

JOHNATHAN PATRICK DOWDY 's FCI
FCI-25867
09/17/2021 01:00 PM
IO: (b)(6) Roanoke II (IO) Field Office

LICENSEE INFORMATION

Applicant Name
JOHNATHAN PATRICK DOWDY
(Sole Proprietor)

RDS Key
1-54-15571

License/Permit Number
1-54-067-01-1D-15571

License Type
01 - Dealer License

Business Type
Sole Proprietorship

Premises Address

Premises Ownership Type
Leased/Rented

Premises Location Type
Store Front

Mailing Address

Address
300 WHITE OAK RD
Unit N/A
BOONES MILL, Virginia 24065
United States

Address
41 BOON ST
Unit N/A
BOONES MILL, Virginia 24065
FRANKLIN United States

Phone Type	Phone Number	Remarks
Business	+1 540-334-2000	
Mobile	(b)(6)	

Email Address	Email Remarks
(b)(6)	

RECOMMENDATIONS

Final Decision

Revocation

Date

09/06/2021

Details

Notice of Revocation was hand delivered to FFL on 8-13-2021. The FFL, Jonathan Dowdy, did not request a hearing during the following 15 days. The Final Notice of Revocation was hand delivered and signed for by the FFL on 8-31-2021, which provided him an additional 7 days to liquidate his remaining inventory. On 9-9-2021 the FFL signed a notice of discontinuance and surrendered his records to ATF. On 9-17-2021 those records were shipped to the ATF Out of Business Records Center (tracking receipt attached). A note was attached to the records explaining that this FFL has falsified both his A&D book and ATF Forms 4473, which could effect future traces received for this FFL (See attachment titled Dowdy Out of Business Records Letter). This FFL is now Revoked and Out of Business. Email sent to FFLC: (b)(6)

Out of Business Records and Inventory Management

Licensee Records

✔ Submitted to the Federal Licensing Center

Licensee Inventory

✔ Inventory transferred to self

Deputy Assistant Director Megan Bennett's Recommendation

Revocation

Details

I concur with the recommendation of revocation. The FFL falsified records and made false statements.

Special Agent in Charge Charlie Patterson's Recommendation

SAC Patterson concurs with the Lead IOI, Area Supervisor and DIO's recommendation of Revocation. Inspectors discovered multiple violations that directly impact the public and merit revocation, pursuant to ATF Order 5370.1D, Federal Firearms Administrative Action Policy and Procedures – specifically, falsifying records required under the GCA or making a false or fictitious written statement in the FFL's required records on multiple occasions (in total), in violation of 18 USC § 922 (m) and 27 CFR § 478.128(c).

Division Council Recommendation
Revocation (b)(6)

Details

Division Counsel concurs with the Lead IOI, Area Supervisor and DIO's recommendation of Revocation. Inspectors discovered multiple violations that directly impact the public and merit revocation, pursuant to ATF Order 5370.1D, Federal Firearms Administrative Action Policy and Procedures – specifically, falsifying records required under the GCA or making a false or fictitious written statement in the FFL's required records on multiple occasions [redacted] in total), in violation of 18 USC § 922(m) and 27 CFR § 478.128(c).

Furthermore, there is clear evidence to establish the violations were committed willfully. During his interview with on June 16, 2021 with ATF Special Agents, the licensee admitted that he knowingly and willfully entered false firearm information on the ATF Form 4473, as well as false disposition information on the A&D record, in an attempt to mislead investigators and conceal missing firearms. In addition to the licensee's confession, willfulness can be demonstrated through introduction of the statements from the alleged purchasers, who each stated they did not purchase the additional firearms listed on the ATF F 4473 that licensee added after finalizing their firearm transactions. The litigation risk associated with pursuing revocation is thus low.

Given the egregiousness of the violations and the evidence supporting the violations were committed willfully, revocation is warranted and appropriate.

Director of Industry Operations Michael Fronczak's Recommendation
Revocation

Details

DIO concurs with the Lead IOI and Area Supervisor's recommendation of Revocation. The inspection merited revocation after the licensee was cited for (3) violations that rise to the level of revocation, Pursuant to ATF Order 5370.1C, Federal Firearms Administrative Action Policy and Procedures:

(1) 27 CFR 478.121(c) & 18 U.S.C. 922(m): FFL omits or falsifies required information

On [redacted] occasions, licensee willfully and knowingly made a false entry in, failed to make appropriate entry in, or failed to properly maintain any record of importation, production shipment, receipt sale or other disposition as required by the GCA in violation of 18 U.S.C. § 922(m) and 27 CFR § 478.121(c).

(2) 27 CFR 478.128(c): False statement made by a licensee on any ATF record

On [redacted] occasions, licensee willfully and knowingly made a false statement or representation with respect to information required by the GCA, in violation of 18 U.S.C. §924(a)(1)(A) and 27 CFR §478.128(c).

(3) 18 U.S.C. 1001 was not an option to be cited in Spartan and therefore not cited on ROV, but included in this Monitored Case Summary

18 U.S.C. 1001: False statement made by anyone in a matter within the jurisdiction of the Government of the United States. On several occasions, licensee willfully and knowingly made false statements, utilized false writings, and presented fictitious documents to ATF Industry Operations Investigators, as well as ATF Special Agents, in an effort to conceal and cover up missing documentation of transfers of firearms. ATF Special Agents interviewed the licensee on June 16, 2021, where he admitted to the falsification and cover up. 18 U.S.C. 922(m): FFL omits or falsifies required information.

