

## 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 5-47-067-01-3M-33418 as a/an Dealer in Firearms Other than Destructive Devices

\_\_\_\_\_, issued to:

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

NEAL A. OSTERMANN  
2116 GARFIELD  
BEATRICE NEBRASKA 68310

### 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  upon notice receipt
  - 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 1251 NW Briarcliff Parkway Suite 600 Kansas City MO 64116, 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 10/03/2022	Name and Title of Bureau of Alcohol, Tobacco, Firearms and Explosives Official William J. Miller, Director, Industry Operations ATF Kansas City Field Division	Signature <i>William J. Miller</i>
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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: 70201810 0005621 7432      Or       Delivering a copy of the notice to the address shown below.

Date Notice Served 10/3/22	Title of Person Serving Notice Administrative Assistant	Signature of Person Serving Notice (b)(6)
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Print Name and Title of Person Served NEAL A. OSTERMANN	Signature of Person Served
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Address Where Notice Served  
2116 GARFIELD, BEATRICE NEBRASKA 68310

Note: Previous Edition is Obsolete

Page 2 – ATF Form 5300.13, Final Notice of Denial of Application, Revocation,  
Suspension and/or Fine of Firearms License

Neal A. Ostermann, 2116 Garfield, Beatrice, Nebraska 68310 (“Licensee”) holds Federal firearms license #5-47-067-01-3M-33418, a dealer in firearms other than destructive devices, which was issued by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) pursuant to the Gun Control Act of 1968 (GCA), as amended, 18 U.S.C. Chapter 44, and the regulations issued thereunder, 27 C.F.R. Part 478.

On August 12, 2022, ATF issued a Notice to Revoke License, ATF Form 4500, to Licensee. This Notice was sent to Licensee’s known licensed business premises. Receipt of the Notice was confirmed via USPS certified mail on August 25, 2022.

Said Notice alleged that Licensee willfully violated the provisions of the GCA and the regulations issued thereunder. The Notice further specified that if Licensee wished to challenge the revocation, he may file a request with ATF for a hearing “within 15 days after receipt of this notice.” See 18 U.S.C. § 923(f)(2); 27 C.F.R. § 478.73(b). No request for hearing was filed with ATF in accordance with the provisions of the GCA.

For the reasons set forth in the Notice to Revoke License issued on August 12, 2022, the Federal firearms license held by Licensee, Neal A. Ostermann, is hereby **REVOKED**.

Accordingly, the firearms business records for Licensee’s discontinued business must be sent to the ATF Out-of-Business Records Center, 244 Needy Road, Martinsburg, West Virginia 25401, pursuant to the requirements under 18 U.S.C. § 923(g)(4) and 27 C.F.R. § 478.127. The records shall be delivered within thirty (30) days following the business discontinuance.

For any questions regarding this matter, please contact the ATF area office at (816) 410-6000.