

MONEY TREEZ LLC's FCI
FCI-30966
11/02/2022 01:29 PM
IOI: (b)(6), Kansas City VI (IO) Field Office

GENERAL INFORMATION

IOI Hours Spent on Inspection
54.0
Due Date
3/31/22 8:00 PM

LICENSEE INFORMATION

Licensee Name: MONEY TREEZ LLC
RDS Key: 5-43-12571
License/Permit Number: 5-43-037-02-4D-12571
License Type: 02 - Pawnbroker License

Business Type
Limited Liability Company (LLC)

Premises Ownership Type: Leased/Rented
Premises Address: 1502 A N 7 HIGHWAY, Unit N/A, PLEASANT HILL, Missouri 64080

Premises Location Type Required
Store Front

Address
1502 A N 7 HIGHWAY
Unit N/A
PLEASANT HILL, Missouri 64080
CASS
United States

Address
1502 A N 7 HIGHWAY
Unit N/A
PLEASANT HILL, Missouri 64080
CASS
United States

Phone Type	Phone Number	Remarks
Business	+1 816-540-8900	
Fax	+1 816-540-8900	
Business	+1 770-715-4333	

RECOMMENDATIONS

Final Decision Date
Revocation 10/26/2022

Details

FCI-30966

Lead IOI: (b)(6)

Inspection Date: 1/28/2022

Summary: A compliance inspection was conducted for the above referenced licensee. Inspection initially resulted in a Warning Letter. However, the inspection was re-opened as part of the Comprehensive Strategy to Respond to Gun Violence. Violations cited met the standard of Revocation.

- Licensee did not request hearing. Agreed to settlement to liquidate inventory.
- Settlement expired 10/15/2022.
- Approval to close received 10/26/2022.
- NTC confirmed receipt of OOB records.
- Inspection removed from MCP status on 11/2/2022.

Recommendation: Revoked/Renewal Denied

Email to: (b)(6) forwarded to: (b)(6)

Out of Business Records and Inventory Management

Licensee Records

Licensee Inventory

✓ Submitted to the Federal Licensing Center

✓ No inventory on hand

Details

Briefed to DAD(IO) on June 9, 2022. Proceed with Revocation.

Special Agent in Charge Frederic Winston's Recommendation

Based upon the violations cited and DOJ's strategy, I concur.

Division Counsel (b)(6)'s Review

Details

Counsel reviewed and there appears sufficient evidence to proceed with revocation as recommended. From discussing with the DIO, he would prefer to cite the 102 as well as the repeat violations other than the 21(a) - which appears appropriate.

Industry Operations Investigator (b)(6) Recommendation
Revocation

Details

Per the Department of Justice's 2021 Comprehensive Strategy to Prevent and Respond to Gun Crime and Ensure Public Safety, the inspection meets the standard for revocation based upon failure to wait 3 business days (with no NICS/POC response) to transfer a firearm (3 instances) (27 CFR 478.102(a)(2)(ii)).

Other violations include:

27 CFR 478.126a – REPEAT VIOLATION – Failure to report multiple sales or other dispositions of pistols and revolvers (1 instance)

27 CFR 478.125(e) – REPEAT VIOLATION – Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms (3 instances)

27 CFR 478.21(a) – REPEAT VIOLATION – Failure to complete forms as prescribed (3 instances)

27 CFR 478.124(c)(3)(iv) – REPEAT VIOLATION – Failure to record NICS contact information on (1) ATF F 4473

Area Supervisor (b)(6) Recommendation
Revocation

Details

FCI-30966
Lead IO (b)(6)
Inspection Date: January 28, 2022

Summary: A compliance inspection was conducted for the above referenced licensee. All violations were corrected and/or preventative action was discussed with the licensee prior to closing. No further field action required.

Recommendation: Revocation

Per the President's Comprehensive Strategy to Prevent and Respond to Gun Crime and Ensure Public Safety, the inspection meets the standards for revocation for failing to wait three business days to transfer a firearm after receiving a NICS delayed response on three occasions. The licensee was also cited for missing firearms which meets the standard for a warning level. All other violations do not rise to the level of administrative action.

Email to (b)(6) forwarded to (b)(6)
Industry Operations Investigator (b)(6) Recommendation
Revocation

