

EZPAWN COLORADO INC's FCI
FCI-34042
12/17/2022 06:59 AM
IOI (b)(6) Denver VI (IO) Field Office

GENERAL INFORMATION

IOI Hours Spent on Inspection
24.0
Due Date
4/9/22 8:00 PM

LICENSEE INFORMATION

Licensee Name: EZPAWN COLORADO INC
RDS Key: 5-84-37171
License/Permit Number: 5-84-005-02-3E-37171
License Type: 02 - Pawnbroker License

Business Type
Corporation

Premises Ownership Type: Leased/Rented
Premises Address: 3496 SOUTH FEDERAL BLVD, Unit N/A, SHERIDAN, Colorado 80110-

Premises Location Type Required
Store Front

Address
3496 SOUTH FEDERAL BLVD
Unit N/A
SHERIDAN, Colorado 80110-0000
ARAPAHOE
United States

Address
3496 SOUTH FEDERAL BLVD
Unit N/A
SHERIDAN, Colorado 80110-0000
ARAPAHOE
United States

Phone Type	Phone Number	Remarks
Business	+1 303-806-0918	
Fax	+1 303-781-0861	
Fax	+1 512-214-3463	

RECOMMENDATIONS

Final Decision Date
Revocation 10/17/2022

Details

This FFL is revoked effective 10/17/2022.

Out of Business Records and Inventory Management

Licensee Records

✔ Submitted to an ATF Employee

ATF Employee Name
(b)(6)

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

Details

Briefing held with DAD(IO) on 4/25/22. Concur with the issuance of a notice of revocation.

Special Agent in Charge David.S.Booth (b)(6) Recommendation

While this is technically in violation of "zero tolerance" it seems like revocation is harsh. But I concur with the DIO.

Division Counsel (b)(6) Review

Details

Licensee Inventory

✔ Inventory sold to non-licensee or non-permittee

I have reviewed per policy.

Director of Industry Operations Paul Brown (b)(6) Recommendation
Revocation

Details

Revocation is recommended.

This license was issued in 1996. A 2016 inspection resulted in no violations and no further action. However, a 2019 inspection resulted in violations only for the failure to verify or record identification in [redacted] instances and the failure to record NICS contact information in [redacted] instances on the ATF Forms 4473. Also, a referral was generated for a possible straw purchase.

For the current inspection, the licensee failed to initiate a background check prior to the transfer of a firearm in one instance, in violation of 27 CFR 478.102(a). The transferee initiated the ATF Form 4473 on March 11, 2021 but answered 'No' to question 21a, indicating they were not the actual buyer of the firearm. Due to this, a background check should not have been initiated by the licensee however, it was submitted on March 11, 2021. The FFL identified the 'No' response on the ATF Form 4473 and the transaction ended with no transfer of a firearm. On April 2, 2021, the same transferee completed a new ATF Form 4473, and the licensee used the same background check transaction number from March 11, 2021 but did not initiate a new background check. (The audit logs did not show any unconfirmed entries. No prohibited transfers took place.)

Regarding this violation, the responsible person stated, "...that on 3/11/2021, the NICS transaction was submitted prior to it being identified that the buyer answered 'No' to question 21a. Even though the NICS transaction was submitted, the transfer did not proceed. The licensee stated this was during a time in which NICS transactions were taking a long time to process, so whenever a NICS transaction received a response, the approval would get printed and it would go into a folder for when the customer returned to complete the transfer. According to the licensee, the approval for the NICS transaction on 3/11/2021 was mistakenly printed out and put into the folder. Then on 4/2/2021, the same customer returned, and a different employee pulled the approved NICS transaction from 3/11/2021 and completed the transfer without submitting a new NICS transaction." According to the documentation provided by the lead IOI, "the licensee acknowledged that this was a mistake on all employees involved and understands that a new NICS transaction should have been submitted prior to the transfer on 4/2/2021. The licensee stated that the transferee is a frequent customer who is known to all employees."

In addition, the licensee has taken steps to rectify this situation moving forward. As noted, "... instead of all approved NICS transactions being printed and placed in a folder until the transferee returns. The new procedure is for all NICS transactions to remain in the CBI queue, and only printed when the transferee returns to complete the transfer. At that time the ATF Form 4473 can be compared to the NICS transaction to ensure everything was completed properly, and a proper NICS transaction was conducted. This verification is done by both an employee and the manager on duty prior to the firearm being transferred."

Further, reference this violation and situation, the possibility of a potential "straw purchase" was examined. This customer is a known and frequent customer of the store. It is believed this individual simply marked the incorrect response for ATF Form 4473 question 21a on the computer system when completing the transferee portion of the form. The store employee did not "catch" the error until after the background check was initiated and advised the customer the transaction could not be completed at this time.

The licensee was also cited for the failure to complete a multiple sales transaction in [redacted] instance. Regarding this violation, the responsible person stated, "A new system update now tracks and notifies employees when a Multiple Handgun Sale has occurred. The update includes the tracking of purchases spanning 5 consecutive days."

The licensee also failed to ensure the acquisition and disposition record was properly completed for two acquisitions and one disposition, however no firearms were missing after reconciliation. Note there were (b)(4) acquisitions and (b)(4) dispositions within the past year. Regarding this violation, the responsible person stated, "Update to the electronic A&D ensures a manager verifies the acquisition information prior to it being recorded in the A&D book. Firearm cannot be added to the A&D record without a store manager approving the information. The licensee is not sure what happened with the failed disposition. The electronic system is supposed to automatically log the firearm out of the A&D record through the POS system. For this particular firearm it did not happen."

A total of [redacted] ATF Form 4473 were reviewed for this inspection. The licensee was cited for the failure to verify or record identification of [redacted] ATF Forms 4473 in [redacted] instances (repeat from the 2019 inspection with [redacted] instances) and failed to complete the ATF Forms 4473 as prescribed on [redacted] ATF Forms in [redacted] instances, in violation of 27 CFR 478.21(a). Further, the licensee/transferrer failed to sign and date the ATF Forms 4473 of [redacted] forms for a total of [redacted] instances. Regarding these violations, the responsible person stated, "Employees were given training on examples of acceptable forms of supplemental identification documents." "All employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred." "All employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred."

