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**May 21, 2021**

**VIA FedEx**

AUSA Karina O'Daniel  
Assistant United States Attorney,  
Western District of Texas, Criminal Division  
601 NW Loop 410, Suite 600  
San Antonio, Texas 78216

Re: Request for form 4473's in relation to matter 5:18-cr-00390-OLG USA v. Ussery/Mann.

Dear Karina O'Daniel,

Pursuant to the request received by Academy Sports + Outdoors, enclosed is declaration signed by Candice Buckles, Compliance Coordinator and Custodian of Records.

If you have any questions or need additional information on this matter, please do not hesitate to contact me directly at 281-646-5452 or at [marquisha.january@academy.com](mailto:marquisha.january@academy.com).

Sincerely,

Marquisha January  
Paralegal

Enclosure

CASE No.: 5:18-CR-00390-OLG

*In re: Criminal Investigation*

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§  
§  
§  
§

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TEXAS

SAN ANTONIO DIVISION

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**BUSINESS RECORDS AFFIDAVIT**

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STATE OF TEXAS

COUNTY OF HARRIS

Before me, the undersigned authority, personally appeared Candice Buckles, who being by me duly sworn, deposed as follows:

“My name is Candice Buckles, CCS Compliance/ Firearm Specialist and a Custodian of Records for Academy Managing Co., L.L.C., a Texas limited liability company and the sole general partner of Academy, Ltd., a Texas limited partnership, d/b/a Academy Sports + Outdoors (“Academy”). I am over the age of eighteen and I am competent to testify to all matters set forth herein. The facts stated herein are true and correct and are within my personal knowledge. I am providing this affidavit pursuant to the request for Form 4473’s in relation to firearm sales to Jodi Mann, Linda Ussery, and Robert Ussery (the “Request”). After a diligent search through Academy’s business records, the following records have been identified as responsive to the Request:

1. Firearm Transaction Record ATF Form 4473 (Jodie Mann), attached as **Exhibit A**;
2. Firearm Transaction Record ATF Form 4473 (Linda Ussery), attached as **Exhibit B**; and
3. Firearm Transaction Record ATF Form 4473 (Robert Ussery), attached as **Exhibit C**.

The attached Academy records: (a) are true and correct copies of originals or prints of electronic records; (b) were made and kept at or near the time of the occurrence of the matters set forth therein by, or from information transmitted by, a person with knowledge of those matters; (c) were and are kept in the course of Academy's regularly conducted business activities; (d) were made or compiled as a regular practice of Academy's regularly conducted business activities; and (e) were and are relied upon by Academy in the ordinary course of its regularly conducted business.

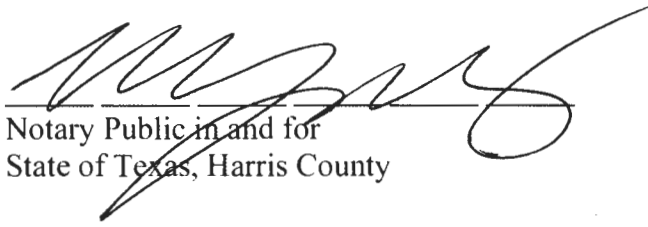
FURTHER AFFIANT SAYETH NOT.”



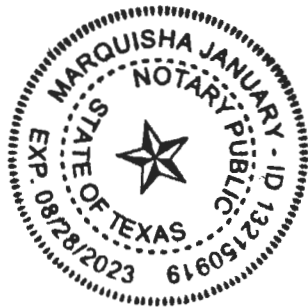
Candice Buckles  
CCS Compliance/ Firearm Specialist  
and a Custodian of Records  
Academy Managing Co., L.L.C.,  
sole general partner of Academy, Ltd.  
d/b/a Academy Sports + Outdoors

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the

24<sup>th</sup> day of May, 2021.



Notary Public in and for  
State of Texas, Harris County



# EXHIBIT A

U.S. Department of Justice  
Bureau of Alcohol, Tobacco, Firearms and Explosives

**Firearms Transaction Record Part 1 -  
Over-the-Counter**

**WARNING: You may not receive a firearm if prohibited by Federal or State law. The information you provide will be used to determine whether you are prohibited under law from receiving a firearm. Certain violations of the Gun Control Act, 18 U.S.C. §§ 921 et. seq., are punishable by up to 10 years imprisonment and/or up to a \$250,000 fine.**

Transferor's Transaction Serial Number (If any)

Prepare in original only. All entries must be handwritten in ink. Read the Notices, Instructions, and Definitions on this form. "PLEASE PRINT."

**Section A - Must Be Completed Personally By Transferee (Buyer)**

1. Transferee's Full Name  
Last Name: MANN First Name: JOBIE Middle Name (If no middle name, state "NMN"): MARIE

2. Current Residence Address (U.S. Postal abbreviations are acceptable. Cannot be a post office box.)  
Number and Street Address: 902 SYCAMORE ST City: SAN MARCOS County: HAYS State: TX ZIP Code: 78666

3. Place of Birth  
U.S. City and State: HORNELL NY -OR- Foreign Country: \_\_\_\_\_  
4. Height Ft. 5 In. 7 5. Weight (Lbs.) 167 6. Gender  Male  Female 7. Birth Date Month 07 Day 03 Year 1961

8. Social Security Number (Optional, but will help prevent misidentification) \_\_\_\_\_ 9. Unique Personal Identification Number (UPIN) if applicable (See Instructions for Question 9.) \_\_\_\_\_

10.a. Ethnicity  Hispanic or Latino  Not Hispanic or Latino  
10.b. Race (Check one or more boxes.)  American Indian or Alaska Native  Black or African American  White  Asian  Native Hawaiian or Other Pacific Islander

11. Answer questions 11.a. (see exceptions) through 11.i. and 12 (if applicable) by checking or marking "yes" or "no" in the boxes to the right of the questions.

a. Are you the actual transferee/buyer of the firearm(s) listed on this form? Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you. (See Instructions for Question 11.a.) Exception: If you are picking up a repaired firearm(s) for another person, you are not required to answer 11.a. and may proceed to question 11.b.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
b. Are you under indictment or information in any court for a felony, or any other crime, for which the judge could imprison you for more than one year? (See Instructions for Question 11.b.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
c. Have you ever been convicted in any court of a felony, or any other crime, for which the judge could have imprisoned you for more than one year, even if you received a shorter sentence including probation? (See Instructions for Question 11.c.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
d. Are you a fugitive from justice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
e. Are you an unlawful user of, or addicted to, marijuana or any depressant, stimulant, narcotic drug, or any other controlled substance?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
f. Have you ever been adjudicated mentally defective (which includes a determination by a court, board, commission, or other lawful authority that you are a danger to yourself or to others or are incompetent to manage your own affairs) OR have you ever been committed to a mental institution? (See Instructions for Question 11.f.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
g. Have you been discharged from the Armed Forces under dishonorable conditions?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
h. Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner? (See Instructions for Question 11.h.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
i. Have you ever been convicted in any court of a misdemeanor crime of domestic violence? (See Instructions for Question 11.i.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
j. Have you ever renounced your United States citizenship?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
k. Are you an alien illegally in the United States?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
l. Are you an alien admitted to the United States under a nonimmigrant visa? (See Instructions for Question 11.l.) If you answered "no" to this question, do NOT respond to question 12 and proceed to question 13.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
12. If you are an alien admitted to the United States under a nonimmigrant visa, do you fall within any of the exceptions set forth in the instructions? (If "yes," the licensee must complete question 20c.) (See Instructions for Question 12.) If question 11.l. is answered with a "no" response, then do NOT respond to question 12 and proceed to question 13.	Yes <input type="checkbox"/>	No <input type="checkbox"/>

13. What is your State of residence (if any)? (See Instructions for Question 13.) TX  
14. What is your country of citizenship? (List/check more than one, if applicable. If you are a citizen of the United States, proceed to question 16.)  United States of America  Other (Specify) \_\_\_\_\_  
15. If you are not a citizen of the United States, what is your U.S.-issued alien number or admission number? \_\_\_\_\_



I certify that my answers to Section A are true, correct, and complete. I have read and understand the Notices, Instructions, and Definition on ATF Form 4473. I understand that answering "yes" to question 11.a. if I am not the actual buyer is a crime punishable as a felony under Federal law, and may also violate State and/or local law. I understand that a person who answers "yes" to any of the questions 11.b. through 11.k. is prohibited from purchasing or receiving a firearm. I understand that a person who answers "yes" to question 11.l. is prohibited from purchasing or receiving a firearm, unless the person also answers "Yes" to question 12. I also understand that making any false oral or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony under Federal law, and may also violate State and/or local law. I further understand that the repetitive purchase of firearms for the purpose of resale for livelihood and profit without a Federal firearms license is a violation of law (See Instructions for Question 16).

