

CASH AMERICA EAST INC's FCI
 FCI-32728
 09/23/2022 10:28 AM
 IO (b)(6), Tampa II (IO) Field Office

LICENSEE INFORMATION

Licensee Name CASH AMERICA EAST INC	RDS Key 1-59-12622	License/Permit Number 1-59-103-02-3A-12622	License Type 02 - Pawnbroker License
Business Type Corporation			
Premises Ownership Type Leased/Rented	Premises Address 36001 US HWY 19 N, Unit N/A, PALM HARBOR, Florida 34684-1531		
Premises Location Type Required Store Front			

Address
 36001 US HWY 19 N
 Unit N/A
 PALM HARBOR, Florida 34684-1531
 PINELLAS
 United States

Address
 36001 US HWY 19 N
 Unit N/A
 PALM HARBOR, Florida 34684-1531
 PINELLAS
 United States

Phone Type	Phone Number	Remarks
Business	+1 727-499-0105	
Fax	+1 727-499-0108	

Online Presence Type	Online Presence URL	Remarks
Website	https://firstcash.com/	

RECOMMENDATIONS

Final Decision Date
 Revocation 08/19/2022

Details

The licensee did voluntarily surrender this license.

Per email and Discontinuance of Business Letter received from POC, License Discontinued On 07/22/2022 & all Records to be sent To OOBRC On 07/25/2022. Placed OOB on this date.

Out of Business Records and Inventory Management

Licensee Records

✔ Submitted to the Federal Licensing Center

Deputy Assistant Director - Industry Operations Megan Bennett's Recommendation
 Revocation

Details

I concur with the recommendation of revocation and also recommend fining the FFL \$8935 for the violation of 922(t)

Special Agent in Charge Craig Saier's Recommendation

I support the recommendation for revocation for knowingly transferring to a prohibited person and based on the compliance history of transferring to out of state residents.

Division Counsel (b)(6) Review

Details

TFD DC and ACC East reviewed. Evidence supports revocation and/or fine and/or suspension.

Director of Industry Operations Aaron Gerber's Recommendation

Licensee Inventory

✔ No inventory on hand

Revocation

Details

The FFL knowingly transferred a firearm to a prohibited individual. TFD is seeking Revocation or Suspension and a full Fine per 922(t)(5) and (1).

The FFL self reported and successfully got the firearm returned to the store. The FFL reports that it suspended its manager and firearms business activities for 90 days.

However, it also has a compliance history of transferring to prohibited individuals (out-of-State residents), which prompted the March recall inspection.

Area Supervisor (b)(6) Recommendation
Revocation

Details

The licensee received a denial on a background check and transferred a firearm to a prohibited person while knowing or having reasonable cause to believe the purchaser is a prohibited person.

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

Details

Investigator (b)(6) recommends a Warning Conference in lieu of revocation. Investigator (b)(6) did not find any evidence indicating that the licensee knowingly transferred (b)(3) (112 Public Law 55 125 Stat 552), (b)(6). Investigator (b)(6) did not find any indicators that the licensee had a purposeful disregard for the ATF laws and regulations. The comprehensive results of this inspection led Investigator (b)(6) to determine that this was a mistake on the part of the FFL and not intentional.

Inspection Findings

Transfer of Firearm

- 4. Transfer of a firearm to a prohibited person while knowing or having reasonable cause to believe that the transferee is a prohibited person.

ELIGIBILITY VERIFICATION

Business Information Verification

Licensee Name	Business Type	Is the business valid?
CASH AMERICA EAST INC	Corporation	Yes

Additional Findings

Ownership Type: Corporation

Business structure: Thomas Stuart, President and Chief Operating Office; Rick Wessel, Director and Chief Executive Officer; Robert Orr, Director, Executive Vice President, Secretary and Chief Financial Officer. All Corporate members are located in Fort Worth, TX at their Corporate Office.

Verified the business information through FL Division of Corporations: Yes

Note any changes in ownership: None

Attachment(s):

Cash America East Sunbiz.pdf

Property Ownership Verification

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

Address

36001 US HWY 19 N
Unit N/A
PALM HARBOR, Florida 34684-1531
PINELLAS
United States

Additional Findings

Verified ownership through County Property records: Verified through Pinellas County Property Records.

