

## BrokerCheck Report

**BARRY STEVEN WHEELER**

CRD# 1157403

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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](http://brokercheck.finra.org)



For additional information about the contents of this report, please refer to the User Guidance or [www.finra.org/brokercheck](http://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](http://www.finra.org).

**BARRY S. WHEELER**

CRD# 1157403

This broker is not currently registered.

## Report Summary for this Broker



This report summary provides an overview of the broker's professional background and conduct. Additional information can be found in the detailed report.

### Broker Qualifications

**This broker is not currently registered.**

#### This broker has passed:

- 4 Principal/Supervisory Exams
- 4 General Industry/Product Exams
- 2 State Securities Law Exams

### Registration History

**This broker was previously registered with the following securities firm(s):**

- B FFEC WEALTH PARTNERS LLC**  
CRD# 16507  
Martinez, GA  
01/2022 - 08/2022
- B NTB FINANCIAL CORPORATION**  
CRD# 7425  
HIGHLANDS RANCH, CO  
03/2021 - 12/2021
- B WILLIAM C. BURNSIDE & COMPANY, INC.**  
CRD# 6400  
MARTINEZ, GA  
07/2004 - 04/2021

### Disclosure Events

All individuals registered to sell securities or provide investment advice are required to disclose customer complaints and arbitrations, regulatory actions, employment terminations, bankruptcy filings, and criminal or civil judicial proceedings.

Are there events disclosed about this broker? **Yes**

**The following types of disclosures have been reported:**

Type	Count
Regulatory Event	5
Customer Dispute	2

### Investment Adviser Representative Information

The information below represents the individual's record as a broker. For details on this individual's record as an investment adviser representative, visit the SEC's Investment Adviser Public Disclosure website at

<https://www.adviserinfo.sec.gov>

## Broker Qualifications



### Registrations

This section provides the self-regulatory organizations (SROs) and U.S. states/territories the broker is currently registered and licensed with, the category of each license, and the date on which it became effective. This section also provides, for every brokerage firm with which the broker is currently employed, the address of each branch where the broker works.

This broker is not currently registered.



## Broker Qualifications

### Industry Exams this Broker has Passed

This section includes all securities industry exams that the broker has passed. Under limited circumstances, a broker may attain a registration after receiving an exam waiver based on exams the broker has passed and/or qualifying work experience. Any exam waivers that the broker has received are not included below. A passed exam or exam waiver does not permit a broker to do business without an active SRO or state registration.

**This individual has passed 4 principal/supervisory exams, 4 general industry/product exams, and 2 state securities law exams.**

### Principal/Supervisory Exams

Exam	Category	Date
<b>B</b> Municipal Securities Principal Examination	Series 53	10/12/1993
<b>B</b> Registered Options Principal Examination	Series 4	07/02/1993
<b>B</b> Financial and Operations Principal Examination	Series 27	04/23/1993
<b>B</b> General Securities Principal Examination	Series 24	04/14/1993

### General Industry/Product Exams

Exam	Category	Date
<b>B</b> Municipal Securities Representative Examination	Series 52TO	01/02/2023
<b>B</b> Operations Professional Examination	Series 99TO	01/02/2023
<b>B</b> Securities Industry Essentials Examination	SIE	10/01/2018
<b>B</b> General Securities Representative Examination	Series 7	07/16/1983

### State Securities Law Exams

Exam	Category	Date
<b>IA</b> Uniform Investment Adviser Law Examination	Series 65	07/13/1993
<b>B</b> Uniform Securities Agent State Law Examination	Series 63	07/22/1983

Additional information about the above exams or other exams FINRA administers to brokers and other securities professionals can be found at [www.finra.org/brokerqualifications/registeredrep/](http://www.finra.org/brokerqualifications/registeredrep/).

## Broker Qualifications



## Professional Designations

This section details that the representative has reported **0** professional designation(s).

No information reported.