Revocation is recommended based on the failure to conduct the required background check. Although steps have been taken and revised procedures have been implemented to try and prevent the error of not initiating a background check, there is no indication of any extenuating circumstances why the background check was not completed when required or for using the transaction number from the original "no transfer form" on the new ATF Form 4473.

Area Supervisor (b)(6) Recommendation
Revocation

Details

The licensee was cited for violations to include 27 CFR 478.102(a) for failing to complete a background check on one occasion. Per ATF O 5370.1E and the Administration's Comprehensive Strategy to Prevent and Respond to Gun Crime and Ensure Public Safety revocation is recommended.

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

Details

Investigator (b)(6) recommends an alternate recommendation to hold a Warning Conference in lieu of revocation, with a recall inspection. Under ATF O 5370.1E the recommend administrative action is revocation.

Regarding the violation of 27 CFR 478.102(a) the licensee initiated a NICS transaction on 3/11/2021; however, the licensee identified that the transferee did not answer question 21a correctly on the ATF Form 4473 and cancelled the initial transaction. At that time, NICS transactions were taking an extended period of time to receive a response. A proceed response was received and was printed and placed in a folder by another employee. On 4/2/2021, the same transferee returned and properly completed the ATF Form 4473. A different employee pulled the approved NICS transaction print out from the folder to use for this transaction instead of initiating a new NICS transaction. Computerized criminal history checks were conducted on the one transferee with no prohibiting factors found.

Utilizing the guidelines established in ATF O 5370.1E, the licensee is willing and able to achieve and maintain voluntary compliance; the continued operation of the FFL does not pose a threat to public safety or contribute to violent crime and other criminal activities; the FFL does take responsibility for violations and is willing to work with ATF to correct them; the FFL's failure to properly complete and maintain records does not directly impact the traceability of firearms; and the violations do not have a nexus to persons prohibited from possessing firearms. As such, a warning conference with recall is recommended due to the nominal impact on traceability and public safety.

Inspection Findings

NICS

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

ELIGIBILITY VERIFICATION

Business Information Verification

Licensee Name	Business Type	Is the business valid?
EZPAWN COLORADO INC	Corporation	Yes

Additional Findings
 Confirmed Corporation is registered as a foreign entity with the Colorado Secretary of State in good standing.

Attachment(s):
 CERT_GS_F.pdf

Property Ownership Verification

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

Address
 3496 SOUTH FEDERAL BLVD
 Unit N/A
 SHERIDAN, Colorado 80110-0000
 ARAPAHOE
 United States

Additional Findings
 Arapahoe County Assessor confirms ownership of 3496 South Federal Blvd., Sheridan, CO 80110 to (b)(6)

Attachment(s):
 Arapahoe County- Parcel Lease.pdf

Trade Name/DBA Verification

Trade Name/DBA	Is the trade name/DBA registered?
EZPAWN	Yes

Additional Findings
 Trade name of EZPawn is registered in good standing with the Colorado Secretary of State.

Attachment(s):
 20011027453.pdf

Rental/Lease Verification

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

Additional Findings
 Property owner approves of business activity being conducted at premises address.

Attachment(s):
 40126 Rnwl 2022.pdf

Zoning Information Verification

Is the proposed business activity in compliance with zoning?
 Yes

Additional Findings
 The business operations fall within the parameters of the local zoning ordinances.

Attachment(s):
 [EXTERNAL] RE_ Permitted Use.pdf

APPOINTMENT DETAILS

Interview Date
 02/04/2022
 Address
 3496 SOUTH FEDERAL BLVD, Unit N/A, SHERIDAN, Colorado 80110-0000

Responsible Attendee(s)

Non-Responsible Person(s)

(b)(6)

(Deactivated)

SEVERIN JESSE DANIEL SCHLYTER

MARIO ALONSO RIZO

RESPONSIBLE PERSON(S)

(b)(6)

(Deactivated)

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

Physical Identifiers

Height Weight Hair Color Eye Color

Place of Birth

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

Home Address

(b)(6)

United States

Additional Names

Citizenship

United States

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

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

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted 01/28/2022

(b)(6)

(Deactivated)

Name (b)(6) Gender Male Race Unknown Ethnicity Not Hispanic or Not Latino
 Date of Birth (b)(6) SSN (b)(6) Job Title RDO

Physical Identifiers

Height Weight Hair Color Eye Color

Place of Birth

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

Home Address

(b)(6)

United States

Additional Names

Citizenship

United States

ID Type	Country	State	ID Number
Driver's License	United States	Colorado	(b)(6)
Phone Type	Phone Number		Remarks
Mobile	(b)(6)		

Criminal History Check

Date Criminal History Check Conducted
01/28/2022

(b)(6)

(Deactivated)

Name (b)(6) Gender Male Race White Ethnicity Hispanic or Latino
 Date of Birth (b)(6) SSN (b)(6) Job Title MARKET MANAGER

Physical Identifiers

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

Place of Birth

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

Home Address

(b)(6)

Additional Names

Citizenship

United States

ID Type	Country	State	ID Number
	United States	No data available	
Driver's License	United States	Colorado	(b)(6)
	United States	No data available	

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

Email Address	Email Remarks
(b)(6)	

Criminal History Check

(b)(6)

SEVERIN JESSE DANIEL SCHLYTER

Name SEVERIN JESSE DANIEL SCHLYTER	Gender Male	Race	Ethnicity
Date of Birth (b)(6)	SSN (b)(6)	Job Title STORE MANAGER	

Physical Identifiers

Height	Weight	Hair Color	Eye Color
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Place of Birth

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

(b)(6)

United States

Additional Names

Citizenship

United States

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

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

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted
01/28/2022

Criminal History Check Comments
Computerized criminal history checks were conducted with no prohibiting factors found.