16. Transferee's/Buyer's Signature Jodi [Signature] 17. Certification Date 9.24.2015

Section B - Must Be Completed By Transferor (Seller)

18. Type of firearm(s) to be transferred (check or mark all that apply):  Handgun  Long Gun (rifles or shotguns)  Other Firearm (Frame, Receiver, etc. See Instructions for Question 18.) 19. If sale at a gun show or other qualifying event. Name of Event \_\_\_\_\_ City, State \_\_\_\_\_

20a. Identification (e.g., Virginia Driver's license (VA DL) or other valid government-issued photo identification.) (See Instructions for Question 20.a.) Issuing Authority and Type of Identification | Number on Identification | Expiration Date of Identification (if any) Month | Day | Year TEXAS DRIVER LICENSE | 08985088 | 07 | 03 | 2021

20b. Alternate Documentation (if driver's license or other identification document does not show current residence address) (See Instructions for Question 20.b.)

20c. Aliens Admitted to the United States Under a Nonimmigrant Visa Must Provide: Type of documentation showing an exception to the nonimmigrant visa prohibition. (See Instructions for Question 20.c.)

Questions 21, 22, or 23 Must Be Completed Prior To The Transfer Of The Firearm(s) (See Instructions for Questions 21, 22 and 23.)

21a. Date the transferee's identifying information in Section A was transmitted to NICS or the appropriate State agency: (Month/Day/Year) Month | Day | Year 09 | 24 | 2015 21b. The NICS or State transaction number (if provided) was: 3024TY

21c. The response initially provided by NICS or the appropriate State agency was:  Proceed  Delayed [The firearm(s) may be transferred on \_\_\_\_\_ (Missing Disposition Information date provided by NICS) if State law permits (optional)]  Denied  Cancelled 21d. If initial NICS or State response was "Delayed," the following response was received from NICS or the appropriate State agency:  Proceed \_\_\_\_\_ (date)  Denied \_\_\_\_\_ (date)  Cancelled \_\_\_\_\_ (date)  No resolution was provided within 3 business days.

21e. (Complete if applicable.) After the firearm was transferred, the following response was received from NICS or the appropriate State agency: \_\_\_\_\_ (date).  Proceed  Denied  Cancelled

21f. The name and Brady identification number of the NICS examiner (Optional) \_\_\_\_\_ (name) \_\_\_\_\_ (number)

22.  No NICS check was required because the transfer involved only National Firearms Act firearm(s). (See Instructions for Question 22.)

23.  No NICS check was required because the buyer has a valid permit from the State where the transfer is to take place, which qualifies as an exemption to NICS (See Instructions for Question 23.)

Issuing State and Permit Type | Date of Issuance (if any) | Expiration Date (if any) | Permit Number (if any)

Section C - Must Be Completed Personally By Transferee (Buyer)

If the transfer of the firearm(s) takes place on a different day from the date that the transferee (buyer) signed Section A, the transferee must complete Section C immediately prior to the transfer of the firearm(s). (See Instructions for Question 24 and 25.)

I certify that my answers to the questions in Section A of this form are still true, correct and complete.

24. Transferee's/Buyer's Signature \_\_\_\_\_ 25. Recertification Date \_\_\_\_\_

Transferor (Seller) Continue to Next Page STAPLE IF PAGES BECOME SEPARATED

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ACADEMY 121

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Page 03

Section D - Must Be Completed By Transferor (Seller)

26. Manufacturer and/or Importer (If the manufacturer and importer are different, the FFL should include both.)	27. Model	28. Serial Number	29. Type (pistol, revolver, rifle, shotgun, receiver, frame, etc.) (See instructions for question 29)	30. Caliber or Gauge
W&S INT'L MFG INC	740 SLIM	SIS 86087	PISTOL	40 S&W
W&S INT'L MFG INC	740 SLIM	SIT 98279	PISTOL	40 S&W
/				

Total Number of Firearms (Please *handwrite* by printing e.g., one, two, three, etc. Do not use numerals.) **TWO**  
 For Use by FFL (See Instructions for Question 30c.)


30b. Is any part of this transaction a Pawn Redemption?  Yes  No

Complete ATF Form 3310.4 For Multiple Purchases of Handguns Within 5 Consecutive Business Days

Trade/corporate name and address of transferor (seller) (Hand stamp may be used.) <b>ACADEMY #121 550 BARNES DR. SAN MARCOS, TX 78866</b>	32. Federal Firearms License Number (Must contain at least first three and last five digits of FFL Number X-XX-XXXXX.) (Hand stamp may be used.) <b>FFL # 5-74-03976</b>
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The Person Transferring The Firearm(s) Must Complete Questions 33-36. For Denied/Cancelled Transactions, The Person Who Completed Section B Must Complete Questions 33-35.

I certify that my answers in Sections B and D are true, correct, and complete. I have read and understand the Notices, Instructions, and Definitions of ATF Form 4473. On the basis of: (1) the statements in Section A (and Section C if the transfer does not occur on the day Section A was completed); (2) my verification of the identification noted in question 20a (and my re-verification at the time of transfer if the transfer does not occur on the day Section A was completed); and (3) the information in the current State Laws and Published Ordinances, it is my belief that it is not unlawful for me to sell, deliver, transport, or otherwise dispose of the firearm(s) listed on this form to the person identified in Section A.

Transferor's/Seller's Name (Please print) <b>MARINE SAMPANTON</b>	34. Transferor's/Seller's Signature 	35. Transferor's/Seller's Title <b>ASSOCIATE</b>	36. Date Transferred <b>09/24/2015</b>
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NOTICES, INSTRUCTIONS AND DEFINITIONS

**Use of the Form:** The information and certification on this form are intended so that a person licensed under 18 U.S.C. § 923 may determine if he or she may lawfully sell or deliver a firearm to the person identified in Section A, and to alert the buyer of certain restrictions on the receipt and possession of firearms. This form should only be used for sales or transfers if the seller is licensed under 18 U.S.C. § 923. The seller of a firearm determines the lawfulness of the transaction and maintain proper records of the transaction. Consequently, the seller must be familiar with the provisions of 18 U.S.C. §§ 921-931 and the regulations in 27 CFR Part 478. Concerning the lawfulness of the sale or delivery of a long gun (rifle or shotgun) to a resident of another State, the seller is presumed to know the applicable State laws and published ordinances in both the seller's State and the buyer's State.

After the seller has completed the firearms transaction, he or she must make a copy of the original ATF Form 4473 (which includes the Notices, General Instructions, and Definitions), and any supporting documents, part of his or her permanent records. Such Forms 4473 must be retained for at least 20 years.

Filing may be chronological (by date), alphabetical (by name), or numerical (by transaction serial number), as long as all of the seller's completed Forms 4473 are filed in the same manner. **FORMS 4473 FOR DENIED/CANCELLED TRANSFERS MUST BE RETAINED:** If the transfer of a firearm is denied/cancelled by NICS, or if for any other reason the transfer is not complete after a NICS check is initiated, the licensee must retain the ATF Form 4473 in his or her records for at least 5 years. Forms with respect to which a sale, delivery, or transfer did not take place shall be separately retained in alphabetical (by name) or chronological (by date of licensee's certification) order.

If you or the buyer discover that an ATF Form 4473 is incomplete or improperly completed after the firearm has been transferred, and you or the buyer wish to make a record of your discovery, then photocopy the inaccurate form and make any necessary additions or revisions to the photocopy. You only should make changes to Sections B and D. The buyer should only make changes to Sections A and C. Whoever made the changes should initial and date the changes. The corrected photocopy should be attached to the original Form 4473 and retained as part of your permanent records.

**Over-the-Counter Transaction:** The sale or other disposition of a firearm by a seller to a buyer, at the seller's licensed premises. This includes the sale or other disposition of a rifle or shotgun to a nonresident buyer on such premises.

