

### **BrokerCheck Report**

## AMSOUTH INVESTMENT SERVICES, INC.

CRD# 15692

Section Title	Page(s)
Report Summary	1
Registration and Withdrawal	2
Firm Profile	3 - 8
Firm History	9
Firm Operations	10 - 18
Disclosure Events	19



When communicating online or investing with any professional, make sure you know who you're dealing with. <u>Imposters</u> might link to sites like BrokerCheck from <u>phishing</u> or similar scam websites, or through <u>social media</u>, trying to steal your personal information or your money.

Please contact FINRA with any concerns.

### About BrokerCheck®



BrokerCheck offers information on all current, and many former, registered securities brokers, and all current and former registered securities firms. FINRA strongly encourages investors to use BrokerCheck to check the background of securities brokers and brokerage firms before deciding to conduct, or continue to conduct, business with them.

### What is included in a BrokerCheck report?

- BrokerCheck reports for individual brokers include information such as employment history, professional qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards. BrokerCheck reports for brokerage firms include information on a firm's profile, history, and operations, as well as many of the same disclosure events mentioned above.
- Please note that the information contained in a BrokerCheck report may include pending actions or allegations that may be contested, unresolved or unproven. In the end, these actions or allegations may be resolved in favor of the broker or brokerage firm, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

### • Where did this information come from?

- The information contained in BrokerCheck comes from FINRA's Central Registration Depository, or CRD® and is a combination of:
  - information FINRA and/or the Securities and Exchange Commission (SEC) require brokers and brokerage firms to submit as part of the registration and licensing process, and
  - o information that regulators report regarding disciplinary actions or allegations against firms or brokers.

#### How current is this information?

- Generally, active brokerage firms and brokers are required to update their professional and disciplinary information in CRD within 30 days. Under most circumstances, information reported by brokerage firms, brokers and regulators is available in BrokerCheck the next business day.
- What if I want to check the background of an investment adviser firm or investment adviser representative?
- To check the background of an investment adviser firm or representative, you can search for the firm or individual in BrokerCheck. If your search is successful, click on the link provided to view the available licensing and registration information in the SEC's Investment Adviser Public Disclosure (IAPD) website at https://www.adviserinfo.sec.gov. In the alternative, you may search the IAPD website directly or contact your state securities regulator at http://www.finra.org/Investors/ToolsCalculators/BrokerCheck/P455414.
- Are there other resources I can use to check the background of investment professionals?
- FINRA recommends that you learn as much as possible about an investment professional before
  deciding to work with them. Your state securities regulator can help you research brokers and investment adviser
  representatives doing business in your state.

Thank you for using FINRA BrokerCheck.



Using this site/information means that you accept the FINRA BrokerCheck Terms and Conditions. A complete list of Terms and Conditions can be found at brokercheck.finra.org



For additional information about the contents of this report, please refer to the User Guidance or www.finra.org/brokercheck. It provides a glossary of terms and a list of frequently asked questions, as well as additional resources. For more information about FINRA, visit www.finra.org.

www.finra.org/brokercheck User Guidance

## AMSOUTH INVESTMENT SERVICES, INC.

CRD# 15692

SEC# 8-32565

### **Main Office Location**

250 RIVERCHASE PKWY E RCS4 BIRMINGHAM, AL 35244

### **Mailing Address**

250 RIVERCHASE PKWY E RCS4 BIRMINGHAM, AL 35244

### **Business Telephone Number**

205-560-7535

### **Report Summary for this Firm**



This report summary provides an overview of the brokerage firm. Additional information for this firm can be found in the detailed report.

### Firm Profile

This firm is classified as a corporation.

This firm was formed in Alabama on 08/27/1984. Its fiscal year ends in December.

### **Firm History**

Information relating to the brokerage firm's history such as other business names and successions (e.g., mergers, acquisitions) can be found in the detailed report.

### **Firm Operations**

This brokerage firm is no longer registered with FINRA or a national securities exchange.

### **Disclosure Events**

Brokerage firms are required to disclose certain criminal matters, regulatory actions, civil judicial proceedings and financial matters in which the firm or one of its control affiliates has been involved.

Are there events disclosed about this firm?

Yes

The following types of disclosures have been reported:

Type Count
Regulatory Event 8

The number of disclosures from non-registered control affiliates is 2

### **Registration Withdrawal Information**

This section provides information relating to the date the brokerage firm ceased doing business and the firm's financial obligations to customers or other brokerage firms.



Date firm ceased business: 09/24/2007

Does this brokerage firm owe any money or securities to any customer or brokerage firm?

This firm is classified as a corporation.

This firm was formed in Alabama on 08/27/1984.

Its fiscal year ends in December.

### **Firm Names and Locations**

This section provides the brokerage firm's full legal name, "Doing Business As" name, business and mailing addresses, telephone number, and any alternate name by which the firm conducts business and where such name is used.

### AMSOUTH INVESTMENT SERVICES, INC.

Doing business as AMSOUTH INVESTMENT SERVICES, INC.

**CRD#** 15692

**SEC#** 8-32565

### **Main Office Location**

250 RIVERCHASE PKWY E RCS4 BIRMINGHAM, AL 35244

### **Mailing Address**

250 RIVERCHASE PKWY E RCS4 BIRMINGHAM, AL 35244

### **Business Telephone Number**

205-560-7535





This section provides information relating to all direct owners and executive officers of the brokerage firm.



### **Direct Owners and Executive Officers**

Legal Name & CRD# (if any): **AMSOUTH BANK** 

Is this a domestic or foreign entity or an individual?

**Domestic Entity** 

**Position OWNER** 

**Position Start Date** 08/1984

**Percentage of Ownership** 75% or more

Does this owner direct the management or policies of the firm?

Yes

Is this a public reporting

No

company?

BAGBY, CANDICE WAGGENER

2700657

Is this a domestic or foreign entity or an individual?

Legal Name & CRD# (if any):

Individual

**Position DIRECTOR** 

**Position Start Date** 01/1996

**Percentage of Ownership** Less than 5%

Does this owner direct the management or policies of the firm?

Yes

Is this a public reporting

company?

No

Legal Name & CRD# (if any): DANIEL, MICHAEL CURTIS

4476150

Is this a domestic or foreign entity or an individual?

Individual

**Position DIRECTOR** 

**Position Start Date** 10/2001

## User Guidance

**Direct Owners and Executive Officers (continued)** 

**Percentage of Ownership** 

Less than 5%

Does this owner direct the management or policies of Yes

the firm?

Is this a public reporting

company?

No

Legal Name & CRD# (if any):

HALL, O B GRAYSON

5059448

Is this a domestic or foreign entity or an individual?

Individual

**Position** 

**DIRECTOR** 

**Position Start Date** 

11/2005

**Percentage of Ownership** 

Less than 5%

Does this owner direct the

management or policies of

the firm?

Yes

Is this a public reporting

company?

No

Legal Name & CRD# (if any):

MAYER, W CHARLES III

2801550

Is this a domestic or foreign entity or an individual?

Individual

**Position** 

**DIRECTOR** 

**Position Start Date** 

08/1996

**Percentage of Ownership** 

Less than 5%

Does this owner direct the management or policies of

Yes

the firm?

Is this a public reporting

company?

No

Legal Name & CRD# (if any):

PARKS, KEVIN WILLIAM

### **Direct Owners and Executive Officers (continued)**

2933659

Is this a domestic or foreign entity or an individual?

Individual

Position PRESIDENT/CEO, CCO, FINOP, CFO

Position Start Date 04/2003

Percentage of Ownership Less than 5%

Does this owner direct the management or policies of the firm?

No

Is this a public reporting company?

Legal Name & CRD# (if any): PIHERA, JIM A

5070878

Is this a domestic or foreign entity or an individual?

Individual

Position DIRECTOR

Position Start Date 10/2005

Percentage of Ownership Less than 5%

Does this owner direct the management or policies of the firm?

Yes

Is this a public reporting company?

No

SAAB, PETER THOMAS

2058539

Is this a domestic or foreign entity or an individual?

Legal Name & CRD# (if any):

Individual

Position SROP, CROP

Position Start Date 04/2006

Percentage of Ownership Less than 5%



### **Direct Owners and Executive Officers (continued)**

Does this owner direct the management or policies of No

the firm?

Is this a public reporting company?

No

Legal Name & CRD# (if any):

STEPHENSON, ERNEST WINN JR

2801549

Is this a domestic or foreign entity or an individual?

Individual

**Position** 

**DIRECTOR** 

**Position Start Date** 

08/1996

**Percentage of Ownership** 

Less than 5%

Does this owner direct the management or policies of

Yes

the firm?

Is this a public reporting

company?

No

Legal Name & CRD# (if any):

TWITTY, THOMAS BARTON

4657089

Is this a domestic or foreign

entity or an individual?

Individual

**Position** 

**DIRECTOR** 

**Position Start Date** 

10/2005

**Percentage of Ownership** 

Less than 5%

Does this owner direct the management or policies of

the firm?

Yes

Is this a public reporting

company?

No



This section provides information relating to any indirect owners of the brokerage firm.



### **Indirect Owners**

Legal Name & CRD# (if any): AMSOUTH BANCORPORATION

Is this a domestic or foreign entity or an individual?

**Domestic Entity** 

Company through which indirect ownership is established

AMSOUTH BANK

**Relationship to Direct Owner** 

PARENT, STOCKHOLDER

Relationship Established

08/1984

**Percentage of Ownership** 

75% or more

Does this owner direct the management or policies of the firm?

