Form U-5

Uniform Termination Notice for Securities Industry Registration

IMPORTANT
IN ORDER TO EXPEDITE PROCESSING, PLEASE FORWARD ALL CRD MAILINGS TO THE FOLLOWING ADDRESS:

CRD
P.O. Box 9401
Gaithersburg, MD 20898-9401

Rev. Form U-5 (11/97)

FORM U-5 INSTRUCTIONS

EXPLANATION OF TERMS

(The following terms are italicized throughout this form.)

For purposes of filing this Form U-5:

The term **JURISDICTION** means a state, the District of Columbia, the Commonwealth of Puerto Rico, or any subdivision or regulatory body thereof.

The term **SELF-REGULATORY ORGANIZATION ("SRO")** means any national securities and commodities exchange, any national securities association (e.g., the NASD), or any registered clearing agency.

The term **FULL TERMINATION** means the termination of registration with all *self-regulatory organizations* and *jurisdictions.*

The term **PARTIAL TERMINATION** means the termination of registration or registration category with one or more, but not all, *self-regulatory organizations* or *jurisdictions.*

The term **INVESTMENT-RELATED** pertains to securities, commodities, banking, insurance, or real estate (including, but not limited to, acting as or being associated with a broker-dealer, issuer, investment company, investment adviser, futures sponsor, bank, or savings association).

The term **APPROPRIATE SIGNATORY** means the individual designated by the broker-dealer, investment adviser or issuer who is authorized to execute Form U-5 on its behalf. Such individual must meet the criteria, if any, for acting as the "appropriate signatory" as established by the *jurisdiction* or *self-regulatory organizations* requiring this form to be filed.

For purposes of Item 8:

The term **MULTIPLE TERMINATION** applies when an individual is to be terminated with more than one firm under common ownership or control. To effect a multiple termination, list the primary firm in Item 3 and all other affiliates with which the individual is registered under Item 8. Multiple termination is available only to those firms who have reported such common ownership under Form BD Item 9 and Schedule D.

For purposes of Item 11:

The term **DATE TERMINATED** means the effective date of the termination of the registration or, in cases where registration has not yet been made effective, the date of the withdrawal of the application for registration.

For purposes of Items 13-15 and the corresponding DRP-5:

The term **CHARGED** means being accused of a crime in a formal complaint, information, or indictment (or equivalent formal charge).

The term **FELONY**, for *jurisdictions* that do not differentiate between a *felony* or *misdemeanor,* is an offense punishable by a sentence of at least one year imprisonment and/or a fine of at least $1,000. The term also includes a general court martial.

The term **MISDEMEANOR**, for *jurisdictions* that do not differentiate between a *felony* or *misdemeanor,* is an offense punishable by a sentence of less than one year imprisonment and/or a fine of less than $1,000. The term also includes a special court martial.

The term **INVOLVED** means doing an act or aiding, abetting, counseling, commanding, inducing, conspiring with or failing reasonably to supervise another in doing an act.

The term **DISCIPLINARY ACTION** includes a formal action such as a denial, revocation or suspension of a registration, or a censure, fine, cease and desist order, order of prohibition, temporary restraining order, injunction, bar or expulsion, but does not include a *minor rule violation,* deficiency letter, examination report, memorandum of understanding, letter of caution, admonishment, and similar informal resolutions of matters.

The term **FOREIGN FINANCIAL REGULATORY AUTHORITY** includes a foreign securities authority; other governmental body or foreign equivalent of a *self-regulatory organization* empowered by a foreign government to administer or enforce its laws relating to the regulation of investment or *investment-related* activities; or membership organization, a function of which is to regulate the participation of its members in the activities listed above.

A **MINOR RULE VIOLATION** is a violation of a *self-regulatory organization* rule which has been designated as "minor" pursuant to a plan approved by the U.S. Securities and Exchange Commission. A rule violation **may** be designated as "minor" under a plan if the sanction imposed consists of a fine of $2,500.00 or less, and if the sanctioned person does not contest the fine. Check with the appropriate *self-regulatory organization* to determine if a particular rule violation has been designated as "minor" for these purposes.

