
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	
ViolationsPDF	Report of Violations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ReturnedSignedROV	Amended ROV (signed).pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit

ViolationsPDF	Report of Violations.pdf
ViolationsPDF	Report of Violations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
OnSiteSummaryInformation	Hardesty - Onsite Summary - Additional Comments.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ReturnedSignedROV	Amended ROV (signed).pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
OnSiteSummaryInformation	Jeffery Hardesty NFRTR Discrepancy List.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ClosingConferenceSummary	Acknowledgment of Regulations.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
Correspondence	
Correspondence	Action Required Concerning Your Federal Firearms Compliance Inspection
Correspondence	
Correspondence	Action Required Concerning Your Federal Firearms Compliance Inspection
ComplianceActionItemsPDF	Compliance Action Items.pdf
TradeNameVerification	Assumed Name - 556 Guys.pdf

FFL: JEFFERY LYNN HARDESTY

Inspection: FCI-20870

Date Generated: 11/23/2021

RDS Key: 5-75-11113

Lead Industry Operations Investigator: (b)(6)

Regulation	Corrective Action(s)	Instance Details	Date Amended
<p>1</p> <p>(b)(3)(26 USC § 6103)</p>	<p>Violation Rescinded</p>	<p>No Instances</p>	<p>10/20/2021</p>
<p>2</p> <p>(b)(3)(26 USC § 6103)</p>	<p>Violation Rescinded</p>	<p>No Instances</p>	<p>10/20/2021</p>
<p>27 CFR 478.92(a)(1): Failure to legibly identify firearm(s) with required markings</p> <p>Number of Instances: 23</p> <p>3</p>	<p>Cease and desist transacting firearms until required identification markings are properly engraved, casted, stamped or otherwise conspicuously placed on each firearm.</p> <p>Complete and submit ATF Form 3311.4 - Application for Alternate Means of Identification of Firearms.</p>	<p>Zev / 556 Guys, Zev-FL (b)(6) PISTOL, 556</p> <p>SOTA ARMS INC. / 556 Guys, TX-15 (b)(6) PISTOL, 5.56</p> <p>NEW FRONTIER ARMORY, LLC / 556 Guys, C-5 (b)(6) PISTOL, 5.56</p> <p>BLACK CREEK PRECISION LLC / 556 Guys, F15 (b)(6) PISTOL, 5.56</p> <p>BLACK CREEK PRECISION LLC / 556 Guys, GLK, (b)(6) PISTOL, 9mm</p> <p>BLACK CREEK PRECISION LLC / 556 Guys, GLK, (b)(6) PISTOL, 9mm</p> <p>BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) RIFLE, 9MM</p> <p>BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM</p> <p>BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM</p> <p>BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) STOL, 9MM</p> <p>SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56</p> <p>SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56</p> <p>SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56</p> <p>SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, GLK-F, (b)(6) PISTOL, 9MM</p> <p>NEW FRONTIER ARMORY/ 556 GUYS / , C45 (b)(6) PISTOL, 45</p> <p>NEW FRONTIER ARMORY / 556 GUYS, C45 (b)(6) PISTOL, 45</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, GLK-F (b)(6) PISTOL, 9MM</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556</p> <p>BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 9MM</p>	<p>10/20/2021</p>
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>ATF Forms 4473: (b)(6)</p> <p>4</p>	<p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>	<p>10/29/2021</p>

Number of Instances: [redacted]	Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) by close of the same business day, for all applicable future multiple sales.	
<p>5</p> <p>27 CFR 478.99(a): Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law</p> <p>ATF Forms 4473: 1 Number of Instances: 1</p>	Cease and desist all rifle/shotgun transfers to residents of another state in violation of state law.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
<p>6</p> <p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>ATF Forms 4473: [redacted] Number of Instances: [redacted]</p>	<p>Complete all forms as prescribed.</p> <p>Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.</p> <p>Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.</p> <p>Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.</p> <p>Ensure that the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p> <p>Ensure that the most up-to-date version of the ATF Form 4473 is used for all future over-the-counter transactions.</p> <p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