Details

On 01/28/22, IOs (b)(6) and (b)(6), with IO trainees (b)(6) and (b)(6) conducted an unannounced compliance inspection of Money Treez, LLC's Type 02 FFL. Dan Bucher (Boo-er), member of the LLC, made an appearance the initial dated of inspection and made himself available throughout the inspection process. Bucher is in the process of opening another restaurant in Southern MO in a Lake area; therefore, he was in route to work at the new restaurant in Southern MO. (b)(6), manager of "The Creamery" restaurant and the aforementioned FFL. Note: IO (b)(6) directed Bucher to add (b)(6) as an RP, as he is making business decisions on behalf of the FFL. Bucher and (b)(6) were amenable to going through the process to add (b)(6) as a RP on the FFL. IO (b)(6) provided information and direction regarding submission of required documents to Bucher and (b)(6) including the need to submit two fingerprint cards, a 2x2 passport style photo and IO (b)(6) emailed a RP Part B to (b)(6). IO (b)(6) queried FLS and as of the date of the report (b)(6) fingerprint cards, 2x2 photo and Part B does not appear to have been received by the FFLC. IO (b)(6) emailed IO (b)(6) copies of what he indicated he was going to submit to the FFLC; i.e., fingerprint cards, 2x2 photo and incomplete RP Part B. IO (b)(6) emailed (b)(6) regarding the matter to inquire about the submission of the required information to the FFLC. (b)(6) responded via email on 03/04/22, that he would ensure submission if the required documents to the FFLC.

On 02/03/22, IO (b)(6) and IO trainee (b)(6) returned to the FFL for reconciliation of the firearm inventory, to interview regarding potential violations, obtain copies of documents for the report, and answer questions from the FFL. Dan Bucher was not able to be present for the meeting, due to being stuck in Southern MO due to a snowstorm that occurred in MO the night before and morning of the meeting. Dan Bucher was available via cell phone regarding the interview.

On 02/04/22, IO (b)(6) was granted permission to conduct a forward trace to three buyers to ascertain if the buyers had records, receipts, etc. regarding firearms transfers that appeared to have been transferred prior to the NICS three day waiting period, due to the F4473 and the A&D record having differing dates of transfer, for example. On 02/17/22, IO (b)(6) conducted the forward trace to the buyers/transferees, none of the respective buyers could produce documents to substantiate Bucher's statements that he did not transfer the firearms prior to the three-day waiting period. Bucher was not able to provide documents to substantiate his claims.

On 02/25/22, IO (b)(6) met with DIO Miller and KCFD Legal Counsel (b)(6) regarding the potential violations that would result in a recommendation of Revocation of the FFL's license and additionally, the fact that the forward trace did not produce documents from the buyers/transferee that would substantiate Bucher's claim. DIO Miller and Legal Counsel determined to move forward on the recommendation of Revocation of Money Treez, LLC FFL.

The inspection history of the FFL is as follows:

- 79075-2015-0355 Application onsite began 03/23/2015- FFL issued on 03/27/2015
- 779075-2017-0712- IO (b)(6) onsite began 09/26/17-ROV Only
- 779075-2018-0658- Special Inspection, due to a Theft- IO (b)(6) date 08/13/18
- FCI-14924- ROV WL/Recall-IO (b)(6) 11/20/19 and 12/03/19 Closing Conference
- FCI-30966- Feb 2022 Inspection- IO (b)(6)

Onsite Information:

- 145 Firearms in Inventory
- open disposition entries
- F4473s

- FA missing
- F4473s
- (b)(4) -12-month Acquisitions
- (b)(4) 12-month Dispositions

Nature of Violations from current inspection:

-27CFR478.102(a)(2)(ii)-Failure to wait the required 3 days prior to a transfer of a firearm

3 instances on 3 F4473s- The FFL has no proof to provide the actual disposition date and the approved forward trace to the buyers did not produce proof of the actual transfer date.

-27CFR784.126(a)- Failure to complete a Multiple Sale of HG-Repeat Violation from 2019 Inspection

instance involving handguns on a F4473

-27CFR478.125(e)- Repeat Violation from prior inspections 2017 and 2019

Missing firearms errant disposition entry, as the FA was in the inventory

NOTE: inspection in 2019 was associated with loss of FA as well (b)(3) (112 Public Law 55 126 Stat 592)

-27CFR478.124(C) (3) (iv)- Repeat Violation from prior inspections 2017 and 2019

(b)(3) (112 Public Law 55 126 Stat 592) of failing to document the NICS information

-27CFR478.21(a)- Repeat Violations from prior Inspections 2017 and 2019

instances on F4473, failed to obtain re-certification.

Inspection Findings

Transfer of Firearm

2. Transfer of a firearm prior to receiving a final NICS response (or applicable State POC background check) and 3 business days have not elapsed since the FFL contacted the system.

Firearms

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

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 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

Licensee Name	Business Type	Is the business valid?
MONEY TREEZ LLC	Limited Liability Company (LLC)	Yes

Additional Findings

The LLC is properly registered with the MO Secretary of State's Office.

Attachment(s):

Money Treez, LLC properly Reg with MO Sec of State's Office.PNG

Property Ownership Verification

Premises Ownership Type	Premises Location Type	Has the property ownership been verified?
Leased/Rented	Store Front	Yes

Address
 1502 A N 7 HIGHWAY
 Unit N/A
 PLEASANT HILL, Missouri 64080

CASS
United States

Additional Findings
The property is located in a strip mail that is owned by BOKIM, LLC and leased to the FFL.