Yes

Is this a public reporting

Yes

company?

### **Firm History**

This section provides information relating to any successions (e.g., mergers, acquisitions) involving the firm.

FINCA

No information reported.

### Registrations

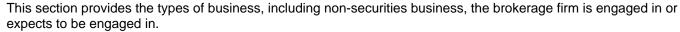
FINCA

This section provides information about the regulators (Securities and Exchange Commission (SEC), self-regulatory organizations (SROs), and U.S. states and territories) with which the brokerage firm is currently registered and licensed, the date the license became effective, and certain information about the firm's SEC registration.

This firm is no longer registered.

The firm's registration was from 11/01/1984 to 11/26/2007.

### **Types of Business**



This firm currently conducts 13 types of businesses.

### **Types of Business**

Broker or dealer retailing corporate equity securities over-the-counter

Broker or dealer selling corporate debt securities

Mutual fund retailer

U S. government securities dealer

U S. government securities broker

Municipal securities dealer

Municipal securities broker

Broker or dealer selling variable life insurance or annuities

Solicitor of time deposits in a financial institution

Put and call broker or dealer or option writer

Investment advisory services

Non-exchange member arranging for transactions in listed securities by exchange member

Trading securities for own account

### **Other Types of Business**

This firm does not effect transactions in commodities, commodity futures, or commodity options.

This firm does engage in other non-securities business.

Non-Securities Business Description: 13B THE APPLICANT SHALL, THROUGH SELECTED INSURANCE

COMPANIES, ACT AS THEIR AGENT TO OFFER FIXED RATE ANNUITIES

AND CERTAIN INSURANCE PRODUCTS.



## FINCA

### **Clearing Arrangements**

This firm does not hold or maintain funds or securities or provide clearing services for other broker-dealer(s).

### **Introducing Arrangements**

This firm does refer or introduce customers to other brokers and dealers.

Name: PERSHING LLC

**CRD #:** 7560

Business Address: ONE PERSHING PLAZA

JERSEY CITY, NJ 07399

Effective Date: 12/15/2003

**Description:** APPLICANT WILL ON BEHALF OF ITS CUSTOMERS, PLACE ORDERS TO

BUY AND SELL SECURITIES WITH PERSHING, LLC AND ALL

TRANSACTIONS WILL BE CLEARED BY AND ALL ACCOUNTS WILL BE CARRIED BY PERSHING LLC ON A FULLY DISCLOSED BASIS. PERSHING LLC WILL GENERATE CONFIRMATIONS WHICH WILL BE MAILED BY APPLICANT TO ITS CUSTOMERS. ALL OTHER REPORTS WILL BE MAILED

BY PERSHING LLC TO THE CUSTOMERS.

Name: NATIONAL FINANCIAL SERVICES LLC

**CRD #:** 13041

Business Address: 82 DEVONSHIRE ST.

BOSTON, MA 02109

**Effective Date:** 05/30/1986

**Description:** APPLICANT WILL ON BEHALF OF ITS CUSTOMERS, PLACE ORDERS TO

BUY AND SELL SECURITIES WITH NATIONAL FINANCIAL SERVICES,

LLC(NFS). ALL TRANSACTIONS WILL BE CLEARED BY AND ALL ACCOUNTS WILL BE CARRIED BY NFS ON A FULLY DISCLOSED BASIS.

NFS WILL GENERATE CONFIRMATIONS WHICH WILL BE MAILED BY
APPLICANT TO ITS CUSTOMERS. ALL OTHER REPORTS WILL BE

MAILED BY NFS TO THE CUSTOMERS.

### **Industry Arrangements**



This firm does have books or records maintained by a third party.

Name: AMSOUTH BANK

Business Address: 1900 5TH AVE. N.

BIRMINGHAM, AL 35203

**Effective Date:** 08/27/1984

**Description:** AMSOUTH BANK WILL PERFORM PAYROLL RELATED FUNCTIONS AND

GENERAL LEDGER ACCOUNTING FOR APPLICANT AND WILL MAINTAIN

THE RECORDS OF APPLICANT RELATING TO THOSE ACTIVITIES.
GENERAL LEDGER AND OTHER CORPORATION DOCUMENTS WILL BE

GENERAL LEDGER AND OTHER CORPORATION DOCUMENTS

READILY ACCESSIBLE IN APPLICANT'S OFFICE.

This firm does have accounts, funds, or securities maintained by a third party.

Name: PERSHING LLC

**CRD #:** 7560

Business Address: ONE PERSHING PLAZA

JERSEY CITY, NJ 07399

Effective Date: 12/15/2003

**Description:** APPLICANT WILL ON BEHALF OF ITS CUSTOMERS, PLACE ORDERS TO

BUY AND SELL SECURITIES WITH PERSHING, LLC AND ALL

TRANSACTIONS WILL BE CLEARED BY AND ALL ACCOUNTS WILL BE CARRIED BY PERSHING LLC ON A FULLY DISCLOSED BASIS. PERSHING LLC WILL GENERATE CONFIRMATIONS WHICH WILL BE MAILED BY APPLICANT TO ITS CUSTOMERS. ALL OTHER REPORTS WILL BE MAILED

BY PERSHING LLC TO THE CUSTOMERS.

NATIONAL FINANCIAL SERVICES LLC

**CRD #:** 13041

**Business Address:** 82 DEVONSHIRE ST.

BOSTON, MA 02109

**Effective Date:** 05/30/1986

**Description:** APPLICANT WILL ON BEHALF OF ITS CUSTOMERS, PLACE ORDERS TO

BUY AND SELL SECURITIES WITH NATIONAL FINANCIAL SERVICES.

LLC(NFS). ALL TRANSACTIONS WILL BE CLEARED BY AND ALL

ACCOUNTS WILL BE CARRIED BY NFS ON A FULLY DISCLOSED BASIS.
NFS WILL GENERATE CONFIRMATIONS WHICH WILL BE MAILED BY
APPLICANT TO ITS CUSTOMERS. ALL OTHER REPORTS WILL BE

### **Industry Arrangements (continued)**

MAILED BY NFS TO THE CUSTOMERS.

This firm does have customer accounts, funds, or securities maintained by a third party.

Name: PERSHING LLC

**CRD #**: 7560

Business Address: ONE PERSHING PLAZA

JERSEY CITY, NJ 07399

**Effective Date:** 12/15/2003

**Description:** APPLICANT WILL ON BEHALF OF ITS CUSTOMERS, PLACE ORDERS TO

BUY AND SELL SECURITIES WITH PERSHING, LLC AND ALL

TRANSACTIONS WILL BE CLEARED BY AND ALL ACCOUNTS WILL BE CARRIED BY PERSHING LLC ON A FULLY DISCLOSED BASIS. PERSHING LLC WILL GENERATE CONFIRMATIONS WHICH WILL BE MAILED BY APPLICANT TO ITS CUSTOMERS. ALL OTHER REPORTS WILL BE MAILED

BY PERSHING LLC TO THE CUSTOMERS.

Name: NATIONAL FINANCIAL SERVICES LLC

**CRD #:** 13041

**Business Address:** 82 DEVONSHIRE ST.

BOSTON, MA 02109

**Effective Date:** 05/30/1986

**Description:** APPLICANT WILL ON BEHALF OF ITS CUSTOMERS PLACE ORDERS TO

BUY AND SELL SECURITIES WITH NATIONAL FINANCIAL SERVICES,

LLC(NFS). ALL TRANSACTIONS WILL BE CLEARED BY AND ALL

ACCOUNTS WILL BE CARRIED BY NFS ON A FULLY DISCLOSED BASIS.
NFS WILL GENERATE CONFIRMATIONS WHICH WILL BE MAILED BY
APPLICANT TO ITS CUSTOMERS. ALL OTHER REPORTS WILL BE

MAILED BY NFS TO THE CUSTOMERS.

### **Control Persons/Financing**

This firm does not have individuals who control its management or policies through agreement.

This firm does not have individuals who wholly or partly finance the firm's business.



### **Organization Affiliates**

FINCA

This section provides information on control relationships the firm has with other firms in the securities, investment advisory, or banking business.

This firm is, directly or indirectly:

- · in control of
- · controlled by
- · or under common control with

the following partnerships, corporations, or other organizations engaged in the securities or investment advisory business.

MORGAN KEEGAN & COMPANY, INC. is under common control with the firm.

**CRD #**: 4161

Business Address: 50 FRONT STREET

MORGAN KEEGAN TOWER MEMPHIS, TN 38103-9980

**Effective Date:** 11/06/2006

Foreign Entity: No

Country:

Securities Activities: Yes

**Investment Advisory** 

Activities: Description:

Yes

MORGAN KEEGAN & COMPANY, INC. IS A REGISTERED BROKER/ DEALER

WHICH IS 100% OWNED BY REGIONS FINANCIAL CORPORATION.

**REGIONS BANK controls the firm.** 

Business Address: 1900 5TH AVENUE NORTH

BIRMINGHAM, AL 35203

**Effective Date:** 08/27/1984

Foreign Entity: No

Country:

Securities Activities: No

**Investment Advisory** 

No

**Activities:** 

**Description:** REGIONS BANK OWNS 100% OF AMSOUTH BANK WHICH OWNS 100% OF

AMSOUTH INVESTMENT SERVICES, INC.

