

BrokerCheck Report

VAN CLEMENS & CO. INCORPORATED

CRD# 6914

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When communicating online or investing with any professional, make sure you know who you're dealing with. [Imposters](#) might link to sites like BrokerCheck from [phishing](#) or similar scam websites, or through [social media](#), 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
 - 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.



VAN CLEMENS & CO. INCORPORATED

CRD# 6914

SEC# 8-18414

Main Office Location

900 SECOND AVE S
SUITE 1500
MINNEAPOLIS, MN 55402
Regulated by FINRA Kansas City Office

Mailing Address

900 SECOND AVE S
SUITE 1500
MINNEAPOLIS, MN 55402

Business Telephone Number

612-758-9140

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 Minnesota on 05/15/1975.

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 firm is registered with:

- the SEC
- 1 Self-Regulatory Organization
- 39 U.S. states and territories

Is this brokerage firm currently suspended with any regulator? **No**

This firm conducts 9 types of businesses.

This firm is affiliated with financial or investment institutions.

This firm has referral or financial arrangements with other brokers or dealers.

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	7
Arbitration	1



Firm Profile

This firm is classified as a corporation.

This firm was formed in Minnesota on 05/15/1975.

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.

VAN CLEMENS & CO. INCORPORATED

Doing business as VAN CLEMENS & CO. INCORPORATED

CRD# 6914

SEC# 8-18414

Main Office Location

900 SECOND AVE S
SUITE 1500
MINNEAPOLIS, MN 55402

Regulated by FINRA Kansas City Office

Mailing Address

900 SECOND AVE S
SUITE 1500
MINNEAPOLIS, MN 55402

Business Telephone Number

612-758-9140



Firm Profile

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):	VAN CLEMENS FINANCIAL CORPORATION
Is this a domestic or foreign entity or an individual?	Domestic Entity
Position	SHAREHOLDER
Position Start Date	11/2004
Percentage of Ownership	75% or more
Does this owner direct the management or policies of the firm?	No
Is this a public reporting company?	No

Legal Name & CRD# (if any):	GODFREY, JOSEPH CHARLES 3074998
Is this a domestic or foreign entity or an individual?	Individual
Position	CCO
Position Start Date	08/2024
Percentage of Ownership	10% but less than 25%
Does this owner direct the management or policies of the firm?	Yes
Is this a public reporting company?	No

Legal Name & CRD# (if any):	TROUSDALE, LAUREN 5622407
Is this a domestic or foreign entity or an individual?	Individual
Position	FINOP
Position Start Date	02/2025

Firm Profile



Direct Owners and Executive Officers (continued)

Percentage of Ownership Less than 5%

Does this owner direct the management or policies of the firm? No

Is this a public reporting company? No



Firm Profile

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

Indirect Owners

Legal Name & CRD# (if any):	CLARKSON, TIMOTHY JAMES 724298
Is this a domestic or foreign entity or an individual?	Individual
Company through which indirect ownership is established	VAN CLEMENS FINANCIAL CORP
Relationship to Direct Owner	SHAREHOLDER
Relationship Established	11/2004
Percentage of Ownership	Other General Partners
Does this owner direct the management or policies of the firm?	No
Is this a public reporting company?	No
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Legal Name & CRD# (if any):	FELIX, DENNIS OWEN 1317734
Is this a domestic or foreign entity or an individual?	Individual
Company through which indirect ownership is established	VAN CLEMENS FINANCIAL CORP
Relationship to Direct Owner	SHAREHOLDER
Relationship Established	11/2004
Percentage of Ownership	Other General Partners
Does this owner direct the management or policies of the firm?	No
Is this a public reporting company?	No

Legal Name & CRD# (if any): GODFREY, JOSEPH CHARLES

Firm Profile



Indirect Owners (continued)

	3074998
Is this a domestic or foreign entity or an individual?	Individual
Company through which indirect ownership is established	VAN CLEMENS FINANCIAL CORP
Relationship to Direct Owner	SHAREHOLDER
Relationship Established	06/2022
Percentage of Ownership	Other General Partners
Does this owner direct the management or policies of the firm?	No
Is this a public reporting company?	No
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Legal Name & CRD# (if any):	HART, KEVIN INGRAM 1806036
Is this a domestic or foreign entity or an individual?	Individual
Company through which indirect ownership is established	VAN CLEMENS FINANCIAL CORP
Relationship to Direct Owner	SHAREHOLDER
Relationship Established	11/2004
Percentage of Ownership	Other General Partners
Does this owner direct the management or policies of the firm?	No
Is this a public reporting company?	No
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Legal Name & CRD# (if any):	OSTREM, CRAIG ALLAN 2594472
Is this a domestic or foreign entity or an individual?	Individual