Attachment(s):
Porperty Ownership Money Treez - Bo Kim LLC.PNG

Trade Name/DBA Verification

Trade Name/DBA	Is the trade name/DBA registered?
MONEY TREEZ # 1	No

Additional Findings
To be addressed. The FFL had a dba registered with the MO Secretary of State as Money Treez which expired; however, Money Treez #1 does not show of history of registration with the MO Secretary of State's Office. The FFL was informed to address the matter and register the fictitious name with the MO Secretary of State's Office.

Attachment(s):
Money Treez dba expired MO Sec of State's Office.PNG
Money Treez #1 dba not Registered with MO Sec of State's Office.PNG

Rental/Lease Verification

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

Additional Findings
The FFL maintains a lease agreement with BOKIM, LLC, see attached document.

Attachment(s):
Letter from Landlord.pdf

Zoning Information Verification

Is the proposed business activity in compliance with zoning?
Yes

Additional Findings
The FFL is located in a commercially zoned location.

Contact Information

Name	Date Contacted
(b)(6)	01/21/2022

Organization
Pleasant Hill Community Development Department

Job Title
Planner

Phone Type	Phone Number	Remarks
Business	+1 816-540-3135	

Attachment(s):
Pleasant Hill, MO Zonig approval.pdf

APPOINTMENT DETAILS

Interview Date
01/28/2022
Address
1502 A N 7 HIGHWAY, Unit N/A, PLEASANT HILL, Missouri 64080

Responsible Attendee(s)	Non-Responsible Person(s)
DANIEL LEE BUCHER	(Deactivated)

RESPONSIBLE PERSON(S)

DANIEL LEE BUCHER

Name	Gender	Race	Ethnicity
DANIEL LEE BUCHER	Male	White	Not Hispanic or Not Latino

Date of Birth	SSN	Job Title
(b)(6)	(b)(6)	SOLE LLC MEMBER

Physical Identifiers

Height	Weight	Hair Color	Eye Color
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Place of Birth

Country
United States Of America

State
(b)(6)

City

Home Address

(b)(6)

United States

Additional Names

Citizenship

United States

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

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

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted
01/21/2022

Criminal History Check Comments
no hits

NON-RESPONSIBLE PERSON(S)

Name	Date of Birth	Job Title
		Manager of FFL and Restaurant

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?
The FFL has a Type 02 license, however the FFL does not currently pawn firearms. The FFL primarily acts as a Type 01 FFL, selling and transferring new and used firearms. The FFL does not operate at gunshows, does not consign firearms and does not operate via the internet.

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)(6)	
State/Local Business License	City of Pleasant Hill BL	

Business Activities

Selected Operational Security Measures
No items

Retail

SUPPLEMENTAL QUESTIONNAIRE

General Business Operations

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

Who has keys to the premises?
Dan Bucher, member of the LLC and (b)(6) manager.

Who has keys to locked inventory?
Dan Bucher, member of the LLC and (b)(6) manager.

Who is operating the business on a day-to-day basis?
Dan Bucher operated the day to day activities of the FFL prior to October of 2021, pe (b)(6) manager. Dan Bucher related he is opening another restaurant in Southem MO

near a Lake Area. Bucher related he hired (b)(6) to manage the FFL and "The Creamery" restaurant in co-located in Pleasant Hill, MO. Dan Bucher related he knows he gets to busy and self identified as a poor record keeper. As (b)(6) is managing the FFL and making business decisions on behalf of the FFL, IOI (b)(6) directed Bucher to add (b)(6) as a RP on the FFL. Bucher and (b)(6) were amenable to the direction. IOI (b)(6) provided information to (b)(6) to have his fingerprint cards completed, submission of a 2x2 photo and IOI (b)(6) emailed a blank RP Part B additionally.

Is financial backing provided by anyone that is not a responsible person on the license/permit?
Unknown. Not a focus of the inspection.

Are any employees known to be prohibited?
None.

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

SECURITY WALKTHROUGH

Inspection Area Description

The FFL is co-located inside "The Creamery" restaurant in Pleasant Hill, MO, which is also owned and ran by Dan Bucher. The firearms are behind a plexiglass partial wall and access is limited by a locked cage door located in the kitchen area.

Note: Dan Bucher was historically the executive chief for many years at Houston's Restaurant, located on the Plaza- Kansas City, MO. Bucher related he is obtaining another Restaurant in southern MO close to a Lake area.

Primary Activity
Retail

Selected Physical Security Measures

Alarm Monitoring (with Cellular Back-Up)

Bars on Doors

Safe(s)/Vault(s)

GPS Coordinates

Latitude
38.80545

Longitude
-094.26228

ONSITE SUMMARY

Total Number of ATF Form 4473s for Inspection Review Period

(b)(6)

Total Number of ATF F 4473 Reviewed

(b)(6)

Total Number of Open Dispositions in A & D Record

(b)(6)

Total Number of Firearms in Inventory
145

Actual Number of Firearms Verified

(b)(6)

Number of Firearms Missing Before Reconciliation

(b)(6)

Total Number of Firearms Missing After Reconciliation

(b)(6)

Total Number of Acquisitions in the Last 12 Months

(b)(4)

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

(b)(6)

Total Number of Traces During Inspection Review Period

0

Total Number of Those Traces That Were Unresolved

0

Inspection Period Start Date
01/28/2021

Inspection Period End Date
01/28/2022

Number Of Traces Resolved By IOI
0

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

Compliance History

Date of Inspection: March 2015
Type of Inspection: Qualification Inspection
UI#: 779075-2015-0355
Inspection Results: License issued
Cited Violations: No violations cited.

