

THE SHOOTERS SHOP INC's FCI  
FCI-15812  
01/12/2023 08:04 PM  
IO (b)(6) Milwaukee II (IO) Field Office

**GENERAL INFORMATION**

IOI Hours Spent on Inspection  
270.0  
Due Date  
9/30/21 12:00 AM

**LICENSEE INFORMATION**

Licensee Name THE SHOOTERS SHOP INC RDS Key 3-39-01026 License/Permit Number 3-39-079-01-0F-01026 License Type 01 - Dealer License

Business Type  
Corporation

Premises Ownership Type Owned Premises Address 2465 S 84TH ST, Unit N/A, WEST ALLIS, Wisconsin 53227

Premises Location Type Required  
Store Front

Address  
2465 S 84TH ST  
Unit N/A  
WEST ALLIS, Wisconsin 53227  
MILWAUKEE  
United States

Address  
2465 S 84TH ST  
Unit N/A  
WEST ALLIS, Wisconsin 53227  
MILWAUKEE  
United States

Phone Type	Phone Number	Remarks
Business	+1 414-327-7044	
Fax	+1 414-327-2171	

**RECOMMENDATIONS**

Final Decision Date  
Revocation 08/31/2022

Details

Final Notice of Revocation dated 8/31/22 with effective date of 10/10/22.

**Out of Business Records and Inventory Management**

**Licensee Records**

✔ Submitted to the Federal Licensing Center

**Licensee Inventory**

✔ Inventory transferred to another licensee/permittee  
Date of Inventory Transfer  
10/10/2022  
Transferee RDS Key  
33908186  
Licensee / Permittee THE BUNKER ARMY SURPLUS LLC Business Premise Address  
2465 S 84TH ST  
WEST ALLIS, WI 53227  
Business Name  
THE BUNKER SHOOTERS SHOP

Deputy Assistant Director - Industry Operations Curtis Gilbert's Recommendation  
Revocation

Details

Briefed to DAD(IO) on June 16, 2022. Proceed with Revocation.

Acting Special Agent in Charge (b)(6) Recommendation  
concur with recommendation

Senior Attorney (b)(6) Review

Details

At the request of the DIO and in support of the DOJ Comprehensive Strategy to Prevent and Respond to Gun Crime and Ensure Public Safety, I have drafted a Notice to Revoke this FFL. AC (b)(6) has reviewed.

Director Industry Operations Kyle Lallensack's Recommendation  
Revocation

Details

After review of the inspections of The Shooters Shop Inc, the DIO is recommending revocation. The inspection disclosed violations that are similar or repeat of violations found in previous inspections, to include two instances of failing to conduct NICS Checks after 30 days has lapsed (which warrant revocation per the DOJ Comprehensive Strategy to Prevent and Respond to Gun Crime and Ensure Public Safety).

Area Supervisor (b)(6) Recommendation  
Warning Conference

Details

Area Supervisor concurs with IO (b)(6) recommendation: Warning Conference (DIO) and recall inspection.

In making this recommendation, the Area Supervisor notes a change in store management during the inspection period has positively affected error percentages. The change in store management occurred on approximately May 1, 2021, with (b)(6) documented form errors occurring prior to this date. In addition, the current store manager (b)(6) (b)(6). Local criminal enforcement groups communicated that the licensee has been utilized for and responsive to requests for information and has provided documentation of individuals utilizing their shooting range as it relates to criminal enforcement activities.

These facts, along with those noted by IO (b)(6) combine to support the opportunity for improved compliance and represent circumstances considered in relation to the alternate recommendation of Warning Conference with recall inspection.

Industry Operations Investigator (b)(6) Recommendation  
Warning Conference

Details

Onsite work for this inspection was conducted 10/25/21 through 12/17/21, prior to the issuance of the most recent administrative action policy on 1/28/22.

Spartan Recommendation: Revocation

IOI Recommendation: Downgrade to DIO led Warning Conference with recall inspection.

The Shooter's Shop Inc. has been in business since 1982. They are one of the larger dealers in the Milwaukee metropolitan area. The violations associated with this inspection are similar or repeat violations found on prior inspections. The rate at which the violations occurred are at a relatively low rate compared to the volume of transactions taking place. The revokable offense of transferring a firearm after 30 days without conducting a new NICS check, 2 instances, occurred at a rate of 0.066% of the forms reviewed (2 of (b)(6)). A change in store manager discussed below represents an extraordinary opportunity for an increased working relationship and compliance.