Firm Profile



Indirect Owners (continued)

Company through which indirect ownership is established VAN CLEMENS FINANCIAL CORP

Relationship to Direct Owner SHAREHOLDER

Relationship Established 11/2004

Percentage of Ownership Other General Partners

Does this owner direct the management or policies of the firm? No

Is this a public reporting company? No

Legal Name & CRD# (if any): PETSCHL, WILLIAM JOHN
1249662

Is this a domestic or foreign entity or an individual? Individual

Company through which indirect ownership is established VAN CLEMENS FINANCIAL CORP

Relationship to Direct Owner SHAREHOLDER

Relationship Established 11/2004

Percentage of Ownership Other General Partners

Does this owner direct the management or policies of the firm? No

Is this a public reporting company? No

Legal Name & CRD# (if any): ROSS, MICHAEL JOHN
1321227

Is this a domestic or foreign entity or an individual? Individual

Company through which indirect ownership is established VAN CLEMENS FINANCIAL CORP

Firm Profile



Indirect Owners (continued)

Relationship to Direct Owner	SHAREHOLDER
Relationship Established	11/2004
Percentage of Ownership	Other General Partners
Does this owner direct the management or policies of the firm?	No
Is this a public reporting company?	No

Firm History

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

No information reported.





Firm Operations

Registrations

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 currently registered with the SEC, 1 SRO and 39 U.S. states and territories.

Federal Regulator	Status	Date Effective
SEC	Approved	07/31/1975

SEC Registration Questions

This firm is registered with the SEC as:

A broker-dealer: Yes

A broker-dealer and government securities broker or dealer: No

A government securities broker or dealer only: No

This firm has ceased activity as a government securities broker or dealer: No

Self-Regulatory Organization	Status	Date Effective
FINRA	Approved	10/01/1975



Firm Operations

Registrations (continued)

U.S. States & Territories	Status	Date Effective
Alaska	Approved	04/16/2003
Arizona	Approved	04/10/2002
California	Approved	11/01/2002
Colorado	Approved	08/01/2002
Connecticut	Approved	11/12/2002
Delaware	Approved	03/19/2024
District of Columbia	Approved	02/13/2012
Florida	Approved	05/28/2002
Georgia	Approved	08/22/2002
Idaho	Approved	06/23/2003
Illinois	Approved	09/04/2002
Indiana	Approved	09/24/2002
Iowa	Approved	04/23/2002
Kentucky	Approved	08/13/2007
Maryland	Approved	09/13/2002
Massachusetts	Approved	10/24/2002
Michigan	Approved	11/15/2002
Minnesota	Approved	07/03/1975
Mississippi	Termination Requested	12/05/2024
Missouri	Approved	09/10/2003
Montana	Approved	07/21/2003
Nebraska	Approved	08/12/2002
Nevada	Approved	07/30/2002
New Jersey	Approved	09/22/2003
New Mexico	Approved	01/02/2003
New York	Approved	03/21/2003
North Carolina	Approved	04/07/2003
North Dakota	Approved	02/06/2003
Ohio	Approved	03/21/2003
Oklahoma	Approved	01/28/2025
Oregon	Approved	11/16/2006
South Carolina	Approved	06/08/2006
South Dakota	Approved	05/09/2002

U.S. States & Territories	Status	Date Effective
Tennessee	Approved	11/07/2002
Texas	Approved	01/08/2003
Utah	Approved	10/10/2002
Virginia	Approved	05/29/2002
Washington	Approved	05/17/2002
Wisconsin	Approved	04/08/2002



Firm Operations

Types of Business

This section provides the types of business, including non-securities business, the brokerage firm is engaged in or expects to be engaged in.

This firm currently conducts 9 types of businesses.

Types of Business

Broker or dealer retailing corporate equity securities over-the-counter
Broker or dealer selling corporate debt securities
Underwriter or selling group participant (corporate securities other than mutual funds)
Mutual fund retailer
Broker or dealer selling variable life insurance or annuities
Put and call broker or dealer or option writer
Private placements of securities
Broker or dealer involved in a networking, kiosk or similar arrangment with a: bank, savings bank or association, or credit union
Other - VAN CLEMENS WEALTH MANAGEMENT - MN REGISTERED INVESTMENT ADVISOR

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: VAN CLEMENS INSURANCE ASSOCIATES - SALE OF INSURANCE PRODUCTS
VAN CLEMENS & ASSOCIATES - TAX & ACCOUNTING SERVICES

Firm Operations



Clearing Arrangements

This firm does 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:	RBC CAPITAL MARKETS, LLC
CRD #:	31194
Business Address:	250 NICOLLET MALL SUITE 1700 MINNEAPOLIS, MN 55401
Effective Date:	04/27/2023
Description:	VAN CLEMENS & CO., INC. IF A FULLY DISCLOSED INTRODUCING B/D UTILIZING RBC CLEARING & CUSTODY.