			(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	
7	27 CFR 478.102(a)(1): Failure to contact NICS or POC Number of Instances: 0	Violation Rescinded	No Instances	11/23/2021
8	18 USC 922(c): Failure to obtain a sworn statement for a non-over-the-counter-sale of firearm(s) Number of Instances: <input type="text"/>	Obtain and ensure transferee submits a sworn statement to the transferor when the transfers of the firearm occurs to a person who does not appear in person at the licensee's business premises (other than another licensed importer, manufacturer, or dealer).	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/09/2021
9	27 CFR 478.124(a): Failure to execute an ATF F 4473 ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/>	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/23/2021
10	27 CFR 478.123(d): Failure to maintain an accurate/complete/timely nonlicensee disposition record Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	10/20/2021
11	27 CFR 478.123(b): Failure to maintain an accurate/complete/timely licensee disposition record Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.	(b)(3) (112 Public Law 55 125 Stat 552)	
	27 CFR 478.123(a): Failure to maintain an accurate/complete/timely manufacture or acquisition record Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm acquisition information. Amend/Update A&D Record to accurately record all required firearm acquisition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.	(b)(3) (112 Public Law 55 125 Stat 552)	

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

10/20/2021

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473

ATF Forms 4473
Number of Instances

Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.
Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.
Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.

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

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

27 CFR 478.100(c): Failure to properly document firearm transfers when conducted at alternate locations

ATF Forms 4473:
Number of Instances:

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.

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

27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473

ATF Forms 4473:
Number of Instances:

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.

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

15

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

27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473

ATF Forms 4473
Number of Instances

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.

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

16

27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and

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

17

11/23/2021

	ATF Forms 4473 Number of Instances: <input type="text"/>	documented for all applicable future over-the-counter firearm transactions.	(b)(6)	
18	27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473 ATF Forms 4473 Number of Instances: <input type="text"/>	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	
19	27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473 ATF Forms 4473 Number of Instances: <input type="text"/>	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/09/2021
20	27 CFR 478.102(a): Failure to complete a NICS/POC background check ATF Forms 4473: 2 Number of Instances: 2	Execute a required NICS/POC background check for all future over-the-counter firearm transactions.	(b)(6)	11/23/2021

My signature below certifies that I acknowledge I have reviewed the above information. I understand that this is only a general overview of the violations and that I will be responsible for familiarizing myself with all of the laws and regulations governing my licensed/permitted business.

Signature _____

Date _____

Printed Name _____

FFL: JEFFERY LYNN HARDESTY

Inspection: FCI-20870

Date Generated: 11/23/2021

RDS Key: 5-75-11113

Lead Industry Operations Investigator: **(b)(6)**

	Regulation/Violation	Instance Details	Version
1	(b)(3)(26 USC § 6103)		
2	(b)(3)(26 USC § 6103)		
	27 CFR 478.92(a)(1): Failure to legibly identify firearm(s) with required markings	Zev / 556 Guys, Zev-FL, (b)(6) PISTOL, 556 SOTA ARMS INC. / 556 Guys, TX-15, (b)(6) PISTOL, 5.56 NEW FRONTIER ARMORY, LLC / 556 Guys, C-5, (b)(6) PISTOL, 5.56 BLACK CREEK PRECISION LLC / 556 Guys, F15, (b)(6) PISTOL, 5.56 BLACK CREEK PRECISION LLC / 556 Guys, GLK, (b)(6) PISTOL, 9mm BLACK CREEK PRECISION LLC / 556 Guys, GLK, (b)(6) PISTOL, 9mm BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) RIFLE, 9MM BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM	

3

BLACK CREEK PRECISION LLC / 556 GUYS, GLK-1 (b)(6) PISTOL, 9MM
 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56
 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56
 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56
 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56
 BLACK RIFLE CUSTOMS / 556 GUYS, GLK-F (b)(6) PISTOL, 9MM
 NEW FRONTIER ARMORY / 556 GUYS / , C45 (b)(6) PISTOL, 45
 NEW FRONTIER ARMORY / 556 GUYS, C45 (b)(6) PISTOL, 45
 BLACK RIFLE CUSTOMS / 556 GUYS, GLK-F (b)(6) PISTOL, 9MM
 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56
 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556
 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556
 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556
 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 9MM

4

27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers

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

5

27 CFR 478.99(a): Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law

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

6

27 CFR 478.21(a): Failure to complete forms as prescribed

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

7

27 CFR 478.102(a)(1): Failure to contact NICS or POC

18 USC 922(c): Failure to obtain a sworn statement for a non-over-the-counter-sale of firearm(s)

8

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

27 CFR 478.124(a): Failure to execute an ATF F 4473

9

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

27 CFR 478.123(d): Failure to maintain an accurate/complete/timely nonlicensee disposition record

10

(b)(3) (112 Public Law 55 125 Stat 552)

27 CFR 478.123(b): Failure to maintain an accurate/complete/timely licensee disposition record

11

(b)(3) (112 Public Law 55 125 Stat 552)

27 CFR 478.123(a): Failure to maintain an accurate/complete/timely manufacture or acquisition record

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3)(26 USC § 6103) ,(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