MARIO ALONSO RIZO

Name MARIO ALONSO RIZO	Gender Male	Race White	Ethnicity Hispanic or Latino
Date of Birth (b)(6)	SSN (b)(6)	Job Title MARKET MANAGER	

Physical Identifiers

Height (b)(6)	Weight (b)(6)	Hair Color (b)(6)	Eye Color (b)(6)
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Place of Birth

Country
United States Of America

State
(b)(6)

City
(b)(6)

Home Address

(b)(6)

Additional Names

Citizenship

United States

ID Type	Country	State	ID Number
	United States	No data available	
Driver's License	United States	Colorado	(b)(6)
	United States	No data available	

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

Email Address	Email Remarks
(b)(6)	

Criminal History Check

Date Criminal History Check Conducted
01/28/2022

Criminal History Check Comments
Computerized criminal history checks were conducted with no prohibiting factors found.

(b)(6)

NON-RESPONSIBLE PERSON(S)

Name	Date of Birth	Job Title
		District Manager

INTERVIEW QUESTIONNAIRE

What is the proposed business activity?
EZPAWN pawns, buys, and sells new and used firearms to the general public. The licensee is a high volume pawnbroker that primarily deals with transfers to individuals. The licensee does not conduct business at gun shows. EZPAWN utilizes a website (www.ezpawn.com) for advertising purposes. EZPAWN sells firearms, equipment and accessories along with numerous other pawned items. EZPAWN operates several licensed locations in the state of Colorado.

Do they need an additional license or permit?
No

Who are their primary suppliers?
The licensee acquires used firearms from the public via unredeemed pawns, sales, and trades.

Business Activities

Pawnbroker
Retail

Selected Operational Security Measures

- Controlled Access to ATF Recordkeeping
- Controlled Access to Keys
- Formal Employee Training

SECURITY WALKTHROUGH

Inspection Area Description
The licensee operates as a pawnbroker from a store front location in an urban area of Sheridan, CO. There is no off-site storage.

Primary Activity
Retail

Selected Physical Security Measures

Alarm Monitoring (with Cellular Back-Up)

Deadbolts

Local Audible Alarm

Lockable Display Rack(s)/Case(s)

GPS Coordinates

Latitude
39.65343

Longitude
-105.02513

ONSITE SUMMARY

Total Number of ATF Form 4473s for Inspection Review Period

Total Number of ATF F 4473 Reviewed

Total Number of Open Dispositions in A & D Record

Total Number of Firearms in Inventory

279

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

03/10/2022

Number of Reported Lost/Stolen Firearms During Inspection Period

0

Total Number of Traces During Inspection Review Period

Total Number of Those Traces That Were Unresolved

0

Inspection Period Start Date

02/03/2021

Inspection Period End Date

02/03/2022

Number Of Traces Resolved By IOI

0

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

Compliance History

Inspection History:

Date of Inspection: August 1, 2019

Type of Inspection: Pawnbroker Full Scope Inspection

UI#: FCI-10063

Inspection Results: Violations only, Referral Generated (R-712)

Cited Violations:

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

27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473

Date of Inspection: October 13, 2016

Type of Inspection: Pawnbroker Full Scope Inspection

UI#: 788070-2016-0238-B1B

Inspection Results: No violations, no further action, no referrals

Cited Violations: None

Date of Inspection: February 5, 2007

Type of Inspection: Pawnbroker Full Scope Inspection

UI#: 785035-2007-0207-B1B

Inspection Results: No violations, no further action, no referrals

Cited Violations: None

Additional Comments

279 firearms in inventory Failed Dispositions = Total Open Dispositions in A&D Record.

Attachment(s)

Report of Violations.pdf

Report of Violations.pdf

Report of Violations.pdf

Licensee Response to Violations Report.pdf

Licensee Response to Violations Report.pdf

Regulation	Corrective Actions	Instance Details
<p>27 CFR 478.102(a): Failure to complete a NICS/POC background check</p> <p>ATF Forms 4473: 1 Number of Instances: 1</p>	<p>Execute a required NICS/POC background check for all future over-the-counter firearm transactions.</p> <p>Retrieve and accurately record (on an ATF Form 4473) a required final NICS/POC background check response prior to all future over-the-counter firearm transactions.</p>	<p>NICS Violation, (b)(6)</p>
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>ATF Forms 4473: [redacted] Number of Instances: [redacted]</p>	<p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.</p> <p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) by close of the same business day, for all applicable future multiple sales.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p> <p>Number of Instances: [redacted]</p>	<p>Accurately, completely & timely record all required future firearm acquisition information.</p> <p>Accurately, completely & timely record all required future firearm disposition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm acquisition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm disposition information.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</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: [redacted] Number of Instances: [redacted]</p>	<p>Ensure that all required transferee/buyer supplemental identification information is obtained and accurately recorded on all future ATF Forms 4473, Section C.</p> <p>Ensure that valid supplemental identification documents are issued by a Government Agency.</p> <p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<p>27 CFR 478.21(a): Failure to complete forms as prescribed</p> <p>ATF Forms 4473: [redacted] Number of Instances: [redacted]</p>	<p>Complete all forms as prescribed.</p> <p>Correct/Update photocopies of all specified ATF Form 4473 discrepancies, in accordance with form headings and instructions.</p> <p>Ensure that all ATF Form 4473 items, as required by form headings and instructions, are accurately completed on all future transactions.</p> <p>Ensure that all required ATF Form 4473 Section A items are completed/provided by the transferee/buyer on all future transactions.</p> <p>Ensure that the transferee/buyer provides required signature and date, on ATF Form 4473 Section C, for all transactions taking place on a date different from when Section A was certified.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>
<p>27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF F 4473</p> <p>ATF Forms 4473: [redacted] Number of Instances: [redacted]</p>	<p>Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.</p> <p>Ensure that the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.</p>	<p>(b)(3) (112 Public Law 55 125 Stat 552),(b)(6)</p>