Firm Operations

Industry Arrangements



This firm does not have books or records maintained by a third party.

This firm does not have accounts, funds, or securities maintained by a third party.

This firm does not have customer accounts, funds, or securities maintained by a third party.

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.



Firm Operations

Organization Affiliates

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.

VAN CLEMENS WEALTH MANAGEMENT, LLC is under common control with the firm.

CRD #:	297362
Business Address:	900 SECOND AVENUE SOUTH SUITE 1500 MINNEAPOLIS, MN 55402
Effective Date:	06/02/2022
Foreign Entity:	No
Country:	
Securities Activities:	No
Investment Advisory Activities:	Yes
Description:	VAN CLEMENS WEALTH MANAGEMENT LLC IS AN AFFILIATE OF VAN CLEMENS & CO., INC. - BOTH OWNED 100% BY VAN CLEMENS FINANCIAL CORP (FORMERLY HART SECURITIES CORP - NAME CHANGE ONLY)

This firm is not 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



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	0	7	0
Arbitration	N/A	1	N/A



Disclosure Event Details

What you should know about reported disclosure events:

1. **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:**
 - 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.
 - 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:	WITHOUT ADMITTING OR DENYING THE FINDINGS, THE FIRM CONSENTED TO THE SANCTIONS AND TO THE ENTRY OF FINDINGS THAT IT FAILED TO ESTABLISH AND MAINTAIN A SUPERVISORY SYSTEM, AND TO ESTABLISH, MAINTAIN, AND ENFORCE WSPS, REASONABLY DESIGNED TO ENSURE THAT THE FIRM REVIEWED TRANSACTIONS IN CUSTOMER ACCOUNTS FOR POTENTIALLY UNSUITABLE EXCESSIVE TRADING IN ORDER TO ACHIEVE COMPLIANCE WITH FINRA'S SUITABILITY RULE. THE FINDINGS STATED THAT DUE TO ITS FAILURE TO ESTABLISH AND MAINTAIN A REASONABLE SUPERVISORY SYSTEM AND WSPS, THE FIRM ALLOWED QUANTITATIVELY UNSUITABLE ACTIVITY TO OCCUR AT THE FIRM. A REGISTERED REPRESENTATIVE OF THE FIRM RECOMMENDED TRANSACTIONS TO A FIRM CUSTOMER THAT RESULTED IN THE CUSTOMER'S ACCOUNT HAVING AN ANNUALIZED TURNOVER RATE ABOVE 9.0 AND AN ANNUALIZED COST-EQUITY RATIO OF 32.3%. THIS ACTIVITY WAS EXCESSIVE, GIVEN THE CUSTOMER'S INVESTMENT OBJECTIVES AND FINANCIAL SITUATION, AND COINCIDED WITH LOSSES IN THE ACCOUNT OF MORE THAN \$100,000 DURING A 13-MONTH PERIOD, WHICH WAS ROUGHLY HALF THE ACCOUNT'S VALUE AT THE START OF THAT PERIOD.
Initiated By:	FINRA
Date Initiated:	08/19/2019
Docket/Case Number:	2017053162101
Principal Product Type:	No Product
Other Product Type(s):	
Principal Sanction(s)/Relief Sought:	
Other Sanction(s)/Relief Sought:	
Resolution:	Acceptance, Waiver & Consent(AWC)
Resolution Date:	08/19/2019
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	No
Sanctions Ordered:	Censure Monetary/Fine \$50,000.00
Other Sanctions Ordered:	CERTIFICATION



Sanction Details: THE FIRM WAS CENSURED, FINED \$50,000 AND ORDERED TO CERTIFY TO FINRA THAT IT HAS ESTABLISHED AND IMPLEMENTED POLICIES, PROCEDURES, AND INTERNAL CONTROLS REASONABLY DESIGNED TO ADDRESS AND REMEDIATE THE ISSUES IDENTIFIED IN THE AWC. A LOWER FINE WAS IMPOSED AFTER CONSIDERING, AMONG OTHER THINGS, THE FIRM'S REVENUE AND FINANCIAL RESOURCES. FINES PAID IN FULL ON SEPTEMBER 4, 2019.