Date of Inspection: September 2017
Type of Inspection: Compliance Inspection
UI#: 779075-2017-0712
Inspection Results: ROV
Cited Violations: 27 CFR 478.125(e) (b)(6) instances; 27 CFR 478.124(c)(1) (b)(6) instances; 27 CFR 478.124(c)(3)(i) (b)(6) instances; 27 CFR 478.124(c)(3)(iv) (b)(6) instance; 27 CFR 478.21(a) (b)(6) instances.

Date of Inspection: August 2018
 Type of Inspection: Special Inspection – Firearms Theft/Loss
 UI#: 779075-2018-0658
 Inspection Results: Completed
 Cited Violations: No violations cited.

Date of Inspection: November 2019
 Type of Inspection: Compliance Inspection
 UI#: FCI-14924

Inspection Results: ROV – Warning Letter – Recall. Warning Letter mailed on December 4, 2019.
 Cited Violations: 27 CFR 478.126a – [redacted] instances; 27 CFR 478.125(e) [redacted] instances; 27 CFR 478.21(a) [redacted] instances; 27 CFR 478.124(c)(1) [redacted] instances; 27 CFR 478.123(c)(3) (iv) [redacted] instances; 27 CFR 478.124(c)(4) [redacted] instances; 27 CFR 478.124(c)(5) [redacted] instances.

Date of inspection: Feb 2022 Inspection (current)- IO [redacted]
 Type of inspection: Compliance
 FCI #-30966

Nature of Violations from current inspection:
 -27CFR478.102(a)(2)(ii)-Failure to wait the required 3 days prior to a transfer of a firearm, 3 instances on 3 separate F4473s- The FFL has no proof to provide the actual disposition date and the approved forward trace to the buyers did not produce proof of the actual transfer date.

-27CFR784.126(a)- Failure to complete a Multiple Sale of HG-Repeat Violation from 2019 Inspection [redacted] instance involving [redacted] handguns on a F4473.

-27CFR478.125(e)- Repeat Violation from prior inspections 2017 and 2019
 Missing [redacted] firearms [redacted] errant disposition entry, as the FA was in the inventory.
 NOTE: inspection in 2019 was associated with one loss of FA as well [redacted]

-27CFR478.124(C) (3) (iv)- Repeat Violation from prior inspections 2017 and 2019
 [redacted] instances of failing to document the NICS information

-27CFR478.21(a)- Repeat Violations from prior Inspections 2017 and 2019
 [redacted] instances of [redacted] F4473, failed to obtain re-certification.

Additional Comments

- The FFL filed a theft/loss report [redacted] regarding the loss of [redacted] firearms. See attached F3310.11.
- IO [redacted] queried CGA prior to inspection and one party was observed to have a trace history at the FFL. IO [redacted] conferred with IOIS [redacted] prior to submitting a SAR on the person; however it was determined that the trace history was not recent enough to merit a SAR on the matter.
- Per the VCAB report the FFL was associated with [redacted] completed traces and was not associated with MS of handguns; the trace completion was correct, however, IO [redacted] observed a MS of Handguns which was not completed on purchases.
- IO [redacted] compared 32 NTNs provided by the FFL Audit log to the corresponding F4473; no discrepancies.
- IO [redacted] observed no obvious straw purchases of firearms.

Attachment(s)

Report of Violations.pdf

Licensee Response to Violations Report.pdf

REPORT OF VIOLATIONS

Regulation	Corrective Actions	Instance Details
1 27 CFR 478.102(a)(2)(ii): Failure to wait 3 business days (with no NICS/POC response) to transfer a firearm ATF Forms 4473: 3 Number of Instances: 3	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. Ensure that the minimum time period of three business days (meaning days on which State offices are open).	NICS Violation: [redacted] NICS Violation: [redacted] NICS Violation: [redacted]
2 27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers ATF Forms 4473 [redacted] Number of Instances [redacted]	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.	[redacted] (b)(3) (112 Public Law 55 125 Stat 552), (b)(6)
3 27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms Number of Instances [redacted]	The FFL filed a loss report on two firearms as a result of the inspection inventory, please see Loss report [redacted] Accurately, completely & timely record all required future firearm disposition information. Complete and submit ATF Form 3310.11 - Firearms Inventory Theft/Loss Report.	[redacted] (b)(3) (112 Public Law 55 125 Stat 552), (b)(6)
4 27 CFR 478.21(a): Failure to complete forms as prescribed ATF Forms 4473 [redacted] Number of Instances: [redacted]	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 the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	[redacted] (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