27 CFR 478.124(c)(1): Failure to obtain a completed
ATF F 4473

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

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

27 CFR 478.100(c): Failure to properly document firearm transfers when conducted at alternate locations

14

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

27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473

15

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

27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473

16

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

27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info

17

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

18	27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)		
19	27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)		
20	27 CFR 478.102(a): Failure to complete a NICS/POC background check	NICS Violation NICS Violation	(b)(6)	2020

FFL: JEFFERY LYNN HARDESTY
 Inspection: FCI-20870
 Date Generated: 11/23/2021
 RDS Key: 5-75-11113
 Lead Industry Operations Investigator: Karen Bradley

Regulation	Corrective Action(s)	Instance Details	Date Amended
1 (b)(3)(26 USC § 6103)	Violation Rescinded	No Instances	10/20/2021
2 (b)(3)(26 USC § 6103)	Violation Rescinded	No Instances	10/20/2021
3 27 CFR 478.92(a)(1): Failure to legibly identify firearm(s) with required markings Number of Instances: 23	Cease and desist transacting firearms until required identification markings are properly engraved, casted, stamped or otherwise conspicuously placed on each firearm. Complete and submit ATF Form 3311.4 - Application for Alternate Means of Identification of Firearms.	Zev / 556 Guys, Zev-FL (b)(6) PISTOL, 556 SOTA ARMS INC. / 556 Guys, TX-15 (b)(6) PISTOL, 5.56 NEW FRONTIER ARMORY, LLC / 556 Guys, C-5 (b)(6) PISTOL, 5.56 BLACK CREEK PRECISION LLC / 556 Guys, F15 (b)(6) PISTOL, 5.56 BLACK CREEK PRECISION LLC / 556 Guys, GLK, (b)(6) PISTOL, 9mm BLACK CREEK PRECISION LLC / 556 Guys, GLK, (b)(6) PISTOL, 9mm BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) RIFLE, 9MM BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM BLACK CREEK PRECISION LLC / 556 GUYS, GLK, (b)(6) PISTOL, 9MM SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56 SOTA ARMS INC. / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56 BLACK RIFLE CUSTOMS / 556 GUYS, GLK-F (b)(6) PISTOL, 9MM NEW FRONTIER ARMORY/ 556 GUYS /, C45 (b)(6) PISTOL, 45 NEW FRONTIER ARMORY / 556 GUYS, C45 (b)(6) PISTOL, 45 BLACK RIFLE CUSTOMS / 556 GUYS, GLK-F (b)(6) PISTOL, 9MM BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 5.56 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 556 BLACK RIFLE CUSTOMS / 556 GUYS, TX-15 (b)(6) PISTOL, 9MM	10/20/2021
4 27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers ATF Forms 4473 (b)(6)	Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	10/29/2021

Number of Instances: <input type="text"/>	Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) by close of the same business day, for all applicable future multiple sales.	
5 27 CFR 478.99(a): Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/>	Cease and desist all rifle/shotgun transfers to residents of another state in violation of state law.	<div style="border: 1px dashed black; padding: 5px; text-align: center;"> (b)(3) (112 Public Law 55 125 Stat 552),(b)(6) </div>
6 27 CFR 478.21(a): Failure to complete forms as prescribed ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/>	<p>Complete all forms as prescribed.</p> <p>Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.</p> <p>Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.</p> <p>Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.</p> <p>Ensure that the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p> <p>Ensure that the most up-to-date version of the ATF Form 4473 is used for all future over-the-counter transactions.</p> <p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<div style="border: 1px dashed black; padding: 5px; text-align: center; height: 800px;"> (b)(3) (112 Public Law 55 125 Stat 552),(b)(6) </div>

			(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	
7	27 CFR 478.102(a)(1): Failure to contact NICS or POC Number of Instances: 0	Violation Rescinded	No Instances	11/23/2021
8	18 USC 922(c): Failure to obtain a sworn statement for a non-over-the-counter-sale of firearm(s) Number of Instances: <input type="text"/>	Obtain and ensure transferee submits a sworn statement to the transferor when the transfers of the firearm occurs to a person who does not appear in person at the licensee's business premises (other than another licensed importer, manufacturer, or dealer).	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/09/2021
9	27 CFR 478.124(a): Failure to execute an ATF F 4473 ATF Forms 4473 Number of Instances: <input type="text"/>	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/23/2021
10	27 CFR 478.123(d): Failure to maintain an accurate/complete/timely nonlicensee disposition record Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.	(b)(3)(26 USC § 6103) ,(b)(3) (112 Public Law 55 125 Stat 552)	10/20/2021
11	27 CFR 478.123(b): Failure to maintain an accurate/complete/timely licensee disposition record Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.	(b)(3) (112 Public Law 55 125 Stat 552)	
	27 CFR 478.123(a): Failure to maintain an accurate/complete/timely manufacture or acquisition record Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm acquisition information. Amend/Update A&D Record to accurately record all required firearm acquisition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.	(b)(3) (112 Public Law 55 125 Stat 552)	

(b)(3)(26 USC § 6103) ,(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3)(26 USC § 6103) ,(b)(3) (112 Public Law 55 125 Stat 552)

(b)(3) (112 Public Law 55 125 Stat 552)

27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473

ATF Forms 4473
Number of Instances

Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.
Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.
Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.