# User Guidance

### **Organization Affiliates (continued)**

AMSOUTH INVESTMENT MANAGEMENT COMPANY LLC is under common control with the firm.

**CRD #:** 111757

**Business Address:** 1901 SIXTH AVENUE NORTH SUITE 620

BIRMINGHAM, AL 35203

**Effective Date:** 05/12/2001

Foreign Entity: No

Country:

Securities Activities: No

Investment Advisory

Yes

**Activities:** 

**Description:** AMSOUTH INVESTMENT MANAGEMENT CO. LLC IS A REGISTERED

INVESTMENT ADVISOR AND 100% OWNED BY AMSOUTH BANK.

OAKBROOK INVESTMENTS, LLC is under common control with the firm.

**Business Address:** 303 PEACHTREE ST N.W.

ATLANTA, GA 30308

**Effective Date:** 04/07/1998

Foreign Entity: No

Country:

Securities Activities: No

Investment Advisory

Yes

**Activities:** 

**Description:** OAKBROOK INVESTMENTS, LLC IS A REGISTERED INVESTMENT ADVISOR,

50% OWNED BY AMSOUTH BANK.

SAWGRASS ASSET MANAGEMENT, LLC. is under common control with the firm.

Business Address: 4337 PABLO OAK CT.

JACKSONVILLE, FL 32224

**Effective Date:** 01/15/1998

Foreign Entity: No

Country:

Securities Activities: No

# User Guidance

### **Organization Affiliates (continued)**

**Investment Advisory** 

Yes

**Activities:** 

**Description:** SAWGRASS ASSET MANAGEMENT, LLC. IS A REGISTERED INVESTMENT

ADVISOR, 50% OWNED BY AMSOUTH BANK.

ROCKHAVEN ASSET MANAGEMENT is under common control with the firm.

**Business Address:** 100 1ST AVE. SUITE 1050

PITTSBURG, PA 15222

**Effective Date:** 02/07/1997

Foreign Entity: No

Country:

Securities Activities: No

**Investment Advisory** 

Yes

**Activities:** 

**Description:** ROCKHAVEN ASSET MANAGEMENT, LLC. IS A REGISTERED INVESTMENT

ADVISOR, AND 50% OWNED BY AMSOUTH BANK.

AMSOUTH ASSET MANAGEMENT, INC. is under common control with the firm.

**CRD #**: 111554

Business Address: 1901 6TH AVE N

BIRMINGHAM, AL 35203

**Effective Date:** 08/28/1996

Foreign Entity: No

Country:

Securities Activities: No

Investment Advisory Y

Activities:

Yes

**Description:** FIVE POINTS CAPITAL ADVISORY SERVICES IS A REGISTERED

INVESTMENT ADVISOR AND 100% OWNED BY AMSOUTH BANK.

AMSOUTH BANK controls the firm.

Business Address: 1900 5TH AVE. N.

BIRMINGHAM, AL 35203

**Effective Date:** 08/27/1984

# FINCA User Guidance

### **Organization Affiliates (continued)**

Foreign Entity: No

Country:

Securities Activities: No Investment Advisory No

**Activities:** 

**Description:** 

100% OWNER OF AMSOUTH INVESTMENT SERVICES, INC.

### This firm is directly or indirectly, controlled by the following:

- bank holding company
- national bank
- state member bank of the Federal Reserve System
- state non-member bank
- savings bank or association
- credit union
- · or foreign bank

### REGIONS FINANCIAL CORPORATION is a Bank Holding Company and controls the firm.

**Business Address:** 1900 5TH AVENUE NORTH

BIRMINGHAM, AL 35206

**Effective Date:** 02/03/1972

**Description:** REGIONS FINANCIAL CORPORATION OWNS 100% OF AMSOUTH BANK

CORPORATION WHICH OWNS 100% OF AMSOUTH BANK WHO OWNS 100%

OF AMSOUTH INVESTMENT SERVICES, INC.

### AMSOUTH BANCORPORATION is a Bank Holding Company and controls the firm.

Business Address: 1900 5TH AVE N

BIRMINGHAM, AL 35203

**Effective Date:** 02/03/1972

**Description:** AMSOUTH BANCORPORATION IS 100% OWNED BY REGIONS FINANCIAL

CORPORATION WHO OWNS 100% OF REGIONS BANK WHO OWNS 100% OF

AMSOUTH BANK WHICH OWNS 100% OF AMSOUTH INVESTMENT

SERVICES, INC.

### **Disclosure Events**



All firms registered to sell securities or provide investment advice are required to disclose regulatory actions, criminal or civil judicial proceedings, and certain financial matters in which the firm or one of its control affiliates has been involved. For your convenience, below is a matrix of the number and status of disclosure events involving this brokerage firm or one of its control affiliates. Further information regarding these events can be found in the subsequent pages of this report.

	Pending	Final	On Appeal
Regulatory Event	1	7	0



### **Disclosure Event Details**

What you should know about reported disclosure events:

- BrokerCheck provides details for any disclosure event that was reported in CRD. It also includes summary information regarding FINRA arbitration awards in cases where the brokerage firm was named as a respondent.
- 2. Certain thresholds must be met before an event is reported to CRD, for example:
  - A law enforcement agency must file formal charges before a brokerage firm is required to disclose a particular criminal event.
- 3. Disclosure events in BrokerCheck reports come from different sources:
  - Disclosure events for this brokerage firm were reported by the firm and/or regulators. When the firm and a regulator report information for the same event, both versions of the event will appear in the BrokerCheck report. The different versions will be separated by a solid line with the reporting source labeled.
- 4. There are different statuses and dispositions for disclosure events:
  - o A disclosure event may have a status of pending, on appeal, or final.
    - A "pending" event involves allegations that have not been proven or formally adjudicated.
    - An event that is "on appeal" involves allegations that have been adjudicated but are currently being appealed.
    - A "final" event has been concluded and its resolution is not subject to change.
  - o A final event generally has a disposition of adjudicated, settled or otherwise resolved.
    - An "adjudicated" matter includes a disposition by (1) a court of law in a criminal or civil matter, or (2) an administrative panel in an action brought by a regulator that is contested by the party charged with some alleged wrongdoing.
    - A "settled" matter generally involves an agreement by the parties to resolve the matter.
       Please note that firms may choose to settle customer disputes or regulatory matters for business or other reasons.
    - A "resolved" matter usually involves no payment to the customer and no finding of wrongdoing on the part of the individual broker. Such matters generally involve customer disputes.
- 5. You may wish to contact the brokerage firm to obtain further information regarding any of the disclosure events contained in this BrokerCheck report.

### Regulatory - Final

This type of disclosure event involves (1) a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulator such as the U.S. Securities and Exchange Commission, foreign financial regulatory body) for a violation of investment-related rules or regulations; or (2) a revocation or suspension of the authority of a brokerage firm or its control affiliate to act as an attorney, accountant or federal contractor.

### Disclosure 1 of 7

Reporting Source: Regulator

Current Status: Final



Allegations: NASD RULE 2110, 3010(A) - RESPONDENT MEMBER FAILED AND

NEGLECTED TO ESTABLISH AND MAINTAIN A SYSTEM REASONABLY DESIGNED TO SUPERVISE ITS REGISTERED REPRESENTATIVES' CIRCUMVENTION OF THE FIRM'S SUITABILITY REVIEW PROCEDURES.

Initiated By: NASD

**Date Initiated:** 05/24/2006

Docket/Case Number: E052004025802

Principal Product Type: Mutual Fund(s)

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

Resolution: Acceptance, Waiver & Consent(AWC)

No

Resolution Date: 05/24/2006

Does the order constitute a

final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or

deceptive conduct?

Sanctions Ordered: Censure

Monetary/Fine \$100,000.00

**Other Sanctions Ordered:** 

Sanction Details: WITHOUT ADMITTING OR DENYING THE FINDINGS, AMSOUTH INVESTMENT

SERVICES, INC., CONSENTED TO THE DESCRIBED SANCTIONS AND TO THE ENTRY OF FINDINGS, THEREFORE, THE FIRM IS CENSURED AND

FINED \$100,000.

Reporting Source: Firm
Current Status: Final

Allegations: ALLEGED AIS FAILED TO REASONABLY SUPERVISE REPRESENTATIVE,

JAMES B. MOOREHEAD AND OTHER REPRESENTATIVES IN REMOTE

BRANCH LOCATIONS.

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS



**Date Initiated:** 02/10/2006

Docket/Case Number: E052004025802

Principal Product Type: Annuity(ies) - Variable

Other Product Type(s): MUTUAL FUNDS

Principal Sanction(s)/Relief

Sought:

Civil and Administrative Penalt(ies) /Fine(s)

Other Sanction(s)/Relief

Sought:

Resolution: Acceptance, Waiver & Consent(AWC)

**Resolution Date:** 05/24/2006

Sanctions Ordered: Censure

Monetary/Fine \$100,000.00

**Other Sanctions Ordered:** 

**Sanction Details:** FINE OF \$100,000.00, PAID 06/05/2006

Firm Statement LETTER OF ACCEPTANCE, WAIVER AND CONSENT AGREED TO WITH

\$100,000,00 FINE.

Disclosure 2 of 7

Reporting Source: Regulator

Current Status: Final

Allegations: AMSOUTH INVESTMENT SERVICES FAILED TO REASONABLY SUPERVISE

THE AGENT, JIM MOOREHEAD, IN ITS STARKVILLE, MS BRANCH OFFICE. AMSOUTH INVESTMENT SERVICES FAILED TO MAINTAIN AND ENFORCE WRITTEN PROCEDURES IN THE TUSCALOOSA, AL BRANCH OFFICE.