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)

ATF Forms 4473:
Number of Instances:

5

LICENSEE RESPONSE REPORT

Regulation	Corrective Actions	Licensee Response	Status Details
<p>27 CFR 478.102(a)(2)(ii): Failure to wait 3 business days (with no NICS/POC response) to transfer a firearm</p> <p>ATF Forms 4473: <input type="checkbox"/> Number of Instances: <input type="checkbox"/> 3</p>	<p>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.</p> <p>Ensure that the minimum time period of three business days (meaning days on which State offices are open).</p>	<p>I know I did not transfer prior to the three-day waiting period. I do not have Invoices, receipts, emails or text to prove I did not transfer prior to the three-day waiting period. I get busy and I am a poor record keeper, that is why I hired (b)(6) to help me manage this and the restaurant. All I have for proof that I did not transfer prior to the three-day waiting period is my word and integrity.</p>	<p>Status Licensee Notified</p> <p>Verified Method Email</p> <p>Date Licensee Notified 02/25/2022</p>
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>ATF Forms 4473: <input type="checkbox"/> Number of Instances: <input type="checkbox"/> 2</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>Bucher indicated he just missed this one.</p>	<p>Status Licensee Notified</p> <p>Verified Method Email</p> <p>Date Licensee Notified 02/25/2022</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="checkbox"/> 3</p>	<p>The FFL filed a loss report on two firearms as a result of the inspection inventory, please see Loss report (b)(3) (112 Public Law 55 125 Stat 552)</p> <p>Accurately, completely & timely record all required future firearm disposition information.</p> <p>Complete and submit ATF Form 3310.11 - Firearms Inventory Theft/Loss Report.</p>	<p>Bucher related he knows the guns were sold or transferred but must have forgotten to log them on the F4473 and out of the book.</p>	<p>Status Licensee Notified</p> <p>Verified Method Mail</p> <p>Date Licensee Notified 02/25/2022</p>
<p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>ATF Forms 4473: <input type="checkbox"/> Number of Instances: <input type="checkbox"/> 4</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 the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p>	<p>Bucher related he just gets busy with everything and misses things. I am the first to admit I am not a good record keeper.</p>	<p>Status Licensee Notified</p> <p>Verified Method Email</p> <p>Date Licensee Notified 02/25/2022</p>
<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"/> 5</p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>Bucher related he just gets busy with everything and misses things. I am the first to admit I am not a good record keeper.</p>	<p>Status Licensee Notified</p> <p>Verified Method Email</p> <p>Date Licensee Notified 02/25/2022</p>

RECORD(S) OF CONVERSATION

Name When Contacted
02/17/2022

Method of Contact
Phone

Phone
(b)(6)

Location Contacted

Investigative Participant(s)

Narrative

On 02/17/22, IOI (b)(6) called (b)(6) regarding a forward trace. (b)(6) indicated he believed it was the correct dates and confirmed he purchased an old double barrel shotgun; however, he related he paid cash and did not have a receipt. IOI (b)(6) asked if he had text or emails to substantiate the purchase, Holt indicated he did not.

Name When Contacted
02/17/2022

Method of Contact
Phone

Phone
(b)(6)

Location Contacted

Investigative Participant(s)

Narrative

IOI (b)(6) called (b)(6) regarding the purchase of a Dan Wesson .357. Doty related it was a transfer from Cabela's in KS. (b)(6) related he thought he had a receipt for date of purchase. (b)(6) called back and related he looked at his credit card statement and it said they took payment for the FA at Cabela's on 03/01/21; however, he had no proof of transfer from MoneyTreez.

Name When Contacted
02/17/2022

Method of Contact
Phone

Phone
(b)(6)

Location Contacted

Investigative Participant(s)

Narrative

On 02/17/22, IOI (b)(6) left a message for (b)(6) on two different numbers. (b)(6) called IOI (b)(6) in the evening and indicated she would look; however she was not certain that she had any documents on the matter. IOI (b)(6) texted (b)(6) on 02/18/22, and she responded she had not found any proof of the firearms buy, but she would look deeper over the weekend. As of 02/25/22, IOI (b)(6) has not heard a response from (b)(6) regarding the aforementioned matter.

CLOSING CONFERENCE

Review Regulations conducted offline

(3/2/2022)

03/02/2022

Closing Conference Additional Notes

The FFL completed Loss report (b)(3) (112 Public Law 95-125 Stat 852) firearms, see attached.