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

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

27 CFR 478.100(c): Failure to properly document firearm transfers when conducted at alternate locations

ATF Forms 4473:
Number of Instances:

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.

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

27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473

ATF Forms 4473:
Number of Instances:

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.

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

15

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

16

27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473

ATF Forms 4473
Number of Instance

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.

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

17

27 CFR 478.131(a)(2): Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit info

Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and

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

11/23/2021

	ATF Forms 4473 Number of Instances:	documented for all applicable future over-the-counter firearm transactions.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	
18	27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473 ATF Forms 4473 Number of Instances:	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	
19	27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473 ATF Forms 4473 Number of Instances:	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/09/2021
20	27 CFR 478.102(a): Failure to complete a NICS/POC background check ATF Forms 4473: 2 Number of Instances: 2	Execute a required NICS/POC background check for all future over-the-counter firearm transactions.	NICS Violation NICS Violation (b)(6)	11/23/2021

FFL: JEFFERY LYNN HARDESTY

Inspection: FCI-20870

Date Generated: 11/23/2021

RDS Key: 5-75-11113

Lead Industry Operations Investigator: (b)(6)

	Regulation	Corrective Action(s)	Licensee Response
1	(b)(3)(26 USC § 6103)	Violation Rescinded	The FFL stated that he wasn't as organize as he should be due to his increase in business due to Covid. He stated he has purchased a file cabinet to organize his records.
2	(b)(3)(26 USC § 6103)	Violation Rescinded	(b)(3)(26 USC § 6103)
3	27 CFR 478.92(a)(1): Failure to legibly identify firearm(s) with required markings Number of Instances: 23	Cease and desist transacting firearms until required identification markings are properly engraved, casted, stamped or otherwise conspicuously placed on each firearm. Complete and submit ATF Form 3311.4 - Application for Alternate Means of Identification of Firearms.	The FFL stated he wasn't clear that the firearm had to have his manufacturing markings. He stated he has an engraver that does it for him.
4	27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers ATF Forms 4473: [] Number of Instances: []	Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection. Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) by close of the same business day, for all applicable future multiple sales.	The FFL stated it was sloppy recordkeeping. He now completes Multiple sales immediately and attach the form to ATF F 4473; and another copy in a file.
5	27 CFR 478.99(a): Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law ATF Forms 4473: [] Number of Instances: []	Cease and desist all rifle/shotgun transfers to residents of another state in violation of state law.	The FFL stated it was ignorance on his part. He stated that before he makes an out-of-state transfer, he will check with ATF in that state.
6	27 CFR 478.21(a): Failure to complete forms as prescribed ATF Forms 4473: [] Number of Instances: []	Complete all forms as prescribed. Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions. Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions. Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified. Ensure that the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D. Ensure that the most up-to-date version of the ATF Form 4473 is used for all future over-the-counter transactions. Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.	The FFL stated he will look at every line on the ATF F 4473 to ensure all information is recorded and/or correct.
7	27 CFR 478.102(a)(1): Failure to contact NICS or POC Number of Instances: 0	Violation Rescinded	The FFL stated it was sloppy bookkeeping. He stated he will look at every line on the ATF F 4473.