Property owner: Below is a list of the owners of the property, specifically as listed with the Pinellas County Property Appraisers Website:

7025 HARMONY LLC
1380 VERMONT AVENUE LLC

(b)(6)

Attachment(s):

Cash America Property Record.pdf

Trade Name/DBA Verification

Trade Name/DBA	Is the trade name/DBA registered?
CASH AMERICA PAWN OF PALM HARBOR #1	Yes

Additional Findings

Verified trade name/DBA is registered through the Florida Division of Corporations: Yes. Trade name is actively registered with the State.

Attachment(s):
Cash America Pawn of Palm Harbor #1 Trade name.pdf

Rental/Lease Verification

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

Additional Findings
Owner authorizes all business activities: Yes
Copy of lease attached showing a pawn shop and FFL business are permitted.

Attachment(s):
Cash America lease.pdf

Zoning Information Verification

Is the proposed business activity in compliance with zoning?
Yes

Additional Findings
Licensee is in compliance with State and Local laws concerning zoning: Yes
Restrictions (if any): In-person retail sales, pawnbroking, Internet sales, shipping and receiving and storage of inventory are all permitted uses at this commercial storefront.
Note changes (if any): None

Attachment(s):
Cash America Zoning e-mail.msg

APPOINTMENT DETAILS

Interview Date
11/15/2021
Address
36001 US HWY 19 N, Unit N/A, PALM HARBOR, Florida 34684-1531

Remarks
Announced compliance inspection scheduled for 11/15/21. Consent received from licensee to conduct a compliance inspection within less than a year than last inspection to due self reported violation of transferring a firearm to a person who received a FDLE denial.

Responsible Attendee(s)

MICHAEL BENJAMIN LITTLE Jr.
MARY ANNE JOHNSON
JOSEPH Edward DAMUTH Jr.

Non-Responsible Person(s)

No Items

RESPONSIBLE PERSON(S)

MICHAEL BENJAMIN LITTLE Jr.

Name	Gender	Race	Ethnicity
MICHAEL BENJAMIN LITTLE Jr.	Male	White	Not Hispanic or Not Latino
Date of Birth	SSN	Job Title	
(b)(6)		MARKET MGR	

Physical Identifiers

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

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	(b)(6)	(b)(6)
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
11/12/2021

Criminal History Check Comments
IOI (b)(6) conducted a check using JWIN and N-Force. No derogatory information found. An additional check was conducted prior to submission of this assignment.

MARY ANNE JOHNSON

Name	Gender	Race	Ethnicity
MARY ANNE JOHNSON	Female	White	Not Hispanic or Not Latino
Date of Birth	SSN	Job Title	
(b)(6)	(b)(6)	STORE MGR	

Physical Identifiers

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

Place of Birth

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

Home Address

(b)(6)

United States

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)	

Criminal History Check

Date Criminal History Check Conducted
11/12/2021

Criminal History Check Comments
IOI (b)(6) conducted a check using JWIN and N-Force. No derogatory information found. An additional check was conducted prior to submission of this assignment.

Number Type	Agency Label	State
FBI/UCN	(b)(6)	

JOSEPH Edward DAMUTH Jr.

Name	Gender	Race	Ethnicity
JOSEPH Edward DAMUTH Jr.	Male	White	Not Hispanic or Not Latino

Date of Birth SSN
(b)(6)

Job Title
District Manager

Physical Identifiers

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

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	(b)(6)	(b)(6)

Phone Type	Phone Number	Remarks
Business	+1 904-721-2555	
Business	+1 727-499-0108	During Normal Business Hours

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted
11/12/2021

Criminal History Check Comments
IOI (b)(6) conducted a check using JWIN and N-Force. No derogatory information found. An additional check was conducted prior to submission of this assignment.

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?
Other FFLs held: Cash America holds over 70 active FFLs throughout the US.
Describe business activity (proposed or actual): Pawning firearms, buying and selling new and used firearms.
Other business conducted on premises: Pawn shop
Other FFL's co-located: None
Other pertinent information: See Additional Notes under "Closing Conference" for additional information regarding this inspection.