Attachment(s)

Attendee(s)

DANIEL LEE BUCHER

EXHIBITS

Inspection

Category	Attachment Name
Correspondence	Spartan Notification RE: 5-43-12571 Inspection Results
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Special Attention Flag (SAF)
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
UpdateLicensingCenter	Money Treez Settlement Request (FCI-30966).pdf
Correspondence	Spartan Notification RE: 5-43-12571 Special Attention Flag (SAF)
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
UpdateLicensingCenter	Final 8c - Money Treez LLC - FCI 30966.pdf
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case
Correspondence	Spartan Notification RE: 5-43-12571 Monitored Case

Correspondence
Correspondence
UpdateLicensingCenter
LicenseeResponseToViolationsPDF
Correspondence
Correspondence
ViolationsPDF
OnSiteSummaryInformation
ZoningVerification
RentalLeaseVerification
TradeNameVerification
TradeNameVerification
PropertyOwnershipVerification
BusinessVerification

Spartan Notification RE: 5-43-12571 Monitored Case
Spartan Notification RE: 5-43-12571 Monitored Case
Exhibit 8c - Money Treez LLC - FCI 30966.docx
Licensee Response to Violations Report.pdf

Information Concerning Your Federal License/Permit
Report of Violations.pdf
Theft-Loss Report (b)(3) (1)(2 Public Law 95-125 Stat 552) Money Treez, LLC.pdf
Pleasant Hill, MO Zonig approval.pdf
Letter from Landlord.pdf
Money Treez dba expired MO Sec of State's Office.PNG
Money Treez #1 dba not Registered with MO Sec of State's Office.PNG
Porperty Ownership Money Treez - Bo Kim LLC.PNG
Money Treez, LLC properly Reg with MO Sec of State's Office.PNG

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

In the matter of License Number 5-43-037-02-4D-12571, as a/an A Dealer of Firearms, Including Pawnbroker,

Other Than Destructive Devices issued to:

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

Money Treez LLC
d/b/a Money Treez #1
1502 A N 7 Highway
Pleasant Hill, Missouri 64080

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 1251 NW Briarcliff Parkway, Suite 600 Kansas City MO 64116, 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
06/14/2022	William J. Miller, Director, Industry Operations ATF Kansas City Field Division	(b)(6)

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: 7020 1290 0001 62409834 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
6/14/22	Administrative Assistant	(b)(6)
Print Name and Title of Person Served		
Money Treez LLC, d/b/a Money Treez #1		

Address Where Notice Served
1502 A N 7 Highway, Pleasant Hill, Missouri 64080

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, notice is hereby given that the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) intends to revoke the Federal firearms license held by Money Treez LLC d/b/a Money Treez #1 (“Licensee”), a Dealer in Firearms, Including Pawnbroker, Other Than Destructive Devices.

Specifically, the Director, Industry Operations, United States Department of Justice, ATF, Kansas City 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 2017 and 2019. As a result of the 2019 inspection, Licensee received a warning letter from ATF in which violations and proposed corrective actions were reviewed. In the warning letter, ATF stated “any future violations, either repeat or otherwise, could be viewed as willful and may result in revocation of [its] license.”

Current Inspection

On January 28, 2022, ATF began a compliance inspection of Licensee’s premises that revealed the following:

Disposition Record Violations:

1. On [] occasions, Licensee willfully failed to timely and/or accurately record the disposition of firearms, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.125(e). See Appendix ¶ 1.

Background Check Violations:

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

ATF Form 4473 Violations:

3. On [] occasions, Licensee willfully transferred a firearm to a non-licensee without recording the date the Licensee contacted NICS, any response provided by the system and/or any identification number provided by the system 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 ¶ 3.

Failure to Report Multiple Sales

4. On [redacted] occasion, Licensee willfully failed to timely 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 ¶ 4.

APPENDIX

NOTICE Paragraph 1 [27 C.F.R. § 478.125(e) Disposition Violations]:

Firearm Description

Discrepancy

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

NOTICE Paragraph 2 [27 C.F.R. § 478.102 NICS Violations]:

Form 4473#/Transferee

Discrepancy

- | | |
|----------------------|---|
| 1. [redacted] (b)(6) | Failure to wait 3 business days, when receiving a “delayed” response from NICS, before transferring a firearm on 3/6/2021. |
| 2. [redacted] (b)(6) | Failure to wait 3 business days, when receiving a “delayed” response from NICS, before transferring a firearm on 1/19/2021. |
| 3. [redacted] (b)(6) | Failure to wait 3 business days, when receiving a “delayed” response from NICS, before transferring a firearm on 5/7/2021. |

NOTICE Paragraph 3 [27 C.F.R. § 478.124(c)(3)(iv) Failure to Record NICS Information on Form 4473 Violations]:

Form 4473#/Transferee	Date	Discrepancy
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)		
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NOTICE Paragraph 4 [478.126a Multiple Sales Violation]:

Form 4473#/Transferee	Date
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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 5-43-037-02-4D-12571 as a an _____ dealer in firearms, including pawnbroker,
other than destructive devices _____, issued to:

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

Money Treez LLC d/b/a Money Treez #1
1502 A N 7 Highway
Pleasant Hill, Missouri 64080

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 August 15, 2022.
 - 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 1251 NW Briarcliff Parkway Suite 600 Kansas City MO 64116, 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
07/17/2022	William J. Miller Director, Industry Operations ATF Kansas City Field Division	(b)(6)