## Registration and Employment History

### Registration History

The broker previously was registered with the following firms:

Registration Dates	Firm Name	CRD#	Branch Location
<b>B</b> 01/2022 - 08/2022	FFEC WEALTH PARTNERS LLC	16507	Martinez, GA
<b>B</b> 03/2021 - 12/2021	NTB FINANCIAL CORPORATION	7425	HIGHLANDS RANCH, CO
<b>B</b> 07/2004 - 04/2021	WILLIAM C. BURNSIDE & COMPANY, INC.	6400	MARTINEZ, GA
<b>B</b> 08/1993 - 07/2004	INVESTMENTPOST INC.	32238	AUGUSTA, GA
<b>B</b> 02/1990 - 03/1993	THE ROBINSON-HUMPHREY COMPANY INC.	723	ATLANTA, GA
<b>B</b> 10/1988 - 02/1990	INTERSTATE/JOHNSON LANE CORPORATION	431	CHARLOTTE, NC
<b>B</b> 07/1983 - 10/1988	JOHNSON, LANE, SPACE, SMITH & CO., INC.	472	

### Employment History

This section provides up to 10 years of an individual broker's employment history as reported by the individual broker on the most recently filed Form U4.

**Please note that the broker is required to provide this information only while registered with FINRA or a national securities exchange and the information is not updated via Form U4 after the broker ceases to be registered. Therefore, an employment end date of "Present" may not reflect the broker's current employment status.**

Employment	Employer Name	Position	Investment Related	Employer Location
01/2022 - Present	First Financial Equity Corporation	Financial Advisor	Y	Augusta, GA, United States
07/1999 - Present	INVESTMENT POST ADVISORY	INVESTMENT ADVISER REPRESENTATIVE	Y	MARTINEZ, GA, United States
03/2021 - 12/2021	NTB Financial	Registered Representative	Y	Augusta, GA, United States
07/2004 - 03/2021	WM. BURNSIDE	REGISTERED REP.	Y	DANVILLE, IL, United States



## Registration and Employment History

### Other Business Activities

This section includes information, if any, as provided by the broker regarding other business activities the broker is currently engaged in either as a proprietor, partner, officer, director, employee, trustee, agent or otherwise. This section does not include non-investment related activity that is exclusively charitable, civic, religious or fraternal and is recognized as tax exempt.

MYHEROCARD.COM (FORMERLY GROGOLF AND AUGUSTA-AIKEN DINING CLUB)STARTED 8/2008  
NON INVESTMENT RELATED  
339 FURY'S FERRY RD SUITE3 PMB199  
MARTINEZ,GA  
DISCOUNT PRODUCTS AND SERVICES MEMBERSHIP  
JOINT OWNER  
WORK 40 HRS/MO  
WORK 10 HRS/MO DURING SECURITIES TRADING HRS  
SELL MEMBERSHIPS FOR DISCOUNT PRODUCTS AND SERVICES  
INVESTMENTPOST ADVISORY  
INVESTMENT RELATED  
3609 BURNING TREE COURT, MARTINEZ GA 30907  
INVESTMENT ADVISORY  
STARTED 7-1999  
WORK 10 HRS/MO ALL DURING TRADING HOURS  
OVERSEE 10 ACCOUNTS AND COMMUNICATE DIRECTLY WITH CLIENTS

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## Disclosure Events



### What you should know about reported disclosure events:

1. All individuals registered to sell securities or provide investment advice are required to disclose customer complaints and arbitrations, regulatory actions, employment terminations, bankruptcy filings, and criminal or civil judicial proceedings.
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 broker is required to disclose a particular criminal event.
  - A customer dispute must involve allegations that a broker engaged in activity that violates certain rules or conduct governing the industry and that the activity resulted in damages of at least \$5,000.
  -
3. **Disclosure events in BrokerCheck reports come from different sources:**
  - As mentioned at the beginning of this report, information contained in BrokerCheck comes from brokers, brokerage firms and regulators. When more than one of these sources reports information for the same disclosure event, all 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.
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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 brokers and brokerage 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.