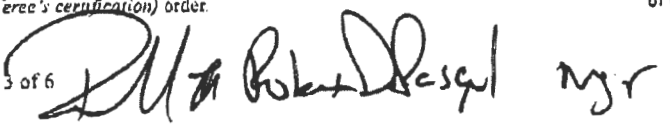
**State Laws and Published Ordinances:** The publication (ATF P 5300.5) of State firearms laws and local ordinances ATF distributes to licensees.

**Exportation of Firearms:** The State or Commerce Departments may require you to obtain a license prior to export.

Section A

**Question 1. Transferee's Full Name:** The buyer must personally complete Section A of this form and certify (sign) that the answers are true, correct, and complete. However, if the buyer is unable to read and/or write, the answers (other than the signature) may be completed by another person, excluding the seller. Two persons (other than the seller) must then sign as witnesses to the buyer's answers and signature.

When the buyer of a firearm is a corporation, company, association, partnership, or other such business entity, an officer authorized to act on behalf of the

 myr 9/24/15

# EXHIBIT B



U.S. Department of Justice  
Bureau of Alcohol, Tobacco, Firearms and Explosives

**Firearms Transaction Record Part I -  
Over-the-Counter**

**WARNING: You may not receive a firearm if prohibited by Federal or State Law. The information you provide will be used to determine whether you are prohibited under law from receiving a firearm. Certain violations of the Gun Control Act are punishable by up to 10 years imprisonment and/or up to a \$250,000 fine.**

Transferor's Transaction  
Serial Number

01NOV10

Prepare in original only. All entries must be in ink. Read the Important Notices, Instructions and Definitions on this form.  
"Please Print."

**Section A - Must Be Completed Personally By Transferee (Buyer)**

1. Transferee's Full Name

Last Name

Ussery

First Name

LINDA

Middle Name (If no middle name state "NMN")

LOUISE

2. Current Residence Address (Cannot be a post office box.)

Number and Street Address

2401 Whitebead

City

AUSTIN

County

TRAVIS

State

TEXAS

Zip Code

78634

3. Place of Birth

U.S. City/State

AUSTIN TEXAS

Foreign Country

4. Height

Ft. 5  
In. 6

5. Weight

160

6. Gender

Male

Female

7. Birth Date

[REDACTED]

8. Social Security Number (Optional, but will help prevent misidentification.)

[REDACTED]

9. Unique Personal Identification Number (UPIN) if applicable (See Instruction to Transferor 6.)

10. Race (Ethnicity) (Check one or more boxes.)

American Indian or Alaska Native

Black or African American

Native Hawaiian or Other Pacific Islander

Hispanic or Latino

Asian

White

11. Answer questions 11.a. through 12 by writing "yes" or "no" in the boxes to the right of the questions.

a. Are you the actual buyer of the firearm(s) listed on this form? <b>Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you. (See Important Notice 1 for actual buyer definition and examples.)</b>	YES
b. Are you under indictment or information in any court for a felony, or any other crime, for which the judge could imprison you for more than one year? (An information is a formal accusation of a crime by a prosecutor. See Definition 3.)	NO
c. Have you ever been convicted in any court of a felony, or any other crime, for which the judge could have imprisoned you for more than one year, even if you received a shorter sentence including probation? (See Important Notice 4, Exception 1.)	NO
d. Are you a fugitive from justice?	NO
e. Are you an unlawful user of, or addicted to, marijuana, or any depressant, stimulant, or narcotic drug, or any other controlled substance?	NO
f. Have you ever been adjudicated mentally defective (which includes a determination by a court, board, commission, or other lawful authority that you are a danger to yourself or to others or are incompetent to manage your own affairs) OR have you ever been committed to a mental institution? (See Important Notice 4 and Definitions 5 and 6.)	NO
g. Have you been discharged from the Armed Forces under dishonorable conditions?	NO
h. Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner? (See Important Notice 5.)	NO
i. Have you ever been convicted in any court of a misdemeanor crime of domestic violence? (See Important Notice 4, Exception 1 and Definition 4.)	NO
j. Have you ever renounced your United States citizenship?	NO
k. Are you an alien illegally in the United States?	NO
l. Are you a nonimmigrant alien? (See Definition 8.) If you answered "no" to this question, you are not required to respond to question 12.	NO
12. If you answered "yes" to question 11.l., do you fall within any of the exceptions set forth in Important Notice 4, Exception 2? (e.g., valid State hunting license.) (If "yes," the licensee must complete question 20c.)	NA

13. What is your State of residence (if any)? TEXAS (See Definition 7. If you are not a citizen of the United States, you only have a State of residence if you have resided in a State for at least 90 continuous days immediately prior to the date of this sale.)

14. What is your country of citizenship? (List/check more than one, if applicable.)

United States of America

Other (Specify) \_\_\_\_\_

15. If you are not a citizen of the United States, what is your U.S.-issued alien number or admission number?

NA

I certify that the answers to Section A are true and correct. I am aware that ATF Form 4473 contains Important Notices, Instructions, and Definitions. I understand that answering "yes" to question 11.a. if I am not the actual buyer of the firearm is a crime punishable as a felony. I understand that a person who answers "yes" to any of the questions 11.b. through 11.k. is prohibited from purchasing or receiving a firearm. I understand that a person who answers "yes" to question 11.l. is prohibited from purchasing or receiving a firearm, unless the person also answers "yes" to question 12. I also understand that making any false oral or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony. I further understand that the repetitive purchase of firearms for the purpose of resale for livelihood and profit without a Federal firearms license is a violation of law. (See Important Notice 6.)

16. Transferee's/Buyer's Signature Linda L. Ussey 17. Certification Date 4-19-08

**Section B - Must Be Completed By Transferor (Seller)**

18. Type of firearm(s) to be transferred:  
 Handgun     Long Gun     Both

19. Location of sale if at a gun show or other qualifying event. (See Instruction to Transferor 15.) \_\_\_\_\_ (City, State)

20a. Identification (e.g., driver's license or other valid government-issued photo identification.) (See Instruction to Transferor 1.)

Type of Identification	Number on Identification	Expiration Date of Identification (if any)		
		Month	Day	Year
Texas Drivers License	[REDACTED]	07	03	08

20b. Aliens only: Type and dates of additional required identification (e.g., utility bills or lease agreements.) (See Instruction to Transferor 2.)

Type of Identification \_\_\_\_\_ Date(s) \_\_\_\_\_

20c. Nonimmigrant aliens only: Type of documentation showing an exception to the nonimmigrant alien prohibition (e.g., hunting license/permit; waiver.) (See Instruction to Transferor 3.) \_\_\_\_\_

**Question 21, 22, or 23 Must Be Completed Prior To The Transfer Of The Firearm(s) (See Instructions to Transferor 5-8.)**

21a. The transferee's identifying information in Section A was transmitted to NICS or the appropriate State agency on: 4-19-08 (Date)

21b. The NICS or State transaction number (if provided) was: 15X4-PP5

21c. The response initially provided by NICS or the appropriate State agency was:  
 Proceed     Delayed  
 Denied     Denied (The firearm(s) may be transferred on \_\_\_\_\_ (MDI date provided by NICS) if State law permits (optional))  
 Cancelled     Cancelled \_\_\_\_\_ (date)  
 No resolution was provided within 3 business days.

21c. (Complete if applicable.) After the firearm was transferred, the following response was received from NICS or the appropriate State agency on: \_\_\_\_\_ (date).  
 Proceed     Denied     Cancelled

21f. The name and Brady identification number of the NICS examiner (optional) Pat / 2648174  
 (name) (number)

22.  No NICS check was required because the transfer involved only NFA firearm(s). (See Instruction to Transferor 8.)

23.  No NICS check was required because the buyer has a valid permit from the State where the transfer is to take place which qualifies as an exemption to NICS (See Instruction to Transferor 8.)

State Permit Type \_\_\_\_\_ Date of Issuance (if any) \_\_\_\_\_ Expiration Date (if any) \_\_\_\_\_ Permit Number (if any) \_\_\_\_\_

**Section C**

If the transfer of the firearm(s) takes place on a different day from the date that the transferee (buyer) signed Section A, the transferee must complete Section C immediately prior to the transfer of the firearm(s). (See Instruction to Transferee 3 & Instruction to Transferor 9.)