In response to the cited violations, the new management team has been responsive to corrective action and has implemented policies to better organize required records and review forms at the time of transfer. IO (b)(6) has noted the licensee's willingness to contact him directly with questions after the inspection.

**Inspection Findings**

**Firearms**

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

**NICS**

- 5. Failure to initiate a new NICS check when a transaction is not completed within the 30-day period from the date NICS was initially contacted.

**ELIGIBILITY VERIFICATION**

**Business Information Verification**

Licensee Name	Business Type	Is the business valid?
THE SHOOTERS SHOP INC	Corporation	Yes

**Additional Findings**

The corporation is owned by RP Kevin Nugent, no other owners identified.

**Attachment(s):**

3-39-01026 - Business Verification.pdf

**Property Ownership Verification**

Premises Ownership Type	Premises Location Type	Has the property ownership been verified?
Owned	Store Front	Yes

**Address**

2465 S 84TH ST  
Unit N/A  
WEST ALLIS, Wisconsin 53227

MILWAUKEE  
United States

Additional Findings

The property is owned by KVMТ Enterprises LLC, another company owned by RP Kevin Nugent.

Attachment(s):

- 3-39-01026 - Property Verification 2021.pdf
- 3-39-01026 - Property Verification KVMТ 2021.pdf
- 3-39-01026 - Property Verification.pdf

**Zoning Information Verification**

Is the proposed business activity in compliance with zoning?  
Yes

Additional Findings

The activity is allowable by zoning.

Attachment(s):

- 3-39-01026 - FCI-15812 - Zoning Verification.pdf
- 3-39-01026 - Zoning Verification.pdf

**APPOINTMENT DETAILS**

Interview Date

10/25/2021

Address

2465 S 84TH ST, Unit N/A, WEST ALLIS, Wisconsin 53227

**Responsible Attendee(s)**

**Non-Responsible Person(s)**

KEVIN NUGENT

No Items

(b)(6) Deactivated)

**RESPONSIBLE PERSON(S)**

**KEVIN NUGENT**

Name	Gender	Race	Ethnicity
KEVIN NUGENT	Male	White	
Date of Birth	SSN	Job Title	
(b)(6)	(b)(6)	PRESIDENT	

**Physical Identifiers**

Height	Weight	Hair Color	Eye Color
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**Place of Birth**

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

**Home Address**

(b)(6)

United States

**Additional Names**

**Citizenship**

United States

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

Phone Type	Phone Number	Remarks
Business	+1 414-327-7044	

**Criminal History Check**

Date Criminal History Check Conducted  
02/05/2020

Criminal History Check Comments

A criminal history check conducted through Open Fox (NCIC,NLETS) on 02/05/2020 revealed no debilitating information.

**GAVIN ROBINSON**

(Deactivated)

Name (b)(6)	Gender Male	Race White	Ethnicity
Date of Birth (b)(6)	SSN (b)(6)	Job Title RP	

**Physical Identifiers**

Height	Weight	Hair Color	Eye Color
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**Place of Birth**

Country (b)(6)	State, Province, Region, or Territory (b)(6)	City
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**Home Address**

(b)(6)

**Additional Names**

**Citizenship**

United States

Phone Type	Phone Number	Remarks
Business	+1 414-327-7044	

**Criminal History Check**

Date Criminal History Check Conducted  
02/05/2020

Criminal History Check Comments

A criminal history check conducted through Open Fox (NCIC,NLETS) on 02/05/2020 revealed no debilitating information.

**INTERVIEW QUESTIONNAIRE**

What is the proposed business activity?

The Shooter's Shop sells new and used firearms, accessories, and ammunition. Sales are primarily handguns, with an approximate (b)(4) split to long guns. The majority of firearms sold are new. Will occasionally do consignments, but prefers to buy the firearm outright. Does not conduct business or attend gun shows. Limited gunsmith activities (b)(3)(26 USC § 6103) but not a large part of business.

Do they need an additional license or permit?  
No

Who are their primary suppliers?

(b)(4)

**Business Activities**

(b)(3)(26 USC § 6103)

Retail  
Gunsmith

Selected Operational Security Measures

Controlled Access to ATF Recordkeeping  
Controlled Access to Keys

**SECURITY WALKTHROUGH**

Inspection Area Description

The premises is a commercial store front with a shooting range in the basement.

