

GERALD TIMOTHY DANIEL 's FCI  
FCI-31111  
02/10/2022 02:41 PM  
IO (b)(6) Columbus III (IO) Field Office

**LICENSEE INFORMATION**

Applicant Name  
GERALD TIMOTHY DANIEL  
(Sole Proprietor)  
Applicant Name  
NATHAN RYAN DANIEL

RDS Key License/Permit Number License Type  
4-31-07851 4-31-129-07-3L-07851 07 - Manufacturer of Firearms License

Business Type  
Sole Proprietorship

**Premises Address**

**Mailing Address**

Premises Ownership Type  
Owned

Same as Premises Address

Premises Location Type  
Single Family Dwelling

Address  
20779 JUSTUS RD  
Unit N/A  
WILLIAMSPORT, Ohio 43164  
PICKAWAY United States

Phone Type	Phone Number	Remarks
Business	+1 740-986-2046	

**RECOMMENDATIONS**

Final Decision  
Warning Conference

Deputy Assistant Director Hans Hummel's Recommendation  
Warning Conference

Details

This FCI was briefed to the Acting Director on 1/28/22. A DIO led WC in lieu of revocation is appropriate after consideration of the following extraordinary circumstances. Notably, as a result of the COVID pandemic, Ohio enacted legislation extending expiration dates on their Drivers Licenses and Concealed Handgun Licenses. ATF informed FFLs that DLs that are deemed valid by the State continue as valid identification. However the same is not true for expired qualifying NICS alternative permits. This FFL accepted an expired Concealed Handgun License (CHL) in two instances. Additionally, this FFL received their license after a qualification conducted over the phone due to protocols in place due to the COVID pandemic.

Special Agent in Charge Roland Herndon's Recommendation

I agree with the suggested administrative action of Warning Conference.

Division Counsel (b)(6) Review

Details

Reviewed for willfulness only. Evidence of willfulness is present.

Director Industry Operations Judyth Ledoux's Recommendation  
Warning Conference

Details

The DIO concur with the recommendation for alternate DIO led WC ILO Revocation. Justification for the recommendation is set forth in the Initial 8C which has been submitted to FMS-ISB for entry in the MCP.

Area Supervisor (b)(6) Recommendation  
Warning Conference

Details

On 11/22/2021, IO (b)(6) completed an inspection at Gerald Timothy Daniel. This was the licensee's first compliance inspection. The licensee was cited for six (6) violations of the Gun Control Act, including two (2) instances of accepting an expired Ohio concealed carry weapons (CCW) permit from individuals in lieu of conducting a NICS check.

The licensee stated they thought since the governor extended the expiration dates on the CCW due to COVID-19, they were still valid in lieu of a NICS check. He informed IO (b)(6) that he had even contacted the local sheriff's office to verify the CCW permits were still valid, but was unaware that the validity did not extend to the usage in lieu of NICS. The two (2) instances were to the same person who was not prohibited. Other than this violation, there were no illegal NICS violations, no public safety violations nor any violations that would warrant administrative action. Acting AS (b)(6) recommends a DIO-Held Warning Conference in lieu of Revocation and Recall Inspection.

Industry Operations Investigator (b)(6) Recommendation

Details

**ALTERNATE RECOMMENDATION:** Revocation of the Federal firearm license is the default recommendation based on violation by Licensee of 27 CFR 478.102(a) in two instances. An Alternate recommendation for Director of Industry Operations held Warning Conference is proposed.

Licensee violated 27 CFR 478.102(a) by accepting an expired State of Ohio Carry of Concealed Weapon permit issued by Pickaway County in lieu of a NICS check. Licensee was cited for violating the regulation in two instances. However, both instances were for the same individual using the same permit. Both transfers occurred within the 90 day extension period Licensee believed was covered under the Governor of Ohio's COVID-19 emergency order. Licensee stated during the closing conference that an attempt had been made in good faith to comply with the regulations. Gerald Timothy Daniel stated he had contacted the Pickaway County Sheriff office and spoke to an actual person to ensure the COVID-19 extension of expiration dates listed on Ohio Carry of Concealed Weapon permits allowed for continued use of said permits in lieu of NICS checks. Licensee stated that both the Pickaway County Sheriff website and the State of Ohio Bureau of Motor Vehicles website showed banners stating that all identification expiration dates had been extended for 90 days under the Governor of Ohio's COVID-19 emergency order. Gerald Timothy Daniel stated he was unaware there was a difference between being valid as identification versus being valid in lieu of a NICS background check.