I certify that the answers I provided to the questions in Section A of this form are still true and correct.

24. Transferee's/Buyer's Signature \_\_\_\_\_ 25. Recertification Date \_\_\_\_\_

**Section D (See Instructions to Transferor 10-11.)**

26. Manufacturer and/or Importer	27. Model	28. Serial Number	29. Type (pistol, revolver, rifle, shotgun, etc.)	30. Caliber or Gauge
Smith & Wesson	JW40VE	73BF4296	Pistol	40
X	X	X		




Complete ATF Form 3310.4 For Multiple Purchases Of Handguns (See Instruction to Transferor 13.)

31. Trade/corporate name and address of transferor (seller) (Hand stamp may be used.)  <p style="text-align: center;"><b>ACADEMY #25</b>  <b>801 E. WILLIAM CANNON, #103</b>  <b>AUSTIN, TX 78745</b></p>	32. Federal Firearms License Number (Complete 15 digit FFL Number.) (Hand stamp may be used.)  <p style="text-align: center;">GENERAL FIREARM LICENSE #5-74-453-01-9C-00023</p>
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On the basis of (1) the statements in Section A (and Section C if the transfer does not occur on the day Section A was completed); (2) my verification of the identification noted in question 20a (and my reverification at the time of transfer if the transfer does not occur on the day Section A was completed); and (3) the information in the current State Laws and Published Ordinances, it is my belief that it is not unlawful for me to sell, deliver, transport, or otherwise dispose of the firearm(s) listed on this form to the person identified in Section A.

The Person Transferring The Firearm(s) Must Complete Questions 33-36. For Denied/Cancelled Transactions, The Person Who Completed Section B Must Complete Questions 33-35.

33. Transferor's/Seller's Name (Please print.) <i>Gary Ingram</i>	34. Transferor's/Seller's Signature 	35. Transferor's/Seller's Title <i>Sales</i>	36. Date Transfer is Completed <i>4/19/08</i>
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Important Notices

- Actual Buyer:** For purposes of this form, you are the actual buyer if you are purchasing the firearm for yourself or otherwise acquiring the firearm for yourself (for example, redeeming the firearm from pawn/retrieving it from consignment, firearm raffle winner). You are also the actual buyer if you are legitimately acquiring the firearm as a gift for a third party. **ACTUAL BUYER EXAMPLES:** Mr. Smith asks Mr. Jones to purchase a firearm for Mr. Smith. Mr. Smith gives Mr. Jones the money for the firearm. Mr. Jones is NOT the actual buyer of the firearm and must answer "no" to question 11.a. The licensee may not transfer the firearm to Mr. Jones. However, if Mr. Brown goes to buy a firearm with his own money to give to Mr. Black as a present, Mr. Brown is the actual buyer of the firearm and should answer "yes" to question 11.a. Please note, if you are picking up a repaired firearm for another person, you should answer "n/a" to question 11.a.
- Purpose of the Form:** The information and certification on this form are designed so that a person licensed under 18 U.S.C. § 923 may determine if he or she lawfully may sell or deliver a firearm to the person identified in Section A, and to alert the buyer of certain restrictions on the receipt and possession of firearms. This form only should be used for sales or transfers where the seller is licensed under 18 U.S.C. § 923. The seller of a firearm must determine the lawfulness of the transaction and keep proper records of the transaction. Consequently, the seller must be familiar with the provisions of 18 U.S.C. §§ 921-931 and the regulations in 27 CFR Part 478. In determining the lawfulness of the sale or delivery of a long gun to a resident of another State, the seller is presumed to know applicable State laws and published ordinances in both the seller's State and the buyer's State.

- Background Checks:** The Brady law, 18 U.S.C. § 922(t), requires that prior to transferring any firearm to an unlicensed person, a licensed importer, manufacturer or dealer must first contact the National Instant Criminal Background Check System (NICS). NICS will advise the licensee whether the system finds any information that the purchaser is prohibited by law from possessing or receiving a firearm. For purposes of this form, contacts to NICS include contacts to State agencies designated to conduct NICS checks for the Federal Government. **WARNING:** Any seller who transfers a firearm to any person they know or have reasonable cause to believe is prohibited from receiving or possessing a firearm violates the law even if the seller has complied with the background check requirements of the Brady law.
- Prohibited Persons:** Generally, 18 U.S.C. § 922 prohibits the shipment, transportation, receipt, or possession in or affecting interstate commerce of a firearm by one who: has been convicted of a misdemeanor crime of domestic violence; has been convicted of a felony, or any other crime, punishable by imprisonment for a term exceeding one year (this does not include State misdemeanors punishable by imprisonment of two years or less); is a fugitive from justice; is an unlawful user of, or addicted to, marijuana or any depressant, stimulant, or narcotic drug, or any other controlled substance; has been adjudicated mentally defective or has been committed to a mental institution; has been discharged from the Armed Forces under dishonorable conditions; has renounced his or her U.S. citizenship; is an alien illegally in the United States or a nonimmigrant alien; or is subject to certain restraining orders. Furthermore, section 922 prohibits the shipment, transportation, or receipt in or affecting interstate commerce of a firearm by one who is under indictment or information for a felony, or any other crime, punishable by imprisonment for a term exceeding one year.

*Michael Perida*

*AMP*

*Morgan*

ATF Form 4473 (5300.9) Part I  
Revised May 2007

*4/19/08*

U.S. Department of Justice  
Bureau of Alcohol, Tobacco, Firearms and Explosives

**Firearms Transaction Record Part I -  
Over-the-Counter**

**WARNING:** You may not receive a firearm if prohibited by Federal or State law. The information you provide will be used to determine whether you are prohibited under law from receiving a firearm. Certain violations of the Gun Control Act, 18 U.S.C. §§ 921 *et. seq.*, are punishable by up to 10 years imprisonment and/or up to a \$250,000 fine.

Transferor's Transaction  
Serial Number (If any)  
**ELECTRONIC**

Prepare in original only. All entries must be handwritten in ink. Read the Notices, Instructions, and Definitions on this form. "PLEASE PRINT."

**Section A - Must Be Completed Personally By Transferee (Buyer)**

1. Transferee's Full Name  
Last Name: Vssery First Name: Linda Middle Name (If no middle name, state "NMN"): Louise

2. Current Residence Address (U.S. Postal abbreviations are acceptable. Cannot be a post office box.)  
Number and Street Address: So County Lane City: Lockhart County: Caldwell State: TX ZIP Code: 78644

3. Place of Birth  
U.S. City and State: Austin Texas -OR- Foreign Country: \_\_\_\_\_  
4. Height: Ft. 5 In. 6 5. Weight (Lbs.): 165 6. Gender: Male  Female  7. Birth Date: Month \_\_\_\_\_ Day \_\_\_\_\_ Year \_\_\_\_\_

8. Social Security Number (Optional but will help prevent misidentification): \_\_\_\_\_  
9. Unique Personal Identification Number (UPIN) if applicable (See Instructions for Question 9.): \_\_\_\_\_

10. Race (Ethnicity) (Check one or more boxes. See Instructions for Question 10.)  
 American Indian or Alaska Native  Black or African American  Native Hawaiian or Other Pacific Islander  
 Hispanic or Latino  Asian  White

11. Answer questions 11.a. (see exceptions) through 11.i. and 12 (if applicable) by checking or marking "yes" or "no" in the boxes to the right of the questions.