For your convenience, below is a matrix of the number and status of disclosure events involving this broker. Further information regarding these events can be found in the subsequent pages of this report. You also may wish to contact the broker to obtain further information regarding these events.

	Pending	Final	On Appeal
Regulatory Event	0	5	0
Customer Dispute	0	2	N/A



## Disclosure Event Details

When evaluating this information, please keep in mind that a disclosure event may be pending or involve allegations that are contested and have not been resolved or proven. The matter may, in the end, be withdrawn, dismissed, resolved in favor of the broker, or concluded through a negotiated settlement for certain business reasons (e.g., to maintain customer relationships or to limit the litigation costs associated with disputing the allegations) with no admission or finding of wrongdoing.

This report provides the information exactly as it was reported to CRD and therefore some of the specific data fields contained in the report may be blank if the information was not provided to CRD.

### Regulatory - Final

This type of disclosure event may involve (1) a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulatory such as the Securities and Exchange Commission, foreign financial regulatory body) for a violation of investment-related rules or regulations; or (2) a revocation or suspension of a broker's authority to act as an attorney, accountant, or federal contractor.

#### Disclosure 1 of 5

<b>Reporting Source:</b>	Regulator
<b>Regulatory Action Initiated By:</b>	NASD
<b>Sanction(s) Sought:</b>	
<b>Date Initiated:</b>	02/25/2004
<b>Docket/Case Number:</b>	C07040023
<b>Employing firm when activity occurred which led to the regulatory action:</b>	INVESTMENTPOST, INC.
<b>Product Type:</b>	No Product
<b>Allegations:</b>	NASD RULES 1120(A), 2110 - A MEMBER FIRM, ACTING THROUGH WHEELER, PERMITTED INDIVIDUALS TO ACT AS REGISTERED PERSONS WHILE THEIR REGISTRATION STATUS WITH NASD WAS INACTIVE DUE TO THEIR FAILURE TO COMPLETE THE REGULATORY ELEMENT OF NASD'S CONTINUING EDUCATION REQUIREMENT.
<b>Current Status:</b>	Final
<b>Resolution:</b>	Decision & Order of Offer of Settlement



<b>Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?</b>	No
<b>Resolution Date:</b>	05/05/2004
<b>Sanctions Ordered:</b>	Censure Civil and Administrative Penalty(ies)/Fine(s)
<b>Regulator Statement</b>	WITHOUT ADMITTING OR DENYING THE ALLEGATIONS, WHEELER CONSENTED TO THE DESCRIBED SANCTIONS AND TO THE ENTRY OF FINDINGS, THEREFORE, HE IS CENSURED AND FINED \$5,000, JOINTLY AND SEVERALLY. FINES PAID ON 05/01/2009.
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<b>Reporting Source:</b>	Broker
<b>Regulatory Action Initiated By:</b>	NASD
<b>Sanction(s) Sought:</b>	
<b>Other Sanction(s) Sought:</b>	
<b>Date Initiated:</b>	02/25/2004
<b>Docket/Case Number:</b>	CO7040023
<b>Employing firm when activity occurred which led to the regulatory action:</b>	INVESTMENTPOST,INC.
<b>Product Type:</b>	No Product
<b>Other Product Type(s):</b>	
<b>Allegations:</b>	NASD RULES 1120(A),2110-A MEMBERFIRM, ACTING THROUGH WHEELER, PERMITTED INDIVIDUALS TO ACT AS REGISTERED PERSONS WHILE THEIR REGISTRATION STATUS WITH NASD WAS INACTIVE DUE TO THEIR FAILURE TO COMPLETE THE REGULATORY ELEMENT OF NASD'S CONTINUING REQUIREMENT.
<b>Current Status:</b>	Final
<b>Resolution:</b>	Decision & Order of Offer of Settlement
<b>Resolution Date:</b>	05/05/2004



**Sanctions Ordered:** Censure  
Monetary/Fine \$5,000.00

**Other Sanctions Ordered:** NASD PERMITTING A BDW

**Sanction Details:** NASD FINE OF \$5,000.00 AND PERMITTING A BDW.

#### Disclosure 2 of 5

**Reporting Source:** Regulator

**Regulatory Action Initiated By:** NASD

**Sanction(s) Sought:**

**Other Sanction(s) Sought:**

**Date Initiated:** 08/06/2003

**Docket/Case Number:** C07030053

**Employing firm when activity occurred which led to the regulatory action:** INVESTMENTPOST, INC. D/B/A WHEELER SECURITIES, INC.