Primary Activity  
Retail

GPS Coordinates

Latitude  
42.99962  
  
Longitude  
-88.01747

(b)(4)


**INTERVIEW NOTES**

The Shooters Shop Inc had undergone some changes in personnel leading up to and during the inspection period. Their volume of sales had increased dramatically during the COVID-19 Pandemic. A new manager, (b)(6) was brought on in late 2020 to lead the shop. The Office Manager position also changed in May of 2021 to (b)(6). The previous office manager let her duties down prior to her termination as evidenced in the increase in form violations noted in the end of 2020 into early 2021. The new management team has been working to set policies in place to reduce errors on 4473's and documenting the submitting of trace requests.

**ONSITE SUMMARY**

Total Number of ATF Form 4473s for Inspection Review Period

(b)(4)

Total Number of ATF F 4473 Reviewed

(b)(4)

Total Number of Open Dispositions in A & D Record

(b)(4)

Total Number of Firearms in Inventory

1626

Actual Number of Firearms Verified

(b)(4)

Number of Firearms Missing Before Reconciliation

0

Total Number of Firearms Missing After Reconciliation

0

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)(4)

Total Number of Traces During Inspection Review Period

(b)(4)

Total Number of Those Traces That Were Unresolved

0

Inspection Period Start Date

10/25/2021

Inspection Period End Date

12/17/2021

Number Of Traces Resolved By IOI

0

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

Section 5627(d)

(b)(3)(26 USC § 5103)

NFA Documents Verified

(b)(3)(26 USC § 5101)

Compliance History

Date of Inspection: 01/18/2007 (Acknowledgement Signed: 01/19/2007)

Type of Inspection: Firearms Inspection (Dealer)

UI#: 778025-2007-0181-B1B

Inspection Results: Violations ROV Only – No Recall Inspection

Cited Violations: 478.21: Forms prescribed.

1 Instance

478.126a: Failure to furnish transaction information.

1 Instances

478.129(b): Failure to retain ATF 4473.

1 Instances

Date of Inspection: 03/19/2008 (Acknowledgement Signed: 02/08/2008)

Type of Inspection: Firearms Inspection (Dealer)

UI#: 778025-2008-0203-B1B

Inspection Results: No Violations

Cited Violations: 478.124(c): Failure to obtain a completed ATF F 4473

1 Instance

478.129: Failure to retain ATF 4473.

1 Instance

Date of Inspection: 08/11/2010 (Acknowledgement Signed: 08/12/2010)

Type of Inspection: Firearms Inspection (Dealer)

UI#: 778025-2010-0159-B1B

Inspection Results: Violations ROV Only – No Recall Inspection

Cited Violations: 478.124(c)(3)(iii) - Failure to verify or record non alien immigrant exception on an ATF F 4473.

1 Instance

478.125(e): Failure to maintain an accurate/complete/timely

acquisition and disposition record of firearms.

Instances

Date of Inspection: 01/15/2014 (Acknowledgement Signed: 02/13/2014)

Type of Inspection: Firearms Inspection (Dealer)

UI#: 778025-2013-0132-B1B

Inspection Results: Violations DIO Held WC ILO Revocation

Cited Violations: 478.21(a): Failure to complete forms as prescribed.

Instances

478.102(a): Failure to complete a NICS/POC background check.

1 Instance

478.124(c)(1): Failure to obtain a completed ATF F4473.

Instances

478.124(c)(3)(i): Failure to verify or record identification document on ATF F 4473.

Instances

478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F4473.

Instances

478.124(c)(4): Failure to record firearm information on an ATF F4473.

Instances

478.124(c)(5): Failure by transferor to sign/or date an ATF F4473.

Instances

478.125(b): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms.

Instances

478.126a: Failure to furnish transaction information.

Instances

Date of Inspection: 10/01/2015 (Acknowledgement Signed: 10/01/2015)

Type of Inspection: Firearms Inspection (Dealer)

UI#: 778025-2015-0162-B1B

Inspection Results: Violations DIO Held WC ILO Revocation

Cited Violations: 478.21(a): Failure to complete forms as prescribed.

Instance

478.99(c) - Unlawful sale or delivery to a prohibited person.

Instance

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

Instance

478.124(c)(1): Failure to obtain a completed ATF F4473.

Instances

478.124(c)(3)(i): Failure to verify or record identification document on ATF F 4473.

Instances

478.124(c)(4): Failure to record firearm information on an ATF F4473.