a. Are you the actual transferee/buyer of the firearm(s) listed on this form? Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you. (See Instructions for Question 11.a.) Exception: If you are picking up a repaired firearm(s) for another person, you are not required to answer 11.a. and may proceed to question 11.b.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
b. Are you under indictment or information in any court for a felony, or any other crime, for which the judge could imprison you for more than one year? (See Instructions for Question 11.b.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
c. Have you ever been convicted in any court of a felony, or any other crime, for which the judge could have imprisoned you for more than one year, even if you received a shorter sentence including probation? (See Instructions for Question 11.c.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
d. Are you a fugitive from justice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
e. Are you an unlawful user of, or addicted to, marijuana or any depressant, stimulant, narcotic drug, or any other controlled substance?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
f. Have you ever been adjudicated mentally defective (which includes a determination by a court, board, commission, or other lawful authority that you are a danger to yourself or to others or are incompetent to manage your own affairs) OR have you ever been committed to a mental institution? (See Instructions for Question 11.f.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
g. Have you been discharged from the Armed Forces under dishonorable conditions?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
h. Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner? (See Instructions for Question 11.h.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
i. Have you ever been convicted in any court of a misdemeanor crime of domestic violence? (See Instructions for Question 11.i.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
j. Have you ever renounced your United States citizenship?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
k. Are you an alien illegally in the United States?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
l. Are you a nonimmigrant alien? (See Instructions for Question 11.l.) If you answered "no" to this question, do NOT respond to question 12 and proceed to question 13.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
12. If you are a nonimmigrant alien, do you fall within any of the exceptions set forth in the instructions? (If "yes," the licensee must complete question 20d.) (See Instructions for Question 12.) If question 11.l is answered with a "no" response, then do NOT respond to question 12 and proceed to question 13.	Yes <input type="checkbox"/>	No <input type="checkbox"/>

13. What is your State of residence (if any)? (See Instructions for Question 13.) Texas  
14. What is your country of citizenship? (List/check more than one, if applicable. If you are a citizen of the United States, proceed to question 16.)  United States of America  Other (Specify) \_\_\_\_\_  
15. If you are not a citizen of the United States, what is your U.S.-issued alien number or admission number? \_\_\_\_\_



I certify that my answers to Section A are true, correct, and complete. I have read and understand the Notices, Instructions, and Definitions on ATF Form 4473. I understand that answering "yes" to question 11.a. if I am not the actual buyer is a crime punishable as a felony under Federal law, and may also violate State and/or local law. I understand that a person who answers "yes" to any of the questions 11.b. through 11.k. is prohibited from purchasing or receiving a firearm. I understand that a person who answers "yes" to question 11.l. is prohibited from purchasing or receiving a firearm, unless the person also answers "yes" to question 12. I also understand that making any false oral or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony under Federal law, and may also violate State and/or local law. I further understand that the repetitive purchase of firearms for the purpose of resale for livelihood and profit without a Federal firearms license is a violation of law (See Instructions for Question 16).

16. Transferee's/Buyer's Signature 17. Certification Date  
11-10-09  
Janice Watson

**Section B - Must Be Completed By Transferor (Seller)**

18. Type of firearm(s) to be transferred (check or mark all that apply):  
 Handgun     Long Gun (rifles or shotguns)     Other Firearm (Frame, Receiver, etc. See Instructions for Question 18.)  
 19. If sale at a gun show or other qualifying event:  
 Name of Event \_\_\_\_\_  
 City, State \_\_\_\_\_

20a. Identification (e.g., Virginia Driver's license (VA DL) or other valid government-issued photo identification.) (See Instructions for Question 20.a.)  
 Issuing Authority and Type of Identification: Texas Driver's License  
 Number on Identification: [REDACTED]  
 Expiration Date of Identification (if any):  
 Month: 07    Day: 03    Year: 2014

20b. Alternate Documentation (if driver's license or other identification document does not show current residence address)

20c. All Aliens: Type and dates of documents that establish 90-day residency (e.g., utility bills or lease agreements). (See Instructions for Question 20.c.)  
 Type(s) of Document \_\_\_\_\_ Date(s) of residence indicated on documents \_\_\_\_\_

20d. Nonimmigrant Aliens Must Provide: Type of documentation showing an exception to the nonimmigrant alien prohibition. (See Instructions for Question 20.d.)

**Questions 21, 22, or 23 Must Be Completed Prior To The Transfer Of The Firearm(s) (See Instructions for Questions 21, 22 and 23.)**

21a. Date the transferee's identifying information in Section A was transmitted to NICS or the appropriate State agency: (Month/Day/Year)  
 Month: 11    Day: 10    Year: 2009  
 21b. The NICS or State transaction number (if provided) was:  
16J9-LB0

21c. The response initially provided by NICS or the appropriate State agency was:  
 Proceed     Denied     Cancelled  
 Delayed [The firearm(s) may be transferred on \_\_\_\_\_ (MDI date provided by NICS) if State law permits (optional)]  
 21d. If initial NICS or State response was "Delayed," the following response was received from NICS or the appropriate State agency:  
 Proceed \_\_\_\_\_ (date)  
 Denied \_\_\_\_\_ (date)  
 Cancelled \_\_\_\_\_ (date)  
 No resolution was provided within 3 business days.

21e. (Complete if applicable.) After the firearm was transferred, the following response was received from NICS or the appropriate State agency on: \_\_\_\_\_ (date).  
 Proceed     Denied     Cancelled

21f. The name and Brady identification number of the NICS examiner (Optional)  
Blair    K648-830    K648-630 <sup>11-10-09</sup>  
 (name)    (number)

22.  No NICS check was required because the transfer involved only NFA firearm(s). (See Instructions for Question 22.)

23.  No NICS check was required because the buyer has a valid permit from the State where the transfer is to take place, which qualifies as an exemption to NICS (See Instructions for Question 23.)  
 Issuing State and Permit Type \_\_\_\_\_ Date of Issuance (if any) \_\_\_\_\_ Expiration Date (if any) \_\_\_\_\_ Permit Number (if any) \_\_\_\_\_

**Section C - Must Be Completed Personally By Transferee (Buyer)**

If the transfer of the firearm(s) takes place on a different day from the date that the transferee (buyer) signed Section A, the transferee must complete Section C immediately prior to the transfer of the firearm(s). (See Instructions for Question 24 and 25.)

I certify that my answers to the questions in Section A of this form are still true, correct and complete.

24. Transferee's/Buyer's Signature \_\_\_\_\_ 25. Recertification Date \_\_\_\_\_

Section D - Must Be Completed By Transferor (Seller)				
26. Manufacturer and/or Importer (If the manufacturer and importer are different, the FFL should include both.)	27. Model	28. Serial Number	29. Type (pistol, revolver, rifle, shotgun, receiver, frame, etc.) (See instructions for question 29)	30. Caliber or Gauge
Taurus Int MFB	PT145P10	NCU 70357	Pistd	45 auto
/	/	/	/	/
/	/	/	/	/
30a. Total Number of Firearms (Please <i>handwrite</i> by printing e.g., one, two, three, etc. Do not use numerals.)			30b. Is any part of this transaction a Pawn Redemption? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
30c. For Use by FFL (See Instructions for Question 30c.)				

Complete ATF Form 3310.4 For Multiple Purchases of Handguns Within 5 Consecutive Business Days	
31. Trade/corporate name and address of transferor (seller) (Hand stamp may be used.) <b>ACADEMY #121 550 BARNES DR. SAN MARCOS, TX 78666</b>	32. Federal Firearms License Number (Must contain at least first three and last five digits of FFL Number X-XX-XXXXX.) (Hand stamp may be used.) <b>FFL #5-74-208-01-2L-03876</b>

**The Person Transferring The Firearm(s) Must Complete Questions 33-36. For Denied/Cancelled Transactions, The Person Who Completed Section B Must Complete Questions 33-35.**

I certify that my answers in Sections B and D are true, correct, and complete. I have read and understand the Notices, Instructions, and Definitions on ATF Form 4473. On the basis of: (1) the statements in Section A (and Section C if the transfer does not occur on the day Section A was completed); (2) my verification of the identification noted in question 20a (and my reverification at the time of transfer if the transfer does not occur on the day Section A was completed); and (3) the information in the current State Laws and Published Ordinances, it is my belief that it is not unlawful for me to sell, deliver, transport, or otherwise dispose of the firearm(s) listed on this form to the person identified in Section A.

33. Transferor's/Seller's Name (Please print) <b>EVAN M DONALD LESLIE PEAK</b>	34. Transferor's/Seller's Signature <i>[Signature]</i>	35. Transferor's/Seller's Title <b>ASSOCIATE</b>	36. Date Transferred <b>11/10/09</b>
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**NOTICE OF INSTRUCTIONS AND DEFINITIONS**

**Purpose of the Form:** The information and certification on this form are designed so that a person licensed under 18 U.S.C. § 923 may determine if he or she may lawfully sell or deliver a firearm to the person identified in Section A, and to alert the buyer of certain restrictions on the receipt and possession of firearms. This form should only be used for sales or transfers where the seller is licensed under 18 U.S.C. § 923. The seller of a firearm must determine the lawfulness of the transaction and maintain proper records of the transaction. Consequently, the seller must be familiar with the provisions of 18 U.S.C. §§ 921-931 and the regulations in 27 CFR Part 478. In determining the lawfulness of the sale or delivery of a long gun (rifle or shotgun) to a resident of another State, the seller is presumed to know the applicable State laws and published ordinances in both the seller's State and the buyer's State.