**Product Type:** No Product

**Other Product Type(s):**

**Allegations:** NASD RULES 1120(B), 2110, 3010(B), 3110 - A MEMBER FIRM, ACTING THROUGH WHEELER, CONDUCTED A SECURITIES BUSINESS WITHOUT MAINTAINING ITS REQUIRED NET CAPITAL; FILED MATERIALLY INACCURATE FOCUS REPORTS AND INACCURATE AMENDED FOCUS REPORTS; A MEMBER FIRM, ACTING THROUGH WHEELER, FAILED TO MAINTAIN AN ACCURATE PURCHASE AND SALES BLOTTER FOR MUTUAL FUND AND VARIABLE ANNUITY TRANSACTIONS; FAILED TO ESTABLISH, MAINTAIN, AND ENFORCE ADEQUATE WRITTEN SUPERVISORY PROCEDURES FOR MUNICIPAL SECURITIES TRANSACTIONS; AND, A MEMBER FIRM, ACTING THROUGH WHEELER, FAILED TO CONDUCT A NEEDS ANALYSIS FOR THE FIRM FOR ONE YEAR, FAILED TO DEVELOP A WRITTEN TRAINING PLAN, AND FAILED TO MAINTAIN RECORDS EVIDENCING THE CONTENT OF THE PROGRAM AND THE COMPLETION OF TRAINING BY THE FIRM'S COVERED PERSONS.

**Current Status:** Final

**Resolution:** Decision & Order of Offer of Settlement



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

**Resolution Date:** 09/29/2003

**Sanctions Ordered:** Suspension

**Other Sanctions Ordered:**

**Sanction Details:** WITHOUT ADMITTING OR DENYING THE ALLEGATIONS, WHEELER CONSENTED TO THE DESCRIBED SANCTION AND TO THE ENTRY OF FINDINGS, THEREFORE, HE IS SUSPENDED FROM ASSOCIATION WITH ANY NASD MEMBER IN ANY CAPACITY FOR FIVE BUSINESS DAYS. SUSPENSION EFFECTIVE NOVEMBER 3, 2003 TO CLOSE OF BUSINESS NOVEMBER 7, 2003.

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**Reporting Source:** Broker

**Regulatory Action Initiated By:** NASD

**Sanction(s) Sought:**

**Other Sanction(s) Sought:**

**Date Initiated:** 08/06/2003

**Docket/Case Number:** CO7030053

**Employing firm when activity occurred which led to the regulatory action:** INVESTMENTPOST,CIND/B/A/WHEELERSECURITIES,INC

**Product Type:** No Product

**Other Product Type(s):**

**Allegations:** NASD RULES 1120(B),2110,3010(B),3110-A MEMBER FIRM, ACTING THROUGH WHEELER,CONDUCTED A SECURITIES BUSINESS WITHOUT MAINTAINING ITS REQUIRED NET CAPITAL; FILED MATERIALLY INACCURATE FOCUS REPORTS AND INACCURATE AMENDED FOCUS REPORTS; A MEMBER FIRM, ACTING THROUGH WHEELER, FAILED TO MAINTAIN AN ACCURATE PURCHASEAND SALES BLOTTER FOR MUTUAL



FUND AND VARIABLE ANNUITY TRANSACTIONS; FAILED TO ESTABLISH, MAINTAIN, AND ENFORCE ADEQUATE WRITTEN SUPERVISORY PROCEDURES FOR MUNICIPAL SECURITIES TRANSACTIONS; AND, A MEMBER FIRM, ACTING THROUGH WHEELER, FAILED TO MAINTAIN RECORDS EVIDENCING THE CONTENT OF THE PROGRAM AND COMPLETION OF TRAINING BY THE FIRM'S COVERED PERSONS.