IOI (b)(6) investigated all transfers cited in the Report of Violations. Investigation via NCIC disclosed no prohibiting criteria for any purchaser recorded. Review of records disclosed no record keeping traceability issues and overall no public safety violations. Licensee had no missing firearms disclosed during reconciliation of firearm inventory. No trace activity was associated with Gerlad Timothy Daniel.

This was the first inspection for Gerald Timothy Daniel since receiving their Federal firearms license in 2021. The qualification interview was conducted via telephone due to the COVID-19 climate. Gerald Timothy Daniel stated during the closing conference "I learned more in this last 2 hours than I ever did during the qualification." Based on this, and the factors listed above, an ALTERNATE RECOMMENDATION for DIO held Warning Conference in lieu of Revocation is suggested.

**Inspection Findings**

**NICS**

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

**ELIGIBILITY VERIFICATION**

**Business Information Verification**

**Property Ownership Verification**

Premises Ownership Type	Premises Location Type	Has the property ownership been verified?
Owned	Single Family Dwelling	Yes

Address  
20779 JUSTUS RD  
Unit N/A  
WILLIAMSPORT, Ohio 43164  
PICKAWAY United States

Additional Findings  
Pickaway county auditor records the property as owned by Licensee's spouse.

Attachment(s):  
Property Record Cards Pickaway County.pdf

**Trade Name/DBA Verification**

Trade Name/DBA	Is the trade name/DBA registered?
ON TARGET GUNS	Yes

Additional Findings  
On Target Guns is registered as a trade name to Gerald Daniel by the Ohio Secretary of State.

Attachment(s):  
Trade Name Registration-On Target Guns.pdf

**Zoning Information Verification**

Is the proposed business activity in compliance with zoning?  
Yes

Additional Findings  
Zoning compliance was verified with the Monro Township Zoning Inspector during the initial license application. No prohibitions against the activities conducted were disclosed.

**Contact Information**

Name: (b)(6) Date Contacted: 10/14/2020

Organization: Monroe Township

Job Title: Zoning Inspector

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

Attachment(s):

**APPOINTMENT DETAILS**

Interview Date

11/17/2021

Address

20779 JUSTUS RD, Unit N/A, WILLIAMSPORT, Ohio 43164

Remarks

An unannounced, onsite visit is planned for 11/17/2021 at 0900.

**Responsible Attendee(s)**

**Non-Responsible Person(s)**

GERALD TIMOTHY DANIEL

No Items

NATHAN RYAN DANIEL

**RESPONSIBLE PERSON(S)**

**GERALD TIMOTHY DANIEL**

Name	Gender	Race	Ethnicity
GERALD TIMOTHY DANIEL	Male	White	Not Hispanic or Not Latino

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

**Physical Identifiers**

Height	Weight	Hair Color	Eye Color
(b)(6)	(b)(6)	Black	Blue

**Place of Birth**

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

**Home Address**

(b)(6)

**Additional Names**

**Citizenship**

United States

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

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

Email Address	Email Remarks
(b)(6)	

**Criminal History Check**

Date Criminal History Check Conducted  
10/19/2021

**Criminal History Check Comments**

On October 19, 2021 IO (b)(6) confirmed no conflicts existed regarding this inspection. Deconfliction disclosed no active or pending ATF Criminal Enforcement (CE) investigations into Gerald Timothy Daniel. Columbus II Crime Gun Intelligence Center (CGIC) disclosed no potential ATF CE investigations into Licenseel. National Crime Information Center (NCIC) queries of Gerald Timothy Daniel disclosed no prohibiting criteria.