Instances

478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms.

Instances

478.126a: Failure to furnish transaction information.

Instances

478.129(b): Failure to retain ATF 4473.

Instances

479.86: Failure to obtain approved ATF Form 4 prior to NFA Transfer.

Instance

18 U.S.C. 922(z): Failure to provide secure gun storage notification or safety devices.

Instance

Date of Inspection: 07/03/2017 (Acknowledgement Signed: 07/03/2017)

Type of Inspection: Firearms Inspection (Dealer)

UI#: 778025-2017-0118-B1B

Inspection Results: Violations WL Only – No Recall Inspection

Cited Violations: 478.21(a): Failure to complete forms as prescribed.

Instances

478.102(c): Failure to initiate a new NICS check after 30-day lapse of initial check.

Instance

478.124(c)(1): Failure to obtain a completed ATF F4473.

Instances

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

Instance

478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F4473.

Instances

478.124(c)(4): Failure to record firearm information on an ATF F4473.

Instance

478.124(c)(5): Failure by transferor to sign/or date an ATF F4473.

Instance

478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms.

Instances

Additional Comments

Onsite start 10/25/21

Closing Conference 12/17/21

Assisting IOIs

(b)(6)

Acquisition and Disposition Record – A&D records are kept in paper format. An internal Excel spreadsheet is utilized to quickly find A&D entries, but not used as the A&D of record. Older A&D entries are moved forward into newer books as the older books are filled. It was noted that when older entries are moved forward the original acquisition information must also be moved forward rather than referencing the prior book. Firearms are tagged with a log number corresponding to their location in the bound books.

Quarterly inventories are completed by the licensee. [redacted] firearms were discovered missing and presumed stolen during the inventory. The firearms were AK Style pistols that were displayed on a wall. The Shooter's Shop believes they were taken from the wall and an employee restocked the firearm believing that another employee had sold the missing firearm. Firearms were removed from display on the wall until a cable tether system can be put in place to prevent the unauthorized removal of firearms. The field "Total Number of Firearms Missing After Reconciliation" is zero because the firearms were presumed stolen and properly reported to ATF timely from the time of discovery during the inspection.

4473s – 4473s are serialized and kept in daily folders. Firearms tags and invoices were stapled to the 4473s making form review slightly more difficult. It was discussed with the licensee to keep invoices separate from the 4473s to ease filing and the orderly keeping of required records.

Audit Log – Audit log was verified with no discrepancies. Denied forms are filed separately and retained.

Traces – The Shooters Shop Inc. was associated with [redacted] traces during the inspection period. [redacted] trace was open at the onset of the inspection and timely completed by the licensee without IO assistance.

Multiple Sales – [redacted] Multiple sales, involving [redacted] firearms were reported during the inspection period. Several additional multiple sales were identified during the records review from late 2020, the licensee was able to provide fax transmittals that the forms were submitted timely. The licensee had moved to emailing the forms instead of faxing them in January 2021. The licensee resubmitted the multiple sales forms that had been faxed and not received by ATF.

(b)(3)(26 USC § 6103)

Attachment(s)

Report of Violations.pdf

Report of Violations.pdf

Report of Violations.pdf

Licensee Response to Violations Report.pdf

**REPORT OF VIOLATIONS**

Regulation	Corrective Actions	Instance Details
1 27 CFR 478.102(c): Failure to initiate a new NICS check after 30-day lapse of initial check  ATF Forms 4473: 2 Number of Instances: 2	Execute and accurately record (on an ATF Form 4473) a new NICS/POC background check, after any 30-day expiration of a previously conducted NICS/POC check, on all future over-the-counter firearm transactions.	NICS Violation, NICS Violation, <b>(b)(6)</b>
2 27 CFR 478.99(a): Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law  ATF Forms 4473 [redacted] Number of Instances [redacted]	Military TDY orders are for Temporary Duty PCS - Permanent Change of Station orders are required to establish residency. Military ID needs to be recorded on 4473 See instructions for Question 26.a. on ATF F 4473  Cease and desist all firearm transfers (including lower receivers) other than a rifle or shotgun, to residents of another state.	<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>
3 27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms  Number of Instances [redacted]	Ensure manufacturer/importer information is taken from the firearm.  Accurately, completely & timely record all required future firearm acquisition information.	<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>
27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473  ATF Forms 4473 [redacted] Number of Instances: [redacted]	Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.  Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.	<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>

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

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

ATF Forms 4473   
Number of Instances

Complete all forms as prescribed.  
Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.  
Ensure that the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.