8	<p>18 USC 922(c): Failure to obtain a sworn statement for a non-over-the-counter-sale of firearm(s)</p> <p>Number of Instances: <input type="text"/></p>	<p>Obtain and ensure transferee submits a sworn statement to the transferor when the transfers of the firearm occurs to a person who does not appear in person at the licensee's business premises (other than another licensed importer, manufacturer, or dealer).</p>	<p>The FFL stated he listened to someone else that advised him on the matter and should have not. He stated he will only conduct transfers in person.</p>
9	<p>27 CFR 478.124(a): Failure to execute an ATF F 4473</p> <p>ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>The FFL stated that he is sure that he obtained an ATF F 4473 for the transfer, but misplaced it, because he has all the information on the transferee. He stated he has contacted the individual and will have her to complete an ATF F 4473.</p>
10	<p>27 CFR 478.123(d): Failure to maintain an accurate/complete/timely nonlicensee disposition record</p> <p>Number of Instances: <input type="text"/></p>	<p>Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.</p>	<p>that he purchased a cabinet to organize his records. He stated</p>
11	<p>27 CFR 478.123(b): Failure to maintain an accurate/complete/timely licensee disposition record</p> <p>Number of Instances: <input type="text"/></p>	<p>Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.</p>	<p>The FFL stated when conducting a transfer, especially at a gunshow, he will put the ATF F 4473 in a pile, and immediately record the disposition when he returns to his business premises.</p>
12	<p>27 CFR 478.123(a): Failure to maintain an accurate/complete/timely manufacture or acquisition record</p> <p>Number of Instances: <input type="text"/></p>	<p>Accurately, completely & timely record all required future firearm acquisition information. Amend/Update A&D Record to accurately record all required firearm acquisition information. Resume proper maintenance of required acquisition and disposition record. Amend/Update consolidated A&D record to conform with conditions set forth under ATF Ruling 2016-3.</p>	<p>The FFL stated he mistakenly thought that if the receiver had the manufacturer, date, caliber, and SN, he didn't have to enter the disposition and then acquisition when he manufactured it into a completed firearm. He stated he was mistaken about manufacturer records.</p>
13	<p>27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/></p>	<p>Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions. Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified. Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>The FFL stated he was sloppy but he will state examining the ATF F 4473 line by line.</p>
14	<p>27 CFR 478.100(c): Failure to properly document firearm transfers when conducted at alternate locations</p> <p>ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>The FFL stated he was sloppy. He just didn't check the box.</p>
15	<p>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>The FFL stated he was sloppy. He stated he will obtain the identification and place it on the page of the form before recording it to ensure he records it; or make a photocopy.</p>
16	<p>27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473</p> <p>ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required NICS/POC background check information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>The FFL stated he was not good at completing that section on the form, but he will check every line in the future for blanks.</p>
	<p>27 CFR 478.131(a)(2): Failure to record on an</p>		<p>The FFL stated he was sloppy but he will obtain the</p>

17	<p>ATF Form 4473 (or affix a copy of) NICS alternative permit info</p> <p>ATF Forms 4473: [] Number of Instances: []</p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p> <p>Ensure that a qualifying NICS alternative permit is properly obtained, validated, verified, and documented for all applicable future over-the-counter firearm transactions.</p>	<p>documentation and place it on the form before recording it and/or make a photocopy.</p>
18	<p>27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473</p> <p>ATF Forms 4473: [] Number of Instances: []</p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p> <p>Ensure that all required firearm identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p>	<p>The FFL stated he was sloppy with his recordkeeping. He stated he will take the gun and place it on the form and record the information from the firearm and verify the SN before he puts the information on the form.</p>
19	<p>27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473</p> <p>ATF Forms 4473: [] Number of Instances: []</p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p> <p>Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p>	<p>The FFL stated he was careless. He stated he will be more mindful in the future that the form/document should be used in a court of law.</p>
20	<p>27 CFR 478.102(a): Failure to complete a NICS/POC background check</p> <p>ATF Forms 4473: 2 Number of Instances: 2</p>	<p>Execute a required NICS/POC background check for all future over-the-counter firearm transactions.</p>	<p>The FFL stated it was sloppy bookkeeping. He stated he will look at every line on the ATF F 4473.</p>

Notice to Revoke or Suspend License and/or Impose a Civil Fine

In the matter of License Number 5-75-347-07-4G-11113, as a/an

Manufacturer of Firearms Other Than Destructive Devices issued to:

Name and Address of Licensee (*Show number, street, city, State and ZIP Code*)

Jeffery Lynn Hardesty, DBA: 556 Guys
656 CR 8201, Nacogdoches, Texas 75964

Notice Is Hereby Given That:

Pursuant to the statutory provisions and reasons stated in the attached page(s), the Director or his/her designee, Bureau of Alcohol, Tobacco, Firearms and Explosives, intends to take action on the license described above.

- The above identified license may be revoked pursuant to 18 U.S.C. 923(e), 922(t)(5) or 924(p).
- The above identified license may be suspended pursuant to 18 U.S.C. 922(t)(5) or 924(p).
- The above identified licensee may be fined pursuant to 18 U.S.C. 922(t)(5) or 924(p).