After the seller has completed the firearms transaction, he or she must make the completed, original ATF Form 4473 (which includes the Notices, General Instructions, and Definitions), and any supporting documents, part of his or her permanent records. Such Forms 4473 must be retained for at least 20 years. Filing may be chronological (by date), alphabetical (by name), or numerical (by transaction serial number), as long as all of the seller's completed Forms 4473 are filed in the same manner. **FORMS 4473 FOR DENIED/CANCELLED TRANSFERS MUST BE RETAINED.** If the transfer of a firearm is denied/cancelled by NICS, or if for any other reason the transfer is not complete after a NICS check is initiated, the licensee must retain the ATF Form 4473 in his or her records for at least 5 years. Forms 4473 with respect to which a sale, delivery, or transfer did not take place shall be separately retained in alphabetical (by name) or chronological (by date of transferee's certification) order.

If you or the buyer discover that an ATF Form 4473 is incomplete or improperly completed after the firearm has been transferred, and you or the

buyer wish to make a record of discovery, then photocopy the completed form and make any necessary additions or revisions to the photocopy. You only should make changes to Sections B and D. The buyer should only make changes to Sections A and C. Whoever made the changes should initial and date the changes. The corrected photocopy should be attached to the original Form 4473 and retained as part of your permanent records.

**Over-the-Counter Transaction:** The sale or other disposition of a firearm by a seller to a buyer, at the seller's licensed premises. This includes the sale or other disposition of a rifle or shotgun to a nonresident buyer on such premises.

**State Laws and Published Ordinances:** The publication (ATF P 5300.5) of State firearms laws and local ordinances ATF distributes to licensees.

**Exportation of Firearms:** The State or Commerce Departments may require you to obtain a license prior to export.

**Section A**

**Question 1. Transferee's Full Name:** The buyer must personally complete Section A of this form and certify (sign) that the answers are true, correct, and complete. However, if the buyer is unable to read and/or write, the answers (other than the signature) may be completed by another person, excluding the seller. Two persons (other than the seller) must then sign as witnesses to the buyer's answers and signature.

When the buyer of a firearm is a corporation, company, association, partnership, or other such business entity, an officer authorized to act on behalf of the business must complete Section A of the form with his or her personal information, sign Section A, and attach a written statement, executed under penalties of perjury, stating: (A) the firearm is being acquired for the use of and will be the property of that business entity and (B) the name and address of that business entity.

U.S. Department of Justice  
Bureau of Alcohol, Tobacco, Firearms and Explosives

**Firearms Transaction Record Part I -  
Over-the-Counter**

**WARNING:** You may not receive a firearm if prohibited by Federal or State law. The information you provide will be used to determine whether you are prohibited under law from receiving a firearm. Certain violations of the Gun Control Act, 18 U.S.C. §§ 921 et. seq., are punishable by up to 10 years imprisonment and/or up to a \$250,000 fine.

Transferor's Transaction  
Serial Number (If any)  
**ELECTRONIC**

Prepare in original only. All entries must be handwritten in ink. Read the Notices, Instructions, and Definitions on this form. "PLEASE PRINT."

**Section A - Must Be Completed Personally By Transferee (Buyer)**

1. Transferee's Full Name  
Last Name: Yssery First Name: Linda Middle Name (If no middle name, state "NMN"): Louise

2. Current Residence Address (U.S. Postal abbreviations are acceptable. Cannot be a post office box.)  
Number and Street Address: 80 County Lane City: Lockhart County: Caldwell State: TX ZIP Code: 78644

3. Place of Birth  
U.S. City and State: Austin, Tx. -OR- Foreign Country: \_\_\_\_\_

4. Height  
Ft.: 5 In.: 6

5. Weight (Lbs.): 160

6. Gender  
Male:  Female:

7. Birth Date  
Month: \_\_\_\_\_ Day: \_\_\_\_\_ Year: \_\_\_\_\_

8. Social Security Number (Optional, but will help prevent misidentification)  
[REDACTED]

9. Unique Personal Identification Number (UPIN) if applicable (See Instructions for Question 9.)  
[REDACTED]

See Instructions for Question 10.)

- American Indian or Alaska Native     Black or African American     Native Hawaiian or Other Pacific Islander  
 Hispanic or Latino     Asian     White

11. Answer questions 11.a. (see exceptions) through 11.i. and 12 (if applicable) by checking or marking "yes" or "no" in the boxes to the right of the questions.

a. Are you the actual transferee/buyer of the firearm(s) listed on this form? <b>Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you. (See Instructions for Question 11.a.) Exception: If you are picking up a repaired firearm(s) for another person, you are not required to answer 11.a. and may proceed to question 11.b.</b>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
b. Are you under indictment or information in any court for a felony, or any other crime, for which the judge could imprison you for more than one year? (See Instructions for Question 11.b.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
c. Have you ever been convicted in any court of a felony, or any other crime, for which the judge could have imprisoned you for more than one year, even if you received a shorter sentence including probation? (See Instructions for Question 11.c.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
d. Are you a fugitive from justice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
e. Are you an unlawful user of, or addicted to, marijuana or any depressant, stimulant, narcotic drug, or any other controlled substance?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
f. Have you ever been adjudicated mentally defective (which includes a determination by a court, board, commission, or other lawful authority that you are a danger to yourself or to others or are incompetent to manage your own affairs) OR have you ever been committed to a mental institution? (See Instructions for Question 11.f.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
g. Have you been discharged from the Armed Forces under dishonorable conditions?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
h. Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner? (See Instructions for Question 11.h.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
i. Have you ever been convicted in any court of a misdemeanor crime of domestic violence? (See Instructions for Question 11.i.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
j. Have you ever renounced your United States citizenship?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
k. Are you an alien illegally in the United States?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
l. Are you a nonimmigrant alien? (See Instructions for Question 11.l.) If you answered "no" to this question, do NOT respond to question 12 and proceed to question 13.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
12. If you are a nonimmigrant alien, do you fall within any of the exceptions set forth in the instructions? (If "yes," the licensee must complete question 20d.) (See Instructions for Question 12.) If question 11.l. is answered with a "no" response, then do NOT respond to question 12 and proceed to question 13.	Yes <input type="checkbox"/>	No <input type="checkbox"/>
13. What is your State of residence (if any)? (See Instructions for Question 13.) <u>TEXAS</u>	14. What is your country of citizenship? (List/check more than one, if applicable. If you are a citizen of the United States, proceed to question 16.) <input checked="" type="checkbox"/> United States of America <input type="checkbox"/> Other (Specify) _____	
15. If you are not a citizen of the United States, what is your U.S.-issued alien number or admission number?		



I certify that my answers to Section A are true, correct, and complete. I have read and understand the Notices, Instructions, and Definitions on ATF Form 4473. I understand that answering "yes" to question 11.a. if I am not the actual buyer is a crime punishable as a felony under Federal law, and may also violate State and/or local law. I understand that a person who answers "yes" to any of the questions 11.b. through 11.k. is prohibited from purchasing or receiving a firearm. I understand that a person who answers "yes" to question 11.l. is prohibited from purchasing or receiving a firearm, unless the person also answers "yes" to question 12. I also understand that making any false oral or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony under Federal law, and may also violate State and/or local law. I further understand that the repetitive purchase of firearms for the purpose of resale for livelihood and profit without a Federal firearms license is a violation of law (See Instructions for Question 16).