6

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

LICENSEE RESPONSE REPORT

Regulation	Corrective Actions	Licensee Response	Status Details
<p>27 CFR 478.102(a): Failure to complete a NICS/POC background check</p> <p>ATF Forms 4473: 1 Number of Instances: 1</p>	<p>Execute a required NICS/POC background check for all future over-the-counter firearm transactions.</p> <p>Retrieve and accurately record (on an ATF Form 4473) a required final NICS/POC background check response prior to all future over-the-counter firearm transactions.</p>	<p>The licensee stated that on 3/11/2021, the NICS transaction was submitted prior to it being identified that the buyer answered 'No' to question 21a. Even though the NICS transaction was submitted, the transfer did not proceed. The licensee stated this was during a time in which NICS transactions were taking a long time to process, so whenever a NICS transaction received a response, the approval would get printed and it would go into a folder for when the customer returned to complete the transfer. According to the licensee, the approval for the NICS transaction on 3/11/2021 was mistakenly printed out and put into the folder. Then on 4/2/2021, the same customer returned, and a different employee pulled the approved NICS transaction from 3/11/2021 and completed the transfer without submitting a new NICS transaction. The licensee acknowledged that this was a mistake on all employees involved and understands that a new NICS transaction should have been submitted prior to the transfer on 4/2/2021. The licensee stated that the transferee is a frequent customer who is known to all employees. When asked about the possibility of a straw purchase, the licensee stated they believe the transferee just made a mistake when completing the ATF Form 4473.</p> <p>As a result of this occurrence, the licensee has taken steps to mitigate this from occurring again. According to the licensee, instead of all approved NICS transactions being printed and placed in a folder until the transferee returns. The new procedure is for all NICS transactions to remain in the CBI queue, and only printed when the transferee returns to complete the transfer. At that time the ATF Form 4473 can be compared to the NICS transaction to ensure everything was completed properly, and a proper NICS transaction was conducted. This verification is done by both an employee and the manager on duty prior to the firearm being transferred.</p>	<p>Status Licensee Notified</p> <p>Verified Method In Person</p> <p>Date Licensee Notified 03/10/2022</p>
<p>27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers</p> <p>ATF Forms 4473: 2 Number of Instances: 2</p>	<p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) for all non-reported multiple sales identified as a result of this inspection.</p> <p>Complete and submit ATF Form 3310.4 (Report of Multiple Sale or Other Disposition of Pistols and Revolvers) by close of the same business day, for all applicable future multiple sales.</p>	<p>A new system update now tracks and notifies employees when a Multiple Handgun Sale has occurred. The update includes the tracking of purchases spanning 5 consecutive days.</p>	<p>Status Correction Verified</p> <p>Verified Method Email</p> <p>Date Correction Verified 02/04/2022</p>
<p>27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms</p> <p>Number of Instances: 3</p>	<p>Accurately, completely & timely record all required future firearm acquisition information.</p> <p>Accurately, completely & timely record all required future firearm disposition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm acquisition information.</p> <p>Amend/Update A&D Record to accurately record all required firearm disposition information.</p>	<p>Update to the electronic A&D ensures a manager verifies the acquisition information prior to it being recorded in the A&D book. Firearm cannot be added to the A&D record without a store manager approving the information.</p> <p>The licensee is not sure what happened with the failed disposition. The electronic system is supposed to automatically log the firearm out of the A&D record through the POS system. For this particular firearm it did not happen.</p>	<p>Status Correction Verified</p> <p>Verified Method In Person</p> <p>Date Correction Verified 02/04/2022</p>
<p>27 CFR 478.124(c)(3)(i): Failure to verify or record Identification</p>	<p>Ensure that all required transferee/buyer supplemental</p>	<p>Employees were given training on examples of acceptable forms of</p>	<p>Status Licensee Notified</p>

4	document on ATF F 4473 ATF Forms 4473 Number of Instances	identification information is obtained and accurately recorded on all future ATF Forms 4473, Section C. Ensure that valid supplemental identification documents are issued by a Government Agency. Execute and retain a complete and accurate ATF Form 4473 on all future firearm transactions.	supplemental identification documents.	Verified Method In Person Date Licensee Notified 03/10/2022
5	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. 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.	All employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred.	Status Licensee Notified Verified Method In Person Date Licensee Notified 03/10/2022
6	27 CFR 478.124(c)(5): Failure by transferor to sign and/or date 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 the required transferor/seller signature and date of transfer is obtained, validated and accurately recorded on all future ATF Forms 4473, Section D.	All employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred.	Status Licensee Notified Verified Method In Person Date Licensee Notified 03/10/2022

REFERRAL(S)

ID	Status	Agency	Outcome
R-10	Referral Approved	DDTC	Referral sent
R-100	Unfounded (Closed)		
R-1000	Referral Denied	ATF Detroit CGIC	
R-1001	Referral Denied	ATF&E	
R-1004	Referral Denied	Mobile Police Department	
R-1007	Referral Denied	Houston CGIC	
R-1013	Referral Approved	Michigan State Police, Firearms Records Unit	Referral sent
R-1014	Referral Denied	ATF	
R-1015	Referral Approved	Berlin Township	Referral sent
R-1017	Referral Approved	ATF	Referral sent
R-1018	Referral Approved	Bureau of ATF - St. Paul III CGIC	Referral sent
R-1019	Referral Approved	ATF	Referral sent
R-102	Referral Approved	ATF	Referral sent
R-1020	Referral Approved	NYS Department of Labor	Referral sent
R-1024	Referral Approved	ATF	Referral sent
R-1025	Referral Approved	ATF	Referral sent
R-1026	Referral Approved	ATF	Referral sent
R-1027	Referral Approved	ATF	Referral sent
R-1028	Referral Approved	ATF	Referral sent
R-1029	Referral Approved	ATF	Referral sent
R-103	Referral Approved	CGIC	Referral sent
R-1030	Referral Approved	ATF	
R-1031	Referral Approved	ATF	Referral sent