Reporting Source: Firm

Current Status: Final

Allegations: WITHOUT ADMITTING OR DENYING THE FINDINGS. THE FIRM CONSENTED TO THE SANCTIONS AND O THE ENTRY OF FINDINGS THAT IT FAILED TO ESTABLISH AND MAINTAIN A SUPERVISORY SYSTEM, AND TO ESTABLISH MAINTAIN, AND ENFORCE WSPS, REASONABLE DESIGNED TO ENSURE THAT THE FIRM REVIEWED TRANSACTIONS IN CUSTOMER ACCOUNTS FOR POTENTIALLY UNSUITABLE EXCESSIVE TRADING IN ORDER TO ACHIEVE COMPLIANCE WITH FINRA'S SUTITABILITY RULE. THE FIDINGS STATED THAT DUE TO ITS ALLEGED FAIRLURE TO ESTABLISH AND MAINTAIN REASONABLE SURPERSVORY SYSTEM AND WSP'S, THE FIRM ALLOWED QUANTITATIVELY UNSUITABLE ACTIVITY TO OCCUR. A REP OF THE FIRM RECOMMENDED TRANSACTIONS TO A CUSTOMER THAT RESULTED IN LOSSES.

Initiated By: FINRA

Date Initiated: 08/19/2019

Docket/Case Number: [2017053162101](#)

Principal Product Type: No Product

Other Product Type(s):

Principal Sanction(s)/Relief Sought:

Other Sanction(s)/Relief Sought:

Resolution: Acceptance, Waiver & Consent(AWC)

Resolution Date: 08/19/2019

Sanctions Ordered: Censure
Monetary/Fine \$50,000.00

Other Sanctions Ordered:



Sanction Details:	THE FIRM WAS CENSURED, FINED \$50,000 AND ORDERED TO CERTIFY TO FINRA THAT IT HAS ESTABLISHED AN IMPLEMENTED POLICIES, PROCEDURES, AND INTERNAL CONTROLS REASONABLY DESIGNED TO ADDRESS AND REMEDIATE THE ISSUES IDENTIFIED IN THE AWC.
Firm Statement	THE REP CONTINUED TO WORK WITH THE CUSTOMER USING THE SAME TRADING PHILOSOPHIES THAT ULTIMATELY RESULTED RESORING A MAJORITY OF LOSSES INCURRED DURING THE 13 MONTH PERIOD REVIEWED IN THIS ACTION.

Disclosure 2 of 7

Reporting Source:	Regulator
Current Status:	Final
Allegations:	SEC RULE 17A-4(B)(4), FINRA RULE 2010, NASD RULES 3010(D), 3110(A): THE FIRM FAILED TO MAINTAIN AND PRESERVE ANY EMAIL CORRESPONDENCE FROM AUGUST 1, 2009 TO FEBRUARY 2010. THE FIRM CONTRACTED WITH A THIRD-PARTY VENDOR FOR PURPOSES OF EMAIL RETENTION AND IT, HOWEVER, FAILED TO ADEQUATELY MONITOR THE VENDOR'S RETENTION OF THE FIRM'S EMAILS. THE VENDOR DELETED FIRM EMAILS THAT WERE OVER ONE YEAR OLD, BUT FAILED TO PROVIDE THE FIRM WITH COPIES OF THE EMAILS PRIOR TO THE DELETION. THE FIRM BELIEVED THAT IT WOULD BE PROVIDED COPIES OF THE EMAILS PRIOR TO THE DELETION. DUE TO A TECHNICAL ISSUE, THE SAME THIRD-PARTY VENDOR ALSO FAILED TO MAINTAIN AND PRESERVE ANY OF THE FIRM'S OUTGOING EMAILS FROM AUGUST 2009 TO MARCH 2011. THE FIRM DID NOT DISCOVER THIS ISSUE UNTIL MAY 2011, FOLLOWING A FINRA EXAMINATION. IN ADDITION TO THE FIRM'S FAILURE TO RETAIN EMAILS, BOTH THE FIRM AND ITS THIRD-PARTY VENDOR FAILED TO RETAIN EVIDENCE OF THE FIRM'S SUPERVISORY REVIEW OF EMAILS IN ACCORDANCE WITH THE FIRM'S POLICY AND AS REQUIRED BY NASD RULE 3010(D).
Initiated By:	FINRA
Date Initiated:	03/21/2012
Docket/Case Number:	2011025499401
Principal Product Type:	No Product
Other Product Type(s):	
Principal Sanction(s)/Relief Sought:	Other