Initiated By: MISSISSIPPI SECRETARY OF STATE

ALABAMA SECURITIES COMMISSION

**Date Initiated:** 12/09/2002

**Docket/Case Number:** S-03-0163 AND CO-2004-0005

**URL for Regulatory Action:** 

**Principal Product Type:** Annuity(ies) - Variable

Other Product Type(s):

Principal Sanction(s)/Relief Civil and Administrative Penalt(ies) /Fine(s)

Sought:



Other Sanction(s)/Relief

Sought:

1. RESTITUTION 2. COMPLIANCE AND SUPERVISORY REVIEW BY AN

INDEPENDENT CONSULTANT.

Resolution: Consent

Resolution Date: 03/16/2004

Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or No

deceptive conduct?
Sanctions Ordered:

Monetary/Fine \$225,000.00 Disgorgement/Restitution

Other Sanctions Ordered:

AMSOUTH INVESTMENT SERVICES SHALL RETAIN AN INDEPENDENT CONSULTANT TO CONDUCT A REVIEW OF ITS SUPERVISORY, COMPLIANCE, AND OTHER POLICIES/PROCEDURES DESIGNED TO PREVENT AND DETECT SECURITIES LAW VIOLATIONS. AMSOUTH INVESTMENT SERVICES WILL TAKE ALL NECESSARY STEPS TO IMPLEMENT ALL RECOMMENDATIONS IN THE CONSULTANT'S FINAL

REPORT.

**Sanction Details:** 

AMSOUTH INVESTMENT SERVICES MUST OFFER ALL CUSTOMERS THAT PURCHASED A VARIABLE ANNUITY FROM ITS FORMER AGENT, JIM MOOREHEAD, THE OPPORTUNITY TO SURRENDER THEIR VARIABLE ANNUITIES WITHOUT INCURRING ANY DEFERRED SALES CHARGES.

**Regulator Statement** 

THE JOINT EXAM ON 12/9/2004 WAS PRECIPITATED BY A ROUTINE EXAMINATION OF THE STARKVILLE, MS BRANCH OF AMSOUTH INVESTMENT SERVICES ON 6/28/2001. APPROXIMATELY 215 CLIENTS INVESTED ALMOST \$16 MILLION INTO VARIABLE ANNUITIES SOLD BY JIM MOOREHEAD DURING A 15 MONTH PERIOD. AMSOUTH INVESTMENT SERVICES NEITHER ADMITS NOR DENIES VIOLATING SECURITES LAWS AND RULES OF EITHER MISSISSIPPI OR ALABAMA.

Reporting Source: Firm
Current Status: Final

Allegations: ALLEGED AIS FAILED TO REASONABLY SUPERVISE THE AGENT, JIM

MOOREHEAD, IN STARKVILLE, MS BRANCH OFFICE. ALLEDGED AIS FAILED

TO MAINTAIN AND ENFORCE WRITTEN PROCEDURES IN THE

TUSCALOOSA, AL BRANCH OFFICE.

Initiated By: MISSISSIPPI SECRETARY OF STATE; ALABAMA SECURITIES COMMISSION



**Date Initiated:** 12/09/2002

**Docket/Case Number:** S-03-0163 AND CO-2004-0005

Principal Product Type:

Annuity(ies) - Variable

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Civil and Administrative Penalt(ies) /Fine(s)

Other Sanction(s)/Relief

Sought:

1. RESTITUTION

2. COMPLIANCE NAD SUPERVISORY REVIEW BY AN INDEPENDENT

CONSULTANT

Resolution: Consent

Resolution Date: 03/16/2004

**Sanctions Ordered:** Monetary/Fine \$225,000.00

Other Sanctions Ordered: AIS SHALL RETAIN AN INDEPENDENT CONSULTANT TO CONDUCT A

REVIEW OF ITS SUPERVISORY, COMPLIANCE, AND OTHER

POLICIES/PROCEDURES DESIGNED TO PREVENT AND DETECT

SECURITIES LAW VIOLATIONS. AIS WILL TAKE ALL NECESSARY STEPS TO IMPLEMENT ALL RECOMMENDATIONS IN THE CONSULTANT'S FINAL

REPORT.

Sanction Details: AIS WILL OFFER ALL CUSTOMERS WHO PURCHASED A VARIABLE ANNUITY

FROM THE FORMER AGENT, JIM MOOREHEAD, THE OPPORTUNITY TO SURRENDER THEIR VARIABLE ANNUITY WITHOUT INCURRING ANY

DEFERRED SALES CHARGES.

Firm Statement THE JOINT EXAM ON 12/9/2004 WAS PRECIPITATED BY A ROUTINE

EXAMINATION OF THE STARKVILLE, MS BRANCH OF AIS ON 6/28/2001. AIS NEITHER ADMIST NOR DENIES VIOLATING SECURITIES LAWS AND RULES

OF EITHER MISSISSIPPI OR ALABAMA.

Disclosure 3 of 7

Reporting Source: Regulator

Current Status: Final

Allegations: AMSOUTH INVESTMENT SERVICES, INC. DID NOT

COMPLY WITH CERTAIN REQUIREMENTS SET FORTH IN THE STIPULATION AND CONSENT AGREEMENT BETWEEN THE DEPARTMENT AND AMSOUTH.

**EXECUTED ON 11/21/94.** 

Initiated By: FLORIDA DIVISION OF SECURITIES AND INVESTOR

**PROTECTION** 



**Date Initiated:** 03/21/1997

Docket/Case Number: 2458-S-2/97

**URL for Regulatory Action:** 

Principal Product Type:
Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

**Resolution:** Stipulation and Consent

Resolution Date: 03/21/1997

Sanctions Ordered: Monetary/Fine \$20,000.00

Other Sanctions Ordered:

Sanction Details: ON 3/21/97, THE FLORIDA DEPARTMENT OF BANKING AND

FINANCE ISSUED A FINAL ORDER ENTERING INTO A STIPULATION AND CONSENT AGREEMENT REGARDING THE RESPONDENT AMSOUTH

**INVESTMENT** 

SERVICES, INC. THE FINAL ORDER INCORPORATES THE STIPULATION AND CONSENT AGREEMENT, DATED 3/17/97, IN WHICH THE RESPONDENT NEITHER ADMITS NOR DENIES THE ALLEGATIONS. IN ACCORDANCE WITH THE AGREEMENT, AMSOUTH AGREED TO PAY A \$20,000 ADMINISTRATIVE FINE AND THE DEPARTMENT AGREED TO APPROVE THE FIRMS PENDING

BRANCH OFFICE APPLICATIONS. IN ADDITION, THE DEPARTMENT

**FURTHER** 

AGREES THAT THE STIPULATION AND CONSENT AGREEMENT BETWEEN

THE

DEPARTMENT AND AMSOUTH DATED 11/21/94 SHALL BE TERMINATED AND

RELEASED.

Regulator Statement CONTACT: PLEASE CONTACT NANCY WOOD (904)

488-9805.

Reporting Source: Firm

Current Status: Final

Allegations: THE DEPARTMENT FOUND THAT AMSOUTH INVESTMENT SERVICES, INC.

FAILED TO NOTIFY THE DEPARTMENT OF ITS COMPLIANCE WITH CERTAIN PROVISIONS OF THE STIPULATION AND CONSENT AGREEMENT DATED



NOVEMBER 21, 1994.

Initiated By: FL DIVISION OF SEC. AND INVESTOR PROTECTION

 Date Initiated:
 11/21/1994

 Docket/Case Number:
 2458- S-2/97

Principal Product Type: No Product

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other

Other Sanction(s)/Relief

Sought:

CIVIL AND ADMINISTRATIVE PENALTY(IES)/FINE(S)

**Resolution:** Stipulation and Consent

Resolution Date: 03/21/1997

Sanctions Ordered: Monetary/Fine \$20,000.00

Other Sanctions Ordered:

Sanction Details: ADMINISTRATIVE FINE OF \$20,000.00 PAID ON 03/12/1997

Firm Statement AMSOUTH INVESTMENT SERVICES, INC. NEITHER ADMITS NOR DENIES

THE ALLEGATIONS, BUT CONSENTS TO PAYING THE FINE OF \$20,000.00. THE DEPARTMENT AGREES THAT THE STIPULATION AND CONSENT AGREEMENT BETWEEN THE DEPARTMENT AND AMSOUTH DATED

11/21/1994 SHALL BE TERMINATED AND RELEASED.

Disclosure 4 of 7

Reporting Source: Regulator

Current Status: Final

Allegations: AMSOUTH INVESTMENT SERVICES, SHEILA P. SMITH

AND WALTER YOST HOOPER, WITHOUT ADMITTING OR DENYING THE ALLEGATIONS ENTERED INTO A CONSENT ORDER WITH THE ALABAMA SECURITIES COMMISSION. THE CONSENT ORDER FOUND THAT AMSOUTH FAILED TO DILIGENTLY SUPERVISE ITS AGENTS, FILED A MISLEADING AMENDED APPLICATION AND EMPLOYED AN UNREGISTERED AGENT. THE

CONSENT ORDER FURTHER FOUND THAT SMITH AND HOOPER

COMMITTED

VIOLATIONS OF THE ALABAMA ADMINISTRATIVE CODE BY

RECOMMENDING

AND SELLING SECURITIES TO THEIR CLIENTS WITHOUT A REASONABLE



BASIS TO DETERMINE THE SUITABILITY OF THE SECURITIES HOOPER WAS FINED \$15,000.00 AND SMITH \$10,000.00. AMSOUTH RECEIVED A FINE

OF \$50,000.00 AND WAS DIRECTED TO PAY \$25,000.00 FOR

REIMBURSEMENT OF INVESTIGATIVE COSTS.