R-1032	Referral Approved	ATF	Referral sent
R-1033	Referral Approved	ATF	Referral sent
R-1034	Referral Approved	ATF	Referral sent
R-1035	Referral Denied	Frederick County Maryland	
R-1037	Referral Denied	ATF	
R-1038	Referral Approved	Frederick County Maryland	Referral sent
R-1039	Referral Approved	Bureau of Alcohol Tobacco Firearms and Explosives	Referral sent
R-104	Referral Approved	California Department of Justice, Bureau of Firearms	Referral sent
R-1040	Referral Approved	Bureau of Alcohol Tobacco Firearms and Explosives	Referral sent
R-1042	Referral Approved	Harris County Sheriff's Office	Referral sent
R-1043	Referral Approved	U.S. Department of Justice, Bureau of ATF	Referral sent
R-1045	Referral Approved	California Bureau of Firearms	Referral sent
R-1046	Referral Approved	Indianapolis Department of Business and Neighborhood Services	Referral sent
R-1047	Referral Approved	Prince George's County Permitting Enforcement	Referral sent
R-1049	Unfounded (Closed)		
R-1050	Unfounded (Closed)		
R-1053	Referral Approved	Dawson County, Nebraska	Referral sent
R-1056	Referral Approved	Miami Dade Police Department	Referral sent
R-1057	Referral Approved	ATF	Referral sent
R-1063	Referral Approved	ATF, St. Paul III Intell/St. Paul Division	Referral sent
R-1064	Referral Approved	ATF, St. Paul Division Group I	Referral sent
R-1067	Referral Denied	ATF	
R-1068	Referral Approved	Michigan State Police Records Unit	Referral sent
R-1069	Referral Approved	Bureau of ATF	Referral sent
R-107	Referral Approved	ATF	Referral sent
R-1070	Referral Denied	Seneca County Office Building	
R-1072	Referral Denied	ATF -- Created in Error	
R-1073	Referral Denied	ATF-Atlanta CGIC	
R-1074	Referral Approved	Federal Motor Carrier Safety Administration (DOT)	Referral sent
R-1075	Referral Approved	Lowndes County Probate Court	Referral sent
R-108	Referral Approved	Colorado Bureau of Investigation	Referral sent
R-1082	Referral Approved	Bureau of Alcohol Tobacco Firearms and Explosives	Referral sent
R-1086	Referral Approved	Prince George's County Permitting Enforcement	Referral sent
R-1087	Referral Approved	ATF	Referral sent
R-1088	Referral Approved	ATF	Referral sent
R-1089	Referral Denied	Lake County Sheriff's Office	
R-1091	Referral Approved	Coffee County Sheriff's Office	Referral sent
R-1092	Referral Approved	ATF	Referral sent
R-1093	Referral Denied	ATF - Ft. Pierce CE	
R-1094	Referral Denied	Bureau of Alcohol, Tobacco, Firearms and Explosives	
R-1095	Referral Approved	Bureau of Alcohol, Tobacco, Firearms & Explosives	Referral sent
R-1097	Referral Approved	Lake County Sheriff's Office	Referral sent
R-1098	Referral Approved	BATFE	Referral sent
R-1099	Referral Approved	Michigan State Police Firearms Records Unit	Referral sent
R-11	Referral Approved	Alcohol and Tobacco Tax and Trade Bureau	Referral sent
R-1103	Unfounded (Closed)		
R-1105	Referral Approved	Michigan State Police	Referral sent

R-1109	Referral Approved	The Commonwealth of Massachusetts Office of Attorney General	Referral sent
R-111	Referral Approved	Bureau of ATF - KCFD	Referral sent
R-1110	Referral Approved	The Commonwealth of Massachusetts Office of Attorney General	Referral sent
R-1111	Referral Approved	The Commonwealth of Massachusetts Office of Attorney General	Referral sent
R-1116	Referral Approved	ATF	Referral sent
R-1117	Referral Approved	Customs and Border Protection	Referral sent
R-1119	Referral Denied	Customs and Border Protection	
R-1120	Unfounded (Closed)		
R-1122	Referral Denied	Customs and Border Protection	
R-1124	Referral Approved	Riley County Police Department	Referral sent
R-1127	Referral Denied	Customs and Border Protection	
R-1129	Referral Approved	Minnesota State Fire Marshal Division	Referral sent
R-113	Referral Approved	ATF	Referral sent
R-1134	Referral Approved	Michigan State Police - Firearms Records Unit	Referral sent
R-114	Referral Approved	ATF	Referral sent
R-1145	Referral Approved	Bureau of Alcohol, Tobacco, Firearms, and Explosives	Referral sent
R-1146	Referral Approved	ATF	Referral sent
R-1150	Referral Approved	Oklahoma Tax Commission	Referral sent
R-1151	Unfounded (Closed)		
R-1153	Referral Approved	ATF-NY Group 7 (CGIC)	Referral sent
R-1156	Referral Approved	Bureau of Alcohol, Tobacco, Firearms, and Explosives	Referral sent
R-1157	Referral Approved	ATF	Referral sent
R-1159	Referral Approved	Bernalillo County Zoning	Referral sent
R-1161	Referral Approved	Bureau Of Alcohol, Tobacco, Firearms and Explosives	Referral sent
R-1165	Referral Approved	ATF- Richmond II, Field Office	Referral sent
R-1168	Referral Approved	ATF	Referral sent
R-1170	Unfounded (Closed)		
R-1178	Referral Denied	ATF	
R-118	Referral Approved	Bureau of Alcohol, Tobacco, Firearms and Explosives	Referral sent

CLOSING CONFERENCE

(3/11/2022)
03/11/2022

Closing Conference Additional Notes

On February 3, 2022, Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) Industry Operations Investigators (b)(6) and Area Supervisor (b)(6) conducted a Disposition Emphasis (DE) Compliance inspection of EzPawn Colorado Inc. The inspection covered the period of February 3, 2021, through February 3, 2022. The purpose of the inspection was to examine the licensee's conduct of business and verify the licensee's compliance with federal firearms laws and regulations. During the inspection, Investigator (b)(6) interviewed store manager and responsible person Severin Schlyter. Also present during the inspection was District Manager (b)(6).