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: 7017 26200000 8809 7223 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
7/18/22	Administrative Assistant	(b)(6)
Print Name and Title of Person Served		Signature of Person Served
Money Treez LLC d/b/a Money Treez #1		
Address Where Notice Served		
1502 A N 7 Highway, Pleasant Hill, Missouri 64080		

Note: Previous Edition is Obsolete

Money Treez LLC d/b/a Money Treez #1, 1502 A N 7 Highway, Pleasant Hill, Missouri 64080 (“Licensee”), holds a Federal firearms license as a Dealer in Firearms, Including Pawnbroker, Other Than Destructive Devices, issued by the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) pursuant to the Gun Control Act of 1968 (“GCA”), as amended, 18 U.S.C. Chapter 44, and the regulations issued thereunder, 27 C.F.R. Part 478.

On June 14, 2022, ATF issued a Notice to Revoke or Suspend License and/or Impose a Civil Fine, ATF Form 4500 (5300.4) (“Notice”), to Licensee. Upon receipt of the Notice, Licensee requested a conference to discuss a resolution of this matter and did not request a hearing.

A conference call was held on June 27, 2022, with ATF Kansas City Director, Industry Operations William Miller, ATF Kansas City Division Counsel (b)(6), acting Area Supervisor (b)(6) and Licensee’s responsible person and owner of the licensed business, Daniel L. Bucher. Licensee requested time to lawfully liquidate the licensed business inventory and confirmed it did not wish to contest the violations cited in the Notice.

Therefore, I make the following findings and conclusions:

Findings

The Notice issued on June 14, 2022, as well as all exhibits and referenced documentation thereto, are incorporated by reference and are the basis for the findings of fact and legal conclusions in this revocation action.

Conclusion

After review and consideration of this matter, and upon agreement of ATF and Licensee as mentioned above and as set forth in the attached Exhibit 1, I find that the facts and willful violations as set forth in the Notice occurred as to Licensee and also specifically as to responsible person Daniel L. Bucher.

Therefore, as provided by 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, the Federal firearms license held by Money Treez LLC d/b/a Money Treez #1 is hereby REVOKED under the terms and conditions as set forth in Exhibit 1.

Accordingly, and per the referenced agreement, the action and findings made herein are binding and not appealable to the United States District Court.

MONEY TREEZ

EXHIBIT 1

AGREEMENT

This Agreement is hereby made and entered into on the date last signed, by and between Money Treez LLC d/b/a Money Treez #1 (herein referenced as "Licensee") and the United States of America, Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF").

Background

Licensee holds a Federal license as a dealer of firearms including pawnbroker, under license number 5-43-037-02-4D-12571, at the licensed business premises address of 1502 A N 7 Highway, Pleasant Hill, Missouri 64080.

On June 14, 2022, ATF issued Licensee a Notice to Revoke or Suspend License and/or Impose a Civil Fine, ATF 4500 (5300.4), ("Notice") for violations of the Gun Control Act ("GCA") cited as the result of the compliance inspection commencing on January 28, 2022. The referenced Notice is attached as Appendix A.

After receipt of the Notice, Licensee requested to meet with the Director, Industry Operations ("DIO") William Miller to address the violations cited in the Notice and how the matter could be resolved.

On June 27, 2022, the parties attended a telephonic conference to discuss possible resolution of the violations. During that meeting, Licensee, by and through the licensed business' owner and responsible person Daniel L. Bucher, stated that Licensee did not wish to have a hearing on the Notice or contest the violations and requested time to sell/transfer the remaining inventory in accordance with the requirements of the GCA. The parties reached an Agreement in principle which is set forth in a binding form as further detailed herein.

Agreement

ATF and Licensee hereby stipulate and agree as follows:

1. This Agreement is being entered into solely for the purpose of settling the current administrative action against Licensee's Federal firearms license as set forth in the Notice;

2. The stipulations in this Agreement are solely for the purpose of settling this action. The stipulations shall not serve as an acknowledgment or admission of any criminal act, administrative/regulatory violation, or other wrongdoing by Licensee or Licensee's responsible person Daniel L. Bucher, other than for the purposes specifically stated in this Agreement;

3. Notwithstanding the preceding paragraph, this Agreement may be introduced and/or utilized for purposes of establishing "willfulness" at any future administrative proceeding relative to any application for a Federal firearms license by Licensee or by Daniel L. Bucher or for an Federal firearms license application in which Daniel L. Bucher is designated or would otherwise be involved as a responsible person;

4. Licensee has not requested a hearing on the revocation of its license and does not contest the violations alleged in the Notice, and its license shall be revoked as further stated in this Agreement;

5. ATF shall issue a Final Notice of Revocation, ATF Form 5300.13, and Findings of Fact and Conclusions of Law in accordance with 27 C.F.R., Part 478, Subpart E, which shall set forth the effective date of revocation as August 15, 2022;

6. Notwithstanding the preceding paragraph, if the DIO determines that Licensee is in the process of lawfully selling its business inventory in good faith and has made substantial steps towards final liquidation, the DIO, in his sole discretion, may permit Licensee to continue operations beyond August 15, 2022, for a reasonable period of time as determined by the DIO.