**NATHAN RYAN DANIEL**

Name	Gender	Race	Ethnicity
NATHAN RYAN DANIEL	Male	White	Not Hispanic or Not Latino

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

Physical Identifiers

Height (b)(6) Weight (b)(6) Hair Color Brown Eye Color Blue

Place of Birth

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

Home Address

(b)(6)

Additional Names

Citizenship

United States

Table with 3 columns: Phone Type, Phone Number, Remarks. Row 1: Business, +1 740-986-2046,

Criminal History Check

Date Criminal History Check Conducted 10/19/2021

Criminal History Check Comments

On October 19, 2021 IOI (b)(6) confirmed no conflicts existed regarding this inspection. Deconfliction disclosed no active or pending ATF Criminal Enforcement (CE) investigations into Nathan Ryan Daniel. Columbus II Crime Gun Intelligence Center (CGIC) disclosed no potential ATF CE investigations into Licensee or Responsible Person Nathan Daniel. National Crime Information Center (NCIC) queries of Nathan Ryan Daniel disclosed no prohibiting criteria.

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?

Licensee's primary business is third party transfer and retail sale of firearms. Mr. Daniel's firearms are both new and used, to include both handguns and long guns. Used firearms are taken in trade. Gerald Timothy Daniel does not import, export, deal in black powder or function as a distributor for wholesalers. Licensee does not deal at gun shows. Licensee does not sell firearms on consignment or via the internet. Mr. Daniel conducts dealer-to-dealer transfers, maintaining copies of the other party's FFL. Licensee was instructed on the application and use of FFL EZCheck. Licensee does not intend to act as a collector. Licensee does not deal NFA firearms. No gunsmithing activities are performed by Licensee.

Do they need an additional license or permit? No

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

Business Activities

Selected Operational Security Measures No items

Internet Sales/Transfers Retail

Internet Sales/Transfers Website www.gunbroker.com

PREMISES INFORMATION

Inspection Area Description Premises is a single family dwelling in rural Williamsport (b)(6)

Primary Activity Retail Selected Physical Security Measures

(b)(6)

GPS Coordinates

Latitude 39.63668 Longitude -83.14967

INTERVIEW NOTES

(b)(6)

ONSITE SUMMARY

Total # of ATF F 4473 Reviewed

Total # of Open Dispositions in A & D Record

Total # of Firearms in Inventory

Total # of Firearms Missing after Reconciliation

Total # of Acquisitions in the Last 12 Months

Total # of Dispositions in the Last 12 Months

AFMER Verified

Yes

Additional Comments

On 11/6/2019, IO [redacted] retrieved the NICS Audit Log for the 60 days prior to inspection from LEEP. The log reported three proceed responses with no open or delayed entries. Licensee had one denied response for the inspection period. No discrepancies were disclosed between Log and ATF Forms 4473 during the review of records. ETrace reported Licensee was not involved in any trace activity for the inspection period. ETrace reported licensee did not complete any multiple sales for the inspection period. Four unreported multiple sales were disclosed during the review of records. Licensee was cited for these violations. IO [redacted] provided ATF Forms 3310.4 for Licensee's signature and submission at closing.

This is the first onsite inspection for Licensee after qualification by telephone due to COVID-19 climate. Licensee has not manufactured any firearms to date. Licensee submitted the Annual Firearms Manufacturing/Exportation Report for 2020 in a timely manner.

IO [redacted] discussed ways to maintain compliance regarding firearms manufacturing with Responsible Person Gerald Timothy Daniel. IO [redacted] discussed how to properly maintain the acquisition and disposition record along with how to properly complete and file ATF Forms 4473. IO [redacted] informed Licensee on how to access www.ATF.gov to order the necessary forms and publications. IO [redacted] answered multiple questions regarding firearm transfer scenarios from Mr. Daniel. IO [redacted] asked if all inquires had been answered satisfactorily, to which he replied "Yes."

Licensee's acquisition and disposition record disclosed [redacted] open entries during inventory reconciliation. Nine firearms were physically present. Licensee was able to reconcile the remaining [redacted] firearms as disposed to non-licensees on ATF Forms 4473.

Licensee had disposed [redacted] firearm from his personal collection as a "private sale." IO [redacted] emphasized that while legal, Gerald Timothy Daniel was a Federal firearms Licensee. IO [redacted] instructed Mr. Daniel that the best business practice was to always dispose of firearms through the license process to include a completed ATF Form 4473 and a completed background check. IO [redacted] explained that ATF was not involved in requiring any record of type of compensation for any firearm transfer or disposition, but disposing firearms "off book" would lead to future problems for Mr. Daniel. Gerald Daniel stated he would complete Forms 4473 with background checks for all future disposition of firearms to non-licensees.