EzPawn has operated as a Type 02 – Pawnbroker in Firearms since 1996. The licensee primarily operates as a dealer and pawnbroker of used firearms. In addition, the licensee offers dealer and private party transfer services of new and used firearms to the general public. The business premises is a store front located in a commercial area of Sheridan, CO. During the inspection period, the license acquired approximately (b)(4) firearms and disposed of approximately (b)(4) firearms.

Investigator (b)(6) determined that the Type 02 license is appropriate for the licensee's business operations. The licensee does not utilize off-site storage and does not attend gun shows. The licensee does not deal in NFA firearms.

EzPawn Inc., maintains a corporate license under Admin FFL #5-74-01453. Hidden ownership is not suspected. Computerized criminal history checks performed on the local responsible persons resulted in no prohibiting factors found. District Manager (b)(6) was present during the inspection and closing conference. (b)(6) is not currently a responsible person on the license but has submitted ATF Form 7, Part B to be added as a responsible person.

The licensee had (b)(6) transfers via ATF Form 4473 completed in the past 12 months which did not disclose any suspicious purchasers, prohibited persons, potential traffickers, or straw purchasers. The licensee was cited with the following ATF Form 4473 violation:

27 CFR 478.126a: Failure to report multiple sales or other dispositions of pistols and revolvers. Specifically, the licensee transferred (b)(6) pistols to the same unlicensed individual on May 11, 2021. ATF Form 3310.4 was submitted for the transfer of these three pistols. However, the licensee transferred a pistol to the same unlicensed individual on May 9, 2021. The pistol transferred on May 9, 2021 was not included on the ATF Form 3310.4.

The licensee stated that a new system update now tracks and notifies employees when a Multiple Handgun Sale has occurred. The update includes the tracking of purchases spanning 5 consecutive days. This update should eliminate future violations of this nature.

27 CFR 478.124(c)(3)(i): Failure to verify or record identification document on ATF Form 4473. Specifically, the licensee failed to record which supplemental government issued document was used to verify current residence address in two instances. Additionally, in those (b)(6) instances, the licensee accepted IRS Form 1040 as a form of supplemental Government Issued Documentation. However, IRS Form 1040 does not meet the requirements of an Identification Document because it is not issued by a Government Agency. This is

a repeat violation cited on August 1, 2019 (FCI-10063).

The licensee stated that all employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred. Employees were also given training on examples of acceptable forms of supplemental identification documents.

27 CFR 478.21(a): Failure to complete forms as prescribed. Specifically, in [redacted] instances, the licensee failed to complete, or accurately complete, ATF Form 4473.

The licensee stated that all employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred.

27 CFR 478.124(c)(5): Failure by transferor to sign and/or date an ATF Form 4473. Specifically, in [redacted] instances the licensee failed to sign or date the ATF Form 4473.

The licensee stated that all employees were reassigned training. Additionally, the store manager now reviews all forms prior to the firearm being transferred.

Investigator [redacted] reviewed the licensee's A&D records to verify whether they contained the required information, determine if the information was accurate, and whether entries were timely made. The licensee was cited for the following violation:

27 CFR 478.125(e): Failure to maintain an accurate/complete/timely acquisition and disposition record of firearms. Specifically, in [redacted] instance the licensee failed to record the disposition of one firearm. Additionally, the licensee failed to correctly record the acquisition information of [redacted] firearms. In [redacted] instances, the serial number recorded in the A&D record did not match the serial number on the firearm.

Regarding the failed disposition, the licensee was not sure what happened or why the system did not record the disposition information. According to the licensee, the electronic system is supposed to automatically log the firearm out of the A&D record through the POS system. For this particular firearm it did not happen.

Regarding the failure to correctly record the acquisition information of [redacted] firearms, the licensee was able to correct the information in the electronic A&D record. Additionally, the licensee stated that an update to the electronic A&D now requires a manager to verify the acquisition information prior to it being recorded in the A&D book. Firearms cannot be added to the A&D record without a store manager approving the information.

Investigator [redacted] traced 25 firearms through the FFL's required records from acquisition through disposition with zero discrepancies found. Additionally [redacted] ATF Form 4473s were compared to the CBI/NICS audit log and the following discrepancy was cited:

27 CFR 478.102(a): Failure to complete a NICS/POC background check. Specifically, the licensee submitted NICS transaction [redacted] (b)(6) on March 11, 2021 for potential firearms transfer [redacted] (b)(6). However, the buyer answered 'No' to question 21a on the ATF Form 4473. Due to the 'No' answer, the transaction did not occur. However, the same NICS transaction [redacted] (b)(6) was used to complete a transfer to the same unlicensed individual on April 2, 2021.

The licensee stated that on March 11, 2021, the NICS transaction was submitted prior to it being identified that the buyer answered 'No' to question 21a. Even though the NICS transaction was submitted, the transfer did not proceed. The licensee stated this was during a time in which NICS transactions were taking a long time to process, so whenever a NICS transaction received a response, the approval would get printed and it would go into a folder for when the customer returned to complete the transfer. According to the licensee, the approval for the NICS transaction on March 11, 2021, was mistakenly printed out and put into the folder. Then on April 2, 2021, the same customer returned, and a different employee pulled the approved NICS transaction from March 11, 2021, and completed the transfer without submitting a new NICS transaction. Investigator [redacted] (b)(6) conducted computerized criminal history checks on the one transferee with no prohibiting factors found.

The licensee acknowledged that this was a mistake on all employees involved and understands that a new NICS transaction should have been submitted prior to the transfer on 4/2/2021. The licensee stated that the transferee is a frequent customer who is known to all employees. When asked about the possibility of a straw purchase, the licensee stated they believe the transferee just made a mistake when completing the ATF Form 4473.

As a result of this occurrence, the licensee has taken steps to mitigate this from occurring again. According to the licensee, instead of all approved NICS transactions being printed and placed in a folder until the transferee returns. The new procedure is for all NICS transactions to remain in the CBI queue, and only printed when the transferee returns to complete the transfer. At that time the ATF Form 4473 can be compared to the NICS transaction to ensure everything was completed properly, and a proper NICS transaction was conducted. This verification is done by both an employee and the manager on duty prior to the firearm being transferred.