In addition, the licensee was cited for an additional 10 violations, which included 2 repeat violations:

27 CFR 478.126(a) - failure to report [redacted] multiple sales or other disposition of pistols and revolvers.

27 CFR 478.125(e) - Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms. The licensee failed to timely record the acquisition and or disposition of firearms in [redacted] instances. In addition, the licensee reported [redacted] firearms as missing on an ATF theft/loss report at the conclusion of the inspection.

The FFL doesn't appear willing or able to achieve and maintain voluntary compliance with the GCA, nor take responsibility for the violations cited during the inspection. In addition, the FFL poses a threat to public safety by lying to ATF Special Agents and IOI's, omitting to falsifying required information, failing to make appropriate entry in required records and unable to account for [redacted] firearms in the physical inventory.

Area Supervisor [redacted] Recommendation
Revocation

Details

AREA SUPERVISOR RECOMMENDATION OF REVOCATION---Area Supervisor concurs with IOI recommendation of Revocation for this FFL. During this Recall inspection, the licensee was cited for a total of 13 violations, with three (3) violations rising to the level of Revocation, pursuant to ATF Order 5370.1C, Federal Firearms Administrative Action Policy and Procedures:

(1) 18 U.S.C. 922(m): FFL omits or falsifies required information [redacted] instances)

(2) 27 CFR 478.121(c): Making false entry, omitting entry, or failing to properly [redacted] instances)

(3) 27 CFR 478.128(c): False statement made by a licensee on any ATF record [redacted] instances)

In addition to the above violations, on June 16, 2021, ATF Special Agents interviewed the licensee. During the interview, the licensee admitted to falsifying both the A&D record and ATF Forms 4473. The licensee stated he would have the buyer fill out their part on the ATF Form 4473, he would run a background check, then he would leave the remainder of the ATF Form 4473 blank. The licensee stated during the inspection, he knowingly and willfully, entered false firearm information on the ATF Form 4473, and false disposition information on the A&D record, in an attempt to show missing firearms were accounted for.

Two of the 13 violations during this inspection were repeat violations from the previous inspection:

4) 27 CFR 478.126(a): Failure to report multiple sales or other dispositions of pistols on [redacted] occasions

5) 27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms on [redacted] instances (missing [redacted] firearms upon completion).

The remaining violations are as follows:

6) 27 CFR 478.124(c)(1) [redacted] instances.

7) 27 CFR 478.21(a) [redacted] instances.

8) 27 CFR 478.124(c)(3)(i) [redacted] instances.

9) 27 CFR 478.124(c)(3)(iv) [redacted] instances.

10) 27 CFR 478.124(c)(1) [redacted] instance.

11) 27 CFR 478.124(c)(4) [redacted] instances.

12) 27 CFR 478.124(c)(5) [redacted] instances.

13) 27 CFR 478.102(a): One (1) instance.

The FFL has completed the unreported multiple sales reports and submitted a theft loss form [redacted] for the [redacted] missing firearms. Due to the false records/statements and failure to conduct a background check in one instance, the Area Supervisor believes that Revocation is warranted. Recommendation sent to DIO for his review and recommendation.

Details

IO **(b)(6) recommends Revocation**

The compliance inspection was conducted pursuant to a recommendation of warning letter and recall inspection resulting from the inspection conducted on or about 11/13/2018.

The licensee was cited for twelve (12) violations as a result of the inspection. Two (2) of the violations cited were repeat violations.

- 1) 27 CFR 478.126(a): Failure to report multiple sales or other dispositions of pistols and revolvers.
On **(b)(6)** instances, the licensee failed to report the multiple sale of pistols and revolvers.
- 2) 27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms.
On **(b)(3) (112 Public Law 55 125 Stat 552)** instances, the licensee failed to record the acquisition and/or disposition of firearms.

In addition, the licensee was cited for three (3) violations that, pursuant to ATF Order 5370.1C, Federal Firearms Administrative Action Policy and Procedures, rise to the level of a recommendation of revocation:

- (1) 18 U.S.C. 922(m): FFL omits or falsifies required information
On **(b)(3) (112 Public Law 55 125 Stat 552)** occasions, licensee willfully and knowingly made a false entry in, failed to make appropriate entry in, or failed to properly maintain any record of importation, production shipment, receipt sale or other disposition as required by the GCA in violation of 18 U.S.C. § 922(m) and 27 CFR § 478.121(c).
- (2) 27 CFR 478.121(c): Making false entry, omitting entry, or failing to properly maintain required recordkeeping
On **(b)(3) (112 Public Law 55 125 Stat 552)** occasions, licensee willfully and knowingly made a false entry in, failed to make appropriate entry in, failed to properly maintain any record of importation, production shipment, receipt sale or other disposition as required by the GCA in violation of 18 U.S.C. § 922(m) and 27 CFR § 478.121(c).
- (3) 27 CFR 478.128(c): False statement made by a licensee on any ATF record
On **(b)(3) (112 Public Law 55 125 Stat 552)** occasions, licensee willfully and knowingly made a false statement or representation with respect to information required by the GCA, in violation of 18 U.S.C. §924(a)(1)(A) and 27 CFR §478.128(c).

On June 16, 2021, ATF Special Agents interviewed the licensee. During the interview, the licensee admitted to falsifying both the A&D record and ATF Forms 4473. The licensee stated he would have the buyer fill out their part on the ATF Form 4473, he would run a background check, then he would leave the remainder of the ATF Form 4473 blank. The licensee stated during the inspection, he knowingly and willfully, entered false firearm information on the ATF Form 4473, and false disposition information on the A&D record, in an attempt to show missing firearms were accounted for.