The term **INVESTIGATION** includes (a) grand jury investigations, (b) U.S. Securities and Exchange Commission investigations after the "Wells" notice has been given, (c) NASD Regulation, Inc. investigations after the "Wells" notice has been given or after a person associated with a member, as defined in The NASD By-Laws, has been advised by the staff that it intends to recommend formal disciplinary action, (d) formal investigations by other SROs, or (e) actions or procedures designated as investigations by *jurisdictions*, but does not include subpoenas, preliminary or routine regulatory inquiries or requests for information, deficiency letters, "blue sheet" requests or other trading questionnaires, or examinations.

The term **PROCEEDING** includes a formal administrative or civil action initiated by a governmental agency, *self-regulatory organization* or *foreign financial regulatory authority,* a *felony* criminal indictment or information (or equivalent formal charge), but does not include an arrest or similar charge effected in the absence of a formal criminal indictment or information (or equivalent formal charge).

The term **SALES PRACTICE VIOLATIONS** shall include any conduct directed at or involving a customer which would constitute a violation of any rules for which a person could be disciplined by any *self-regulatory organization*; any provision of the Securities and Exchange Act of 1934; or any state statute prohibiting fraudulent conduct in connection with the offer, sale or purchase of a security or in connection with the rendering of investment advice.

GENERAL INSTRUCTIONS

1. All information must be typed or neatly printed in **BLACK INK.**
2. All items must be completed. Enter "none" or "N/A" where appropriate.
3. Use the Disclosure Reporting Page(s) (DRP-5) attached to this form to provide details to "yes" answers to Items 13-15.

   Although documents are not required with the DRP-5, you may wish to include them as CRD regulatory participants may request them as part of the review process in their jurisdiction.

   If more than one DRP-5 needs to be submitted with the filing, please use additional copies of DRP-5s to provide the disclosures attached to one Form U-5. **DO NOT** submit separate Forms U-5 for each reportable event or proceeding.
4. Amendment Filings:

   Reporting firms have a continuing obligation to amend and update Items 13-15 until final disposition, including reportable matters which occur or become known after initial submission of this form.

   Amendments to items other than 13-15 are prohibited.

   To amend Items 13-15, complete only Items 1-4 and the item(s) being amended. If additional information relates to the amendment, submit the details on fully completed DRP-5s.
5. **Disclosure Certification (optional)**

   The certification language contained in Item 16 allows you to certify that disclosable information on the individual's record relating to Items 13-15 has been previously reported on Form U-4 DRP(s), thereby alleviating the need to refile the information. It also allows you to make new disclosures and update previously submitted data without having to refile previously reported information.

   Use of the certification is optional, and if utilized, you must still provide "yes" answers to the appropriate questions in Items 13-15.

   No DRP-5 is required if 16A is answered.

   If you are answering Item 16B or 16C to report additional new actions or updates to previously submitted actions, provide full details of these matters on DRP-5(s).

   If additional information becomes available to the firm following the submission of this Form U-5, the details must be provided on a DRP-5.

FORM U-5
UNIFORM TERMINATION NOTICE FOR SECURITIES INDUSTRY REGISTRATION

Only Items 13-15 may be amended. To amend, complete only Items 1-4 and the item(s) being amended.

① LAST NAME	JR./SR., etc.	FIRST NAME	MIDDLE NAME (Specify if none)	② CRD # / NFA # / SOC. SEC. #
③ FIRM NAME				④ FIRM CRD # / FIRM NFA #
⑤ FIRM MAIN ADDRESS	STREET	CITY	STATE	ZIP
⑥ BRANCH I.D. #	⑦ OFFICE OF EMPLOYMENT ADDRESS STREET	CITY	STATE	ZIP

⑧ If this is a multiple termination with one or more firms under common ownership or control with the firm named in item 3 above, list all firm CRD numbers and the firm name(s).

