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**FINANCIAL INDUSTRY REGULATORY AUTHORITY  
LETTER OF ACCEPTANCE, WAIVER AND CONSENT  
NO. 2011026263801 and NO. 20090186636**

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

RE: Naum Voloshin, Respondent  
General Securities Representative  
General Securities Principal  
Equity Trader  
CRD No. 2592273

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, I, Naum Voloshin, submit 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 me alleging violations based on the same factual findings described herein.

**I.**

**ACCEPTANCE AND CONSENT**

- A. I hereby accept and consent, 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**

Naum Voloshin entered the securities industry when he became registered with FINRA through a member firm as a General Securities Representative (GSR) from April 6, 1995 through October 2, 1998. Voloshin was registered with FINRA through San Francisco Securities, Inc. (SFS or Firm) as a GSR from October 5, 1998 until March 7, 2011, as a General Securities Principal from February 9, 1999 until March 7, 2011, and as an Equity Trader from June 19, 2002 until March 7, 2011. While registered with SFS, Voloshin was the Firm's President and Chief Compliance Officer. On March 7, 2011, SFS filed a Form BDW to request withdrawal from broker-dealer registration, which became

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effective with the Securities and Exchange Commission on May 6, 2011. On June 1, 2011, FINRA cancelled SFS' registration for failure to pay fees. Voloshin is not currently associated with a FINRA member firm.

### **RELEVANT DISCIPLINARY HISTORY**

In February 2010, Voloshin agreed to a Letter of Acceptance, Waiver and Consent (AWC), No. 20080146865, for: (1) violating Membership and Registration Rule 1120(a) and Conduct Rule 2110 by permitting a registered representative to engage in activities requiring his registration as a principal, without being registered as such, because he failed to meet his continuing education requirements; and (2) violating Membership and Registration Rule 1022 and Conduct Rule 2110 by failing to employ persons who were qualified and registered to act as a Financial and Operations Principal and as an Options Principal. The AWC imposed on Voloshin, a censure and a fine of \$6,250.00.

### **OVERVIEW**

Voloshin violated FINRA Rules 8210 and 2010 by failing to appear and provide information at an on-the-record interview (OTR), under oath, pursuant to FINRA staff's written request.

### **FACTS AND VIOLATIVE CONDUCT**

1. In connection with two FINRA investigations, on April 12, 2012, FINRA staff sent a letter to Voloshin, requesting that he appear and provide testimony, under oath, at an OTR on May 1, 2012, at FINRA's Los Angeles District Office.
2. The FINRA staff requested Voloshin's appearance at an OTR to provide testimony related to the staff's investigation into: (1) whether Voloshin engaged in violative conduct in connection with his participation in outside business activities while he was associated with the Firm, and (2) whether Voloshin failed to supervise a registered representative that conducted a securities business at the Firm while his FINRA registration was inactive for failing to complete certain continuing education as part of the required Regulatory Element.
3. The FINRA staff's written request for Voloshin to appear and testify at an OTR was made pursuant to and in accordance with FINRA Rule 8210.
4. On April 12, 2012, after receiving the staff's letter by email, Voloshin informed the staff, orally and in writing via email, that he would neither

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appear, nor provide any sworn testimony at an OTR in connection with the staff's investigations.

5. By refusing to appear and provide sworn testimony at an OTR as specified in the staff's April 12, 2012 request, Voloshin violated FINRA Rules 8210 and 2010.

- B. I also consent to the imposition of the following sanctions:

A bar from associating with any FINRA member in any capacity.

I understand that if I am barred or suspended from associating with any FINRA member, I become subject to a statutory disqualification as that term is defined in Article III, Section 4 of FINRA's By-Laws, incorporating Section 3(a)(39) of the Securities Exchange Act of 1934. Accordingly, I may not be associated with any FINRA member in any capacity, including clerical or ministerial functions, during the period of the bar or suspension (see FINRA Rules 8310 and 8311).

The sanctions imposed herein shall be effective on a date set by FINRA staff. Pursuant to FINRA Rule 8313(e), a bar or expulsion shall become effective upon approval or acceptance of this AWC.

## **II.**

### **WAIVER OF PROCEDURAL RIGHTS**

I specifically and voluntarily waive the following rights granted under FINRA's Code of Procedure:

- A. To have a Complaint issued specifying the allegations against me;
- 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.

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Further, I specifically and voluntarily waive any right to claim bias or prejudgment of the General Counsel, 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.

I further specifically and voluntarily waive 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**

I understand that:

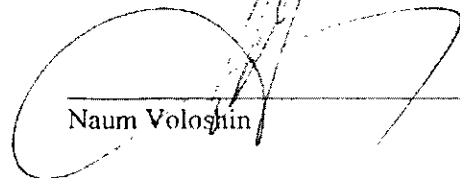
- A. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by the NAC, a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs ("ODA"), pursuant to FINRA Rule 9216;
- B. If this AWC is not accepted, its submission will not be used as evidence to prove any of the allegations against me; and
- C. If accepted:
  - 1. this AWC will become part of my permanent disciplinary record and may be considered in any future actions brought by FINRA or any other regulator against me;
  - 2. this AWC will be made available through FINRA's public disclosure program in response to public inquiries about my disciplinary record;
  - 3. FINRA may make a public announcement concerning this agreement and the subject matter thereof in accordance with FINRA Rule 8313; and
  - 4. I 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. I 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

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my right to take legal or factual positions in litigation or other legal proceedings in which FINRA is not a party.

I certify that I have read and understand all of the provisions of this AWC and have been given a full opportunity to ask questions about it; that I have 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 me to submit it.

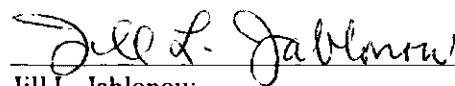
5-29-2012  
Date (mm/dd/yyyy)

  
Naum Voloshin

Accepted by FINRA:

6-28-2012  
Date

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

  
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