Initiated By: AL

Date Initiated: 01/22/1998

Docket/Case Number: CO-95-0079

**URL for Regulatory Action:** 

Principal Product Type:
Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

Resolution: Consent

**Resolution Date:** 01/22/1998

Sanctions Ordered: Monetary/Fine \$50,000.00

Other Sanctions Ordered:

Sanction Details: SEE ALLEGATIONS.

Regulator Statement SEE ALLEGATIONS. CONTACT: CHRISTOPHER P. YOUNG,

(334) 242-2984

Reporting Source: Firm

Current Status: Final

Allegations: ALLEGATIONS OF FAILURE TO SUPERVISE, FILING A MISLEADING

REGULATORY REPORT AND IMPROPER SALES REFERRAL PROGRAM.

Initiated By: ALABAMA SECURITIES COMMISSION

Date Initiated: 10/10/1995

Docket/Case Number: CO-95-0079

Principal Product Type: No Product

Other Product Type(s):



Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

CIVIL AND ADMINISTRATIVE PENALTY(IES)/FINE(S)

Resolution: Consent

Resolution Date: 01/22/1998

Sanctions Ordered: Monetary/Fine \$50,000.00

Other Sanctions Ordered:

Sanction Details: AMSOUTH INVESTMENT SERVICES, INC. PAID \$90,000.00 TO THE ALABAMA

SECURITIES COMMISSION AS FOLLOWS: FINE \$50,000.00 INVESTIGATIVE COSTS \$25,000.00- WALTER YOST HOOPER FINE \$15,000.00- SHEILA P. SMITH WAS FINED \$10,000.00 BUT WAS WAIVED AS LONG AS MS. SMITH IS

NO LONGER IN THE INDUSTRY. CHECKS WERE PAID ON 01/08/1998.

Firm Statement ORIGINALLY WAS SHOW CAUSE ORDER DATED 10/10/95-RESULTS AS

FOLLOWS:

WITHOUT ADMITTING OR DENYING THE CONCLUSION OF LAW, AMSOUTH INVESTMENT SERVICES, INC. AGREED AND CONSENTED TO THE CONSENT

ORDER FOR BUSINESS REASONS.

Disclosure 5 of 7

Reporting Source: Regulator

Current Status: Final

ARTICLE III, SECTIONS 1, 2, 21, 25, 26, 27, 35 AND 50 OF THE RULES OF FAIR

PRACTICE

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

**Date Initiated:** 07/18/1996

Docket/Case Number: C05960044

Principal Product Type: Mutual Fund(s)

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

**Resolution:** Acceptance, Waiver & Consent(AWC)



Resolution Date: 07/18/1996

Sanctions Ordered: Censure

Monetary/Fine \$150,000.00

Other Sanctions Ordered: MUST SUBMIT A REVISED SUPERVISION AND COMPLIANCE MANUAL

SATISFACTORY TO THE NASD WHICH INCLUDES A CLEARLY DEFINED ORGANIZATIONAL STRUCTURE WHICH INDICATES THE VARIOUS AREAS OF

SUPERVISORY RESPONSIBILITY AND THE INDIVIDUAL CHARGED WITH

THAT RESPONSIBILITY, AND WHICH HAS BEEN REVIEWED BY AN

INDEPENDENT PARTY WITHIN 90 DAYS OF THE FINAL ACCCEPTANCE OF THIS AWC, AND WITHIN SIX MONTHS OF THE FINAL ACCEPTANCE OF THIS AWC, A COMPLIANCE AUDIT MUST BE PERFORMED BY AN INDEPENDENT PARTY, IN A MANNER SATISFACTORY TO NASD. AN ENGAGEMENT LETTER SHALL BE PROVIDED TO NASD WITHIN 30 DAYS AND A WRITTEN REPORT SUBMITTED TO NASD WITHIN 30 DAYS OF THE COMPLETION OF THE

**AUDIT.\*\*\*\$** 

Sanction Details: \$150,000.00 PAID ON 08/02/96, INVOICE #96-05-565\*\*\*

**Regulator Statement** [TOP] ON 07/18/1996, DISTRICT NO. 5 NOTIFIED RESPONDENT AMSOUTH

INVESTMENTS SERVICES, INC. THAT THE LETTER OF ACCEPTANCE,

WAIVER AND CONSENT NO. C05960044 WAS ACCEPTED; THEREFORE, THE

FIRM IS CENSURED, FINED \$150,000, MUST SUBMIT A REVISED

SUPERVISION AND COMPLIANCE MANUAL SATISFACTORY TO THE NASD WHICH INCLUDES A CLEARLY DEFINED ORGANIZATIONAL STRUCTURE

WHICH INDICATES THE VARIOUS AREAS OF SUPERVISORY

RESPONSIBILITY AND THE INDIVIDUAL CHARGED WITH THAT

RESPONSIBILITY, AND WHICH HAS BEEN REVIEWED BY AN INDEPENDENT PARTY WITHIN 90 DAYS OF THE FINAL ACCCEPTANCE OF THIS AWC. AND

WITHIN SIX MONTHS OF THE FINAL ACCEPTANCE OF THIS AWC, A

COMPLIANCE AUDIT MUST BE PERFORMED BY AN INDEPENDENT PARTY,

IN A MANNER SATISFACTORY TO NASD. AN ENGAGEMENT LETTER SHALL

BE PROVIDED TO NASD WITHIN 30 DAYS AND A WRITTEN REPORT SUBMITTED TO NASD WITHIN 30 DAYS OF THE COMPLETION OF THE AUDIT? (ARTICLE III, SECTIONS 1, 2, 21, 25, 26, 27, 35 AND 50 OF THE RULES OF FAIR PRACTICE? AMONG THE NUMBEROUS WRONGS IN CONNECTION WITH AMSOUTH?S OFFER AND SALE OF MUTUAL FUNDS ARE THAT AMSOUTH FAILED AND NEGLECTED TO DOCUMENT ITS

PERFORMANCE OF DUE DILIGENCE ON THE RISKS ASSOCIATED WITH THE

FUNDS; MADE OR CAUSED TO BE MADE MISLEADING WRITTEN
STATEMENTS ABOUT A FUND; FAILED AND NEGLECTED TO RETAIN
DOCUMENTATION EVIDENCING THE DISCLOSURE OF CONTINGENT
DEFERRED SALES CHARGES ON CUSTOMER CONFIRMATIONS: FAILED

AND NEGLECTED TO ENFORCE ITS WRITTEN SUPERVISORY

PROCEDURES IN THAT NO WRITTEN REPORT EVIDENCING ITS ANNUAL REVIEW OF ITS BRANCH OFFICES WAS SUBMITTED TO THE FIRM'S BOARD



OF DIRECTORS; FAILED AND NEGLECTED TO REPORT TO THE NASD STATISTICAL AND SUMMARY INFORMATION REGARDING CUSTOMER COMPLAINTS; AND, MAINTAINED AN ARRANGEMENT WITH ITS AFFILIATE

BANK, WHEREBY COMPENSATION WAS PAID TO UNREGISTERED

EMPLOYEES OF ITS AFFILIATE BANK INCONNECTION WITH THE REFERRAL OF BANK CUSTOMERS TO THE FIRM).\*\*\*\$150,000.00 PAID ON 08/02/96,

INVOICE #96-05-565\*\*\*

Reporting Source: Firm

Current Status: Final

Allegations: ALLEGED VIOLATIONS OF THE NASD RULES OF FAIR PRACTICE - ARTICLE

III SECTIONS 1,2,21,25,26,27,35 AND 50.

Initiated By: NASD INC DISTRICT 5

 Date Initiated:
 07/18/1996

 Docket/Case Number:
 C 05960044

Principal Product Type: No Product

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

CIVIL AND ADMINISTRATIVE PENALTY(IES)/FINE(S)

**Resolution:** Acceptance, Waiver & Consent(AWC)

Other

Resolution Date: 07/18/1996
Sanctions Ordered: Censure

Monetary/Fine \$150,000.00

Other Sanctions Ordered: WITHIN 90 DAYS OF ACCEPTANCE OF AWC- AMSOUTH INVETMENT

SERVICES, INC MUST SUBMIT A REVISED SUPERVISION AND COMPLIANCE

MANUAL SATISFACTORY TO THE ASSOCIATION, WHICH INCLUDES CLEARLY DEFINED ORGANIZATIONAL STRUCTURE, REVIEWED BY AN INDEPENDENT PARTY MUST AUDIT AMSOUTH AND PROVIDE A WRITTEN

REPORT TO NASD.

Sanction Details: AMSOUTH INVESTMENT SERVICES, INC WAS FINED \$150,000.00 AND PAID

ON 08/02/1996 ALL OF THE OTHER SANCTIONS WERE COMPLETED AND

DONE WITHIN THE TIME PARAMETERS AND ACCEPTED BY THE

ASSOCIATION.