Firm CRD # ______ Name of Firm ______

Firm CRD # ______ Name of Firm ______

Firm CRD # ______ Name of Firm ______

⑨ CHECK ONE:

☐ Full Termination (skip item 10) ☐ Partial Termination (If partial termination, check appropriate box(es) in item 10)

⑩ TO BE TERMINATED WITH THE FOLLOWING:

SRO

☐ ASE ☐ BSE ☐ CBOE ☐ CSE ☐ MSE ☐ NASD ☐ NFA ☐ NYSE ☐ PHLX ☐ PSE ☐ OTHER (Specify) ______

JURISDICTION

☐ AK ☐ AL ☐ AR ☐ AZ ☐ CA ☐ CO ☐ CT ☐ DC ☐ DE ☐ FL ☐ GA ☐ HI ☐ IA

☐ ID ☐ IL ☐ IN ☐ KS ☐ KY ☐ LA ☐ MA ☐ MD ☐ ME ☐ MI ☐ MN ☐ MO ☐ MS

☐ MT ☐ NC ☐ ND ☐ NE ☐ NH ☐ NJ ☐ NM ☐ NV ☐ NY ☐ OH ☐ OK ☐ OR ☐ PA

☐ RI ☐ SC ☐ SD ☐ TN ☐ TX ☐ UT ☐ VA ☐ VT ☐ WA ☐ WI ☐ WV ☐ WY ☐ PR

⑪

DATE TERMINATED ______ (Complete date of termination is required for full or partial termination.)
Month / Day / Year

⑫ REASON FOR TERMINATION: (Check one)

☐ Voluntary ☐ Deceased * ☐ Permitted to Resign * ☐ Discharged * ☐ Other

* Provide an Explanation ______

______

Complete Items 13-15 and signature block on reverse side.
Incomplete forms will be returned.

FORM U-5
UNIFORM TERMINATION NOTICE FOR SECURITIES INDUSTRY REGISTRATION

LAST NAME	JR./SR., etc.	FIRST NAME	MIDDLE NAME (Specify if none)

CRD #	NFA #	SOCIAL SECURITY #	FIRM CRD #

IF THE ANSWER TO ANY OF THE FOLLOWING QUESTIONS IN ITEMS 13-15 IS "YES" AND YOU CANNOT UTILIZE THE CERTIFICATION IN ITEM 16 BELOW, ATTACH COMPLETE DETAILS OF ALL EVENTS OR PROCEEDINGS ON DRP-5(S)

REFER TO THE EXPLANATION OF TERMS SECTION OF FORM U-5 INSTRUCTIONS FOR EXPLANATIONS OF ITALICIZED TERMS.

YES NO

13A While employed by or associated with your firm, was the individual *involved* in any *disciplinary action* by a domestic or foreign governmental body or *self regulatory organization* (other than those designated as a *"minor rule violation"* under a plan approved by the U.S. Securities and Exchange Commission) with jurisdiction over the *investment-related* businesses? ☐ ☐ 1

13B (1) In connection with events that occurred while the individual was employed or associated with your firm, was the individual:

(a) named as a respondent/defendant in an *investment-related*, consumer-initiated arbitration or civil litigation which alleged that the individual was *involved* in one or more *sales practice violations* and which:

(i) is still pending, or:
(ii) resulted in an arbitration award or civil judgment against the individual, regardless of amount, or;
(iii) was settled for an amount of $10,000 or more,

-OR-

(b) the subject of an *investment-related*, consumer-initiated, written complaint, not otherwise reported under question 13B(1)(a)(i-iii) above, which alleged that the individual was *involved* in one or more *sales practice violations*, and which complaint was settled for an amount of $10,000 or more? ☐ ☐ 2

(2) In connection with events that occurred while the individual was employed by or associated with your firm, but for a period not to exceed the most recent twenty-four (24) months of employment, was the individual the subject of an *investment-related*, consumer-initiated, written complaint, not otherwise reported under question 13B (1) above, which:

(a) alleged that the individual was *involved* in one or more *sales practice violations* and contained a claim for compensatory damages of $5,000 or more (if no damage amount is alleged, the complaint must be reported unless the firm has made a good faith determination that the damages from the alleged conduct would be less than $5,000),

-OR-

(b) alleged that the individual was *involved* in forgery, theft, misappropriation or conversion of funds or securities? ☐ ☐ 3

13C While employed by or associated with your firm, was the individual:

(1) convicted of or did the individual plead guilty or nolo contendere ("no contest") in a domestic, or foreign or military court to:

(a) any felony,

-OR-

(b) a *misdemeanor involving*: investments or an *investment-related* business, or any fraud, false statements or omissions, wrongful taking of property, bribery, perjury, forgery, counterfeiting, extortion, or a conspiracy to commit any of these offenses? ☐ ☐ 4

(2) *charged* with any *felony* **-or-** *charged* with a misdemeanor specified in 13C (1)(b)? ☐ ☐ 5