16. Transferee's/Buyer's Signature 17. Certification Date  
12-22-09  
Linda Ussary

**Section B - Must Be Completed By Transferor (Seller)**

18. Type of firearm(s) to be transferred (check or mark all that apply):  
 Handgun     Long Gun (rifles or shotguns)     Other Firearm (Frame, Receiver, etc. See Instructions for Question 18.)  
 19. If sale at a gun show or other qualifying event:  
 Name of Event \_\_\_\_\_  
 City, State \_\_\_\_\_

20a. Identification (e.g., Virginia Driver's license (VA DL) or other valid government-issued photo identification.) (See Instructions for Question 20.a.)  
 Issuing Authority and Type of Identification: Texas Driver license  
 Number on Identification: [REDACTED]  
 Expiration Date of Identification (if any):  
 Month: 07    Day: 03    Year: 2014

20b. Alternate Documentation (if driver's license or other identification document does not show current residence address)  
 20c. All Aliens: Type and dates of documents that establish 90-day residency (e.g., utility bills or lease agreements). (See Instructions for Question 20.c.)  
 Type(s) of Document \_\_\_\_\_ Date(s) of residence indicated on documents \_\_\_\_\_

20d. Nonimmigrant Aliens Must Provide: Type of documentation showing an exception to the nonimmigrant alien prohibition. (See Instructions for Question 20.d.)

**Questions 21, 22, or 23 Must Be Completed Prior To The Transfer Of The Firearm(s) (See Instructions for Questions 21, 22 and 23.)**

21a. Date the transferee's identifying information in Section A was transmitted to NICS or the appropriate State agency: (Month/Day/Year)  
 Month: 12    Day: 22    Year: 2009  
 21b. The NICS or State transaction number (if provided) was: A9T-741

21c. The response initially provided by NICS or the appropriate State agency was:  
 Proceed     Delayed (The firearm(s) may be transferred on \_\_\_\_\_ (MDI date provided by NICS) if State law permits (optional))  
 Denied     Cancelled  
 21d. If initial NICS or State response was "Delayed," the following response was received from NICS or the appropriate State agency:  
 Proceed \_\_\_\_\_ (date)  
 Denied \_\_\_\_\_ (date)  
 Cancelled \_\_\_\_\_ (date)  
 No resolution was provided within 3 business days.

21e. (Complete if applicable.) After the firearm was transferred, the following response was received from NICS or the appropriate State agency on: \_\_\_\_\_ (date).  
 Proceed     Denied     Cancelled

21f. The name and Brady identification number of the NICS examiner (Optional)  
Ambler    W674258  
 (name)    (number)

22.  No NICS check was required because the transfer involved only NFA firearm(s). (See Instructions for Question 22.)

23.  No NICS check was required because the buyer has a valid permit from the State where the transfer is to take place, which qualifies as an exemption to NICS (See Instructions for Question 23.)

Issuing State and Permit Type \_\_\_\_\_ Date of Issuance (if any) \_\_\_\_\_ Expiration Date (if any) \_\_\_\_\_ Permit Number (if any) \_\_\_\_\_

**Section C - Must Be Completed Personally By Transferee (Buyer)**

If the transfer of the firearm(s) takes place on a different day from the date that the transferee (buyer) signed Section A, the transferee must complete Section C immediately prior to the transfer of the firearm(s). (See Instructions for Question 24 and 25.)

I certify that my answers to the questions in Section A of this form are still true, correct and complete.

24. Transferee's/Buyer's Signature \_\_\_\_\_ 25. Recertification Date \_\_\_\_\_



Section D - Must Be Completed By Transferor (Seller)				
26. Manufacturer and/or Importer (If the manufacturer and importer are different, the FFL should include both.)	27. Model	28. Serial Number	29. Type (pistol, revolver, rifle, shotgun, receiver, frame, etc.) (See instructions for question 29)	30. Caliber or Gauge
Rossi	R35103	CT88759	revolver	38spl
Rossi	R35103	CT87379	revolver	38spl

30a. Total Number of Firearms (Please *handwrite* by printing e.g., *two*, *three*, etc. Do not use numerals.) **TWO**

30b. Is any part of this transaction a Pawn Redemption?  Yes  No

30c. For Use by FFL (See Instructions for Question 30c.)

**Complete ATF Form 3310.4 For Multiple Purchases of Handguns Within 5 Consecutive Business Days**

31. Trade/corporate name and address of transferor (seller) (Hand stamp may be used.) <b>ACADEMY #121 660 BARNES DR. SAN MARCOS, TX 78666</b>	32. Federal Firearms License Number (Must contain at least first three and last five digits of FFL Number X-XX-XXXXX.) (Hand stamp may be used.) <b>FFL #5-74-209-01-2L-03070</b>
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**The Person Transferring The Firearm(s) Must Complete Questions 33-36. For Denied/Cancelled Transactions, The Person Who Completed Section B Must Complete Questions 33-35.**

I certify that my answers in Sections B and D are true, correct, and complete. I have read and understand the Notices, Instructions, and Definitions on ATF Form 4473. On the basis of: (1) the statements in Section A (and Section C if the transfer does not occur on the day Section A was completed); (2) my verification of the identification noted in question 20a (and my re-verification at the time of transfer if the transfer does not occur on the day Section A was completed); and (3) the information in the current State Laws and Published Ordinances, it is my belief that it is not unlawful for me to sell, deliver, transport, or otherwise dispose of the firearm(s) listed on this form to the person identified in Section A.

33. Transferor's/Seller's Name (Please print) <b>Andrew Myers</b>	34. Transferor's/Seller's Signature	35. Transferor's/Seller's Title <b>Sales associate</b>	36. Date Transferred <b>12/22/09</b>
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**NOTICES, INSTRUCTIONS AND DEFINITIONS**

**Purpose of the Form:** The information and certification on this form are designed so that a person licensed under 18 U.S.C. § 923 may determine if he or she may lawfully sell or deliver a firearm to the person identified in Section A, and to alert the buyer of certain restrictions on the receipt and possession of firearms. This form should only be used for sales or transfers where the seller is licensed under 18 U.S.C. § 923. The seller of a firearm must determine the lawfulness of the transaction and maintain proper records of the transaction. Consequently, the seller must be familiar with the provisions of 18 U.S.C. §§ 921-931 and the regulations in 27 CFR Part 478. In determining the lawfulness of the sale or delivery of a long gun (rifle or shotgun) to a resident of another State, the seller is presumed to know the applicable State laws and published ordinances in both the seller's State and the buyer's State.

After the seller has completed the firearms transaction, he or she must make the completed, original ATF Form 4473 (which includes the Notices, General Instructions, and Definitions), and any supporting documents, part of his or her permanent records. Such Forms 4473 must be retained for at least 20 years. Filing may be chronological (by date), alphabetical (by name), or numerical (by transaction serial number), as long as all of the seller's completed Forms 4473 are filed in the same manner. **FORMS 4473 FOR DENIED/CANCELLED TRANSFERS MUST BE RETAINED.** If the transfer of a firearm is denied/cancelled by NICS, or if for any other reason the transfer is not complete after a NICS check is initiated, the licensee must retain the ATF Form 4473 in his or her records for at least 5 years. Forms 4473 with respect to which a sale, delivery, or transfer did not take place shall be separately retained in alphabetical (by name) or chronological (by date of transferee's certification) order.

If you or the buyer discover that an ATF Form 4473 is incomplete or improperly completed after the firearm has been transferred, and you or the

buyer wish to make a record of your discovery, then photocopy the inaccurate form and make any necessary additions or revisions to the photocopy. You only should make changes to Sections B and D. The buyer should only make changes to Sections A and C. Whoever made the changes should initial and date the changes. The corrected photocopy should be attached to the original Form 4473 and retained as part of your permanent records.

**Over-the-Counter Transaction:** The sale or other disposition of a firearm by a seller to a buyer, at the seller's licensed premises. This includes the sale or other disposition of a rifle or shotgun to a nonresident buyer on such premises.

**State Laws and Published Ordinances:** The publication (ATF P 5300.5) of State firearms laws and local ordinances ATF distributes to licensees.

**Exportation of Firearms:** The State or Commerce Departments may require you to obtain a license prior to export.

**Section A**

**Question 1. Transferee's Full Name:** The buyer must personally complete Section A of this form and certify (sign) that the answers are true, correct, and complete. However, if the buyer is unable to read and/or write, the answers (other than the signature) may be completed by another person, excluding the seller. Two persons (other than the seller) must then sign as witnesses to the buyer's answers and signature.

When the buyer of a firearm is a corporation, company, association, partnership, or other such business entity, an officer authorized to act on behalf of the business must complete Section A of the form with his or her personal information, sign Section A, and attach a written statement, executed under penalties of perjury, stating: (A) the firearm is being acquired for the use of and will be the property of that business entity and (B) the name and address of that business entity.