The remaining violations consist of the following:

- 1) 27 CFR 478.124(c)(1) **(b)(3) (112 Public Law 55 125 Stat 552)** instances.
- 2) 27 CFR 478.21(a) **(b)(3) (112 Public Law 55 125 Stat 552)** instances.
- 3) 27 CFR 478.124(c)(3)(i) **(b)(3) (112 Public Law 55 125 Stat 552)** instances.
- 4) 27 CFR 478.124(c)(3)(iv) **(b)(3) (112 Public Law 55 125 Stat 552)** instances.
- 5) 27 CFR 478.124(c)(1) **(b)(3) (112 Public Law 55 125 Stat 552)** instance.
- 6) 27 CFR 478.124(c)(4) **(b)(3) (112 Public Law 55 125 Stat 552)** instances.
- 7) 27 CFR 478.124(c)(5) **(b)(3) (112 Public Law 55 125 Stat 552)** instances.
- 8) 27 CFR 478.102(a): One (1) instance.

Inspection Findings

Records and Forms

- 2. Failure to timely and/or correctly maintain records of sales or other dispositions on 5 percent or more of the licensee's total dispositions during the inspection period, with a minimum of **(b)(6)** 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 on **(b)(6)** percent or more of the Forms 4473 examined.
- 4. Failure to record valid and complete transferee identification (ID) on **(b)(6)** percent or more of the Forms 4473 examined.
- 5. Failure to record any transferee identification (ID) on **(b)(6)** percent or more of the Forms 4473 examined.
- 11. Failure to retain required GCA records for transferred firearms for period of time specified by regulation.

12. Failure to account for acquired firearms which records indicate were in inventory within the previous 5 years after reconciliation for which disposition could not be accounted for in required GCA records (e.g. acquisition and disposition record, F 4473) and is a repeat violation of increased frequency.

13. Falsify records required under the GCA or making a false or fictitious written statement in the FFL's required records or in applying for a firearms license.

Firearms

1. Missing firearms after inventory reconciliation (e.g., no records of disposition, required or otherwise).

NICS

4. Failure to conduct a NICS check or obtain an alternate permit (Exception: Select findings 1, 2, and 3 above for consignment sales, transfers to law enforcement officers for personal use, and FFL responsible persons if the transferee is NOT prohibited).

Failure to Report

1. Failure to file Reports of Multiple Sale or Other Disposition of Pistols and Revolvers (F 3310.4) or Reports of Multiple Sales or Dispositions of Certain Rifles (F 3310.12) (Southwest Border states only) when legally required and with a minimum of 1 instances.

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?
Leased/Rented	Store Front	Yes

Address
41 BOON ST
Unit N/A
BOONES MILL, Virginia 24065
FRANKLIN United States

Additional Findings
IOI (b)(6) determined the property is owned by Heatherwood Properties/GFW Construction.

Attachment(s):
Property Ownership.pdf

Trade Name/DBA Verification

Trade Name/DBA	Is the trade name/DBA registered?
JOHN'S SHOOTING GALLERY	Yes

Additional Findings
IOI (b)(6) determined the trade name was registered on 1/27/2015.

Attachment(s):
Trade Name Verification.pdf

Rental/Lease Verification

Is the proposed business activity permitted by the property owner?
Yes

Contact Information

Name	Date Contacted
(b)(6)	01/25/2021

Organization
GFW Construction

Job Title
Owner

Phone Type	Phone Number	Remarks
Business	+1 540-334-5777	

Attachment(s):

Zoning Information Verification

Is the proposed business activity in compliance with zoning?

Yes

Additional Findings

IO# (b)(6) contacted (b)(6) by email (b)(6) stated the Town of Boones Mill does not have any zoning regulations.

Contact Information

Name

(b)(6)

Date Contacted

01/26/2021

Organization

Town of Boones Mill

Job Title

Town Manager

Email Address	Email Remarks
(b)(6)	

Attachment(s):

APPOINTMENT DETAILS

Interview Date

02/03/2021

Address

41 BOON ST, Unit N/A, BOONES MILL, Virginia 24065

Responsible Attendee(s)

JOHNATHAN PATRICK DOWDY

Non-Responsible Person(s)

No Items

RESPONSIBLE PERSON(S)

JOHNATHAN PATRICK DOWDY

Name	Gender	Race	Ethnicity
JOHNATHAN PATRICK DOWDY	Male	White	Not Hispanic or Not Latino
Date of Birth	SSN	Job Title	
(b)(6)	(b)(6)	OWNER	

Physical Identifiers

Height	Weight	Hair Color	Eye Color

Place of Birth

Country	State	City
United States Of America	(b)(6)	(b)(6)

Home Address

(b)(6)

Additional Names

Citizenship

United States

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

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

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted
01/26/2021

Criminal History Check Comments
IO{(b)(6)} queried JWIN. No record found.

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?
The licensee operates a retail sales business consisting of new and used handguns and long guns. The licensee offers firearms for sale at the store-front location, as well as on gunbroker.com. The licensee offers gunsmith services.