Other Sanction(s)/Relief Sought:	N/A
Resolution:	Acceptance, Waiver & Consent(AWC)
Resolution Date:	03/21/2012
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	No
Sanctions Ordered:	Censure Monetary/Fine \$25,000.00
Other Sanctions Ordered:	
Sanction Details:	WITHOUT ADMITTING OR DENYING THE FINDINGS, THE FIRM CONSENTED TO THE DESCRIBED SANCTIONS AND TO THE ENTRY OF FINDINGS, THEREFORE THE FIRM IS CENSURED AND FINED \$25,000. FINE PAID IN FULL ON MARCH 28, 2012.
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Reporting Source:	Firm
Current Status:	Final
Allegations:	EC RULE 17A-4(B)(4), FINRA RULE 2010, NASD RULES 3010(D), 3110(A): THE FIRM FAILED TO MAINTAIN AND PRESERVE ANY EMAIL CORRESPONDENCE FROM AUGUST 1, 2009 TO FEBRUARY 2010. THE FIRM CONTRACTED WITH A THIRD-PARTY VENDOR FOR PURPOSES OF EMAIL RETENTION AND IT, HOWEVER, FAILED TO ADEQUATELY MONITOR THE VENDOR'S RETENTION OF THE FIRM'S EMAILS. THE VENDOR DELETED FIRM EMAILS THAT WERE OVER ONE YEAR OLD, BUT FAILED TO PROVIDE THE FIRM WITH COPIES OF THE EMAILS PRIOR TO THE DELETION. THE FIRM BELIEVED THAT IT WOULD BE PROVIDED COPIES OF THE EMAILS PRIOR TO THE DELETION. DUE TO A TECHNICAL ISSUE, THE SAME THIRD-PARTY VENDOR ALSO FAILED TO MAINTAIN AND PRESERVE ANY OF THE FIRM'S OUTGOING EMAILS FROM AUGUST 2009 TO MARCH 2011. THE FIRM DID NOT DISCOVER THIS ISSUE UNTIL MAY 2011, FOLLOWING A FINRA EXAMINATION. IN ADDITION TO THE FIRM'S FAILURE TO RETAIN EMAILS, BOTH THE FIRM AND ITS THIRD-PARTY VENDOR FAILED TO RETAIN EVIDENCE OF THE FIRM'S SUPERVISORY REVIEW OF EMAILS IN ACCORDANCE WITH THE FIRM'S POLICY AND AS REQUIRED BY NASD RULE 3010(D).
Initiated By:	FINANCIAL INDUSTRY REGULATORY AUTHORITY



Date Initiated: 03/21/2012

Docket/Case Number: [2011025499401](#)

Principal Product Type: Equity - OTC

Other Product Type(s): BONDS, OPTIONS

Principal Sanction(s)/Relief Sought: Censure

Other Sanction(s)/Relief Sought: FINE

Resolution: Acceptance, Waiver & Consent(AWC)

Resolution Date: 03/21/2012

Sanctions Ordered: Censure
Monetary/Fine \$25,000.00

Other Sanctions Ordered: CENSURE AND MONETARY FINE ONLY.

Sanction Details: ACCEPTANCE, WAIVER & CONSENT (AWC) LETTER WAS SIGNED AND FINE PAID.

Firm Statement ACCEPTANCE, WAIVER & CONSENT (AWC)LETTER WAS SIGNED AND FINE PAID.

Disclosure 3 of 7

Reporting Source: Regulator

Current Status: Final

Allegations:

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated: 09/25/1979

Docket/Case Number: CHI-643

Principal Product Type:

Other Product Type(s):

Principal Sanction(s)/Relief Sought:

Other Sanction(s)/Relief Sought:

Resolution: Decision



Resolution Date: 01/09/1981

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

Other Sanctions Ordered:

Sanction Details:

Regulator Statement

COMPLAINT NO. CHI-643 (DISTRICT NO. 8) FILED SEPTEMBER 25, 1979 AGAINST RESPONDENTS VAN CLEMENS & COMPANY, INC., THOMAS J. VANYO, AND DENNIS VAN AUKEN ALLEGING VIOLATIONS OF ARTICLE III, SECTIONS 1 AND 4 OF THE RULES OF FAIR PRACTICE IN THAT RESPONDENT MEMBER, ACTING THROUGH RESPONDENTS VANYO AND AUKEN, EFFECTED, AS PRINCIPAL, NUMEROUS SECURITIES TRANSACTIONS IN THE ACCOUNTS OF PUBLIC CUSTOMERS AT UNFAIR AND UNREASONABLE PRICES IN VIEW OF ALL RELEVANT CIRCUMSTANCES; AND, FAILED TO COMPLY WITH THE PROVISIONS OF REGULATION T OF THE FEDERAL RESERVE BOARD.

DECISION RENDERED NOVEMBER 26, 1980 WHEREIN RESPONDENTS ARE CENSURED, FINED \$10,000, JOINTLY AND SEVERALLY, AND ASSESSED COSTS OF \$995.08, JOINTLY AND SEVERALLY. IF NO FURTHER ACTION, DECISION IS FINAL JANUARY 9, 1981.

JANUARY 9, 1981 - DECISION IS FINAL.