Attachment(s)

Report of Violations.pdf

Report of Violations.pdf

Report of Violations.pdf

Report of Violations.pdf

Licensee Response to Violations Report.pdf

Licensee Response to Violations Report.pdf

REPORT OF VIOLATIONS

Regulation	Corrective Actions	Instance Details
1 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.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
2 27 CFR 478.102(a): Failure to complete a NICS/POC background check  ATF Forms 4473: 2 Number of Instances: 2	Execute a required NICS/POC background check for all future over-the-counter firearm transactions.  Retrieve and accurately record (on an ATF Form 4473) a required final NICS/POC background check response prior to all future over-the-counter firearm transactions.	NICS Violation, (b)(6) NICS Violation, (b)(6)
3 27 CFR 478.123(d): Failure to maintain an accurate/complete/timely nonlicensee disposition record  Number of Instances [redacted]	Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information.  Resume proper maintenance of required acquisition and disposition record.	(b)(3) (112 Public Law 55 125 Stat 552)
27 CFR 478.124(c)(3)(i): Failure to verify or record Identification	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)

4	document on ATF F 4473  ATF Forms 4473 Number of Instances: <input type="text"/>	Ensure that all required transferee/buyer identification information is obtained and accurately recorded on all future ATF Forms 4473, Section B.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
5	27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473  ATF Forms 4473 Number of Instances: <input type="text"/>	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required NICS/POC background check information is obtained and accurately recorded on all future ATF Forms 4473, Section B.	(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)
6	27 CFR 478.21(a): Failure to complete forms as prescribed  ATF Forms 4473 Number of Instances: <input type="text"/>	Complete all forms as prescribed. Correct/Update photocopies of all specified ATF Form 4473 discrepancies, in accordance with form headings and instructions. Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions. 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)
7	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  Number of Instances: 0	Cease and desist all firearm transfers (including lower receivers) other than a rifle or shotgun, to residents of another state.	

**LICENSEE RESPONSE REPORT**

Regulation	Corrective Actions	Licensee Response	Status Details
1 27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers  ATF Forms 4473 Number of Instances: <input type="text"/>	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.	Mr. Daniel stated he believed the Report of Multiple Sale was only required when three or more handguns were sold to a single individual. Licensee stated that he felt let down by the qualification interview being conducted via telephone as he learned so much more from the face to face interaction during the current inspection. Mr. Daniel stated he wanted to do the right thing and ultimately be compliant but had apparently missed a lot during the initial review of regulations. During the closing conference IOI, (b)(6) provided ATF Forms 3310.4 for each of the missing reports cited.	Status: Correction Verified  Verified Method: In Person  Date Correction Verified: 11/22/2021
2 27 CFR 478.102(a): Failure to complete a NICS/POC background check  ATF Forms 4473: 2 Number of Instances: 2	Execute a required NICS/POC background check for all future over-the-counter firearm transactions. 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.	Gerald Daniel stated he had physically called the Pickaway County Sheriff to ask if the expired permit was valid under the extensions initiated during the COVID-19 emergency order. Mr. Daniel emphasized the specifically spoke with a person at the Pickaway Sheriff office and did not rely solely on the website messages stating that CCW licenses had been extended. Licensee stated that the person he spoke with replied in the affirmative when asked if CCW licenses were part of the extension. Mr. Daniel stated again that he had made a good faith effort to comply with the regulations but had been let down by the systems in place. Licensee stated he intended to cease accepting the CCW in lieu of NICS and conduct background checks on all future customers.	Status: Licensee Notified  Verified Method: In Person  Date Licensee Notified: 11/22/2021
3 27 CFR 478.123(d): Failure to maintain an accurate/complete/timely nonlicensee disposition record  Number of Instances: <input type="text"/>	Accurately, completely & timely record all required future firearm disposition information. Amend/Update A&D Record to accurately record all required firearm disposition information. Resume proper maintenance of required acquisition and disposition record.	Licensee stated he had simply overlooked entering the information into the acquisition and disposition record for the firearms transferred. Mr. Daniel stated he must have entered the incorrect serial number for the  (b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	Status: Correction Verified  Verified Method: In Person  Date Correction Verified:

		(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)	11/22/2021
4	27 CFR 478.124(c)(3)(i): Failure to verify or record Identification document on ATF F 4473  ATF Forms 4473 [ ] Number of Instances: [ ]	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required transferee/buyer identification information is obtained and accurately recorded on all future ATF Forms 4473, Section B.	Licensee stated that he was apparently mistaken that recording the CCW information in block 29 was sufficient to show verification of identification. IOI Walock explained that while a CCW license was a valid form of identification, and was permissible in lieu of a NICS check when valid, the information was always required to be entered in block 26a on the ATF Form 4473.  Status Licensee Notified  Verified Method In Person  Date Licensee Notified 11/22/2021
5	27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473  ATF Forms 4473 [ ] Number of Instances: [ ]	Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions. Ensure that all required NICS/POC background check information is obtained and accurately recorded on all future ATF Forms 4473, Section B.	Licensee stated this was a simple error.  Status Licensee Notified  Verified Method In Person  Date Licensee Notified 11/22/2021
6	27 CFR 478.21(a): Failure to complete forms as prescribed  ATF Forms 4473 [ ] Number of Instances: [ ]	Complete all forms as prescribed. Correct/Update photocopies of all specified ATF Form 4473 discrepancies, in accordance with form headings and instructions. Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions. Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.	Licensee stated again that this was a simple error and he would be more conscientious in the future.  Status Licensee Notified  Verified Method In Person  Date Licensee Notified 11/22/2021
7	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  Number of Instances: 0	Cease and desist all firearm transfers (including lower receivers) other than a rifle or shotgun, to residents of another state.	Licensee stated he "Just didn't know" that a West Virginia resident could not purchase a receiver. Mr. Daniel stated again that he felt the system had let him down by no one coming to explain the regulations in greater detail than that covered during the telephone qualification. Licensee stated that since the purchaser received a proceed response from NICS that the transfer was permitted. IOI (b)(6) explained that the NICS check should not have been conducted until the receiver had been removed from the transfer. Mr. Daniel stated he believed the Report of Multiple Sale was only required when three or more handguns were sold to a single individual. Licensee stated that he felt let down by the qualification interview being conducted via telephone as he learned so much more from the face to face interaction during the current inspection. Mr. Daniel stated he wanted to do the right thing and ultimately be compliant but had apparently missed a lot during the initial review of regulations. During the closing conference IOI (b)(6) provided ATF Forms 3310.4 for each of the missing reports cited.  Status Licensee Notified  Verified Method In Person  Date Licensee Notified 11/22/2021

**CLOSING CONFERENCE**

Review Regulations conducted offline

{ 11/22/2021 }  
11/22/2021

Closing Conference Additional Notes

During closing conference, Mr. Daniel produced the ATF Form 4473 for (b)(6). Said ATF Form was disclosed while attempting to reconcile the erroneous serial number recorded for (b)(3) (112 Public Law 55 125 Stat 552),(b)(6)

Attachment(s)

Attendee(s)

GERALD TIMOTHY DANIEL

**WARNING CONFERENCE**

*Scheduling Letter*

Addressed To  
**(b)(6)**

Delivery Method  
Certified Mail

Tracking Number  
**(b)(6)**

Date Sent  
02/03/2022

Date Delivered  
02/03/2022

**Certified Mail Return Slip**

Attachment	Date/Time
[EXTERNAL] Re_ Please Respond Concerning your Federal Firearms License - WC Scheduling Letter_ DANIEL.pdf	02/03/2022 01:20 PM