Do they need an additional license or permit?
No

Who are their primary suppliers?
(b)(4)

Business Activities

Retail
Gunsmith

Selected Operational Security Measures

Controlled Access to ATF Recordkeeping
Controlled Access to Keys
Suspicious persons/activities reporting protocols

SUPPLEMENTAL QUESTIONNAIRE

General Business Operations

If there is a security system, who has access to the security codes?
Johnathan Dowdy, Sole Proprietor and RP
(b)(6)

Who has keys to the premises?
Johnathan Dowdy, Sole Proprietor and RP
(b)(6)

Who has keys to locked inventory?
Johnathan Dowdy, Sole Proprietor and RP
(b)(6)

Who is operating the business on a day-to-day basis?
Johnathan Dowdy, Sole Proprietor and RP
(b)(6)

Is financial backing provided by anyone that is not a responsible person on the license/permit?
No

Are any employees known to be prohibited?
No

Are any employees associated with a previously denied/revoked/surrendered license/permit?
No

PREMISES INFORMATION

Inspection Area Description
The business premises is a store-front location in Boonesmill, VA. The business premises consists of a sales floor, office room, and additional room for storage. Firearms are secured after business hours in a back room. During business hours they are displayed shelves/racks on the sales floor.

Primary Activity
Retail

GPS Coordinates

Latitude
37.11480
Longitude
-079.95480

Selected Physical Security Measures

Alarm Monitoring (with Cellular Back-Up)
Bars on Windows
Deadbolts
Floodlights
Local Audible Alarm
Motion Sensors
Security Cameras
Safe(s)/Vault(s)

ONSITE SUMMARY

Total # of ATF F 4473 Reviewed
(b)(4)

Total # of Open Dispositions in A & D Record
(b)(4)

Total # of Firearms in Inventory
51

Total # of Firearms Missing after Reconciliation
(b)(4)

Total # of Acquisitions in the Last 12 Months
(b)(4)

Total # of Dispositions in the Last 12 Months

(b)(4)

Additional Comments

The licensee completed a Theft/Loss report for the missing firearms on 6/16/202.

Attachment(s)

Report of Violations.pdf

Report of Violations.pdf

Licensee Response to Violations Report.pdf

Licensee Response to Violations Report.pdf

Firearm Theft Loss List.pdf

REPORT OF VIOLATIONS

Regulation	Corrective Actions	Instance Details
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>ATF Forms 4473 Number of Instances: 1</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>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>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<p>18 U.S.C. 922(m): FFL omits or falsifies required information</p> <p>Number of Instances: 1</p>	<p>Cease and desist engaging in activities not authorized by current license type.</p> <p>Cease and desist from engaging in deceptive practices.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>

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

27 CFR 478.121(c): Making false entry, omitting entry, or failing to properly maintain required recordkeeping

Number of Instances:

Cease and desist from engaging in deceptive practices.

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

		<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p>	<p>Accurately, completely & timely record all required future firearm acquisition information. Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552)</p>

Number of Instances:

record all required firearm acquisition information.

Amend/Update A&D Record to accurately record all required firearm disposition information.

Resume proper maintenance of required acquisition and disposition record.

Create A&D Record from all available sources of record (i.e. invoices, work/claim tags, receipts, etc).

Complete and submit ATF Form 3310.11 - Firearms Inventory Theft/Loss Report.

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

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

		<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<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.</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>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>ATF Forms 4473 <input type="text"/> Number of Instances: <input type="text"/></p>	<p>Complete all forms as prescribed.</p> <p>Correct/Update photocopies of all specified ATF Form 4473 discrepancies, in accordance with form headings and instructions.</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>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p><input type="text"/> (b)(6) <input type="text"/></p> <p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>

5

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

(b)(6)

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

(b)(6)

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

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

(b)(6)

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

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

(b)(6)

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

		(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
<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="checkbox"/> Number of Instances <input type="checkbox"/></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>	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
<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="checkbox"/> Number of Instances <input type="checkbox"/></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>	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
<p>27 CFR 124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473 <input type="checkbox"/> Number of Instances <input type="checkbox"/></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)
<p>27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473</p> <p>ATF Forms 4473 <input type="checkbox"/> Number of Instances <input type="checkbox"/></p>	<p>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.</p>	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
<p>27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473</p>	<p>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,</p>	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

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

27 CFR 478.128(c): False statement made by a licensee on any ATF record

Number of Instances:

Cease and desist from engaging in deceptive practices.

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

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

13 27 CFR 478.102(a): Failure to complete a NICS/POC background check ATF Forms 4473: 1 Number of Instances: 1	Execute a required NICS/POC background check for all future over-the-counter firearm transactions. Retrieve and accurately record (on an ATF Form 4473) a required final NICS/POC background check response prior to all future over-the-counter firearm transactions.	NICS Violation: (b)(6)
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THEFT/LOSS REPORT

Acquisition Date	Type	Manufacturer	Importer	Model	Caliber/Gauge	Serial Number
<p>(b)(3) (112 Public Law 55 125 Stat 552)</p>						

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

LICENSEE RESPONSE REPORT

Regulation	Corrective Actions	Licensee Response	Status Details
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>ATF Forms 4473: <input type="text"/> Number of Instances: <input type="text"/></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>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>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p> <p>Reports of Multiple Sale were completed upon notification</p>	<p>Status Correction Verified</p> <p>Verified Method In Person</p> <p>Date Correction Verified 07/09/2021</p>
<p>18 U.S.C. 922(m): FFL omits or falsifies required information</p> <p>Number of Instances: <input type="text"/></p>	<p>Cease and desist engaging in activities not authorized by current license type.</p> <p>Cease and desist from engaging in deceptive practices.</p>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete. Dowdy stated, during the inspection when firearms were missing, he added firearms to existing ATF Forms 4473, in an effort to conceal the lack of documentation.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
<p>27 CFR 478.121(c): Making false entry, omitting entry, or failing to properly maintain required recordkeeping</p> <p>Number of Instances: <input type="text"/></p>	<p>Cease and desist from engaging in deceptive practices.</p>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete. Dowdy stated, during the inspection when firearms were missing, he added firearms to existing ATF Forms 4473, in an effort to conceal the lack of documentation.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
<p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p> <p>Number of Instances: <input type="text"/></p>	<p>Accurately, completely & timely record all required future firearm acquisition information.</p> <p>Accurately, completely & timely record all required future firearm disposition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm acquisition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm disposition information.</p> <p>Resume proper maintenance of required acquisition and disposition record.</p> <p>Create A&D Record from all available sources of record (i.e. invoices, work/claim tags, receipts, etc).</p> <p>Complete and submit ATF Form 3310.11 - Firearms Inventory Theft/Loss Report.</p>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete. Dowdy stated, during the inspection when firearms were missing, he added firearms to existing ATF Forms 4473, in an effort to conceal the lack of documentation.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
<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.</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>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
<p>27 CFR 478.21(a): Failure to</p>		<p>During the inspection, IOIs found</p>	<p>Status</p>