ATF Form 4473 (5300.9) Part 1  
Revised August 2008

12/22/09

# EXHIBIT C

OMB NO. 1512-0129

**DEPARTMENT OF THE TREASURY**  
**BUREAU OF ALCOHOL, TOBACCO AND FIREARMS**  
**FIREARMS TRANSACTION RECORD PART I - OVER-THE-COUNTER**

Transferor's Transaction Serial Number

**WARNING: You may not receive a firearm if prohibited by Federal or State Law. The information you provide will be used to determine whether you are prohibited under law from receiving a firearm.**  
 Prepare in original only. All entries must be in ink. Read the Important Notices, Instructions and Definitions on this form.

**Section A - Must Be Completed Personally By Transferee (Buyer)**

1. Transferee's Full Name (Last, First, Middle) <u>USSERY, ROBERT, MICHELL</u>	2. Residence Address (No., Street, City, County, State, ZIP Code; cannot be a post office box) <u>1623 TOOMEY ROAD</u> <u>AUSTIN, TEXAS 78704 TRAVIS</u>
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3. Place of Birth (City, State or foreign country) <u>HEIDELBERG, GERMANY</u>	4. Height <u>6'3"</u> Weight <u>290</u>	5. <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	6. Birth Date Month <u>12</u> Day <u>11</u> Year <u>63</u>	7. Social Security Number (Optional, but will help prevent misidentification.) <u>449-49-3069</u>
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8. Race (Ethnicity) (Check one or more boxes)

<input type="checkbox"/> American Indian or Alaska Native	<input type="checkbox"/> Black or African American	<input type="checkbox"/> Native Hawaiian or Other Pacific Islander
<input type="checkbox"/> Hispanic or Latino	<input type="checkbox"/> Asian	<input checked="" type="checkbox"/> White

9. What is your State of residence (if any)? TEXAS (See Definition 5. If you are not a citizen of the United States, you have a State of residence only if you have resided in a State for at least 90 days prior to the date of this sale.)

10. What is your country of citizenship? (List more than one, if applicable.) U.S. UNITED STATES

11. If you are not a citizen of the United States, what is your INS-issued alien number or admission number? N/A

**Certification Of Transferee**

12. Answer questions 12a through 12l by writing "yes" or "no" in the boxes to the right of the questions.

a. Are you the actual buyer of the firearm(s) listed on this form? <b>Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you. (See Important Notice 1 for actual buyer definition and examples.)</b>	<u>YES</u>
b. Are you under indictment or information in any court for a felony, or any other crime, for which the judge could imprison you for more than one year? (An information is a formal accusation of a crime by a prosecutor. See Definition 3.)	<u>NO</u>
c. Have you been convicted in any court of a felony, or any other crime, for which the judge could have imprisoned you for more than one year, even if you received a shorter sentence including probation? (See Important Notice 6, Exception 1.)	<u>YES</u>
d. Are you a fugitive from justice?	<u>NO</u>
e. Are you an unlawful user of, or addicted to, marijuana, or any depressant, stimulant, or narcotic drug, or any other controlled substance?	<u>NO</u>
f. Have you ever been adjudicated mentally defective (which includes having been adjudicated incompetent to manage your own affairs) or have you ever been committed to a mental institution?	<u>NO</u>
g. Have you been discharged from the Armed Forces under dishonorable conditions?	<u>NO</u>
h. Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner? (See Important Notice 7.)	<u>NO</u>
i. Have you been convicted in any court of a misdemeanor crime of domestic violence? (See Important Notice 6, Exception 1 and Definition 4.)	<u>NO</u>
j. Have you ever renounced your United States citizenship?	<u>NO</u>
k. Are you an alien illegally in the United States?	<u>NO</u>
l. Are you a nonimmigrant alien? (See Definition 6.)	<u>NO</u>

13. If you are a nonimmigrant alien, do you fall within any of the exceptions set forth in Important Notice 6, Exception 2?  
 Yes  No  Not applicable  (If "yes," the licensee must complete question 18c.)

I certify that the above answers are true and correct. I understand that answering "yes" to question 12a when I am not the actual buyer of the firearm is a crime punishable as a felony. I understand that a person who answers "yes" to any of the questions 12b through 12k is prohibited from purchasing or receiving a firearm, unless the person also answers "yes" to question 13. I also understand that making any false oral or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony. I further understand that the repetitive purchase of firearms for the purpose of resale for livelihood and profit without a Federal firearms license is a violation of law. (See Important Notice 8.)

14. Transferee's Signature 	15. Date <u>11-15-02</u>
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**Section B - Must Be Completed By Transferor (Seller)**

16. Type of firearm(s) to be transferred:  
 Handgun     Long Gun     Both

17. Location of sale if at a gun show. (See Instruction to Transferor 13.)  
 \_\_\_\_\_ (city, state)

18a. Type of Identification (e.g., driver's license or other valid government-issued photo identification):  
Texas Driver License  
 Number on Identification: 00481761  
 Expiration Date of Identification (if any) 12-11-07 (See Instruction to Transferor 1.)

18b. Allens only: Types and dates of additional required identification (e.g., utility bills or lease agreements. See Instruction to Transferor 2.)

18c. Nonimmigrant aliens only: Type of documentation showing an exception to the nonimmigrant alien prohibition (e.g., hunting license/permit waiver. See Instruction to Transferor 3.)

**Question 19, 20, or 21 Must Be Completed Prior To The Transfer Of The Firearm(s) (See Instructions to Transferor 5-7.)**

19a. The transferee's identifying information in Section A of this form was transmitted to NICS or the appropriate state agency on 11/17/02 (Date).

19b. The NICS or state transaction number (if provided) was:  
0645-VSH

19c. The response initially provided by NICS or the appropriate state agency was:  
 Proceed     Denied     Delayed

19d. If initial NICS or state response was "Delayed," the following response was received from NICS or the appropriate state agency on \_\_\_\_\_ (Date)  
 Proceed     Denied     No resolution was provided within 3 business days.

19e. The name and Brady identification number of the NICS examiner (if provided) \_\_\_\_\_ / \_\_\_\_\_ (optional)  
 (name) (number)

20.  No NICS check was required because the transfer involved only NFA firearm(s). (See Instruction to Transferor 7.)

21.  No NICS check was required because the buyer has a valid permit which qualifies as an exemption to NICS (See Instruction to Transferor 7.)  
 State Permit Type: \_\_\_\_\_ Date of Issuance: \_\_\_\_\_  
 Expiration Date (if any): \_\_\_\_\_ Permit Number: \_\_\_\_\_

**Section C**

If the transfer of the firearm(s) takes place on a different day from the date that the transferee signed Section A, the transferee must complete Section C immediately prior to the transfer of the firearm(s). (See Instruction to Transferee 3 & Instruction to Transferor 8.)

I certify that the answers I provided to the questions in Section A of this form are still true and correct.

22. Transferee's Signature \_\_\_\_\_ 23. Date \_\_\_\_\_

**Section D**

24. Manufacturer and/or Importer	25. Model	26. Serial Number	27. Type (pistol, revolver, rifle, shotgun, etc.)	28. Caliber or Gauge

**Complete ATF F 3310.4 For Multiple Purchases Of Handguns (See Instruction to Transferor 11.)**

29. Trade/corporate name and address of transferor (Hand stamp may be used.)  
**ACADEMY #43**  
**4970 W. U.S. HWY. 290**  
**AUSTIN, TX 78735**

30. Federal Firearms License Number (Hand stamp may be used.)  
**FEDERAL FIREARMS LICENSE NO.**  
**5-74-453-01-3C-00013**

On the basis of (1) the statements in Section A; (2) my verification of identity noted in question 18a and my verification again at the time of transfer (if the transfer does not occur on the same day the verification was noted in question 18a); and (3) the information in the current State Laws and Published Ordinances, it is my belief that it is not unlawful for me to sell, deliver, transport, or otherwise dispose of the firearm(s) listed on this form to the person identified in Section A.

**The Person Actually Transferring The Firearm(s) Must Complete Questions 31-34.**

31. Transferor's Name (Please print.) \_\_\_\_\_ 32. Transferor's Signature \_\_\_\_\_ 33. Transferor's Title \_\_\_\_\_ 34. Date Transfer is completed \_\_\_\_\_