**Current Status:** Final

**Resolution:** Decision & Order of Offer of Settlement

**Resolution Date:** 09/29/2003

**Sanctions Ordered:** Suspension

**Other Sanctions Ordered:**

**Sanction Details:** WITHOUT ADMITTING OR DENYING THE ALLIGATIONS, WHEELER CONSENTED TO THE DESCRIBED SANCTION AND TO THE ENTRY OF FINDINGS, THEREFORE, HE IS SUSPENDED FROM ASSOCIATION WITH ANY NASD MEMBER IN ANY CAPACITY FOR FIVE BUSINESS DAYS. SUSPENSION EFFECTIVE NOVEMBER 3, 2003 TO CLOSE OF BUSINESS NOVEMBER 7, 2003.

### Disclosure 3 of 5

**Reporting Source:** Regulator

**Regulatory Action Initiated By:** NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

**Sanction(s) Sought:** Other: N/A

**Date Initiated:** 03/29/2001

**Docket/Case Number:** C07010016

**Employing firm when activity occurred which led to the regulatory action:**

**Product Type:** No Product

**Allegations:** NASD RULE 2110 AND SEC RULES 15C3-1 AND 17A-3 - RESPONDENT FAILED TO KEEP AN ACCURATE GENERAL LEDGER, TRIAL BALANCE AND NET CAPITAL COMPUTATION; AND, CONDUCTED A SECURITIES BUSINESS WHILE FAILING TO MAINTAIN THE REQUIRED MINIMUM NET CAPITAL.

**Current Status:** Final



<b>Resolution:</b>	Acceptance, Waiver & Consent(AWC)
<b>Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?</b>	No
<b>Resolution Date:</b>	03/29/2001
<b>Sanctions Ordered:</b>	Civil and Administrative Penalty(ies)/Fine(s)
<b>If the regulator is the SEC, CFTC, or an SRO, did the action result in a finding of a willful violation or failure to supervise?</b>	No
<b>(1) willfully violated any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board, or to have been unable to comply with any provision of such Act, rule or regulation?</b>	



(2) willfully aided, abetted, counseled, commanded, induced, or procured the violation by any person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board? or

(3) failed reasonably to supervise another person subject to your supervision, with a view to preventing the violation by such person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any such Acts, or any of the rules of the Municipal Securities Rulemaking Board?

**Monetary Sanction 1 of 1**

<b>Monetary Related Sanction:</b>	Civil and Administrative Penalty(ies)/Fine(s)
<b>Total Amount:</b>	\$1,000.00
<b>Portion Levied against individual:</b>	\$1,000.00

**Payment Plan:**



**Is Payment Plan Current:****Date Paid by individual:** 05/24/2001**Was any portion of penalty waived?** No**Amount Waived:****Regulator Statement**

WITHOUT ADMITTING OR DENYING THE ALLEGATIONS, BARRY S. WHEELER CONSENTED TO THE DESCRIBED SANCTION AND TO THE ENTRY OF FINDINGS, THEREFORE, THE FIRM IS FINED \$1,000, JOINTLY AND SEVERALLY.