According to the Violent Crime Analysis Branch (VCAB), the licensee been subject to [redacted] trace request for the past twelve months. Additionally, the VCAB identified the licensee was associated with [redacted] multiple sale transactions involving [redacted] firearms for the inspection period [redacted] unreported multiple handgun sale was identified (see 27 CFR 478.126a cited violation above). The unreported handgun sale was reported by the licensee to the VCAB.

Inspection History:

Date of Inspection: August 1, 2019
Type of Inspection: Pawnbroker Full Scope Inspection
UI#: FCI-10063
Inspection Results: Violations only, Referral Generated (R-712)
Cited Violations:
27 CFR 478.124(c)(3)(i): Failure to verify or record identification document on ATF F 4473
27 CFR 478.124(c)(3)(iv): Failure to record NICS contact information on an ATF F 4473

Date of Inspection: October 13, 2016
Type of Inspection: Pawnbroker Full Scope Inspection
UI#: 788070-2016-0238-B1B
Inspection Results: No violations, no further action, no referrals
Cited Violations: None

Date of Inspection: February 5, 2007
Type of Inspection: Pawnbroker Full Scope Inspection
UI#: 785035-2007-0207-B1B
Inspection Results: No violations, no further action, no referrals
Cited Violations: None

On March 10, 2022, Investigator [redacted] (b)(6) reviewed and signed the Acknowledgement of Federal Firearms Regulations, ATF Forms and record keeping requirements with the licensee. Investigator [redacted] (b)(6) advised the licensee of the regulations, requirements, and proper completion of ATF Forms 4473, ATF Form 3310.4 – Report of Multiple Sale, ATF Form 3310.11 – Theft/Loss Report, and the acquisition and disposition record as it pertains to dealers and gunsmiths. Additionally, Investigator [redacted] (b)(6) provided the licensee a digital copy of the Federal Firearms Regulations, the FFL Quick Reference & Best Practices Guide, and a Denver Division point of contact sheet.

The licensee understands the requirement to execute ATF Form 4473 and a background check for any firearm transferred from the business inventory to a personal collection. The licensee was advised of the process for disposing of their business inventory after revocation, expiration, or surrender of license.

The licensee maintains an electronic A&D record for retail and pawned firearms.

Review of information found in e-trace and ATF Analytics, along with the review of the licensee's ATF Form 4473 completed during the inspection period resulted in no referrals or suspicious activity reports being generated as a result of this inspection.

On April 1, 2022, Investigator [redacted] (b)(6) returned to the licensed premises to compare ATF Form 4473s to all NICS transaction numbers from 3/1/2021 through 4/2/2021. This review was to determine if the transaction that resulted in the violation of 27 CFR 478.102(a), was not just an error on the ATF Form 4473, and a NICS transaction did occur under a different NICS

transaction number. Investigator (b)(6) along with District Manager (b)(6) and Store Manager Severin Schlyter, was able to associate all NICS transaction numbers to an accompanying ATF Form 4473, except for one. However, the one NICS transaction number that was not associated with an ATF Form 4473, was approved on 3/20/2021, which was 10 days prior to the transferee initiating the ATF Form 4473.

The ATF Form 4473 that exhibits the violation of 27 CFR 478.102(a), does show a NICS transaction number (b)(6) handwritten and then crossed out. Transaction number (b)(6) does not appear on the NICS transaction log. However, a similar transaction number of (b)(6) does show an approved response was received on 4/3/2021. Nevertheless, the response was received the day after the firearm was transferred.

The licensee did provide a screenshot of the fast4473 system (electronic record keeping system) that captures information relating to this transaction. The screenshot does show log entries relating to background information being processed and updated. However, this information does not display any information regarding the receipt of the results of the background check.

Attachment(s)

Attendee(s)

SEVERIN JESSE DANIEL SCHLYTER

EXHIBITS

Inspection

Category	Attachment Name
Correspondence	Spartan Notification RE: 5-84-37171 Inspection Results
Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
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Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
Correspondence	Spartan Notification RE: 5-84-37171 Monitored Case
ReturnedSignedROV	Report of Violations - Signed.pdf
ViolationsPDF	Report of Violations.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
LicenseeResponseToViolationsPDF	Licensee Response to Violations Report.pdf
ClosingConferenceSummary	Acknowledgment of Regulations.pdf
ViolationsPDF	Report of Violations.pdf
ViolationsPDF	Report of Violations.pdf
ZoningVerification	[EXTERNAL] RE_ Permitted Use.pdf
RentalLeaseVerification	40126 Rnwl 2022.pdf
TradeNameVerification	20011027453.pdf
PropertyOwnershipVerification	Arapahoe County- Parcel Lease.pdf
BusinessVerification	CERT_GS_F.pdf

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

In the matter of License Number 5-84-005-02-3E-37171, as a/an

Pawnbroker in Firearms Other Than Destructive Devices issued to:

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

EZPawn Colorado, Inc.
(EZPawn)
3496 South Federal Boulevard
Sheridan, Colorado 80110

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 950 17th Street, Suite 1800, Denver, Colorado 80202, in duplicate, for a hearing to review the revocation, suspension and/or fine of your license. The request must be received at the above address within 15 days of your receipt of this notice. Where a timely request for a hearing is made, the license shall remain in effect pending the outcome of the hearing; and if the license is due to expire, the license will remain in effect provided a timely application for renewal is also filed. The hearing will be held as provided in 27 CFR Part 478.

If you do not request a hearing, or your request for a hearing is not received by ATF on time, a final notice of revocation, suspension, and/or imposition of civil fine (ATF Form 5300.13) shall be issued.