Pursuant to U.S.C. 923(f)(2) and/or 922(t)(5), you may file a request with the Director of Industry Operations, Bureau of Alcohol, Tobacco, Firearms and Explosives, at 2501 SOUTH STATE BUSINESS HWY 121 SUITE 300A LEWISVILLE, TEXAS 75067, in duplicate, for a hearing to review the revocation, suspension and/or fine of your license. The request must be received at the above address within 15 days of your receipt of this notice. Where a timely request for a hearing is made, the license shall remain in effect pending the outcome of the hearing; and if the license is due to expire, the license will remain in effect provided a timely application for renewal is also filed. The hearing will be held as provided in 27 CFR Part 478.

If you do not request a hearing, or your request for a hearing is not received by ATF on time, a final notice of revocation, suspension, and/or imposition of civil fine (ATF Form 5300.13) shall be issued.

Please see included brochure

Date	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official	Signature
03/25/2022	Krissy Y. Carlson, Director, Industry Operations	Krissy Y. Carlson <small>Digitally signed by Krissy Y. Carlson Date: 2022.03.25 10:47:38 -0500</small>

I certify that on the date shown below I served the above notice on the person identified below by:

- Certified mail to the address shown below.
Tracking Number: 70192970000171364230 Or Delivering a copy of the notice to the address shown below.

Date Notice Served	Title of Person Serving Notice	
03/28/2022	INVESTIGATIVE ANALYST	(b)(6)
Print Name and Title of Person Served		
JEFFERY LYNN HARDESTY DBA 556 GUYS, OWNER		
Address Where Notice Served		
656 CR 8201 NACOGDOCHES, TEXAS 75964		

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, notice is hereby given that that the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) intends to revoke the Federal firearms license held by Jeffery Lynn Hardesty (“Licensee”), a Manufacturer in Firearms Other Than Destructive Devices. Specifically, the Director, Industry Operations, United States Department of Justice, ATF, Dallas Field Division, has reason to believe that Licensee willfully violated the provisions of the Gun Control Act of 1968, as amended, 18 U.S.C. Chapter 44, and the regulations issued thereunder, 27 C.F.R. Part 478 (collectively, “GCA”) as described herein.

Compliance History

ATF first issued a Federal firearms license to Licensee in 2015. The laws and regulations issued under the GCA were reviewed as part of the application inspection. Subsequently, ATF conducted compliance inspections of Licensee in 2016 and 2017. As a result of the 2016 inspection, Licensee attended a warning conference with ATF in which violations and proposed corrective actions were reviewed. As a result of the 2017 inspection, Licensee received a warning letter. In the warning letter, ATF stated, “any future violations, either repeat or otherwise, could be viewed as willful and may result in revocation of your license.” Similar language appeared in a letter issued after the 2016 warning conference.

Current Inspection

On October 26, 2020, ATF began a compliance inspection of Licensee’s premises that revealed the following:

Transfer in Violation of Law:

1. On [] occasion, Licensee willfully sold or delivered a firearm to a person where the purchase or possession by such person of such firearm would be in violation of any State law or any published ordinance applicable at the place of sale, delivery or other disposition, in violation of 18 U.S.C. § 922(b)(2) and 27 C.F.R. § 478.99(b)(2). See Appendix ¶ 1.

Background Check Violation:

2. On 2 occasions, Licensee willfully transferred a firearm to an unlicensed person without first contacting National Instant Criminal Background Check System (“NICS”) and obtaining a unique identification number, in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102. See Appendix ¶ 2.

Failure to Report Multiple Sales:

3. On [] occasions involving [] firearms, Licensee willfully failed to timely and/or accurately report the sale or other disposition of two or more pistols and/or revolvers during any five consecutive business days to an unlicensed person, in violation of 18 U.S.C. § 923(g)(3)(A) and 27 C.F.R. § 478.126a. See Appendix ¶ 3.

ATF Form 4473 Violations:

4. On occasion, Licensee willfully sold or otherwise disposed of a firearm to an unlicensed person without recording the transaction on a Firearms Transaction Record, ATF Form 4473, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(a). See Appendix ¶ 4.
5. On occasions found on ATF Forms 4473, Licensee willfully failed to obtain a complete and/or accurate Firearms Transaction Record, ATF Form 4473, from the transferee prior to making an over-the-counter transfer of a firearm to a non-licensee, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(1). See Appendix ¶ 5.
6. On occasions, Licensee willfully transferred a firearm to a non-licensee without verifying the identity of the transferee by examining the identification document presented and noting the type on a Firearms Transaction Record, ATF Form 4473, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(3)(i). See Appendix ¶ 6.
7. On occasions found on ATF Forms 4473, Licensee willfully transferred a firearm to a non-licensee without recording the date the Licensee contacted the National Instant Criminal Background Check System ("NICS"), any response provided by the system and/or any identification number provided by the system information on the Firearms Transaction Record, ATF Form 4473, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(3)(iv). See Appendix ¶ 7.
8. On occasions, Licensee willfully failed to record National Instant Criminal Background Check System ("NICS") alternative permit/license information as described in 27 C.F.R. § 478.102(d)(1) on the Firearms Transaction Record, ATF Form 4473, or maintain a copy of the permit/license, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.131(a)(2). See Appendix ¶ 8.
9. On occasions, Licensee willfully failed to completely and/or accurately identify the firearm to be transferred on the Firearms Transaction Record, ATF Form 4473, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(4). See Appendix ¶ 9.
10. On occasions, Licensee willfully failed to sign and/or date the Firearms Transaction Record, ATF Form 4473 certifying that Licensee does not know or have reason to believe the transferee is disqualified by law from receiving the firearm described on the Form, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(5). See Appendix ¶ 10.
11. On occasions found on ATF Forms 4473, Licensee willfully failed to obtain/execute the Firearms Transaction Record, ATF Form 4473 as indicated by the headings on the Form and the instructions on or pertaining to the Form, in violation of 18 U.S.C. § 922(m) and 27 C.F.R. § 478.21(a). See Appendix ¶ 11.

Acquisition and Disposition Record Violations:

12. On occasions, Licensee willfully failed to timely and/or accurately record the manufacture or acquisition of a firearm, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.123(a). See Appendix ¶ 12.
13. On occasions, Licensee willfully failed to timely, accurate and complete disposition records in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.123(b). See Appendix ¶ 13.
14. On occasions, Licensee willfully failed to timely, accurate and complete dispositions to nonlicensee records in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.123(d). See Appendix ¶ 14.

Manufacturer Marking Violation:

15. On occasions, Licensee willfully failed to properly mark firearms manufactured in violation of 18 U.S.C. § 923(i) and 27 C.F.R. § 478.92(a)(1). See Appendix ¶ 15.

Non-Over-The-Counter Transfer Violation:

16. On occasions, Licensee willfully failed to obtain the required sworn statement from a qualified transferee before completing a non-over-the-counter sale of firearms in violation of 18 U.S.C. § 922(c). See Appendix ¶ 16.

Transfers at Alternate Location Violation:

17. On occasions, Licensee willfully failed to properly document firearm transfers when conducted at alternate locations in violation of 18 U.S.C. § 922(m) and 27 C.F.R. § 478.100(c). See Appendix ¶ 17.

Appendix

Paragraph 1

27 C.F.R. § 478.99(b)(2) - Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law.

Form	Transferee/Buyer Name	Transfer Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 2

27 CFR 478.102 - Failure to complete a background check.

Form	Transferee/Buyer Name	Transfer Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 3

27 C.F.R. § 478.126a - Failure to timely report multiple sales or other disposition of pistols or revolvers.

Form	Transferee/Buyer Name	Transfer Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 4

27 C.F.R. § 478.124(a) - Failure to execute an ATF F 4473.

Form	Transferee/Buyer Name	Transfer Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 5

27 C.F.R. § 478.124(c)(1) - Failure to obtain a completed ATF F 4473.

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 6

27 C.F.R. § 478.124(c)(3)(i) - Failure to verify or record identification document on ATF F 4473

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 7

27 C.F.R. § 478.124(c)(3)(iv) - Failure to record NICS contact information on an ATF F 4473

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 8

27 C.F.R. § 478.131(a)(2) - Failure to record on an ATF Form 4473 (or affix a copy of) NICS alternative permit information.

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 9

27 C.F.R. § 478.124(c)(4) - Failure to record firearm information on an ATF F 4473.

Instance	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 10

27 C.F.R. § 478.124(c)(5) - Failure by transferor to sign and/or date an ATF F 4473.

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 11

27 C.F.R. § 478.21(a) - Failure to complete forms as prescribed

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Form	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 12

27 C.F.R. § 478.123(a) - Failure to maintain an accurate/complete/timely manufacture or acquisition record.

Nature of Violation: Firearms not recorded in Acquisition and Disposition (A&D) Record.

#	A&D Book #	Manufacturer	Serial Number	Type & Caliber	Nature of Discrepancy
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Nature of Violation: Acquisition of firearm (type, serial, number, etc.) incorrectly recorded.

#	A&D Book #	Manufacturer	Serial Number	Type	Acquisition Date	Nature of Discrepancy
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Serial Number	Type	Acquisition Date	Nature of Discrepancy
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Nature of Violation: Firearm never logged into A&D Bound Record after further manufacturing into a pistol, rifle, etc.