Do they need an additional license or permit?
No

Who are their primary suppliers?
The primary suppliers for pawns are the general public. The primary suppliers for new firearms are (b)(4)

Other State or Local Permits

Type	Number	Expiration
State Sales Tax	(b)(3)(26 USC § 6103)	12/31/21
Pawnbroker License	PN3150	11/3/22

Business Activities

Pawnbroker
Retail

Selected Operational Security Measures

- Controlled Access to ATF Recordkeeping
- Controlled Access to Keys
- Current & Active Security Plan
- Designated Security Coordinator
- Formal Employee Training
- Suspicious persons/activities reporting protocols

SECURITY WALKTHROUGH

Inspection Area Description

What area of the premises did the interview take place: Store
Commercial/Residential or other: Commercial
Suitability for all business activities: Yes
Document the Right of Entry: Yes-documented
Offsite storage: None
Safety concerns: None
Other pertinent information: None

Primary Activity

Retail

GPS Coordinates

Latitude
28.09975

Longitude
-082.73960

Selected Physical Security Measures

- Alarm Monitoring (with Cellular Back-Up)
- Deadbolts
- Floodlights
- Local Audible Alarm
- Lockable Display Rack(s)/Case(s)
- Motion Sensors
- Reinforced Heavy Duty Doors/Frames
- Safe(s)/Vault(s)
- Security Cameras

INTERVIEW NOTES

Start Date / Last Date records reviewed: 11/15/21 to 11/16/21
Discussion of the Loss Prevention pamphlet and Important Notice: Selling Firearms after Revocation Notice: Discussed
Other pertinent information: None

ONSITE SUMMARY

Total Number of ATF Form 4473s for Inspection Review Period

Total Number of ATF F 4473 Reviewed

[REDACTED]

Total Number of Open Dispositions in A & D Record

[REDACTED]

Total Number of Firearms in Inventory

58

Actual Number of Firearms Verified

Number of Firearms Missing Before Reconciliation

Total Number of Firearms Missing After Reconciliation

0

Total Number of Acquisitions in the Last 12 Months

(b)(4)

Total Number of Dispositions in the Last 12 Months

(b)(4)

Onsite Start Date

Onsite End Date

Number of Reported Lost/Stolen Firearms During Inspection Period

Total Number of Traces During Inspection Review Period

Total Number of Those Traces That Were Unresolved

Inspection Period Start Date

Inspection Period End Date

Number Of Traces Resolved By IOI

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

Additional Comments

Date and sampling used, methodology, and AS, DIO, or DAD approval: 100% inventory and records review. Inspection period was 3/30/21 to 11/15/21.
Type of A&D record maintained (paper/electronic): Electronic
Compliance with ATF Ruling Electronic A&D (if applicable): Yes
ATF Forms 4473 comparison to audit log: [REDACTED]
Secondary Firearms: Yes
NFA (# and types of firearms): None
Other pertinent information: None

Attachment(s)

Report of Violations.pdf

Report of Violations.pdf

Licensee Response to Violations Report.pdf

REPORT OF VIOLATIONS

Regulation	Corrective Actions	Instance Details
27 CFR 478.99(c): Unlawful sale or delivery of a firearm to a prohibited person 1 Number of Instances: []	The customer returned the firearm to the FFL. The FFL will now double check every firearm transaction before a firearm is transferred.	The licensee transferred a firearm to [REDACTED] who received a FDLE background check denial [REDACTED].
18 U.S.C. 922(t): Failure to adhere to Brady background check requirements 2 Number of Instances: []	The customer returned the firearm to the FFL. The FFL will now double check every firearm transaction before a firearm is transferred.	The licensee transferred a firearm to [REDACTED] who received a FDLE background check denial [REDACTED].

LICENSEE RESPONSE REPORT

Regulation	Corrective Actions	Licensee Response	Status Details
27 CFR 478.99(c): Unlawful sale or delivery of a firearm to a prohibited person 1 Number of Instances: []	The customer returned the firearm to the FFL. The FFL will now double check every firearm transaction before a firearm is transferred.	The licensee stated it was a mistake and not intentional.	Status Correction Verified Verified Method In Person Date Correction Verified 11/16/2021
18 U.S.C. 922(t): Failure to adhere to Brady background check requirements 2 Number of Instances: []	The customer returned the firearm to the FFL. The FFL will now double check every firearm transaction before a firearm is transferred.	The licensee stated it was a mistake and not intentional.	Status Correction Verified Verified Method In Person Date Correction Verified 11/16/2021

CLOSING CONFERENCE

(11/16/2021)
11/16/2021

Closing Conference Additional Notes
See attached Narrative.