Firm Statement LETTER OF ACCEPTANCE, WAIVER AND CONSENT AGREED TO, PLUS



### \$150,000.00 FINE.

Disclosure 6 of 7

Reporting Source: Regulator

Current Status: Final

Allegations:

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

CO5950055

**Date Initiated:** 10/19/1995

Principal Product Type:
Other Product Type(s):
Principal Sanction(s)/Relief

**Docket/Case Number:** 

Sought:

Other Sanction(s)/Relief

Sought:

**Resolution:** Acceptance, Waiver & Consent(AWC)

Resolution Date: 10/19/1995

Sanctions Ordered: Censure

Monetary/Fine \$7,500.00

**Other Sanctions Ordered:** 

**Sanction Details:** 

Regulator Statement ON OCTOBER 19, 1995 THE LETTER OF ACCEPTANCE, WAIVER AND

CONSENT NO. C05950055 (DISTRICT NO. 5) SUBMITTED BY AMSOUTH INVESTMENT SERVICES, INC, LINCOLN B. YERSIN, GREGORY J. MILES, AND KRIKOR NACCAHIAN WAS ACCEPTED: THEREFORE, RESPONDENT

MEMBER

IS CENSURED AND FINED \$7,500; RESPONDENTS YERSIN, MILES AND NACCAHIAN ARE EACH CENSURED AND FINED \$5,000 - (ARTICLE III, SECTIONS 1, 21 AND 27 OF THE RULES OF FAIR PRACTICE IN THAT RESPONDENT MEMBER, ACTING THROUGH RESPONDENT MILES, IN CONTRAVENTION OF SEC RULE 17a-3, FAILED AND NEGLECTED TO PREPARE ACCURATE BOOKS AND RECORDS IN THAT CUSTOMER DEBITS

AND

CREDITS, AND THE BALANCE IN THE FIRM'S CUSTOMER CLEARING ACCOUNT WERE NOT RECORDED ON THE FIRM'S GENERAL LEDGER



RESULTING IN AN NACCURATE TRIAL BALANCE SHEET, BALANCE SHEET, NET CAPITAL COMPUTATION, AND ACCOUNT RECONCILIATIONS;

CONTRAVENED SEC RULES 17a-3 AND 17a-4, FAILED AND NEGLECTED TO PREPARE AND MAINTAIN A SECURITIES POSITION BLOTTER, A CASH RECEIVED AND DISBURSEMENT BLOTTER AND A QUARTERLY BOX COUNT ON

THE SECURITIES HELD BY THE PARENT BANK IN THE FIRM'S SAFEKEEPING ACCOUNT; FAILED AND NEGLECTED TO PREPARE **ACCURATE** 

RESERVE FORMULA COMPUTATIONS; FAILED AND NEGLECTED TO

**PREPARE** 

AND MAINTAIN A WEEKLY RESERVE FORMULA COMPUTATION; FAILED AND NEGLECTED TO FILE ACCURATE FOCUS PART I AND PART II REPORTS: RESPONDENT MEMBER, ACTING THROUGH RESPONDENT YERSIN, FAILED AND

NEGLECTED TO ESTABLISH, MAINTAIN AND ENFORCE PROPER SUPERVISORY

PROCEDURES REGARDING THE PREPARATION AND MAINTENANCE OF

THE

FIRM'S BOOKS AND RECORDS; RESPONDENT MEMBER, ACTING THROUGH RESPONDENT NACCACHIAN, FAILED AND NEGLECTED TO CONDUCT AN ANNUAL COMPLIANCE MEETING FOR REGISTERED REPRESENTATIVES EMPLOYED BY THE FIRM.)

\*\*\*\*\$7,500.00 PAID ON 10/30/95, INVOICE #95-05-699\*\*\*\*

**Reporting Source:** Firm **Current Status:** Final

Allegations: ALLEGATIONS THAT AMSOUTH INVESTMENT SERVICES.INC. FAILED TO

MAINTAIN PROPER BOOKS AND RECORDS, FAILED TO CONDUCT ANNUAL

COMPLIANCE MEETING FOR ALL LICENSED INDIVIDUALS.

NASD INC DISTRICT 5 Initiated By:

Date Initiated: 10/19/1995 Docket/Case Number: C-05950055

**Principal Product Type:** No Product

Other Product Type(s):

Principal Sanction(s)/Relief

Censure

Sought:



Other Sanction(s)/Relief

Sought:

CIVIL AND ADMINISTRATIVE PENALTY(IES)/FINE(S)

Resolution:

Acceptance, Waiver & Consent(AWC)

Resolution Date:

10/19/1995

**Sanctions Ordered:** 

Censure

Monetary/Fine \$7,500.00

Other Sanctions Ordered:

Sanction Details:

AMSOUTH INVESTMENT SERVICES, INC. WAS CENSURED AND FINED

\$7,500.00. THE FINE \$7,500.00 WAS PAID ON 10/30/1995.

Firm Statement

THE BOOKS AND RECORDS VIOLATION CONSISTED OF THE FAILURE TO BALANCE OUT CUSTOMER ACCOUNTS FOR A FOUR MONTH PERIOD AND FAILURE TO MAINTAIN SUBLEDGERS ADEQUATELY. NONE OF THESE VIOLATIONS RESULTED IN A NET CAPITAL DEFICIENCY OR ANY HARM TO CUSTOMERS. ALL BOOKS AND RECORDS DEFICIENCIES HAVE BEEN

CURED.

Disclosure 7 of 7

Reporting Source: Regulator

Current Status: Final

Allegations: AMSOUTH INVESTMENT SERVICES, INC. DID NOT

COMPLY WITH CERTAIN REQUIREMENTS SET FORTH IN THE STIPULATION AND CONSENT AGREEMENT BETWEEN THE DEPARTMENT AND AMSOUTH,

EXECUTED ON 11/21/94.

Initiated By: FLORIDA DIVISION OF SECURITIES AND INVESTOR

**PROTECTION** 

**Date Initiated:** 08/15/1994

Docket/Case Number: 26985D

**URL for Regulatory Action:** 

**Principal Product Type:** 

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

**Resolution:** Stipulation and Consent



Resolution Date: 11/21/1994

Sanctions Ordered: Monetary/Fine \$24,000.00

Disgorgement/Restitution

**Other Sanctions Ordered:** 

Sanction Details: ON 3/21/97, THE FLORIDA DEPARTMENT OF BANKING AND

FINANCE ISSUED A FINAL ORDER ENTERING INTO A STIPULATION AND CONSENT AGREEMENT REGARDING THE RESPONDENT AMSOUTH

INVESTMENT

SERVICES, INC. THE FINAL ORDER INCORPORATES THE STIPULATION AND CONSENT AGREEMENT, DATED 3/17/97, IN WHICH THE RESPONDENT NEITHER ADMITS NOR DENIES THE ALLEGATIONS. IN ACCORDANCE WITH THE AGREEMENT, AMSOUTH AGREED TO PAY A \$20,000 ADMINISTRATIVE FINE AND THE DEPARTMENT AGREED TO APPROVE THE FIRMS PENDING

BRANCH OFFICE APPLICATIONS. IN ADDITION, THE DEPARTMENT

**FURTHER** 

AGREES THAT THE STIPULATION AND CONSENT AGREEMENT BETWEEN

THE

DEPARTMENT AND AMSOUTH DATED 11/21/94 SHALL BE TERMINATED AND

RELEASED.

Regulator Statement CONTACT: PLEASE CONTACT NANCY WOOD (904)

488-9805.

Reporting Source: Firm

Current Status: Final

Allegations: AMSOUTH INVESTMENT SERVICES, INC HAD NOT PROPERLY LICENSED

ALL FLORIDA BRANCH OFFICE LOCATIONS WITH THE FLORIDA DIVISION

OF SECURITIES AND INVESTOR PROTECTION.

Initiated By: FL DIVISION OF SECURITIES AND INVESTOR PROTECTION

**Date Initiated:** 08/15/1994 **Docket/Case Number:** 1961-S-11/93

Principal Product Type: No Product

Other Product Type(s):

Principal Sanction(s)/Relief Disgorgement

Sought:

Other Sanction(s)/Relief

CIVIL AND ADMINISTRATIVE PENALTY(IES)/FINE(S)

Sought:



**Resolution:** Stipulation and Consent

Resolution Date: 11/21/1994

**Sanctions Ordered:** Monetary/Fine \$24,000.00

Disgorgement/Restitution

Other Sanctions Ordered: DISGORGE COMMISSIONS EARNED OF \$12,000.00. SUBMIT A WRITTEN

REPORT TO THE DEPARTMENT THAT DEMONSTRATES SATISFACTORY CONTROL AND SUPERVISORY PROCEDURES. HAVE NO MORE THAN 138 TOTAL BRANCH OFFICES REGISTERED IN FLORIDA. MAINTAIN CRITERIA SET FORTH IN AGREEMENT FOR THE NUMBER ASSOCIATED PERSONS IN

FLORIDA, UNDER DUAL EMPLOYMENT, SUPERVISOR/ASSOCIATED

PERSON RATIO AND 4 OSJ IN FLORIDA

Sanction Details: AMSOUTH INVESTMENT SERVICES, INC. PAID \$36,000.00 TO THE FLORIDA

DIVISION OF SECURITIES AND INVESTOR PROTECTION.