**Reporting Source:** Broker**Regulatory Action Initiated By:** NASD**Sanction(s) Sought:****Other Sanction(s) Sought:****Date Initiated:** 03/29/2001**Docket/Case Number:** CO7010016**Employing firm when activity occurred which led to the regulatory action:** INVESTMENTPOST, INC.**Product Type:** No Product**Other Product Type(s):****Allegations:** NASD RULE 2110 AND SEC RULES 15C3-1 AND 17A-3 - RESPONDENT FAILED TO KEEP AN ACCURATE GENERAL LEDGER, TRIAL BALANCE AND NET CAPITAL COMPUTATION; AND, CONDUCTED A SECURITIES BUSINESS WHILE FAILING TO MAINTAIN THE RWQUIRED MINIMUM NET CAPITAL.**Current Status:** Final**Resolution:** Acceptance, Waiver & Consent(AWC)**Resolution Date:** 03/29/2001**Sanctions Ordered:** Monetary/Fine \$1,000.00**Other Sanctions Ordered:**



**Sanction Details:** NASD FINE OF \$1,000.00 FULLY PAID.

#### Disclosure 4 of 5

**Reporting Source:** Regulator

**Regulatory Action Initiated By:** NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

**Sanction(s) Sought:**

**Other Sanction(s) Sought:**

**Date Initiated:** 03/15/1996

**Docket/Case Number:** C07960006

**Employing firm when activity occurred which led to the regulatory action:** WHEELER SECURITIES, INC.

**Product Type:**

**Other Product Type(s):**

**Allegations:**

**Current Status:** Final

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

**Resolution Date:** 03/15/1996

**Sanctions Ordered:** Censure  
Monetary/Fine \$500.00

**Other Sanctions Ordered:**

**Sanction Details:**

**Regulator Statement** ON MARCH 15, 1996, DISTRICT NO. 7 NOTIFIED RESPONDENTS WHEELER SECURITIES, INC. AND BARRY S. WHEELER THAT THE LETTER OF ACCEPTANCE, WAIVER AND CONSENT NO. C07960006 WAS ACCEPTED; THEREFORE, THEY ARE CENSURED AND FINED \$500 - (ARTICLE III, SECTION 1 OF THE RULES OF FAIR PRACTICE - RESPONDENT MEMBER, ACTING THROUGH RESPONDENT WHEELER, FILED A FOCUS PART I REPORT LATE).



**\*\*\$500.00 PAID J&S ON 03/28/96, INVOICE # 96-07-228\*\***

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**Reporting Source:** Broker

**Regulatory Action Initiated By:** NASD

**Sanction(s) Sought:**

**Other Sanction(s) Sought:**

**Date Initiated:** 03/15/1996

**Docket/Case Number:** C07960006

**Employing firm when activity occurred which led to the regulatory action:** WHEELER SECURITIES, INC.

**Product Type:**

**Other Product Type(s):**

**Allegations:** FAILED TO REPORT FOCUS PART I ON DUE DATE.

**Current Status:** Final

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

**Resolution Date:** 03/15/1996

**Sanctions Ordered:** Censure  
Monetary/Fine \$500.00

**Other Sanctions Ordered:**

**Sanction Details:** I WAS FINED BY THE NASD \$500.00. THE FINE WAS PAID ON 3/22/96

**Broker Statement** I FAILED TO REPORT THE FOCUS IN A TIMELY MANNER.  
I WAS FINED AND HAVE REPORTED THE FOCUS ON TIME EVERY SINCE.

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#### Disclosure 5 of 5

**Reporting Source:** Regulator

**Regulatory Action Initiated By:** NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

**Sanction(s) Sought:**

**Other Sanction(s) Sought:****Date Initiated:** 03/10/1994**Docket/Case Number:** C07930037**Employing firm when activity occurred which led to the regulatory action:****Product Type:****Other Product Type(s):****Allegations:****Current Status:** Final**Resolution:** Consent**Resolution Date:** 03/10/1994**Sanctions Ordered:** Censure  
Monetary/Fine \$5,000.00**Other Sanctions Ordered:****Sanction Details:****Regulator Statement** ON MARCH 10, 1994, DISTRICT NO. 7 NOTIFIED BARRY S. WHEELER THAT THE LETTER OF ACCEPTANCE, WAIVER AND CONSENT NO. C07930037 WAS ACCEPTED; THEREFORE, RESPONDENT WHEELER IS CENSURED AND FINED \$5,000 - (ARTICLE III, SECTIONS 1 AND 19(e) OF THE RULES OF FAIR PRACTICE - RESPONDENT WHEELER SIGNED A LETTER PROVIDED TO HIM BY A PUBLIC CUSTOMER WHICH REPRESENTED THAT HE WOULD GUARANTEE THE CUSTOMER AGAINST LOSS ON A PURCHASE).