14 Currently is, or at termination was, the individual the subject of an *investigation* or *proceeding* by a domestic or foreign governmental body or *self-regulatory organization* with jurisdiction over *investment-related* businesses? ☐ ☐ 6

15 Currently is, or at termination was, the individual under internal review for fraud or wrongful taking of property, or violating investment-related statutes, regulations, rules or industry standards of conduct? ☐ ☐ 7

DISCLOSURE CERTIFICATION (OPTIONAL)

You may only certify to the accuracy and completeness of the disclosure information in the individual's file if it has been fully provided in DRP format. If DRP(s) are not on file, do not answer these certification boxes. Provide full details of all matters on DRP-5(s). All appropriate questions in Items 13-15 above must be answered, regardless of whether the certification is being utilized. Refer to the instructions on the inside cover of the Form U-5 for additional information on the utilization of the certification language.

16 This is to certify that details relating to the above answers to Items 13, 14 or 15 have been previously reported on amendments to Form U-4 or Form U-5 filed on behalf of the individual. Updated information will be provided, if needed, as it becomes available to the firm. This is to further certify the following:

(A) There is no additional information to be reported at this time ☐ 8

(B) There is additional information to disclose that is reported on the appropriate DRP U-5(s) ☐ 9

(C) There is updated information, reported on the appropriate DRP U-5(s), relating to disclosures previously reported ☐ 10

I verify the accuracy and completeness of the information contained in and with this form.

MONTH DAY YEAR ______ SIGNATURE OF APPROPRIATE SIGNATORY ______

TYPE NAME OF APPROPRIATE SIGNATORY ______

PERSON TO CONTACT FOR FURTHER INFORMATION ______

TELEPHONE # OF PERSON TO CONTACT ______

FORM U-5
UNIFORM TERMINATION NOTICE FOR SECURITIES INDUSTRY REGISTRATION

LAST NAME	JR./SR., etc.	FIRST NAME	MIDDLE NAME (Specify if none)

CRD #	NFA #	SOCIAL SECURITY #	FIRM CRD #

DISCLOSURE REPORTING PAGE (DRP-5)

INSTRUCTIONS

This Disclosure Reporting Page (DRP-5) is to be used to report details of affirmative responses to Items 13, 14, and 15.

- Use a separate DRP-5 for each event or proceeding. Complete Items 1-8 below. (Item 9 is optional.)
- One event may result in more than one "Yes" answer to Items 13-15; if so, use only one DRP-5 to report this information.
- The information provided on this DRP-5 will be entered into the CRD system verbatim. It is very important that clear and concise information be provided for each item on this form.
- It is not a requirement that documents be provided for each event or proceeding. Should they be provided with the DRP-5, they will not be accepted as disclosure in lieu of answering the questions on this form.

1. This DRP-5 relates to the following questions in Items 13-15:

☐ 13A ☐ 13B (1)(a)(iii) ☐ 13B (2)(b) ☐ 13C (2)
☐ 13B (1)(a)(i) ☐ 13B (1)(b) ☐ 13C (1)(a) ☐ 14
☐ 13B (1)(a)(ii) ☐ 13B (2)(a) ☐ 13C (1)(b) ☐ 15

2. Is this DRP-5 being filed to change or update any information regarding a previously reported event or proceeding? ☐ YES ☐ NO
(Complete Items 1-8, and if "Yes" also circle the items below which are being changed.)

3. Who initiated this event or proceeding? (Enter name of firm, regulator, court, customer, etc.)

4. What type of proceeding was this? (i.e., customer complaint, internal review, civil, administrative, criminal, arbitration.)

5. On what date was the event or proceeding initiated? ______

6. Identify the docket or case number of the event or proceeding (if any). ______

7. What were the allegations against the individual? (Include amounts of actual or alleged damages or claims.) ______

8. a. What is the current status of the event or proceeding? ______

   b. On what date was this status reached? ______

   c. What was the result? (Include felony/misdemeanor, termination, a description of the penalties, amount of fine, payment or settlement, terms of the disposition, length of suspension or restriction, etc.) ______

9. You may provide a brief summary of this event or proceeding. (Your information must fit within the space provided.)

MONTH DAY YEAR APPROPRIATE SIGNATORY