COMPLAINT #CHI-643 FILED 9-25-79 DISTRICT #8
11/26/80: CENSURED FINED \$10,000 J & S ASSESSED COSTS OF \$995.08 J & S 1/9/81: TO BE FINAL 1/9/81: FINAL 2/10/81: FC# 7846 PAID J & S

Reporting Source: Firm

Current Status: Final

Allegations: VIOLATION OF RFP ART III, SECTS 1&4 & REGULATION T ALLEGATIONS: FAILED TO CANCEL/LIQUIDATE TRANSACTIONS WHEN FUNDS OR PAYMENT WERE NOT RECEIVED BY THE REQUIRED DATE; FAILED TO REQUIRE SUFFICIENT FUNDS TO BE DEPOSITED IN THE ACCOUNTS PRIOR TO ADDITIONAL PURCHASES.

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.



Date Initiated: 09/25/1979
Docket/Case Number: CH1-643
Principal Product Type: Equity Listed (Common & Preferred Stock)
Other Product Type(s):
Principal Sanction(s)/Relief Sought: Reprimand
Other Sanction(s)/Relief Sought:
Resolution: Decision
Resolution Date: 01/09/1981
Sanctions Ordered: Censure
 Monetary/Fine \$10,000.00
Other Sanctions Ordered:
Sanction Details: CENSURE AND FINE PAID OF \$10,000.00 J&S

Disclosure 4 of 7

Reporting Source: Regulator
Current Status: Final
Allegations:
Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.
Date Initiated: 02/18/1992
Docket/Case Number: C04920012
Principal Product Type:
Other Product Type(s):
Principal Sanction(s)/Relief Sought:
Other Sanction(s)/Relief Sought:
Resolution: Decision
Resolution Date: 05/24/1993
Sanctions Ordered: Censure



Monetary/Fine \$10,400.00

Other Sanctions Ordered:

Sanction Details:

Regulator Statement

COMPLAINT NO. C04920012 FILED FEBRUARY 18, 1992 BY DISTRICT NO. 4 AGAINST RESPONDENTS VAN CLEMENS & CO. INCORPORATED AND THOMAS

JOHN VANYO ALLEGING VIOLATIONS OF ARTICLE III, SECTIONS 1 AND 4 OF THE RULES OF FAIR PRACTICE IN THAT RESPONDENT MEMBER, ACTING THROUGH RESPONDENT VANYO, CHARGED MORE THAN FAIR COMMISSIONS WHEN EXECUTING AGENCY TRANSACTIONS.

DECISION RENDERED SEPTEMBER 23, 1992, WHEREIN RESPONDENTS MEMBER AND VANYO ARE CENSURED, FINED \$1,500, JOINTLY AND SEVERALLY AND ASSESSED COSTS OF \$729.85, JOINTLY AND SEVERALLY. IF NO FURTHER ACTION, DECISION IS FINAL NOVEMBER 9, 1992.

OCTOBER 15, 1992 - CALLED FOR REVIEW.

NBCC DECISION RENDERED APRIL 22, 1993, WHEREIN THE FINDINGS MADE ARE AFFIRMED AND THE SANCTIONS IMPOSED ARE MODIFIED; THEREFORE, RESPONDENTS MEMBER AND VANYO ARE CENSURED, FINED \$10,400, JOINTLY AND SEVERALLY WITH THE PROVISIO THAT THE FINE MAY BE REDUCED BY AMOUNTS PAID IN RESTITUTION TO CUSTOMERS (UP TO \$5,400), AND ASSESSED DBCC COSTS OF \$729.85, JOINTLY AND SEVERALLY. IF NO FURTHER ACTION, DECISION IS FINAL MAY 24, 1993.

MAY 24, 1993 - DECISION IS FINAL.

\$11,129.85 J&S PAID ON 6/28/93 INVOICE #93-04-353

Reporting Source:

Firm

Current Status:

Final

Allegations:

VIOLATIONS OF ART. III, SECTS 1 & 4 RFP.

Initiated By:

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated:

02/18/1992



Docket/Case Number: C04920012

Principal Product Type: Equity - OTC

Other Product Type(s):

Principal Sanction(s)/Relief Sought: Reprimand

Other Sanction(s)/Relief Sought:

Resolution: Decision

Resolution Date: 05/24/1993

Sanctions Ordered: Censure
Monetary/Fine \$10,400.00

Other Sanctions Ordered: CENSURE AND FINE FOR \$10,400.00 J&S

Sanction Details: FINE PAID OF \$728.95

Disclosure 5 of 7

Reporting Source: Regulator

Current Status: Final

Allegations:

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated: 10/04/1990

Docket/Case Number: MS-998-AWC(A)

Principal Product Type:

Other Product Type(s):