6	<p>complete forms as prescribed</p> <p>ATF Forms 4473 <input type="checkbox"/> Number of Instances: <input type="checkbox"/></p>	<p>Complete all forms as prescribed.</p> <p>Correct/Update photocopies of all specified ATF Form 4473 discrepancies, in accordance with form headings and instructions.</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>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
7	<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="checkbox"/> Number of Instances: <input type="checkbox"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p> <p>Ensure that all required transferee/buyer identification information is obtained, validated and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
8	<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="checkbox"/> Number of Instances: <input type="checkbox"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p> <p>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>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
9	<p>27 CFR 124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473 <input type="checkbox"/> Number of Instances: <input type="checkbox"/></p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
10	<p>27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473</p> <p>ATF Forms 4473 <input type="checkbox"/> Number of Instances: <input type="checkbox"/></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>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
11	<p>27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473</p> <p>ATF Forms 4473 <input type="checkbox"/> Number of Instances: <input type="checkbox"/></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>During the inspection, IOIs found numerous instances of violations, both regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 07/09/2021</p>
	<p>27 CFR 478.128(c): False statement made by a licensee on any ATF</p>	<p>Cease and desist from engaging in deceptive practices.</p>	<p>During the inspection, IOIs found numerous instances of violations, both</p>	<p>Status Licensee Notified</p>

12	record Number of Instances: <input type="text"/>	regulatory and criminal. ATF Special Agents interviewed Mr. Dowdy. Dowdy stated that on many occasions, dating back for 2 years, he would often have the buyer complete section A of the ATF Form 4473, he would run a background check, then transfer the firearm and paperwork would sit incomplete. Dowdy stated, during the inspection when firearms were missing, he added firearms to existing ATF Forms 4473, in an effort to conceal the lack of documentation.	Verified Method In Person Date Licensee Notified 07/09/2021
13	27 CFR 478.102(a): Failure to complete a NICS/POC background check ATF Forms 4473: 1 Number of Instances: 1	Execute a required NICS/POC background check for all future over-the-counter firearm transactions. Retrieve and accurately record (on an ATF Form 4473) a required final NICS/POC background check response prior to all future over-the-counter firearm transactions.	Status Licensee Notified Verified Method In Person Date Licensee Notified 07/09/2021

CLOSING CONFERENCE

(7/9/2021)
07/09/2021
Attachment(s)

Attendee(s)

JOHNATHAN PATRICK DOWDY

EXHIBITS

Inspection

Category	Attachment Name
Correspondence	Spartan Notification RE: 1-54-15571 Inspection Results
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
Correspondence	DIO Michael Fronczak Returned Inspection FCI-25867
Correspondence	
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
Correspondence	Spartan Notification RE: 1-54-15571 Monitored Case
OnSiteSummaryInformation	Theft Loss Report.pdf
ReturnedSignedROV	Signed ROV Amendment.pdf
ReturnedSignedROV	ROV Amendment 1.jpg
ReturnedSignedROV	Signed ROV Amendment.jpg
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.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
FirearmTheftLossList	Firearm Theft Loss List.pdf
TradeNameVerification	Trade Name Verification.pdf
PropertyOwnershipVerification	Property Ownership.pdf

Category

Correspondence

Attachment Name

Industry Operations Report of Suspicious Activity(SAR-844)

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

In the matter of License Number 1-54-067-01-ID-15571, as a/an

Dealer in Firearms Other than Destructive Devices _____ issued to:

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

Jonathan Patrick Dowdy
dba - John's Shooting Gallery
41 Boon Street
Boones Mill, VA 24065

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 michael.fronczak (b)(6), 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
08/09/2021	Michael F. Fronczak - Director of Industry Operations	MICHAEL FRONCZAK <small>Digitally signed by MICHAEL FRONCZAK Date: 2021.08.09 15:26:17 -0400</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: _____

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
8/13/2021	Industry Operations Investigator	(b)(6)
Print Name and Title of Person Served		(b)(6)
Jonathan Patrick Dowdy - Owner		
Address Where Notice Served		
41 Boon Street, Boones Mill, VA 24065		

Johnathan Patrick Dowdy
John's Shooting Gallery
41 Boon St.
Boones Mill, VA 24065

1-54-067-01-1D-15571

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73(a), the Attorney General may, after notice and opportunity for hearing, revoke a license issued under 18 U.S.C. § 923 if the holder of the license has willfully violated any provision of the Gun Control Act (GCA) or regulations issued under the authority of the GCA. The license as a dealer in firearms other than destructive devices under Title 18, United States Code, Chapter 44, Firearms, held by Johnathan Patrick Dowdy d/b/a John's Shooting Gallery is subject to revocation. This Notice explains the basis for the revocation.