**Conference Details**

Warning Conference Lead  
Judyth Ledoux

Representing ATF  
**(b)(6)** and Judyth Ledoux

Conference Date/Time  
02/10/2022 10:00 AM

Responsible person(s) representing the licensee  
GERALD TIMOTHY DANIEL

Conference Address  
230 West St, Columbus, Ohio 43215

**Follow-Up Letter Details**

- 1) 27 CFR 478.126a: Mr. Daniel stated he now understands the requirement to submit ATF Forms 3310.4 to ATF and local law enforcement whenever two or more handguns were disposed to the same individual within a five day period. Mr. Daniel stated he would ensure all future required forms were properly completed and submitted in a timely manner.
- 2) 27 CFR 478.102(a): Mr. Daniel stated he understood the requirements for proper completion of a NICS check, including what constitutes a valid alternate permit in lieu thereof. Mr. Daniel stated he understood why the alternate permit he was cited for accepting was not valid and stated he would ensure all future background checks would be conducted in compliance with regulations.
- 3) 27 CFR 478.123(d): Mr. Daniel stated he now understands the requirements for timely entry of firearms into the acquisition and disposition record based on instruction provided during the inspection. Mr. Daniel stated he would ensure all firearms are properly recorded in a timely manner for all future firearm acquisitions and dispositions.
- 4) 27 CFR 478.124(c)(3)(i): Mr. Daniel stated he would ensure proper completion of all future ATF Forms 4473 to include proper entry of identification information.
- 5) 27 CFR 478.124(c)(3)(iv): Mr. Daniel stated he would ensure proper completion of all future ATF Forms 4473 to include proper entry of all NICS contact information.
- 6) 27 CFR 478.21(a): Mr. Daniel stated he would ensure proper completion of all future ATF Forms 4473 to include proper recording of the total number of firearms transferred. Furthermore, Mr. Daniel stated he would ensure all future ATF Forms 4473 included the certification signature and date completed by the transferee.

**Follow-Up Letter**

Delivery Method  
Certified Mail

Tracking Number  
**(b)(6)**

Date Sent  
02/10/2022

Date Delivered  
02/10/2022

**Certified Mail Return Slip**

Attachment	Date/Time
[EXTERNAL] Re_ Please Respond Concerning your Federal Firearms License - WC Follow-Up Letter_ DANIEL.pdf	02/10/2022 02:26 PM

**EXHIBITS**

**Inspection**

Category	Attachment Name
Correspondence	Spartan Notification RE: 4-31-07851 Inspection Results
WarningConferenceFollowUpLetterReturnSlip	[EXTERNAL] Re_ Please Respond Concerning your Federal Firearms License - WC Follow-Up Letter_ DANIEL.pdf
WarningConferenceFollowUpLetter	Follow Up Letter.pdf
WarningConferenceLetterReturnSlip	[EXTERNAL] Re_ Please Respond Concerning your Federal Firearms License - WC Scheduling Letter_ DANIEL.pdf
Correspondence	Spartan Notification RE: 4-31-07851 Monitored Case
WarningConferenceSchedulingLetter	Scheduling Letter.pdf
Correspondence	Spartan Notification RE: 4-31-07851 Monitored Case
Correspondence	Spartan Notification RE: 4-31-07851 Monitored Case
Correspondence	Spartan Notification RE: 4-31-07851 Monitored Case
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Correspondence	Spartan Notification RE: 4-31-07851 Monitored Case
Correspondence	Spartan Notification RE: 4-31-07851 Monitored Case
Correspondence	Spartan Notification RE: 4-31-07851 Inspection Results

LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ReturnedSignedROV	Gerald Timothy Daniel signed Amended Report of Violations-12142021.pdf
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	
ViolationsPDF	Report of Violations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
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Correspondence	Information Concerning Your Federal License/Permit
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	
ViolationsPDF	Report of Violations.pdf
ViolationsPDF	Report of Violations.pdf
TradeNameVerification	Trade Name Registration-On Target Guns.pdf
PropertyOwnershipVerification	Property Record Cards Pickaway County.pdf



January 31, 2022

**WARNING CONFERENCE**

GERALD TIMOTHY DANIEL  
ON TARGET GUNS  
20779 JUSTUS RD  
WILLIAMSPORT, Ohio 43164

**Re:** Federal Firearms License Number: 4-31-07851

GERALD TIMOTHY DANIEL ,

As a result of a recent compliance inspection conducted by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) at your firearms business located at 20779 JUSTUS RD, Unit N/A, WILLIAMSPORT, Ohio 43164 on 11/17/2021 through 11/22/2021, you were cited for violations of 27 Code of Federal Regulations, Part 478. The violations were discussed with you during the inspection. A copy of the Report of Violations, ATF Form 5030.5, issued at the time of the inspection is enclosed.