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Initial Type Received	Serial Number	Acquisition Date	Type After MFG	Item MFG Date as per A&D	Disposition Date as per A&D
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 13

27 C.F.R. § 478.123(b) - Failure to maintain an accurate/complete/timely licensee disposition record.

#	A&D Book #	Manufacturer	Serial Number	Type	Acquisition Date	Disposition Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 14

27 C.F.R. § 478.123(d) - Failure to maintain an accurate/complete/timely nonlicensee disposition record.

#	A&D Book #	Manufacturer	Serial Number	Type	Acquisition Date	Disposition Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Serial Number	Type	Acquisition Date	Disposition Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 15

27 C.F.R. § 478.92(a)(1) - Failure to properly mark manufactured firearms.

#	A&D Book #	Manufacturer	Serial Number	Type	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

#	A&D Book #	Manufacturer	Serial Number	Type	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 16

18 U.S.C. § 922(c) - Failure to obtain a sworn statement for a non-over-the-counter-sale firearm(s)

#	Transferee/Buyer Name	Transfer Date	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Paragraph 17

27 C.F.R. § 478.100(c) - Failure to properly document firearm transfers when conducted at alternate locations

#	Transferee/Buyer Name	Transfer Date	4473 Form Box	Discrepancy	Nature of Violation
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

**Final Notice of Denial of Application, Revocation
Suspension and/or Fine of Firearms License**

In the matter of:

- The application for license as a/an _____, filed by:
or
 License Number 5-75-347-07-4G-11113 as a/an
manufacturer in firearms other than destructive devices, issued to:

Name and Address of Applicant or Licensee (*Show number, street, city, state and Zip Code*)

JEFFERY LYNN HARDESTY
656 CR 8201
NACOGDOCHES, TEXAS 75964
FFL#: 5-75-347-07-1G-11113

Notice is Hereby Given That:

- A request for hearing pursuant to 18 U.S.C. § 923(f)(2) and/or 922(t)(5) was not timely filed. Based on the findings set forth in the attached document, your
 license described above is revoked pursuant to 18 U.S.C., 923(e), 922(t)(5) or 924(p), effective:
 15 calendar days after receipt of this notice, or _____,
 license is suspended for _____ calendar days, effective _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).
 licensee is fined \$ _____, payment due: _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).
- After due consideration following a hearing held pursuant to 18 U.S.C. § 923(f)(2) and/or 922(t)(5), and on the basis of findings set out in the attached copy of the findings and conclusions, the Director or his/her designee concludes that your
 application for license described above is denied, pursuant to 18 U.S.C., 923(d).
 application for renewal of license described above is denied pursuant to 18 U.S.C. 923(d), effective:
 15 calendar days after receipt of this notice, or _____
 license described above is revoked pursuant to 18 U.S.C., 923(e), 922(t)(5) or 924(p), effective:
 15 calendar days after receipt of this notice, or _____
 license is suspended for _____ calendar days, effective _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).
 licensee is fined \$ _____, payment due: _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).

If, after the hearing and receipt of these findings, you are dissatisfied with this action you may, within 60 days after receipt of this notice, file a petition pursuant 18 U.S.C. § 923(f)(3), for judicial review with the U.S. District Court for the district in which you reside or have your principal place of business. If you intend to continue operations after the effective date of this action while you pursue filing for judicial review or otherwise, you must request a stay of the action from the Director of Industry Operations (DIO), Bureau of Alcohol, Tobacco, Firearms and Explosives, at 2501 South State Business Highway 121, Suite 300A, Convergence Building, Lewisville, Texas 75067, prior to the effective date of the action set forth above. You may not continue licensed operations unless and until a stay is granted by the DIO.

Records prescribed under 27 CFR Part 478 for the license described above shall either be delivered to ATF within 30 days of the date the business is required to be discontinued or shall be documented to reflect delivery to a successor. See 18 U.S.C. 923(g)(4) and 27 CFR § 478.127.

After the effective date of a license denial of renewal, revocation, or suspension, you may not lawfully engage in the business of dealing in firearms. Any disposition of your firearms business inventory must comply with all applicable laws and regulations. Your local ATF office is able to assist you in understanding and implementing the options available to lawfully dispose of your firearms business inventory.

Date	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official	Signature
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I certify that, on the date below, I served the above notice on the person identified below by:

Certified mail to the address shown below.
Tracking Number: _____

Or

Delivering a copy of the notice to
the address shown below.

Date Notice Served	Title of Person Serving Notice	Signature of Person Serving Notice
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Print Name and Title of Person Served	Signature of Person Served
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Address Where Notice Served

Note: Previous Edition is Obsolete