Legal Authorization for Revocation

18 U.S.C. § 923(e) provides in applicable part:

The Attorney General may, after notice and opportunity for hearing, revoke any license issued under this section if the holder of such license has willfully violated any provision of this chapter or any rule or regulation prescribed by the Attorney General under this chapter...

Compliance History

ATF issued a Federal firearms license (FFL) to the licensee on March 12, 2015, following a qualification inspection.

In November 2018, the licensee was subject to its first compliance inspection by ATF Industry Operations Investigators. At the conclusion of the inspection, the licensee was cited for:

- a) Violation of 27 C.F.R. § 478.126a for failing, on [redacted] occasion to timely and accurately report the sale of two (2) or more pistols and/or revolvers to an unlicensed person on the same day or within five (5) consecutive business days.
- b) Violation of 27 C.F.R. § 478.129(b) for failure to retain ATF Form 4473 on [redacted] occasion.
- c) Violations of 27 C.F.R. § 478.125(e) for failing, on [redacted (b)(3) (112 Pub. L. 55 125 Stat 552) - per ATF] occasions, to completely, accurately, and timely record information into the Acquisition and Disposition record.

On November 28, 2018, Mr. Dowdy was provided with a copy of the Report of Violations (ROV) detailing the problems ATF found during the inspection. Mr. Dowdy signed the ROV, acknowledging that he had received it and that the ATF investigator had discussed the violations with him.

The ATF investigator then reviewed federal firearms regulations and recordkeeping requirements with Mr. Dowdy and provided him with an opportunity to ask questions. Mr. Dowdy stated he understood the regulations and signed the Acknowledgment of Federal Firearms Regulations. The ATF investigator provided a copy of the signed Acknowledgment to Mr. Dowdy. The licensee received a warning letter on or about January 3, 2019, which detailed the violations discovered during the inspection. The letter also reminded the licensee that future violations may be considered willful and could result in the revocation of its federal firearms license.

Current Inspection

On February 3, 2021, ATF Industry Operations Investigator (b)(6) conducted a compliance inspection of the licensee's premises that covered the period February 3, 2020 through February 3, 2021. This compliance inspection was initiated pursuant to a recommendation of a warning letter and recall inspection resulting from the compliance inspection conducted in November 2018. The inspection revealed the following willful violations of the GCA and its regulations.

Legal and Factual Ground for Revocation and Fine

1. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. §§ 478.121(c) and 478.128(c), on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions by knowingly making a false entry and/or representation on ATF Form 4473 and/or the Acquisition and Disposition record relating to firearms missing from your inventory in an effort to conceal the lack of required documentation for the missing firearms. See Appendix A, ¶ 1.
2. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.21(a), involving approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) ATF Forms 4473) by failing to obtain/execute ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form (such as questions 6, 10.a, 15, 16, 18.a, 21.a, 23, 24, 29, 34, and 36). See Appendix A, ¶ 2.
3. You violated 18 U.S.C. § 922(t)(1)(A) and 27 C.F.R. § 478.102(a)(1) by failing to conduct a NICS background check on a purchaser of a firearm. Instead, you falsely recorded a Virginia State Police approval number (b)(6) on the ATF Form 4473, which approval number was unrelated to the purchaser and/or the firearm transaction. See Appendix A, ¶ 3.
4. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(1), on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) ATF Forms 4473) by failing to record certain identifying and residence information required by ATF Form 4473. See Appendix A, ¶ 4.
5. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(1), on (b)(3) (112 Public Law 55 125 Stat 552) occasion (on (b)(3) (112 Public Law 55 125 Stat 552) ATF Form 4473) by failing to have a transferee/buyer complete Section C of ATF Form 4473 as required when the transfer of the firearm takes

place on a different day from the date that the transferee/buyer signed Section A. *See* Appendix A, ¶ 5.

6. You violated 18 U.S.C. §§ 922(m), 922(t)(1)(C), and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(3)(i) on [REDACTED] ATF Forms 4473 by failing to provide a complete response to question 18.a/26.b, which requires that the licensee verify and properly record the identity of the transferee by examining a valid government-issued identification document (as defined in 27 C.F.R. § 478.11). *See* Appendix A, ¶ 6.
7. You violated 18 U.S.C. §§ 922(m), 922(t)(4), and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(3)(iv) on approximately [REDACTED] occasions (on [REDACTED] ATF Form 4473) for failing to record background check information on ATF Form 4473 prior to the transfer of a firearm. *See* Appendix A, ¶ 7.
8. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(4), on approximately [REDACTED] occasions (on [REDACTED] ATF Form 4473) by failing to record certain information about the firearm to be transferred (questions 24, 25, 26, 27, and 28) on the ATF Form 4473 prior to transfer of the firearm. *See* Appendix A, ¶ 8.
9. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(5), on approximately [REDACTED] occasions (on [REDACTED] ATF Forms 4473) by failing to properly sign and/or record the correct date of transfer of a firearm on ATF Form 4473 certifying that the licensee does not know or have reason to believe the transferee is disqualified by law from receiving the firearm described on the form. *See* Appendix A, ¶ 9.
10. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.125(e), on approximately [REDACTED] occasions by failing to completely, accurately, and/or timely record information into the Acquisition and Disposition record. This is a repeat violation. The licensee was previously cited for other violations of 27 C.F.R. § 478.125(e) during the 2018 compliance inspection. *See* Appendix A, ¶ 10.
11. You violated 18 U.S.C. § 923(g)(3) and 27 C.F.R. § 478.126a, on approximately [REDACTED] occasions by failing to timely and accurately report the sale of two (2) or more pistols and/or revolvers to an unlicensed person on the same day or within five (5) consecutive business days. This is a repeat violation. The licensee was previously cited for another violation of 27 C.F.R. § 478.126a during the 2018 compliance inspection. *See* Appendix A, ¶ 11.