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

5

		<p><b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b></p>
<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"/></p> <p>Number of Instances: <input type="checkbox"/></p>	<p>Ensure that all required transferee/buyer identification information is obtained and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p><b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b></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"/></p> <p>Number of Instances: <input type="checkbox"/></p>	<p>Ensure that all required NICS/POC background check information is obtained and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p><b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b></p>

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

27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473

ATF Forms 4473:  
Number of Instances:

Ensure that all required firearm identification information is obtained and accurately recorded on all future ATF Forms 4473, Section A.

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

27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473

Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future

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

ATF Forms 4473  
Number of Instances

ATF Forms 4473, Section E.

9

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

Regulation	Corrective Actions	Licensee Response	Status Details
<p>27 CFR 478.102(c): Failure to initiate a new NICS check after 30-day lapse of initial check</p> <p>ATF Forms 4473: 2 Number of Instances: 2</p>	<p>Execute and accurately record (on an ATF Form 4473) a new NICS/POC background check, after any 30-day expiration of a previously conducted NICS/POC check, on all future over-the-counter firearm transactions.</p>	<p>Already implemented procedures for corrective actions from office to sales staff.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 12/17/2021</p>
<p>27 CFR 478.99(a): Unlawful sale or delivery of a handgun to an out of state resident and/or transfer of a long gun in violation of state law</p> <p>ATF Forms 4473: [ ] Number of Instances: [ ]</p>	<p>Military TDY orders are for Temporary Duty PCS - Permanent Change of Station orders are required to establish residency. Military ID needs to be recorded on 4473 See instructions for Question 26.a. on ATF F 4473 Cease and desist all firearm transfers (including lower receivers) other than a rifle or shotgun, to residents of another state.</p>	<p>Will make sure it's PCS orders.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 12/17/2021</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: [ ]</p>	<p>Ensure manufacturer/importer information is taken from the firearm. Accurately, completely &amp; timely record all required future firearm acquisition information.</p>	<p>Will take information directly from firearm.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 12/17/2021</p>
<p>27 CFR 478.124(c)(1): Failure to obtain a completed ATF F 4473</p> <p>ATF Forms 4473: [ ] Number of Instances: [ ]</p>	<p>Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions. Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.</p>	<p>Will make sure everything is correct.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 12/17/2021</p>
<p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>ATF Forms 4473: [ ] Number of Instances: [ ]</p>	<p>Complete all forms as prescribed. Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified. Ensure that the required transferor/seller printed name and title is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p>	<p>Double check forms.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 12/17/2021</p>
<p>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473</p> <p>ATF Forms 4473: [ ] Number of Instances: [ ]</p>	<p>Ensure that all required transferee/buyer identification information is obtained and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>Double checking forms.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 12/17/2021</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: [ ]</p>	<p>Ensure that all required NICS/POC background check information is obtained and accurately recorded on all future ATF Forms 4473, Section B.</p>	<p>Double check forms.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p>

7	Number of Instances: [ ]			Date Licensee Notified 12/17/2021
8	27 CFR 478.124(c)(4): Failure to record firearm information on an ATF F 4473  ATF Forms 4473 [ ] Number of Instances: [ ]	Ensure that all required firearm identification information is obtained and accurately recorded on all future ATF Forms 4473, Section A.	Double check forms	Status Licensee Notified  Verified Method In Person  Date Licensee Notified 12/17/2021
9	27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473  ATF Forms 4473 [ ] Number of Instances: [ ]	Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section E.	double check forms	Status Licensee Notified  Verified Method In Person  Date Licensee Notified 12/17/2021

**CLOSING CONFERENCE**

( 12/17/2021 )

12/17/2021

Attachment(s)

**Attendee(s)**

KEVIN NUGENT

**EXHIBITS**

**Inspection**

Category	Attachment Name
Correspondence	Spartan Notification RE: 3-39-01026 Inspection Results
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
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Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
UpdateLicensingCenter	8C Final FCI-15812 The Shooters Shop Inc.pdf
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
Correspondence	Spartan Notification RE: 3-39-01026 Monitored Case
UpdateLicensingCenter	8C Initial StPaul FCI-15812 The Shooters Shop.docx
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	Information Concerning Your Federal License/Permit
ReturnedSignedROV	3-39-01026 - FCI-15812 - Report of Violations - Signed.pdf
ViolationsPDF	Report of Violations.pdf
PropertyOwnershipVerification	3-39-01026 - Property Verification 2021.pdf
PropertyOwnershipVerification	3-39-01026 - Property Verification KVMT 2021.pdf
OnSiteSummaryInformation	3-39-01026 - FCI-15812 - Audit Log.pdf