In the event Licensee believes good cause exists to extend the revocation date, Licensee shall file any extension request for consideration with the DIO at least ten (10) business days prior to August 15, 2022;

7. The licensed business shall not acquire any additional firearms during this time period and may only liquidate existing inventory. Licensee will comply with all the requirements of the GCA to lawfully dispose of the inventory. Licensee agrees to allow ATF to review or inspect any records to ensure compliance throughout this time;

8. Should Licensee violate any terms of this agreement, the revocation shall become effective immediately upon written notice from the DIO;

9. Licensee waives any right it may have to file a petition with the United States District Court for a *de novo* judicial review of the revocation of the License pursuant to 18 U.S.C. § 923(f)(3); and,

10. Licensee shall deliver to ATF all of the records it was required to keep as a Federal firearms licensee pursuant to Title 27 C.F.R., Part 478, within 30 days of the final effective date of revocation, as required by 27 C.F.R. § 478.127.

(b)(6)

Money Treez LLC d/b/a Money Treez #1
by Daniel L. Bucher, Owner/Responsible Person

7-18-2022
DATE

(b)(6)

William J. Miller
Director, Industry Operations - Kansas City Field Division
Bureau of Alcohol, Tobacco, Firearms and Explosives
United States Department of Justice

July 18, 2022
DATE

MONEY TREEZ

AGREEMENT

APPENDIX A

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

In the matter of License Number 5-43-037-02-4D-12571, as an A Dealer of Firearms, Including Pawnbroker,

Other Than Destructive Devices issued to:
Name and Address of Licensee (Show number, street, city, State and ZIP Code)

Money Treez LLC
d/b/a Money Treez #1
1502 A N 7 Highway
Pleasant Hill, Missouri 64080

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 1251 NW Briarcliff Parkway, Suite 600 Kansas City MO 64116, 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
06/14/2022	William J. Miller, Director, Industry Operations ATF Kansas City Field Division	(b)(6)

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

- Certified mail to the address shown below
Tracking Number: 7020 1290 0001 62409834 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
6/14/22	Administrative Assistant	(b)(6)
Print Name and Title of Person Served		
Money Treez LLC, d/b/a Money Treez #1		
Address Where Notice Served		
1502 A N 7 Highway, Pleasant Hill, Missouri 64080		

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, notice is hereby given that the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") intends to revoke the Federal firearms license held by Money Treez LLC d/b/a Money Treez #1 ("Licensee"), a Dealer in Firearms, Including Pawnbroker, Other Than Destructive Devices.

Specifically, the Director, Industry Operations, United States Department of Justice, ATF, Kansas City 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 2017 and 2019. As a result of the 2019 inspection, Licensee received a warning letter from ATF in which violations and proposed corrective actions were reviewed. In the warning letter, ATF stated "any future violations, either repeat or otherwise, could be viewed as willful and may result in revocation of [its] license."

Current Inspection

On January 28, 2022, ATF began a compliance inspection of Licensee's premises that revealed the following:

Disposition Record Violations:

1. On [] occasions, Licensee willfully failed to timely and/or accurately record the disposition of firearms, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.125(e). See Appendix ¶ 1.

Background Check Violations:

2. On three occasions, Licensee willfully transferred a firearm to an unlicensed person without first contacting the National Instant Criminal Background Check System ("NICS") and waiting three days before allowing the transfer, in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102. See Appendix ¶ 2.

ATF Form 4473 Violations:

3. On [] occasions, Licensee willfully transferred a firearm to a non-licensee without recording the date the Licensee contacted NICS, any response provided by the system and/or any identification number provided by the system 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 ¶ 3.

Failure to Report Multiple Sales

4. On occasion, Licensee willfully failed to timely 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 ¶ 4.

APPENDIX

NOTICE Paragraph 1 [27 C.F.R. § 478.125(e) Disposition Violations]:

Firearm Description

Discrepancy

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

NOTICE Paragraph 2 [27 C.F.R. § 478.102 NICS Violations]:

Form 4473#/Transferee

Discrepancy

1. **(b)(6)** Failure to wait 3 business days, when receiving a "delayed" response from NICS, before transferring a firearm on 3/6/2021.
2. **(b)(6)** Failure to wait 3 business days, when receiving a "delayed" response from NICS, before transferring a firearm on 1/19/2021.
3. **(b)(6)** Failure to wait 3 business days, when receiving a "delayed" response from NICS, before transferring a firearm on 5/7/2021.

NOTICE Paragraph 3 [27 C.F.R. § 478.124(c)(3)(iv) Failure to Record NICS Information on Form 4473 Violations]:

Form 4473#/Transferee	Date	Discrepancy
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)		
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NOTICE Paragraph 4 [478.126a Multiple Sales Violation]:

Form 4473#/Transferee	Date
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(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	
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