Principal Sanction(s)/Relief Sought:

Other Sanction(s)/Relief Sought:

Resolution: Consent

Resolution Date: 12/20/1990

Sanctions Ordered: Monetary/Fine \$500.00

Other Sanctions Ordered:

**Sanction Details:****Regulator Statement**

MARKET SURVEILLANCE COMMITTEE COMPLAINT #MS-998-AWC (A)
 LETTER
 OF ACCEPTANCE, WAIVER AND CONSENT FILED OCTOBER 4, 1990
 AGAINST
 RESPONDENT MEMBER VAN CLEMENS & CO., INC. ALLEGING VIOLATIONS
 OF ARTICLE III, SECTIONS 1 AND 41 OF THE ASSOCIATION'S RULES OF
 FAIR PRACTICE FOR FAILURE TO REPORT ITS SHORT INTEREST.

THE LETTER OF ACCEPTANCE, WAIVER AND CONSENT WAS ACCEPTED BY
 THE MARKET SURVEILLANCE COMMITTEE ON NOVEMBER 27, 1990 AND BY
 THE BUSINESS CONDUCT COMMITTEE ON DECEMBER 20, 1990. \$500 FINE.

\$500.00 PAID ON 3/4/91 INVOICE #91-MS-259

Reporting Source: Firm

Current Status: Final

Allegations: VIOLATION OF ART. III, SECTS 1 & 41 RFP

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated: 10/04/1990

Docket/Case Number: MS-998-AWC(A)

Principal Product Type: Equity - OTC

Other Product Type(s):

Principal Sanction(s)/Relief Sought: Reprimand

Other Sanction(s)/Relief Sought:

Resolution: Consent

Resolution Date: 03/04/1991

Sanctions Ordered: Monetary/Fine \$500.00

Other Sanctions Ordered:

Sanction Details: PAID FINE OF \$500.00



Reporting Source: Regulator

Current Status: Final

Allegations:

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated: 08/03/1990

Docket/Case Number: CHI-1312

Principal Product Type:

Other Product Type(s):

Principal Sanction(s)/Relief Sought:

Other Sanction(s)/Relief Sought:

Resolution: Decision & Order of Offer of Settlement

Resolution Date: 11/01/1991

Sanctions Ordered: Censure
Monetary/Fine \$40,000.00

Other Sanctions Ordered:

Sanction Details:

Regulator Statement

COMPLAINT NUMBER CHI-1312 (DISTRICT NO. 8) FILED AUGUST 3, 1990 AGAINST RESPONDENTS VAN CLEMENS & CO., INC., THOMAS J. VANYO AND PATRICK J. VANYO ALLEGING VIOLATIONS OF ARTICLE III, SECTIONS 1 AND 4 OF THE RULES OF FAIR PRACTICE IN THAT RESPONDENT MEMBER, ACTING THROUGH RESPONDENTS T. VANYO AND P. VANYO, EFFECTED, AS PRINCIPAL, SALES OF COMMON STOCK TO CUSTOMERS AT PRICES THAT WERE UNFAIR AND UNREASONABLE IN RELATION TO THE PREVAILING MARKET PRICE OF THE SECURITIES.

COMBINED DECISION RENDERED NOVEMBER 1, 1991, (C4M900003 - CHI-1282 AND C4M900005 - CHI-1312), WHEREIN THE OFFER OF SETTLEMENT SUBMITTED BY THE RESPONDENTS WAS ACCEPTED; THEREFORE, THEY ARE CENSURED AND FINED \$40,000, JOINTLY AND SEVERALLY; AND, RESPONDENT MEMBER IS PROHIBITED FROM EFFECTING ANY PRINCIPAL SALES OF NON-NASDAQ OVER-THE-COUNTER SECURITIES



TO RETAIL CUSTOMERS FOR A PERIOD OF 1 YEAR FROM THE DATE OF THIS DECISION.

Reporting Source: Firm

Current Status: Final

Allegations: ALLEGED THAT VAN CLEMENS & CO., INC., THOMAS J. VANYO AND PATRICK J. VANYO VIOLATED ARTICLE III, SECTIONS 1 AND 4 OF THE RULES OF FAIR PRACTICE.

Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated: 08/03/1990

Docket/Case Number: CHI-1312

Principal Product Type: Equity - OTC

Other Product Type(s):

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

Other Sanction(s)/Relief Sought:

Resolution: Decision & Order of Offer of Settlement

Resolution Date: 11/01/1991

Sanctions Ordered: Censure
Monetary/Fine \$40,000.00

Other Sanctions Ordered: NONE

Sanction Details: VAN CLEMENS AGREED TO PROHIBIT FROM EFFECTING ANY PRINCIPAL SALES OF NON-NASDAQ OVER THE COUNTER SECURITIES TO RETAIL CUSTOMERS FOR A PERIOD OF 1 YEAR, COMMENCING NOV. 1, 1991. THIS PERIOD HAS LONG SINCE EXPIRED.