Firm Statement ALTHOUGH ALL BRANCHES IN QUESTION WERE REGISTERED WITH THE

NASD, CURRENT MANAGEMENT OF AMSOUTH INVESTMENT SERVICES, INC. WAS NOT AWARE OFFICES WERE NOT REGISTERED WITH THE STATE

OF FLORIDA. AMSOUTH INVESTMENT SERVICES, INC. CEASED ALL OPERATIONS FROM THOSE BRANCHES PENDING FINAL APPROVAL ON

11/21/1994.



### Regulatory - Pending

This type of disclosure event may include a pending formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulatory agency such as the Securities and Exchange Commission, foreign financial regulatory body) for alleged violations of investment-related rules or regulations.

Disclosure 1 of 1

Reporting Source: Regulator

Current Status: Pending

Allegations: THE ALABAMA SECURITIES COMMISSION ISSUED AN

ORDER TO SHOW CAUSE WHY THE REGISTRATIONS OF AMSOUTH

**INVESTMENT** 

SERVICES AND ITS FORMER AGENT, WALTER Y. HOOPER, SHOULD NOT SUSPENDED OR REVOKED IN THE STATE OF ALABAMA. THE ORDER WAS ISSUED BASED ON ALLEGATIONS, FROM ALABAMA RESIDENTS, THAT HOOPER HAD ENGAGED IN DISHONEST OR UNETHICAL BUSINESS

**PRACTICES** 

AS THEIR ACCOUNT REPRESENTATIVE. THE COMMISSION'S ORDER

**ALLEGES** 

THAT AMSOUTH FAILED TO SUPERVISE THE ACTIVITIES OF HOOPER

DURING THE TIME OF THE ALLEGED ACTIVITY.

Initiated By: AL

Date Initiated: 10/10/1995

Docket/Case Number: SC-95-0079

**URL for Regulatory Action:** 

**Principal Product Type:** 

Other Product Type(s):

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

**Sanctions Ordered:** 

Other Sanctions Ordered:

Sanction Details: ORDER TO SHOW CAUSE WAS ISSUED BY ALABAMA

SECURITIES COMMISSION ON 10/10/95

Regulator Statement SAME AS ALLEGATIONS CONTACT: ALABAMA SECURITIES

COMMISSION (334)242-2984

www.finra.org/brokercheck
User Guidance

### **Disclosure Events for Non-Registered Control Affiliates**



All firms registered to sell securities or provide investment advice are required to disclose regulatory actions, criminal or civil judicial proceedings, and certain financial matters in which the firm or one of its control affiliates has been involved. For your convenience, below is a matrix of the number and status of disclosure events involving this brokerage firm or one of its control affiliates. Further information regarding these events can be found in the subsequent pages of this report.

	Pending	Final	On Appeal
Regulatory Event	0	1	0
Criminal	0	1	0



### **Disclosure Event Details**

Regulatory - Final

Disclosure 1 of 1

Reporting Source: Firm

Affiliate: AMSOUTH BANCORPORATION

Current Status: Final

Allegations: ON OCTOBER 12, 2004, AMSOUTH ENTERED INTO A CEASE AND DESIST

ORDER WITH THE FEDERAL RESERVE AND THE ALABAMA DEPARTMENT OF BANKING, AND AN ORDER WITH FINCEN RELATING TO DEFICIENCIES IN

AMSOUTH'S COMPLIANCE WITH THE BANK SECRECY ACT. IN

CONNECTION WITH THE FEDERAL RESERVE AND FINCEN ORDERS.

AMSOUTH HAS BEEN ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$10 MILLION. WITH RESPECT TO THE CEASE AND DESIST ORDER, THE FEDERAL RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK SECRECY ACT, INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND

PROCEDURES.

Initiated By: FEDERAL RESERVE, THE ALABAMA DEPARTMENT OF BANKING, FINCEN

**Date Initiated:** 10/12/2004

Docket/Case Number: 04-021-B-HC&SM:04-021-CMP-HC&SM

**Principal Product Type:** Other

Other Product Type(s): DEFICIENCIES IN AMSOUTH'S COMPLIANCE WITH THE BANK SECRECY ACT

Principal Sanction(s)/Relief

Sought:

Cease and Desist

Other Sanction(s)/Relief

Sought:

Resolution: Other

Resolution Date: 10/12/2004

Sanctions Ordered: Monetary/Fine \$10,000,000.00

Cease and Desist/Injunction



Other Sanctions Ordered: WITH RESPECT TO THE CEASE AND DESIST ORDER, THE FEDERAL

RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION

ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN

SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE

ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK

SECRECY ACT, INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND

PROCEDURES.

Sanction Details: WITH RESPECT TO THE CEASE AND DESIST ORDER, THE FEDERAL

RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION

ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN

SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE

ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK

SECRECY ACT, INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND

PROCEDURES.

Firm Statement ON OCTOBER 12, 2004, AMSOUTH ENTERED INTO A CEASE AND DESIST

ORDER WITH THE FEDERAL RESERVE AND THE ALABAMA DEPARTMENT OF BANKING. AND AN ORDER WITH FINCEN RELATING TO DEFICIENCIES IN

AMSOUTH'S COMPLIANCE WITH THE BANK SECRECY ACT. IN

WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND

CONNECTION WITH THE FEDERAL RESERVE AND FINCEN ORDERS.

AMSOUTH HAS BEEN ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$10 MILLION. WITH RESPECT TO THE CEASE AND DESIST ORDER, THE FEDERAL RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK SECRECY ACT, INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF

PROCEDURES.

Reporting Source: Firm

Affiliate: AMSOUTH BANK

Current Status: Final

Allegations: ON OCTOBER 12, 2004, AMSOUTH ENTERED INTO A CEASE AND DESIST



ORDER WITH THE FEDERAL RESERVE AND THE ALABAMA DEPARTMENT OF BANKING. AND AN ORDER WITH FINCEN RELATING TO DEFICIENCIES IN

AMSOUTH'S COMPLIANCE WITH THE BANK SECRECY ACT. IN

CONNECTION WITH THE FEDERAL RESERVE AND FINCEN ORDERS,

AMSOUTH HAS BEEN ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$10 MILLION. WITH RESPECT TO THE CEASE AND DESIST ORDER. THE FEDERAL RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK SECRECY ACT, INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND

PROCEDURES.

Cease and Desist

FEDERAL RESERVE, THE ALABAMA DEPARTMENT OF BANKING, FINCEN **Initiated By:** 

Date Initiated: 10/12/2004

**Docket/Case Number:** 04-021-B-HC&SM:04-021-CMP-HC&SM

**Principal Product Type:** Other

Other Product Type(s): DEFICIENCIES IN AMSOUTH'S COMPLIANCE WITH THE BANK SECRECY ACT

Principal Sanction(s)/Relief

Sought:

Other Sanction(s)/Relief

Sought:

**Resolution:** Other

**Resolution Date:** 10/12/2004

Sanctions Ordered: Monetary/Fine \$10,000,000.00

Cease and Desist/Injunction

Other Sanctions Ordered: WITH RESPECT TO THE CEASE AND DESIST ORDER, THE FEDERAL

RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION

ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN

SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE

ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK

SECRECY ACT. INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND

PROCEDURES.

Sanction Details: WITH RESPECT TO THE CEASE AND DESIST ORDER, THE FEDERAL



RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK SECRECY ACT, INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND PROCEDURES.

### **Firm Statement**

ON OCTOBER 12, 2004, AMSOUTH ENTERED INTO A CEASE AND DESIST ORDER WITH THE FEDERAL RESERVE AND THE ALABAMA DEPARTMENT OF BANKING. AND AN ORDER WITH FINCEN RELATING TO DEFICIENCIES IN AMSOUTH'S COMPLIANCE WITH THE BANK SECRECY ACT. IN CONNECTION WITH THE FEDERAL RESERVE AND FINCEN ORDERS, AMSOUTH HAS BEEN ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$10 MILLION. WITH RESPECT TO THE CEASE AND DESIST ORDER. THE FEDERAL RESERVE HAS INDICATED IT WILL RESTRICT THE COMPANY'S EXPANSION ACTIVITIES UNTIL SUCH TIME AS IT BELIEVES THE COMPANY IS IN SUBSTANTIAL COMPLIANCE WITH THE REQUIREMENTS OF THE ORDER. IN CONNECTION WITH THESE ORDERS, AMSOUTH HAS AGREED TO TAKE ADDITIONAL ACTIONS TO ENSURE COMPLIANCE WITH THE BANK SECRECY ACT. INCLUDING INDEPENDENT THIRD-PARTY REVIEWS OF ITS ACTIVITIES, ENHANCED TRAINING OF PERSONNEL, SUBMISSION OF WRITTEN PLANS, AND ADOPTION OF APPROVED POLICIES AND PROCEDURES.