\*\*\$5,000 FULLY PAID AS OF 1/25/95 INVOICE #94-07-202\*\*

**Reporting Source:** Broker**Regulatory Action Initiated By:** MARGARET J. RUTLEDGE**Sanction(s) Sought:**

**Other Sanction(s) Sought:****Date Initiated:** 03/10/1994**Docket/Case Number:** C07930037**Employing firm when activity occurred which led to the regulatory action:****Product Type:****Other Product Type(s):**

**Allegations:** THAT ON OR ABOUT JULY 10, 1992 I SIGNED AND PROVIDED TO PUBLIC CUSTOMER M.J.R. A LETTER WHICH REPRESENTED THAT WOULD GUARANTEE THE CUSTOMER AGAINST LOSS ON A PURCHASE OF 2,000 SHRS. OF AMERICAN INTEGRITY CORP. STOCK (TRADE DATE FEB. 28, 1992) WHICH I EFFECTED IN A JOINT ACCOUNT THE CUSTOMER MAINTAINED W/ HER HUSBAND. I CONSENT TO A SANCFTION OF A CENSURE AND FINE OF \$2,700.00.

**Current Status:** Final**Resolution:** Consent**Resolution Date:** 03/10/1994

**Sanctions Ordered:** Censure  
Monetary/Fine \$5,000.00

**Other Sanctions Ordered:**

**Sanction Details:** I SIGNED A LETTER OF ACCEPTANCE, WAIVER AND CONSENT (AWC) ON MAY 10, 1993 TO A SANCTION OF A CENSURE AND FINE OF \$2,700.00

**Broker Statement** Not Provided



## Customer Dispute - Award / Judgment

This type of disclosure event involves a final, consumer-initiated, investment-related arbitration or civil suit containing allegations of sales practice violations against the broker that resulted in an arbitration award or civil judgment for the customer.

### Disclosure 1 of 1

<b>Reporting Source:</b>	Regulator
<b>Employing firm when activities occurred which led to the complaint:</b>	WHEELER SECURITIES, INC.
<b>Allegations:</b>	EXCESSIVE AND UNSUITABLE TRADING, COMMON LAW FRAUD, NEGLIGENT MISREPRESENTATION AND OMISSIONS, BREACH OF FIDUCIARY DUTY
<b>Product Type:</b>	Other
<b>Other Product Type(s):</b>	UNKNOWN TYPE OF SECURITIES
<b>Alleged Damages:</b>	\$111,000.00
<b>Arbitration Information</b>	
<b>Arbitration/Reparation Claim filed with and Docket/Case No.:</b>	NASD - CASE #99-01897
<b>Date Notice/Process Served:</b>	04/22/1999
<b>Arbitration Pending?</b>	No
<b>Disposition:</b>	Award
<b>Disposition Date:</b>	05/25/2000
<b>Disposition Detail:</b>	RESPONDENTS BARRY WHEELER AND WHEELER SECURITIES, INC., ARE LIABLE, JOINTLY AND SEVERALLY, AND SHALL PAY TO CLAIMANT THE SUM OF \$50,000.00.