Please see included brochure

Date	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official	(b)(6)
05/18/2022	Paul W. Brown Director, Industry Operations	

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

Certified mail to the address shown below.
Tracking Number: 7017107000089871138

Or

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

Date Notice Served	Title of Person Serving Notice	(b)(6)
05/18/2022	Director, Industry Operations	

Print Name and Title of Person Served _____ Signature of Person Served (*if applicable*) _____

Address Where Notice Served
2500 Bee Cave Road, Building 1, Suite 200, Rollingwood, Texas 78746

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, notice is hereby given that the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) intends to revoke the Federal firearms license held by EZ Pawn Colorado Inc. d/b/a EZ Pawn (“Licensee”), as a Dealer (pawnbroker) in Firearms Other Than Destructive Devices. Specifically, the Director, Industry Operations, United States Department of Justice, ATF, Denver 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 originally issued a Federal firearms license to Licensee in 1996. ATF subsequently conducted a compliance inspection of Licensee in 2007, 2016, and 2019. The 2019 inspection resulted in ATF issuing a Report of Violations to Licensee. The laws and regulations issued under the GCA were reviewed with Licensee as part of the 2007, 2016 and 2019 compliance inspections.

Current Inspection

On February 4, 2022, ATF Industry Operations Investigator (b)(6) conducted a compliance inspection at Licensee’s premises that revealed the following:

1. On one occasion, Licensee willfully transferred a firearm to an unlicensed person without first contacting the National Instant Criminal Background Check System (“NICS”) and obtaining a unique identification number before allowing the transfer, in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102(a). See Appendix ¶ 1.
2. On [] occasions, Licensee willfully transferred a firearm to a non-licensee without verifying the identity of the transferee by examining the identification document presented and noting the type on a 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)(i). See Appendix ¶ 2.
3. On [] occasions involving [] forms, 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 ¶ 3

Appendix

Paragraph 1

On one occasion, Licensee willfully transferred a firearm to an unlicensed person without first contacting the National Instant Criminal Background Check System (“NICS”) and obtaining a unique identification number before allowing the transfer, in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102(a).

#	Date	Transferee	Discrepancy
1	4/2/2021	(b)(6)	The licensee failed to initiate a NICS background check.

Paragraph 2

On [redacted] occasions, Licensee willfully transferred a firearm to a non-licensee without verifying the identity of the transferee by examining the identification document presented and noting the type on a 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)(i).

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

Paragraph 3

On [redacted] occasions involving [redacted] forms, 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).

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

(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 5-84-005-02-3E-37171 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*)

EZPawn Colorado, Inc.
(EZPawn)
3496 South Federal Boulevard
Sheridan, Colorado 80110

Notice is Hereby Given That:

- A request for hearing pursuant to 18 U.S.C. § 923(f)(2) and/or 922(t)(5) was not timely filed. Based on the findings set forth in the attached document, your
- license described above is revoked pursuant to 18 U.S.C., 923(e), 922(t)(5) or 924(p), effective:
 - 15 calendar days after receipt of this notice, or _____,
 - license is suspended for _____ calendar days, effective _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).
 - licensee is fined \$ _____, payment due: _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).
- After due consideration following a hearing held pursuant to 18 U.S.C. § 923(f)(2) and/or 922(t)(5), and on the basis of findings set out in the attached copy of the findings and conclusions, the Director or his/her designee concludes that your
- application for license described above is denied, pursuant to 18 U.S.C., 923(d).
 - application for renewal of license described above is denied pursuant to 18 U.S.C. 923(d), effective:
 - 15 calendar days after receipt of this notice, or _____
 - license described above is revoked pursuant to 18 U.S.C., 923(e), 922(t)(5) or 924(p), effective:
 - 15 calendar days after receipt of this notice, or October 17, 2022
 - license is suspended for _____ calendar days, effective _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).
 - licensee is fined \$ _____, payment due: _____, pursuant to 18 U.S.C. § 922(t)(5) or 924(p).

If, after the hearing and receipt of these findings, you are dissatisfied with this action you may, within 60 days after receipt of this notice, file a petition pursuant 18 U.S.C. § 923(f)(3), for judicial review with the U.S. District Court for the district in which you reside or have your principal place of business. If you intend to continue operations after the effective date of this action while you pursue filing for judicial review or otherwise, you must request a stay of the action from the Director of Industry Operations (DIO), Bureau of Alcohol, Tobacco, Firearms and Explosives, at _____

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)
08/17/2022	Paul W. Brown Director, Industry Operations	

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: 70113500000123238145

Or

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

Date Notice Served	Title of Person Serving Notice	(b)(6)
08/17/2022	Director, Industry Operations	

Print Name and Title of Person Served	Signature of Person Served

Address Where Notice Served
Camden R. Webb at Williams Mullen 301 Fayetteville Street, Suite 1700, P.O. Box 1000 (27602), Raleigh, North Carolina 27601

Note: Previous Edition is Obsolete

EZPawn Colorado, Inc., (“Licensee”), d/b/a EZPawn, holds Federal Firearms License 5-84-005-02-3E-37171, as a dealer (Pawnbroker) of firearms other than destructive devices issued by the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) pursuant to 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”).

On May 18, 2022, ATF issued a Notice to Revoke or Suspend License and/or Impose a Civil Fine, ATF Form 4500 (5300.4) (“Notice to Revoke”) advising Licensee that ATF intended to revoke its License.

The Notice to Revoke alleged that Licensee willfully violated the provisions of the GCA, and the regulations issued thereunder. The Notice to Revoke further specified that if Licensee wished to challenge the revocation, it may file a request with ATF within 15 days from the date of receipt of the Notice. See 18 U.S.C. § 923(f)(2); 27 C.F.R. § 478.73(b).

Although Licensee originally requested a hearing, and the hearing was scheduled for August 16, 2022, Licensee through its attorney withdrew the request for a hearing in writing on August 15, 2022.

For the reasons set forth in the Notice to Revoke or Suspend License and/or Impose a Civil Fine issued on May 18, 2022, the Federal Firearms License held by EZPawn Colorado, Inc., d/b/a EZPawn, is hereby revoked. The effective day of revocation will be October 17, 2022.

Dated this 17th day of August, 2022.

(b)(6)

Paul W. Brown
Director of Industry Operations
Denver Field Division
Bureau of Alcohol, Tobacco, Firearms and Explosives