### **Criminal - Final Disposition**

Disclosure 1 of 1

Reporting Source: Firm

Affiliate: AMSOUTH BANK

Current Status: Final

**Status Date:** 10/12/2004

Charge Details: ON OCT 12, 2004 AMSOUTH BANCORPORATION AND AMSOUTH BANK

ENTERED INTO A DEFERRED PROSECUTION AGREEMENT WITH THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF MISSISSIPPI RELATING TO DEFICIENCIES IN THE BANK'S REPORTING OF SUSPICIOUS ACTIVITIES UNDER THE BANK SECRECY ACT THAT PROVIDES FOR THE FILING OF A ONE COUNT INFORMATION CHARGE IN A FAILURE TO FILE SUSPICIOUS ACTIVITY REPORTS AND THE STAYING OF THAT ACTION. THE MATTER INITIALLY AROSE OUT OF A FRAUDULENT NOTE SCHEME COMMITTED BY TWO BANK CUSTOMERS, LOUIS HAMRIC AND VICTOR NANCE, BEGINNING IN 2000, BUT WAS SUBSEQUENTLY EXPANDED TO INCLUDE CERTAIN OTHER SPECIFIC MATTERS, INCLUDING AMSOUTH'S GENERAL POLICIES AND PROCEDURES FOR BANK SECRECY ACT COMPLIANCE. UNDER THE AGREEMENT, AMSOUTH HAS AGREED TO MAKE A PAYMENT OF \$40 MILLION TO THE UNITED STATES. PROVIDED AMSOUTH COMPLIES WITH ITS OBLIGATIONS UNDER THE DEFERRED PROSECUTION AGREEMENT FOR A PERIOD OF 12 MONTHS, THE U.S. ATTORNEY HAS AGREED TO

DISMISS THE INFORMATION AND NOT TO TAKE FURTH

Felony: Yes

Court Details: US DISTRICT COURT, DISTRICT OF MISSISSIPPI (JACKSON, MS), DOCKET

#3:04CR67LSA

**Charge Date:** 10/12/2004

**Disposition Details:** ON OCT 12, 2004 AMSOUTH BANCORPORATION AND AMSOUTH BANK

ENTERED INTO A DEFERRED PROSECUTION AGREEMENT WITH THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF MISSISSIPPI RELATING TO DEFICIENCIES IN THE BANK'S REPORTING OF SUSPICIOUS ACTIVITIES UNDER THE BANK SECRECY ACT THAT PROVIDES FOR THE FILING OF A ONE COUNT INFORMATION CHARGE IN A FAILURE TO FILE SUSPICIOUS ACTIVITY REPORTS AND THE STAYING OF THAT ACTION. BEGINNING IN 2000, BUT WAS SUBSEQUENTLY EXPANDED TO INCLUDE CERTAIN OTHER SPECIFIC MATTERS, INCLUDING AMSOUTH'S GENERAL POLICIES AND PROCEDURES FOR BANK SECRECY ACT COMPLIANCE. UNDER THE AGREEMENT, AMSOUTH HAS AGREED TO MAKE A PAYMENT OF \$40 MILLION TO THE UNITED STATES. PROVIDED AMSOUTH COMPLIES WITH



ITS OBLIGATIONS UNDER THE DEFERRED PROSECUTION AGREEMENT FOR A PERIOD OF 12 MONTHS, THE U.S. ATTORNEY HAS AGREED TO DISMISS THE INFORMATION AND NOT TO TAKE FURTHER ACTION.

Firm Statement

ON OCT 12, 2004 AMSOUTH BANCORPORATION AND AMSOUTH BANK ENTERED INTO A DEFERRED PROSECUTION AGREEMENT WITH THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF MISSISSIPPI RELATING TO DEFICIENCIES IN THE BANK'S REPORTING OF SUSPICIOUS ACTIVITIES UNDER THE BANK SECRECY ACT THAT PROVIDES FOR THE FILING OF A ONE COUNT INFORMATION CHARGE IN A FAILURE TO FILE SUSPICIOUS ACTIVITY REPORTS AND THE STAYING OF THAT ACTION. THE MATTER INITIALLY AROSE OUT OF A FRAUDULENT NOTE SCHEME COMMITTED BY TWO BANK CUSTOMERS. LOUIS HAMRIC AND VICTOR NANCE. BEGINNING IN 2000, BUT WAS SUBSEQUENTLY EXPANDED TO INCLUDE CERTAIN OTHER SPECIFIC MATTERS, INCLUDING AMSOUTH'S GENERAL POLICIES AND PROCEDURES FOR BANK SECRECY ACT COMPLIANCE. UNDER THE AGREEMENT, AMSOUTH HAS AGREED TO MAKE A PAYMENT OF \$40 MILLION TO THE UNITED STATES. PROVIDED AMSOUTH COMPLIES WITH ITS OBLIGATIONS UNDER THE DEFERRED PROSECUTION AGREEMENT FOR A PERIOD OF 12 MONTHS, THE U.S. ATTORNEY HAS AGREED TO DISMISS THE INFORMATION AND NOT TO TAKE FURTHER ACTION AGAINST THE COMPANY IN CONNECTION WITH THIS MATTER.

Reporting Source: Firm

Affiliate: AMSOUTH BANCORPORATION

Current Status: Final

**Status Date:** 10/12/2004

Charge Details: ON OCT 12, 2004 AMSOUTH BANCORPORATION AND AMSOUTH BANK

ENTERED INTO A DEFERRED PROSECUTION AGREEMENT WITH THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF MISSISSIPPI RELATING TO DEFICIENCIES IN THE BANK'S REPORTING OF SUSPICIOUS ACTIVITIES UNDER THE BANK SECRECY ACT THAT PROVIDES FOR THE FILING OF A ONE COUNT INFORMATION CHARGE IN A FAILURE TO FILE SUSPICIOUS ACTIVITY REPORTS AND THE STAYING OF THAT ACTION. THE MATTER INITIALLY AROSE OUT OF A FRAUDULENT NOTE SCHEME COMMITTED BY TWO BANK CUSTOMERS, LOUIS HAMRIC AND VICTOR NANCE, BEGINNING IN 2000, BUT WAS SUBSEQUENTLY EXPANDED TO INCLUDE CERTAIN OTHER SPECIFIC MATTERS, INCLUDING AMSOUTH'S GENERAL POLICIES AND PROCEDURES FOR BANK SECRECY ACT COMPLIANCE. UNDER THE AGREEMENT, AMSOUTH HAS AGREED TO MAKE A PAYMENT OF \$40 MILLION TO THE UNITED STATES. PROVIDED AMSOUTH COMPLIES WITH ITS OBLIGATIONS UNDER THE DEFERRED PROSECUTION AGREEMENT



FOR A PERIOD OF 12 MONTHS, THE U.S. ATTORNEY HAS AGREED TO DISMISS THE INFORMATION AND NOT TO TAKE FURTH

Felony: Yes

Court Details: US DISTRICT COURT, DISTRICT OF MISSISSIPPI (JACKSON, MS), DOCKET

#3:04CR67LSA

**Charge Date:** 10/12/2004

**Disposition Details:** ON OCT 12, 2004 AMSOUTH BANCORPORATION AND AMSOUTH BANK

ENTERED INTO A DEFERRED PROSECUTION AGREEMENT WITH THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF MISSISSIPPI RELATING TO DEFICIENCIES IN THE BANK'S REPORTING OF SUSPICIOUS ACTIVITIES UNDER THE BANK SECRECY ACT THAT PROVIDES FOR THE FILING OF A ONE COUNT INFORMATION CHARGE IN A FAILURE TO FILE SUSPICIOUS ACTIVITY REPORTS AND THE STAYING OF THAT ACTION. BEGINNING IN 2000, BUT WAS SUBSEQUENTLY EXPANDED TO INCLUDE CERTAIN OTHER SPECIFIC MATTERS, INCLUDING AMSOUTH'S GENERAL POLICIES AND PROCEDURES FOR BANK SECRECY ACT COMPLIANCE. UNDER THE AGREEMENT, AMSOUTH HAS AGREED TO MAKE A PAYMENT OF \$40 MILLION TO THE UNITED STATES. PROVIDED AMSOUTH COMPLIES WITH ITS OBLIGATIONS UNDER THE DEFERRED PROSECUTION AGREEMENT FOR A PERIOD OF 12 MONTHS, THE U.S. ATTORNEY HAS AGREED TO DISMISS THE INFORMATION AND NOT TO TAKE FURTHER ACTION.

Firm Statement ON OCT 12, 2004 AMSOUTH BANCORPORATION AND AMSOUTH BANK

ENTERED INTO A DEFERRED PROSECUTION AGREEMENT WITH THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF MISSISSIPPI RELATING TO DEFICIENCIES IN THE BANK'S REPORTING OF SUSPICIOUS ACTIVITIES UNDER THE BANK SECRECY ACT THAT PROVIDES FOR THE FILING OF A ONE COUNT INFORMATION CHARGE IN A FAILURE TO FILE SUSPICIOUS ACTIVITY REPORTS AND THE STAYING OF THAT ACTION. THE MATTER INITIALLY AROSE OUT OF A FRAUDULENT NOTE SCHEME COMMITTED BY TWO BANK CUSTOMERS. LOUIS HAMRIC AND VICTOR NANCE. BEGINNING IN 2000, BUT WAS SUBSEQUENTLY EXPANDED TO INCLUDE CERTAIN OTHER SPECIFIC MATTERS, INCLUDING AMSOUTH'S GENERAL POLICIES AND PROCEDURES FOR BANK SECRECY ACT COMPLIANCE. UNDER THE AGREEMENT, AMSOUTH HAS AGREED TO MAKE A PAYMENT OF \$40 MILLION TO THE UNITED STATES. PROVIDED AMSOUTH COMPLIES WITH ITS OBLIGATIONS UNDER THE DEFERRED PROSECUTION AGREEMENT FOR A PERIOD OF 12 MONTHS, THE U.S. ATTORNEY HAS AGREED TO DISMISS THE INFORMATION AND NOT TO TAKE FURTHER ACTION AGAINST THE COMPANY IN CONNECTION WITH THIS MATTER.

## **End of Report**



This page is intentionally left blank.