Appendix A

Paragraph 1:

Falsified ATF Form 4473 Transactions

Description of Firearm	Disposition/Transferee
(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	

Falsified Acquisition and Disposition Entries

Description of Firearm	Falsified Disposition/Transferee
(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	

Paragraph 2:

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

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

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

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

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

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

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

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

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

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

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

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

Paragraph 3:

Transferee Date Firearm(s)

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

Paragraph 4:

Transferee Date Discrepancy

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

Paragraph 5:

Transferee Date Discrepancy

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

Paragraph 6:

Transferee Date Discrepancy

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

Paragraph 7:

Transferee Date Discrepancy

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

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

Paragraph 8:

Transferee	Date	Discrepancy
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)		
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Paragraph 9:

Transferee Date Discrepancy

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

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

Paragraph 10:

Firearm Description	Disposition Discrepancy
<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>	

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

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

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

Paragraph 11:

Transferee	Date(s)	Firearms
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)		
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**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 8-54-067-01-1D-15571 as a/an
Dealer in Firearms Other than Destructive Devices, issued to:

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

Jonathan Patrick Dowdy
dba - John's Shooting Gallery
41 Boon Street
Boones Mill, VA 24065

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 9/6/21
 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 _____

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 08/30/2021	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official Michael F. Fronczak - Director, Industry Operations	Signature MICHAEL FRONCZAK <small>Digital Signature by MICHAEL FRONCZAK Date: 2021.08.30 14:20:41 -0400</small>
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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 08/31/2021	Title of Person Serving Notice Industry Operations Investigator	Signature of Person Serving Notice
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Print Name and Title of Person Served Jonathan Patrick Dowdy - Owner	Signature of Person Served
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Address Where Notice Served 41 Boon Street, Boones Mill, VA 24065

Note: Previous Edition is Obsolete

Jonathan Patrick Dowdy
John's Shooting Gallery
41 Boon St.
Boones Mill, VA 24065

1-54-067-01-1D-15571

Findings of Fact and Conclusions of Law

Background and Procedural History

On or about August 9, 2021, the Director of Industry Operations, Washington Field Division, Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") issued a Notice of Revocation of License and/or Civil Fine, ATF Form 4500, ("the Notice") to Jonathan Patrick Dowdy d/b/a John's Shooting Gallery. The Notice was served on Jonathan Patrick Dowdy d/b/a John's Shooting Gallery by Industry Operations Investigator (b)(6) via personal delivery in accordance with 27 C.F.R. § 478.75 on August 13, 2021.

The Notice informed Jonathan Patrick Dowdy d/b/a John's Shooting Gallery that ATF intended to revoke its Federal license as a dealer in firearms because the licensee willfully violated the Gun Control Act (GCA) and its implementing regulations. The Notice also advised Jonathan Patrick Dowdy d/b/a John's Shooting Gallery that it could file a request for a hearing to review the revocation of its license within 15 days after receipt of the Notice.

Jonathan Patrick Dowdy d/b/a John's Shooting Gallery failed to make a timely request for a hearing within 15 days after receipt of the Notice. Accordingly, I am issuing this Final Notice of Revocation with Findings and Conclusions as prescribed by 27 C.F.R. § 478.73(b).

Findings and Conclusions

In the absence of any evidence to the contrary, I find that the violations alleged in the Notice took place as stated therein. Specifically, I find as follows:

Compliance History

ATF issued a Federal firearms license (FFL) to the licensee on March 12, 2015, following a qualification inspection.

In November 2018, the licensee was subject to its first compliance inspection by ATF Industry Operations Investigators. At the conclusion of the inspection, the licensee was cited for:

- a) Violation of 27 C.F.R. § 478.126a for failing, on [REDACTED] occasion to timely and accurately report the sale of two (2) or more pistols and/or revolvers to an unlicensed person on the same day or within five (5) consecutive business days.
- b) Violation of 27 C.F.R. § 478.129(b) for failure to retain ATF Form 4473 on [REDACTED] occasion.
- c) Violations of 27 C.F.R. § 478.125(e) for failing, on [REDACTED] (b)(3) (112 Public Law 55 125 Stat 552) occasions, to completely, accurately, and timely record information into the Acquisition and Disposition record.

On November 28, 2018, Mr. Dowdy was provided with a copy of the Report of Violations (ROV) detailing the problems ATF found during the inspection. Mr. Dowdy signed the ROV, acknowledging that he had received it and that the ATF investigator had discussed the violations with him.

The ATF investigator then reviewed federal firearms regulations and recordkeeping requirements with Mr. Dowdy and provided him with an opportunity to ask questions. Mr. Dowdy stated he understood the regulations and signed the Acknowledgment of Federal Firearms Regulations. The ATF investigator provided a copy of the signed Acknowledgment to Mr. Dowdy.

The licensee received a warning letter on or about January 3, 2019, which detailed the violations discovered during the inspection. The letter also reminded the licensee that future violations may be considered willful and could result in the revocation of its federal firearms license.