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<b>Reporting Source:</b>	Broker
<b>Employing firm when activities occurred which led to the complaint:</b>	INVESTMENTPOST, INC. DBA: WHEELER SECURITIES
<b>Allegations:</b>	EXCESSIVE AND UNSUITABLE TRADING, COMMON LAW FRAUD, NEGELENT MISREPRESENTATION AND OMISSIONS, BREACH OF FIDUCIARY DUTY.
<b>Product Type:</b>	No Product



**Alleged Damages:** \$111,000.00

### **Customer Complaint Information**

**Date Complaint Received:** 04/22/1999

**Complaint Pending?** No

**Status:** Arbitration/Reparation

**Status Date:** 05/25/2000

**Settlement Amount:**

**Individual Contribution Amount:**

### **Arbitration Information**

**Arbitration/Reparation Claim filed with and Docket/Case No.:** NASD CASE # 99-01897

**Date Notice/Process Served:** 04/22/1999

**Arbitration Pending?** No

**Disposition:** Award to Customer

**Disposition Date:** 05/25/2000

**Monetary Compensation Amount:** \$50,000.00

**Individual Contribution Amount:**

### **Civil Litigation Information**

**Disposition:**

**Disposition Date:** 05/25/2000



## Customer Dispute - Settled

This type of disclosure event involves a consumer-initiated, investment-related complaint, arbitration proceeding or civil suit containing allegations of sale practice violations against the broker that resulted in a monetary settlement to the customer.

### Disclosure 1 of 1

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	INTERSTATE/JOHNSON LANE
<b>Allegations:</b>	UNSUITABLE TRANSACTIONS, CHURNING UNAUTHORIZED USE OF MARGIN. DAMAGES CLAIMED \$129,500.00
<b>Product Type:</b>	
<b>Alleged Damages:</b>	\$129,500.00

## Customer Complaint Information

<b>Date Complaint Received:</b>	
<b>Complaint Pending?</b>	No
<b>Status:</b>	Arbitration/Reparation
<b>Status Date:</b>	
<b>Settlement Amount:</b>	

**Individual Contribution Amount:**

## Arbitration Information

<b>Arbitration/Reparation Claim filed with and Docket/Case No.:</b>	National Association of Securities Dealers, Inc.; 90-02863
<b>Date Notice/Process Served:</b>	12/28/1990
<b>Arbitration Pending?</b>	No
<b>Disposition:</b>	Settled
<b>Disposition Date:</b>	08/30/1991
<b>Monetary Compensation Amount:</b>	\$75,000.00
<b>Individual Contribution Amount:</b>	\$0.00



**Firm Statement**

CUSTOMERS WAS PAID \$75,000. MR. WHEELER HAS  
REFUSED TO PAY ANY OF THAT AMOUNT.  
Not Provided

**Reporting Source:**

Broker

**Employing firm when activities occurred which led to the complaint:**

INTERSTATE/JOHNSON LANE

**Allegations:**

ALLEGED THAT I MISMANAGED HER ACCOUNT BASED  
ON HER INVESTMENT GOALS. CLIENT JUST WANTS A REPLY FROM  
INTERSTATE/JOHNSON LANE. UNSUITABLE TRANSACTIONS, CHURNING,  
UNAUTHORIZED USE OF MARGIN. DAMAGES CLAIMED 129,500.00

**Product Type:****Alleged Damages:**

\$129,500.00

**Customer Complaint Information****Date Complaint Received:****Complaint Pending?**

No

**Status:**

Arbitration/Reparation

**Status Date:****Settlement Amount:****Individual Contribution Amount:****Arbitration Information****Arbitration/Reparation Claim filed with and Docket/Case No.:**

National Association of Securities Dealers, Inc.; 90-02863

**Date Notice/Process Served:**

12/28/1990

**Arbitration Pending?**

No

**Disposition:**

Settled

**Disposition Date:**

08/30/1991

**Monetary Compensation Amount:**

\$75,000.00



**Individual Contribution Amount:** \$0.00

**Broker Statement** ALL ALLEGATIONS WERE DROPPED AFTER SETTLEMENT WAS REACHED. INTERSTATE/JOHNSON LANE SETTLED WITH COMPLAINANT FOR \$75,000 BEFORE THE ARBITRATION PROCEEDINGS. INTERSTATE JOHNSON LANE PAID THE ENTIRE SETTLEMENT OF \$75,000.00  
Not Provided

## End of Report



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