OnSiteSummaryInformation	3-39-01026 - FCI-15812 - VCAB.pdf
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	Information Concerning Your Federal License/Permit
ClosingConferenceSummary	Acknowledgment of Regulations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ViolationsPDF	Report of Violations.pdf
ViolationsPDF	Report of Violations.pdf
ZoningVerification	3-39-01026 - FCI-15812 - Zoning Verification.pdf
ZoningVerification	3-39-01026 - Zoning Verification.pdf
PropertyOwnershipVerification	3-39-01026 - Property Verification.pdf
BusinessVerification	3-39-01026 - Business Verification.pdf

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

In the matter of License Number 3-39-079-01-3F-01026, 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)

The Shooters Shop, Inc.  
2465 S 84th Street  
West Allis, WI 53227

### 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 175 West Jackson Blvd, Suite 1500, Chicago, IL 60604, 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 6/22/2022	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official Kyle E. Lallensack, Director of Industry Operations	Signature <b>(b)(6)</b> <small>Digitally signed by KYLE LALLENSACK Date: 2022.06.22 12:59:30 -0500</small>
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I certify that on the date shown below I served the above notice on the person identified below by:

**FEDEX**  
Certified mail to the address shown below.

Tracking Number: 7772 0057 3932 Or

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

Date Notice Served	Title of Person Serving Notice	Signature of Person Serving Notice
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Print Name and Title of Person Served	Signature of Person Served (if applicable)
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Address Where Notice Served

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, notice is hereby given that that the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") intends to revoke the Federal firearms license held by The Shooter's Shop, Inc. ("Licensee"), a Dealer in Firearms Other Than Destructive Devices. Specifically, the Director, Industry Operations, United States Department of Justice, ATF, Chicago 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 2002. Subsequently, ATF conducted compliance inspections of Licensee in 2003, 2007, 2008, 2010, 2014, 2015 and 2017. As a result of the 2007 and 2010 inspections, Reports of Violations were issued. As a result of the 2014 and 2015 inspections, the Licensee attended Warning Conferences. As a result of the 2017 inspection a Warning Letter was issued. Violations and proposed corrective actions were reviewed with the Licensee. The Licensee was advised that "any future violations, either repeat or otherwise, could be viewed as willful and may result in revocation of [its] license."

### **Current Inspection**

In October 2021, ATF began a compliance inspection of Licensee's premises that revealed the following:

#### **Transfer in Violation of Law:**

1. On [REDACTED] occasions, Licensee willfully sold or delivered a firearm other than a rifle or a shotgun to any person not licensed by the GCA and who Licensee knows or has reasonable cause to believe does not reside in the state in which Licensee's place of business or activity is located, in violation of 18 U.S.C. § 922(b)(3) and 27 C.F.R. § 478.99(a). See Appendix ¶ 1.

#### **Background Check Violations:**

2. On two (2) occasions, Licensee willfully transferred a firearm to an unlicensed person without first contacting the National Instant Criminal Background Check System ("NICS"). Specifically, Licensee transferred a firearm after failing to initiate a new NICS check after 30 calendar days from the date that NICS was initially contacted, in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102(a). See Appendix ¶ 2.

Acquisition and Disposition Record Violations:

3. 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 ¶ 3

ATF Form 4473 Violations:

4. On  Forms 4473, Licensee willfully failed to obtain a complete and/or accurate Firearms Transaction Record, ATF Form 4473, from the transferee prior to making an over-the-counter transfer of a firearm to a non-licensee, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(1). See Appendix ¶ 4.
5. On  Forms 4473, Licensee willfully transferred a firearm to a non-licensee without recording the date the Licensee contacted the "NICS", any response provided by the system and/or any identification number provided by the system information on the Firearms Transaction Record, ATF Form 4473, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(3)(iv). See Appendix ¶ 5.
6. On  Forms 4473, Licensee willfully failed to completely and/or accurately identify the firearm to be transferred on the Firearms Transaction Record, ATF Form 4473, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(4). See Appendix ¶ 6.
7. On  Forms 4473, Licensee willfully failed to sign and/or date the Firearms Transaction Record, ATF Form 4473 certifying that Licensee does not know or have reason to believe the transferee is disqualified by law from receiving the firearm described on the Form, in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(5). See Appendix ¶ 7.
8. On  Forms 4473, Licensee willfully failed to obtain/execute the Firearms Transaction Record, ATF Form 4473 as indicated by the headings on the Form and the instructions on or pertaining to the Form, in violation of 18 U.S.C. § 922(m) and 27 C.F.R. § 478.21(a). See Appendix ¶ 8.