Firm Statement RESPONDENTS AGREED TO SETTLE THE ALLEGED VIOLATIONS OF ARTICLE III, SECTIONS 1 AND 4 OF THE RULES OF FAIR PRACTICE.

Disclosure 7 of 7

Reporting Source: Regulator

Current Status: Final

Allegations:



Initiated By: NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Date Initiated: 05/11/1990

Docket/Case Number: CHI-1282

Principal Product Type:

Other Product Type(s):

Principal Sanction(s)/Relief Sought:

Other Sanction(s)/Relief Sought:

Resolution: Decision & Order of Offer of Settlement

Resolution Date: 11/01/1991

Sanctions Ordered: Censure
Monetary/Fine \$40,000.00

Other Sanctions Ordered:

Sanction Details:

Regulator Statement

COMPLAINT NUMBER CHI-1282 (DISTRICT NO. 8) FILED MAY 11, 1990 AGAINST RESPONDENTS VAN CLEMENS & CO., INC., THOMAS J. VANYO AND PATRICK J. VANYO ALLEGING VIOLATIONS OF ARTICLE III, SECTIONS 1 AND 4 OF THE RULES OF FAIR PRACTICE IN THAT RESPONDENT MEMBER, ACTING THROUGH RESPONDENTS T. VANYO AND P. VANYO, EFFECTED SALES OF UNITS, AS PRINCIPAL, TO CUSTOMERS AT PRICES THAT WERE UNFAIR AND UNREASONABLY RELATED TO THE PREVAILING MARKET PRICE.

COMBINED DECISION RENDERED NOVEMBER 1, 1991, (C4M900003 - CHI-1282 AND C4M900005 - CHI-1312), WHEREIN THE OFFER OF SETTLEMENT SUBMITTED BY THE RESPONDENTS WAS ACCEPTED; THEREFORE, THEY ARE CENSURED AND FINED \$40,000, JOINTLY AND SEVERALLY; AND, RESPONDENT MEMBER IS PROHIBITED FROM EFFECTING ANY PRINCIPAL SALES OF NON-NASDAQ OVER-THE-COUNTER SECURITIES TO RETAIL CUSTOMERS FOR A PERIOD OF 1 YEAR FROM THE DATE OF THIS DECISION.

Reporting Source: Firm



Current Status:	Final
Allegations:	VIOLATION OF ART III, SECTS 1&4; PROHIBITED FROM EFFECTING ANY PRINCIPAL SALES OF NON-NASDAQ OTC SECURITIES TO RETAIL CUSTOMERS FOR 1 YEAR; COMBINED DECISION WITH CH1-1312
Initiated By:	NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.
Date Initiated:	05/11/1990
Docket/Case Number:	CH1-1282
Principal Product Type:	Equity Listed (Common & Preferred Stock)
Other Product Type(s):	EQUITY OTC
Principal Sanction(s)/Relief Sought:	Other
Other Sanction(s)/Relief Sought:	
Resolution:	Consent
Resolution Date:	01/28/1992
Sanctions Ordered:	Censure Monetary/Fine \$40,000.00
Other Sanctions Ordered:	CENSURE AND FINE OF \$40,000.00 J&S
Sanction Details:	FINE PAID OF \$40,000.00



Arbitration Award - Award / Judgment

Brokerage firms are not required to report arbitration claims filed against them by customers; however, BrokerCheck provides summary information regarding FINRA arbitration awards involving securities and commodities disputes between public customers and registered securities firms in this section of the report.

The full text of arbitration awards issued by FINRA is available at www.finra.org/awardsonline.

Disclosure 1 of 1

Reporting Source:	Regulator
Type of Event:	ARBITRATION
Allegations:	ACCOUNT ACTIVITY-BRCH OF FIDUCIARY DT; ACCOUNT ACTIVITY-OTHER; ACCOUNT RELATED-FAILURE TO SUPERVISE; NO OTHER CONTROVERSY INVOLVED
Arbitration Forum:	NASD
Case Initiated:	06/17/1993
Case Number:	93-01990
Disputed Product Type:	COMMON STOCK; NO OTHER TYPE OF SEC INVOLVE
Sum of All Relief Requested:	\$62,763.00
Disposition:	AWARD AGAINST PARTY
Disposition Date:	02/14/1994
Sum of All Relief Awarded:	\$70,000.00

There may be a non-monetary award associated with this arbitration.
Please select the Case Number above to view more detailed information.

End of Report



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