Attachment(s)

Attendee(s)

[REDACTED] (b)(6)

EXHIBITS

Inspection

Category	Attachment Name
Correspondence	Spartan Notification RE: 1-59-12622 Inspection Results
Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
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Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
UpdateLicensingCenter	8C Final Submission Tampa FCI-32728 (Cash America Pawn of Palm Harbor #1).pdf
Correspondence	
Correspondence	DIO Aaron Gerber Returned Inspection FCI-32728
Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
ReturnedSignedROV	Cash America amended ROV with 922.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
Correspondence	Spartan Notification RE: 1-59-12622 Monitored Case
UpdateLicensingCenter	8C Initial Submission Tampa FCI-32728 (Cash America Pawn of Palm Harbor #1).pdf
ClosingConferenceSummary	Acknowledgment of Regulations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
Correspondence	
Correspondence	Information Concerning Your Federal License/Permit
ViolationsPDF	Report of Violations.pdf
PropertyOwnershipVerification	Cash America Property Record.pdf
ZoningVerification	Cash America Zoning e-mail.msg
RentalLeaseVerification	Cash America lease.pdf
TradeNameVerification	Cash America Pawn of Palm Harbor #1 Trade name.pdf
BusinessVerification	Cash America East Sunbiz.pdf
ApplicationPDF	15912622 FLS.pdf

SAR-1411

Category
No attachments

Attachment Name

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 1-59-103-02-3A-12622 as a/an
pawnbroker in firearms other than destructive devices, issued to:

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

Cash America East, Inc.
d/b/a Cash America Pawn of Palm Harbor #1
36001 US Highway 19N
Palm Harbor, Florida 34684

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 August 4, 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	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official	(b)(6)
07/06/2022	Aaron R. Gerber, Director, Industry Operations, Tampa Field Division	

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: 7018 3090 0002 0441 0454 ^{Or}
- Delivering a copy of the notice to the address shown below.

Date Notice Served	Title of Person Serving Notice	(b)(6)
07/06/2022	(b)(6) Division Counsel, Tampa Field Division	
Print Name and Title of Person Served		(b)(6)
Cash America East, Inc. d/b/a Cash America Pawn of Palm Harbor #1		

Address Where Notice Served
36001 US Highway 19N, Palm Harbor, Florida 34684

Note: Previous Edition is Obsolete

**DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES**

In the Matter of Revocation for the Federal
Firearms License Under Chapter 44, Title 18,
United States Code, as a Pawnbroker in
Firearms other than Destructive Devices:

FINDINGS AND CONCLUSIONS

Licensee:

TAMPA FIELD DIVISION

Cash America East, Inc.
d/b/a Cash America Pawn of Pawn Harbor #1
36001 US Highway 19N
Palm Harbor, Florida 34684
FFL#: 1-59-103-02-3A-12622

Under the provisions of 18 U.S.C. §§ 923 and 922(t)(5), the Attorney General may, after notice and opportunity for a hearing, suspend for not more than six (6) months or revoke a Federal firearms license, and may impose on the licensee a fine, if the licensee knowingly transferred a firearm to an unlicensed person and knowingly failed to comply with the requirements of 18 U.S.C. § 922(t) with respect to the transfer and, at the time that the transferee most recently proposed the transfer, the National Instant Criminal Background Check System was operating and information was available to the system demonstrating that the transferee's receipt of a firearm would violate 18 U.S.C. §§ 922(g) or 922(n) or State law.

BACKGROUND

The License held by Cash America East, Inc. d/b/a Cash America Pawn of Pawn Harbor #1 ("Licensee"), Federal firearms number 1-59-103-02-3A-12622, is a pawnbroker in firearms other than destructive devices located at 36001 US Highway 19N, Palm Harbor, Florida 34684.

On November 10, 2021, (b)(6) Director of Firearms, Compliance and Training, First Cash (Cash America) contacted the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Tampa Field division (TFD) to advise of a Glock 43, 9x19mm pistol, Serial Number (b)(6) was transferred from Cash America East, Inc. d/b/a Cash America Pawn of Palm Harbor #1, Federal firearms number 1-59-103-02-3A-12622, located at 36001 US Highway 19N, Palm Harbor, Florida 34384 to (b)(6) an unlicensed individual, who received a denial from Florida Department of Law Enforcement which is the Point of Contact Agency for the National Instant Criminal Background Check System for the State of Florida. (b)(6) informed TFD that on November 8, 2021, while reviewing ATF Form 4473s at this premises, upper management discovered the violation. Immediate attempts by the FFL to contact (b)(6) (b)(6) were made to retrieve the firearm.

*Final Notice of Revocation of
Federal Firearms License for Cash America East Inc. d/b/a Cash America Pawn of Palm Harbor #1
FFL#: 1-59-103-02-3A-12622*

On November 9, 2021, at approximately 4:54pm (CST), (b)(6) returned the phone call from (b)(6) at which time she advised him he needed to return the firearm to the store. (b)(6) (b)(6) related that he would return the firearm by 3pm EST on November 10, 2021.