APPENDIX

1. Violation 1: 478.99(a)

Date	Purchaser	Firearm	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>			

2. Violation 2: 478.102(a)

Date	Purchaser	Firearm	Error
2/27/2021 4/4/2021	(b)(6)	Smith & Wesson Pistol (b)(6)	NICS check run 2/27/21 Firearm transferred 36-days later
9/18/2021 10/20/21	(b)(6)	AA Arms Pistol (b)(6)	NICS check run 9/18/21 Firearm transferred 32-days later

3. Violation 3: 478.125(e)

Date Acquired	Firearm	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>		

4. Violation 4: 487.124(c)(1)

Date	Form/Purchaser	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>		

5. Violation 5: 478.124(c)(3)(iv)

Date	Form/Purchaser	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>		

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

6. Violation 6: 478.124(c)(4)

Date	Form/Purchaser	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>		

7. Violation 7: 478.124(c)(5)

Date	Form/Purchaser	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>		

8. Violation 8: 478.21(a)

Date	Form/Purchaser	Error
<b>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</b>		

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

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

In the matter of:

The application for license as a/an \_\_\_\_\_, filed by:

or

License Number 3-39-079-01-3F-01026 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)

The Shooters Shop, Inc.  
2465 S 84th Street  
West Allis, WI 53227

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~~ <sup>was filed and withdrawn.</sup> 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  October 10th, 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).
- 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 08/31/2022	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official Kyle E. Lallensack, Director of Industry Operations	Signature <b>(b)(6)</b>	Digitally signed by KYLE LALLENSACK Date: 2022.08.31 13:05:23 -0500'
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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: FedEx #777814504990

Or

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

Date Notice Served 08/31/2022	Title of Person Serving Notice Director of Industry Operations	Signature of Person Serving Notice <b>(b)(6)</b>	Digitally signed by KYLE LALLENSACK Date: 2022.08.31 13:05:44 -0500'
Print Name and Title of Person Served Kevin Nugent		Signature of Person Served	

Address Where Notice Served  
2465 S 84th Street, West Allis, WI 53227

Note: Previous Edition is Obsolete

Page 3 – ATF Form 5300.13, Final Notice of Denial of Application, Revocation,  
Suspension and/or Fine of Firearms License

The Shooter’s Shop, Inc. (“Licensee”), a Dealer in Firearms Other Than Destructive Devices, (Licensee), holds Federal firearms license 3-39-079-01-3F-01026 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 22, 2022, ATF issued a Notice to Revoke or Suspend License and/or Impose a Civil Fine, ATF Form 4500, to the Licensee. The Notice alleged that the Licensee willfully violated the provisions of the GCA and the regulations issued thereunder. The Notice further specified that if the Licensee wished to challenge the revocation, it may file a request with ATF for a hearing “within 15 days after receipt of this notice.” See 18 U.S.C. § 923(f)(2); 27 C.F.R. § 478.73(b).

Licensee timely requested a hearing with ATF by letter dated July 1, 2022. A hearing was scheduled for August 31, 2022. On August 30, 2022, Licensee withdrew the request for hearing.

Having no further record, for the reasons set forth in the Notice of Revocation issued on June 22, 2022, the Federal firearms license held by The Shooters Shop, Inc. is hereby REVOKED pursuant to the terms attached hereto and those incorporated into the Form 5300.13. ATF reserves the right to immediately revoke the license if the Licensee violates any of the terms incorporated herein.

Licensee, The Shooters Shop, Inc. and Kevin Nugent as the sole Responsible Person, are found to be willful violators of the Gun Control Act as a result of the Final Notice of Revocation and are not eligible to hold a Federal firearms license or serve as a Responsible Person on a Federal firearms license after October 10, 2022

Dated this 31<sup>st</sup> day of August 2022.

