

**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 1-56-10775 as a/an
Pawnbroker of Firearms, Other than Destructive Devices, issued to:

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

John David Lain Jr.
C&J Trading Company
130 West Mountain Street
Kernersville, NC 27284

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 October 29, 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 NA

prior to the effective date of the action set forth above. You may not continue licensed operations unless and until a stay is granted by the DIO.

Records prescribed under 27 CFR Part 478 for the license described above shall either be delivered to ATF within 30 days of the date the business is required to be discontinued or shall be documented to reflect delivery to a successor. See 18 U.S.C. 923(g)(4) and 27 CFR § 478.127.

After the effective date of a license denial of renewal, revocation, or suspension, you may not lawfully engage in the business of dealing in firearms. Any disposition of your firearms business inventory must comply with all applicable laws and regulations. Your local ATF office is able to assist you in understanding and implementing the options available to lawfully dispose of your firearms business inventory.

Date 08/23/2022	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official Stephen B. Albro	Signature 
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I certify that, on the date below, I served the above notice on the person identified below by:

- Certified mail to the address shown below.
 Tracking Number: 7019 2280 0001 3589
- Or
- Delivering a copy of the notice to
 the address shown below.

Date Notice Served 08/24/2022	Title of Person Serving Notice IA	Signature of Person Serving Notice
Print Name and Title of Person Served John David Lain Jr		Signature of Person Served
Address Where Notice Served 130 West Mountain Street Kernersville, NC 27284		

Note: Previous Edition is Obsolete

Under the provisions of 18 U.S.C. § 923(e) and 27 C.F.R. § 478.73, notice is hereby given of the revocation of the Federal firearms license specified above, in that the Director, Industry Operations, United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”), Charlotte Field Division, has reason to believe that John David Lain, Jr., doing business as, C&J Trading Company (C&J Trading), 130 West Mountain Street, Kernersville, NC 27284, 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.

Compliance History

John David Lain, Jr. first received a Type 02 Federal firearms license in 2015 following a qualification inspection. In 2019, ATF conducted a compliance inspection; and Licensee was cited for eleven (11) violations. In 2021, a second compliance inspection resulted in eight (8) violations cited. Both inspections resulted in Licensee attending warning conferences in lieu of revocation.

Current Inspection

On or about May 15, 2022, ATF Industry Operations Investigator Michael Winters conducted a compliance inspection of the licensee’s premises. The inspection revealed the following:

1. Licensee willfully failed in one (1) instance to conduct a NICS background check or obtain a valid NICS alternative permit in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102(a)(1).

	<u>Date</u>	<u>Transferee</u>	<u>Error</u>
1.	09/01/21	(b)(6)	Failed to perform NICS check

THIS IS A REPEAT OF VIOLATION CITED IN 2019.

2. Licensee willfully failed in ^{(b)(3) - 112 Public Law} instance to record alternative permit information or affix a copy to the ATF Form 4473 in violation of 18 U.S.C. § 922(t) and 27 C.F.R. § 478.102(e).

	<u>Date</u>	<u>Transferee</u>	<u>Error</u>
		(b)(3) - 112 Public Law 55 125 Stat 552, (b)(6)	

THIS IS A REPEAT OF VIOLATION CITED IN 2019.

3. Licensee willfully failed in ^{(b)(3) - 112 Public Law} instance to ensure that the transferee correctly recorded the required information on the ATF Form 4473 in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(1).

Date Transferee Error

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

THIS IS A REPEAT OF VIOLATION CITED IN 2019 AND 2021.

4. Licensee willfully failed in ^{(b)(3) - 112 Public Law 55} instances to ensure that the ATF Form 4473 was complete and accurate as required prior to transferring a firearm in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.21a.

Date Transferee Error

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

THIS IS A REPEAT OF VIOLATION CITED IN 2019 AND 2021.

5. Licensee willfully failed in ^{(b)(3) - 112 Public Law 55} instance to verify and record identification documents on the 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 Transferee Error

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

THIS IS A REPEAT OF VIOLATION CITED IN 2019 AND 2021.

6. Licensee willfully failed in ^{(b)(3) - 112 Public Law 55} instances to failed to timely and/or accurately record the acquisition or disposition of firearms in its Acquisition and Disposition Record in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.125(c).

Firearm Serial No. Type Error

(b)(3) - 112 Public Law 55 125 Stat 552

THIS IS A REPEAT OF VIOLATION CITED IN 2019 AND 2021.

7. Licensee willfully failed in ^{(b)(3) - 112 Public Law 55} instances to sign and/or date the ATF Form 4473 in violation of 18 U.S.C. § 923(g)(1)(A) and 27 C.F.R. § 478.124(c)(5).

Date Transferee Error

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

THIS IS A REPEAT OF VIOLATION CITED IN 2019 AND 2021.