(b)(6) also gave ATF consent to do a compliance inspection. This consent inspection was done by IOI (b)(6) and covered the period from March 30, 2021 until November 15, 2021. IOI (b)(6) started the consent inspection on November 15, 2021 and held a closing conference on November 16, 2021. The only violation found was the single 18 U.S.C. § 922(t)(5) violation that (b)(6) self-reported on November 10, 2021.

ATF was informed that the firearm had been returned to the Licensee by (b)(6) on or about November 13, 2021.

On June 17, 2022, a Notice to Revoke or Suspend License and/or Impose a Civil Fine ATF Form 4500 (5300.4) was sent certified mail to the Licensee at 36001 US Highway 19N, Palm Harbor, Florida 34684 citing a single violation of 18 U.S.C. § 922(t)(5) for the transfer of a Glock 43, 9x19mm pistol, Serial Number (b)(6) to (b)(6) on or about November 7, 2021 after receiving a denial from FDLE.

On June 22, 2022, via electronic mail, (b)(6) informed TFD that the Licensee will be surrendering Federal firearms license 1-59-103-02-3A-12622 issued to Cash America East, Inc. d/b/a Cash America Pawn of Palm Harbor #1 located at 36001 US Highway 19N, Palm Harbor, Florida 34684. (b)(6) requested a stay of revocation until August 4, 2022 to dispose of existing inventory and pawn redemptions.

FINDINGS OF FACT and CONCLUSIONS

FINDINGS OF FACT

Having reviewed the record in this matter, I make the following findings and conclusions:

On or about November 7, 2021, the Licensee knowingly transferred a Glock 43, 9x19mm pistol, Serial Number (b)(6) to (b)(6) an unlicensed person, knowing that the Florida Department of Law Enforcement (FDLE), the State Point of Contact for the National Instant Criminal Background Check System (NICS) in the State of Florida, had provided a unique identification number indicating the receipt of a firearm by (b)(6) would violate subsection (g) or (n) of Section 922 of Title 18 of the United States Code or State law. At the time of the transfer, the NICS system, through FDLE, was operating and information was available to the system demonstrating that receipt of a firearm by (b)(6) would violate subsection (g) or (n) of Section 922 of Title 18 of the United States Code or State law. The NICS system, through the FDLE, advised the licensee on November 7, 2021, that the transfer of the firearm to (b)(6) had been denied/nonapproved, and provided transaction number (b)(6)

*Final Notice of Revocation of
Federal Firearms License for Cash America East Inc. d/b/a Cash America Pawn of Palm Harbor #1
FFL#: 1-59-103-02-3A-12622*

denoting the transaction was nonapproved. Despite the non- approval, the Licensee transferred the firearm to (b)(6) on November 7, 2021.

CONCLUSIONS OF LAW

I find that the record demonstrates that the Licensee's transfer of a Glock 43, 9x19mm pistol, Serial Number (b)(6) to (b)(6) an unlicensed person, after receiving non-approvals from FDLE, the State of Florida's Point of Contact for NICS is a knowing violation of 18 U.S.C. § 922(t)(5).

As such this knowing violation, was performed under the administrative provisions of the Gun Control Act and the licensee is subject to revocation. *Willingham Sports, Inc. v. BATF*, 415 F. 3d 1274, 1277 (11th Cir. 2005); *CEW Props v. United States DOJ*, 979 F. 3d 1271 1279-81 (10th Cir. 2020); *American Arms Int'l v. Herbert*, 563 F. 3d 78, 87-88; *RSM v. Herbert*, 466 F. 3d 316, 321 (4th Cir. 2006); *Simpson v. DOJ, United States*, 913 F. 3d 110, 114 (2019); *Bankston v. Then*, 615 F. 3d 1356, 1366 (11th Cir. 2010).

THEREFORE, Cash America East, Inc. d/b/a Cash America Pawn of Palm Harbor #1 is revoked pursuant to 18 U.S.C. § 922(t)(5), 18 U.S.C. § 923(e), and 27 C.F.R. § 478.73 for the reasons outlined above and set forth in the Notice to Revoke or Suspend License issued on June 17, 2022. The revocation of Federal Firearms License number 1-59-103-02-3A-12622 shall be effective on August 4, 2022.

Dated: July 6, 2022.



Aaron R. Gerber
Director of Industry Operations
Tampa Field Division