**(b)(6)** Digitally signed by KYLE ALLENSACK  
Date: 2022.08.31 13:50:07 -05'00'

Kyle Lallensack  
Director of Industry Operations  
Chicago Field Division  
Bureau of Alcohol, Tobacco, Firearms and Explosives  
United State Department of Justice

Enclosure: Important Notice  
Cc: Scott C. Allan  
Theresa Hummel

## **NOTICE AND TERMS OF REVOCATION**

### **THE SHOOTERS SHOP, Inc.**

**FFL#s #3-39-079-01-3F-01026 and 3-39-125-01-3M-12211**

#### **Agreed to Terms:**

- The attached Final Notice of Revocation will be effective on October 10, 2022;
- The Licensee agrees it will not proactively acquire any firearms for the business after August 31, 2022;
- The Licensee must ensure that any transactions occurring while the license is active comply with the Gun Control Act, National Firearms Act and state law requirements applicable to licensees, to include background checks, Form 4473s, other transfer forms and all other required record keeping;
- All necessary NFA transfer applications will be filed with ATF before Sept. 15, 2022 and you will advise the local Milwaukee ATF Field Office of such filings;
- The licensed premises remains subject to inspection during the time of the extension and by acceptance of this extension, the Licensee agrees to waive any potential limitations of 18 U.S.C. 923(g)(1)(B);
- The Corporation, The Shooters Shop, Inc. and Kevin Nugent as the sole Responsible Person, are found to be willful violators of the Gun Control Act as a result of the Final Notice of Revocation and are not eligible to hold a Federal firearms license or serve as a Responsible Person on a Federal firearms license after October 10, 2022;
- Any licensed dealer in firearms operating at 2465 S. 84<sup>th</sup> Street, West Allis, Wisconsin must be approved by October 10, 2022;
- By November 9, 2022, the Licensee is required to submit to ATF the license and all required records under its control, including all ATF Forms 4473 and books of acquisition and disposition. Before submission, the acquisition and disposition record must reflect final disposition out of the business inventory. Logistics for records submission to be determined.
- The Shooters Shop, Inc. FFL # 3-39-125-01-3M-12211 will surrender the license on or before October 10, 2022. For good cause, ATF is aware that The Shooters Shop, Inc. FFL # 3-39-125-01-3M-12211 may request an extension on this surrender date.
- Should Joshua Robert Raymond and/or another applicant file a perfected application for the premise 5230 State Highway 70, Eagle River, Wisconsin, ATF will give due consideration to that application in a timely fashion.



**U.S. Department of Justice**

Bureau of Alcohol, Tobacco,  
Firearms and Explosives

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*Washington DC*

[www.atf.gov](http://www.atf.gov)

**IMPORTANT NOTICE**

**Selling Firearms AFTER Revocation, Expiration, or Surrender of an FFL**

Former Federal Firearms licensees (FFLs) who continue to sell firearms after the revocation, expiration, or surrender of their license are subject to the same rules as persons who have never been licensed in determining whether they are "engaged in the business" of selling firearms without a license in violation of 18 U.S.C. § 922(a)(1)(A). Accordingly, former licensees who wish to dispose of any remaining business inventory must adhere to the following guidance:

Business inventory must be disposed of by the former FFL in a manner that, objectively, does not constitute being engaged in the business of dealing in firearms using the same facts and circumstances test that would apply to persons who have never been licensed.

The preferred manner of disposition is for the former licensee to:

- Arrange for another FFL to purchase the business inventory (and other assets) of the business; or
- Consign the inventory to another FFL to sell on consignment, or at auction.

Should a former FFL decide against those options, he/she should be aware that future sales - whether from his/her personal firearms collection or otherwise - will be evaluated for a potential violation of 18 U.S.C. § 922(a)(1)(A), just as would occur with a person who had never been licensed.

If a former FFL is disposing of business inventory, the fact that no purchases are made after the date of license revocation, expiration, or surrender does not immunize him/her from potential violations of 18 U.S.C. § 922(a)(1)(A). Instead, business inventory acquired through repetitive purchases while licensed are attributed to the former FFL when evaluating whether subsequent sales constitute engaging in the business of dealing in firearms without a license.

ATF remains committed to assisting former licensees in complying with Federal firearms laws. If you have questions, please contact your local ATF office.

**CURTIS  
GILBERT** Digitally signed by  
CURTIS GILBERT  
Date: 2022.04.04  
16:12:22 -04'00'

Curtis Gilbert  
Deputy Assistant Director (Industry Operations)  
Field Operations