

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2012030523201**

TO: Department of Enforcement
Financial Industry Regulatory Authority ("FINRA")

RE: Bolton Global Capital, Inc. (BD No. 15650),
Respondent

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, Bolton Global Capital, Inc. ("Bolton" or the "Firm") submits this Letter of Acceptance, Waiver and Consent ("AWC") for the purpose of proposing a settlement of the alleged rule violations described below. This AWC is submitted on the condition that, if accepted, FINRA will not bring any future actions against Respondent alleging violations based on the same factual findings described herein.

I.

ACCEPTANCE AND CONSENT

- A. Bolton hereby accepts and consents, without admitting or denying the findings, and solely for the purposes of this proceeding and any other proceeding brought by or on behalf of FINRA, or to which FINRA is a party, prior to a hearing and without an adjudication of any issue of law or fact, to the entry of the following findings by FINRA:

BACKGROUND

Bolton has been a member of FINRA since 1984. Based in Bolton, Massachusetts, the Firm has approximately 115 registered representatives in 53 branch offices. The Firm conducts a general retail securities business, including the sale of mutual funds, corporate bonds, equities, variable annuities and options.

RELEVANT DISCIPLINARY HISTORY

Bolton has no relevant formal disciplinary history with the Securities and Exchange Commission, any self-regulatory organization or any state securities regulator.

OVERVIEW

From at least May 31, 2011 through May 13, 2012 (the "Relevant Period"). Bolton failed to provide prospectuses to customers who purchased exchange traded funds ("ETFs"), as required by Section 5(b)(2) of the Securities Act of 1933 ("Securities Act"). Bolton also failed to establish, maintain and enforce an adequate supervisory system, including written supervisory procedures,

reasonably designed to ensure the delivery of ETF prospectuses to customers. By reason of the foregoing, Bolton violated NASD Conduct Rule 3010 and FINRA Rule 2010.

FACTS AND VIOLATIVE CONDUCT

Section 5(b)(2) of the Securities Act prohibits the delivery of certain securities, including ETFs, unless such delivery is accompanied by, or preceded by, a copy of a prospectus that meets the requirements of the Securities Act. During the Relevant Period, Bolton sold approximately 1000 ETFs to its customers. At least 164 of these transactions involved non-traditional ETFs. Bolton failed to send prospectuses in connection with any of these approximately 1,000 ETF transactions. By failing to deliver ETF prospectuses during the Relevant Period, Bolton acted in contravention of Section 5(b)(2) of the Securities Act and thereby violated FINRA Rule 2010.

NASD Conduct Rule 3010 requires member firms to establish, maintain and enforce a supervisory system, including written procedures, reasonably designed to achieve compliance with applicable securities laws and regulations. During the Relevant Period, Bolton failed to establish an adequate supervisory system, including written supervisory procedures, reasonably designed to ensure the delivery of ETF prospectuses to customers. Bolton had no procedures directly concerning the provision of ETF prospectuses to customers. By reason of the foregoing, Bolton violated NASD Conduct Rule 3010 and FINRA Rule 2010.

B. Bolton also consents to the imposition of the following sanctions:

- a censure; and
- a \$35,000 fine.

Bolton agrees to pay the monetary sanction upon notice that this AWC has been accepted and that such payment is due and payable. Bolton has submitted an Election of Payment form showing the method by which it proposes to pay the fine imposed.

Bolton specifically and voluntarily waives any right to claim that it is unable to pay, now or at any time hereafter, the monetary sanction imposed in this matter.

The sanctions imposed herein shall be effective on a date set by FINRA staff.

II.

WAIVER OF PROCEDURAL RIGHTS

Bolton specifically and voluntarily waives the following rights granted under FINRA's Code of Procedure:

- A. To have a Complaint issued specifying the allegations against it;
- B. To be notified of the Complaint and have the opportunity to answer the allegations in writing;
- C. To defend against the allegations in a disciplinary hearing before a hearing panel, to have a written record of the hearing made and to have a written decision issued; and
- D. To appeal any such decision to the National Adjudicatory Council ("NAC") and then to the U.S. Securities and Exchange Commission and a U.S. Court of Appeals.

Further, Bolton specifically and voluntarily waives any right to claim bias or prejudgment of the Chief Legal Officer, the NAC, or any member of the NAC, in connection with such person's or body's participation in discussions regarding the terms and conditions of this AWC, or other consideration of this AWC, including acceptance or rejection of this AWC.

Bolton further specifically and voluntarily waives any right to claim that a person violated the ex parte prohibitions of FINRA Rule 9143 or the separation of functions prohibitions of FINRA Rule 9144, in connection with such person's or body's participation in discussions regarding the terms and conditions of this AWC, or other consideration of this AWC, including its acceptance or rejection.

III.

OTHER MATTERS

Bolton understands that:

- A. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by the NAC, a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs ("ODA"), pursuant to FINRA Rule 9216;
- B. If this AWC is not accepted, its submission will not be used as evidence to prove any of the allegations against it;
- C. If accepted:
 - 1. this AWC will become part of Bolton's permanent disciplinary record and may be considered in any future actions brought by FINRA or any other regulator against it;

2. this AWC will be made available through FINRA's public disclosure program in accordance with FINRA Rule 8313;
3. FINRA may make a public announcement concerning this agreement and the subject matter thereof in accordance with FINRA Rule 8313; and
4. Bolton may not take any action or make or permit to be made any public statement, including in regulatory filings or otherwise, denying, directly or indirectly, any finding in this AWC or create the impression that the AWC is without factual basis. Bolton may not take any position in any proceeding brought by or on behalf of FINRA, or to which FINRA is a party, that is inconsistent with any part of this AWC. Nothing in this provision affects Bolton's: (i) testimonial obligations; or (ii) right to take legal or factual positions in litigation or other legal proceedings in which FINRA is not a party; and

D. Bolton may attach a Corrective Action Statement to this AWC that is a statement of demonstrable corrective steps taken to prevent future misconduct. Bolton understands that it may not deny the charges or make any statement that is inconsistent with the AWC in this Statement. This Statement does not constitute factual or legal findings by FINRA, nor does it reflect the views of FINRA or its staff

The undersigned, on behalf of Bolton, certifies that a person duly authorized to act on its behalf has read and understands all of the provisions of this AWC and has been given a full opportunity to ask questions about it; that Bolton has agreed to its provisions voluntarily; and that no offer, threat, inducement, or promise of any kind, other than the terms set forth herein and the prospect of avoiding the issuance of a Complaint, has been made to induce the Firm to submit it.

05/21/2015
Date (mm/dd/yyyy)

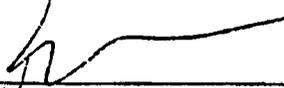
Bolton Global Capital, Inc.

By: Steven C. Preskenis

Name: Steven C. Preskenis

Title: President

Reviewed by:

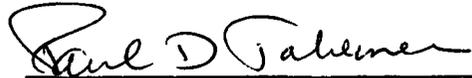


Paul Tyrrell
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(617) 223-0350

Accepted by FINRA:

6/9/2015
Date

Signed on behalf of the
Director of ODA, by delegated authority



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