Current Inspection

On February 3, 2021, ATF Industry Operations Investigator [REDACTED] (b)(6) conducted a compliance inspection of the licensee's premises that covered the period February 3, 2020 through February 3, 2021. This compliance inspection was initiated pursuant to a recommendation of a warning letter and recall inspection resulting from the compliance inspection conducted in November 2018. The inspection revealed the following willful violations of the GCA and its regulations:

Legal and Factual Ground for Revocation

1. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. §§ 478.121(c) and 478.128(c), on approximately [REDACTED] (b)(3) (112 Public Law 55 125 Stat 552) occasions by knowingly making a false entry and/or representation on ATF Form 4473 and/or the Acquisition and Disposition

record relating to firearms missing from your inventory in an effort to conceal the lack of required documentation for the missing firearms. *See* Appendix A, ¶ 1.

2. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.21(a), involving approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) (b)(3) (112 Public Law 55 125 Stat 552) ATF Forms 4473) by failing to obtain/execute ATF Form 4473 as indicated by the headings on the form and the instructions on or pertaining to the form (such as questions 6, 10.a, 15, 16, 18.a, 21.a, 23, 24, 29, 34, and 36). *See* Appendix A, ¶ 2.
3. You violated 18 U.S.C. § 922(t)(1)(A) and 27 C.F.R. § 478.102(a)(1) by failing to conduct a NICS background check on a purchaser of a firearm. Instead, you falsely recorded a Virginia State Police approval number (b)(3) (112 Public Law 55 125 Stat 552) in the ATF Form 4473, which approval number was unrelated to the purchaser and/or the firearm transaction. *See* Appendix A, ¶ 3.
4. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(1), on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) ATF Forms 4473) by failing to record certain identifying and residence information required by ATF Form 4473. *See* Appendix A, ¶ 4.
5. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(1), on (b)(3) (112 Public Law 55 125 Stat 552) occasion (b)(3) (112 Public Law 55 125 Stat 552) ATF Form 4473) by failing to have a transferee/buyer complete Section C of ATF Form 4473 as required when the transfer of the firearm takes place on a different day from the date that the transferee/buyer signed Section A. *See* Appendix A, ¶ 5.
6. You violated 18 U.S.C. §§ 922(m), 922(t)(1)(C), and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(3)(i) on (b)(3) (112 Public Law 55 125 Stat 552) ATF Forms 4473 by failing to provide a complete response to question 18.a/26.b, which requires that the licensee verify and properly record the identity of the transferee by examining a valid government-issued identification document (as defined in 27 C.F.R. § 478.11). *See* Appendix A, ¶ 6.
7. You violated 18 U.S.C. §§ 922(m), 922(t)(4), and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(3)(iv) on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) ATF Form 4473) for failing to record background check information on ATF Form 4473 prior to the transfer of a firearm. *See* Appendix A, ¶ 7.
8. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(4), on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) ATF Form 4473) by failing to record certain information about the firearm to be transferred (questions 24, 25, 26, 27, and 28) on the ATF Form 4473 prior to transfer of the firearm. *See* Appendix A, ¶ 8.
9. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.124(c)(5), on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions (b)(3) (112 Public Law 55 125 Stat 552) (b)(3) (112 Public Law 55 125 Stat 552) ATF Forms 4473) by failing to properly sign and/or record the correct date of

transfer of a firearm on ATF Form 4473 certifying that the licensee does not know or have reason to believe the transferee is disqualified by law from receiving the firearm described on the form. *See* Appendix A, ¶ 9.

10. You violated 18 U.S.C. §§ 922(m) and 923(g)(1)(A), and 27 C.F.R. § 478.125(e), on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions by failing to completely, accurately, and/or timely record information into the Acquisition and Disposition record. This is a repeat violation. The licensee was previously cited for other violations of 27 C.F.R. § 478.125(e) during the 2018 compliance inspection. *See* Appendix A, ¶ 10.

11. You violated 18 U.S.C. § 923(g)(3) and 27 C.F.R. § 478.126a, on approximately (b)(3) (112 Public Law 55 125 Stat 552) occasions by failing to timely and accurately report the sale of two (2) or more pistols and/or revolvers to an unlicensed person on the same day or within five (5) consecutive business days. This is a repeat violation. The licensee was previously cited for another violation of 27 C.F.R. § 478.126a during the 2018 compliance inspection. *See* Appendix A, ¶ 11.

Revocation

Accordingly, the Federal firearms license held by Jonathan Patrick Dowdy d/b/a John's Shooting Gallery, shall be revoked at close of business on the date stated on the first page of this Final Notice of Revocation.

8/30/21

Date

Michael F. Fronczak
Director, Industry Operations
Washington Field Division



DEPARTMENT OF JUSTICE

Bureau of Alcohol, Tobacco,
Firearms and Explosives

Martinsburg, West Virginia 25405

NOTICE OF DISCONTINUANCE OF BUSINESS

Please consider the below listed License to be discontinued. I am no longer engaged in the type of activity which required the License. This discontinuance notice is submitted voluntarily.

Licensee Information

Owner/Corporation: Jonathan Patrick Dowdy
Trade Name: John's Shooting Gallery
Mailing Address: _____

License #: 1-54-15571

Original License:
Attached
Not Available (Explain)

Required Records:
Submitted to: Bureau of ATF
Out of Business Records Center
244 Needy Road
Martinsburg, WV 25405
Date Submitted: 9-17-2021 (sent FedEx)

✓ Submitted to ATF Office: Roanoke II Field Office
Name of Agent: IOI (b)(6)
Date Submitted: September 09, 2021

No business activity; No records

Records not available (Explain)

Records transferred to successor entity:
Name: _____
Address: _____
Succession Date: _____

Inventory:
Transferred to another Licensee
Name: _____
License #: _____
✓ Inventory transferred to self
Inventory sold to non-licensee
No inventory on hand

(b)(6)

owner
Title

9/9/2021
Date