You should be aware that any willful violations of the Gun Control Act may result in revocation of your Federal firearms license. As a result of the recently cited violations, it is important that we have a meeting with you to discuss the violations found. The conference will be held at 230 West St, Columbus, Ohio 43215 on 02/10/2022 at 10:00 AM. The agenda for the meeting will include a discussion of the reasons for the violations, a review of the legal requirements, and a discussion of steps to be taken by you to ensure future compliance. Although we do not believe it necessary, legal counsel may assist you at your own expense if you so choose. **Please bring with you documentation verifying the corrective action you have taken and any compliance plan you have developed to ensure these violations do not recur.**

Also, you are hereby notified that, pursuant to 18 U.S.C. § 930(a), no person may bring a firearm or other dangerous weapon into an ATF office. Possession of a firearm or other dangerous weapon in an ATF office may result in a fine of \$100,000 or imprisonment for not more than 1 year or both.

The records you are required to maintain and the business operations you conduct are important to law enforcement in our continuing effort to reduce violent crime and protect the public. It is essential that you comply with all Federal laws and regulations that govern your firearms business to aid in this effort to combat violent crime.

We will conduct a follow-up inspection in the future. Any violations, either repeat or otherwise, could be viewed as willful and may result in the revocation of your license.

Please contact Industry Operations Investigator [REDACTED] or me at [REDACTED] to confirm this appointment, and to ask any questions you may have regarding this conference. We look forward to meeting with you to resolve these issues.

Sincerely,  
Judyth Ledoux  
Director Industry Operations  
Columbus Field Division



February 10, 2022

WARNING CONFERENCE FOLLOW UP

GERALD TIMOTHY DANIEL  
ON TARGET GUNS  
20779 JUSTUS RD  
WILLIAMSPORT, Ohio 43164

Re: Federal Firearms License Number: 4-31-07851

GERALD TIMOTHY DANIEL ,

This letter is a follow-up to the warning conference held with you on February 10, 2022 at 10:00 AM. During this conference, the violations cited during the inspection conducted on 11/17/2021 through 11/22/2021 , and the necessary corrective action to prevent the violations from reoccurring were discussed. The following people were in attendance:

Representing the ATF Columbus Field Division Field Division [REDACTED] and Judyth Ledoux  
Responsible person(s) representing the licensee: GERALD TIMOTHY DANIEL

You were given the opportunity to comment on the violations and what specific action you have taken to ensure that the violations will not reoccur. With respect to the cited violations, we are providing a summary of your response to each violation:

- 1) 27 CFR 478.126a: Mr. Daniel stated he now understands the requirement to submit ATF Forms 3310.4 to ATF and local law enforcement whenever two or more handguns were disposed to the same individual within a five day period. Mr. Daniel stated he would ensure all future required forms were properly completed and submitted in a timely manner.
- 2) 27 CFR 478.102(a): Mr. Daniel stated he understood the requirements for proper completion of a NICS check, including what constitutes a valid alternate permit in lieu thereof. Mr. Daniel stated he understood why the alternate permit he was cited for accepting was not valid and stated he would ensure all future background checks would be conducted in compliance with regulations.
- 3) 27 CFR 478.123(d): Mr. Daniel stated he now understands the requirements for timely entry of firearms into the acquisition and disposition record based on instruction provided during the inspection. Mr. Daniel stated he would ensure all firearms are properly recorded in a timely manner for all future firearm acquisitions and dispositions.
- 4) 27 CFR 478.124(c)(3)(i): Mr. Daniel stated he would ensure proper completion of all future ATF Forms 4473 to include proper entry of identification information.
- 5) 27 CFR 478.124(c)(3)(iv): Mr. Daniel stated he would ensure proper completion of all future ATF Forms 4473 to include proper entry of all NICS contact information.
- 6) 27 CFR 478.21(a): Mr. Daniel stated he would ensure proper completion of all future ATF Forms 4473 to include properly recording of the total number of firearms transferred. Furthermore, Mr. Daniel stated he would ensure all future ATF Forms 4473 included the certification signature and date completed by the transferee.

The violations for which you were cited could adversely impact law enforcement's ability to reduce violent crime and protect the public. You are reminded that future violations, repeat or otherwise, could be viewed as willful and may result in the revocation of your license. You may anticipate further inspections to ensure your compliance.

Please contact us if you have any questions concerning your responsibilities as a licensee or if you require further clarification about particular requirements of Federal firearms laws.

Sincerely,  
Judyth Ledoux  
Director Industry Operations  
Columbus Field Division