

BrokerCheck Report

ROSS H MANDELL

CRD# 1219720

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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.

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

ROSS H. MANDELL

CRD# 1219720

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:

- 1 Principal/Supervisory Exam
- 1 General Industry/Product Exam
- 1 State Securities Law Exam

Registration History

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

- B GRANTA CAPITAL GROUP LLC**
CRD# 114657
BOCA RATON, FL
05/2002 - 01/2009
- B THE THORNWATER COMPANY, L.P.**
CRD# 36195
NEW YORK, NY
04/1997 - 02/2001
- B ROAN CAPITAL PARTNERS L.P.**
CRD# 33063
NEW YORK, NY
08/1995 - 04/1997

Disclosure Events

This broker has been involved in one or more disclosure events involving certain final criminal matters, regulatory actions, civil judicial proceedings, or arbitrations or civil litigations.

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

The following types of disclosures have been reported:

Type	Count
Regulatory Event	6
Criminal	1
Civil Event	1
Customer Dispute	6

Broker Qualifications



Registrations

This section provides the self-regulatory organizations (SROs), states and U.S. territories the broker is currently registered and licensed with, the category of each registration, and the date on which the registration became effective. This section also provides, for each 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 1 principal/supervisory exam, 1 general industry/product exam, and 1 state securities law exam.

Principal/Supervisory Exams

Exam	Category	Date
B General Securities Principal Examination	Series 24	01/07/2002

General Industry/Product Exams

Exam	Category	Date
B General Securities Representative Examination	Series 7	12/17/1983

State Securities Law Exams

Exam	Category	Date
B Uniform Securities Agent State Law Examination	Series 63	01/11/1984

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/.



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 securities firms:

Registration Dates	Firm Name	CRD#	Branch Location
B 05/2002 - 01/2009	GRANTA CAPITAL GROUP LLC	114657	BOCA RATON, FL
B 04/1997 - 02/2001	THE THORNWATER COMPANY, L.P.	36195	NEW YORK, NY
B 08/1995 - 04/1997	ROAN CAPITAL PARTNERS L.P.	33063	NEW YORK, NY
B 12/1994 - 07/1995	JOSEPH TAL LYON & ROSS INCORPORATED	3227	NEW YORK, NY
B 02/1994 - 10/1994	D. BLECH & COMPANY, INCORPORATED	26063	NEW YORK, NY
B 07/1992 - 01/1994	REICH & CO., INC.	19611	
B 02/1991 - 08/1992	COMMONWEALTH ASSOCIATES	20833	NEW YORK, NY
B 10/1988 - 10/1990	RODMAN & RENSHAW INC.	724	CHICAGO, IL
B 09/1988 - 09/1988	GREELEY SECURITIES, INC.	7738	
B 02/1988 - 05/1988	STEVEN ANDREW & COMPANY, INC.	16082	
B 01/1988 - 03/1988	COPELAND SECURITIES INCORPORATED	10238	
B 10/1987 - 01/1988	PRUDENTIAL-BACHE SECURITIES INC.	7471	
B 07/1986 - 10/1987	D. H. BLAIR & CO., INC.	6833	
B 03/1985 - 08/1986	OPPENHEIMER & CO., INC.	630	
B 12/1983 - 03/1985	E. F. HUTTON & COMPANY INC	235	

Employment History



Registration and Employment History

Employment History, continued

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
04/2004 - Present	SKY CAPITAL LLC	REGISTERED REPRESENTATIVE	Y	BOCA RATON, FL, United States



Disclosure Events

What you should know about reported disclosure events:

1. Disclosure events in BrokerCheck reports come from different sources:

- As mentioned at the beginning of this report, information contained in BrokerCheck comes from brokers, their employing firms, and regulators. When more than one source reports information for the same disclosure event, all versions of the event will appear in the BrokerCheck report. The different versions are separated by a solid line with the reporting source labeled.

For your convenience, below is a matrix of the number and status of regulatory 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.

	Final	On Appeal
Regulatory Event	6	0
Criminal	1	0
Civil Event	1	0
Customer Dispute	6	N/A



Disclosure Event Details

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 involves a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulator such as the Securities and Exchange Commission, foreign financial regulatory body) for a violation of investment-related rules or regulations.

Disclosure 1 of 6

Reporting Source:	Regulator
Regulatory Action Initiated By:	FINRA
Sanction(s) Sought:	Suspension
Date Initiated:	12/20/2016
Docket/Case Number:	07-03217
Employing firm when activity occurred which led to the regulatory action:	n/a
Product Type:	No Product
Allegations:	Respondent Mandell failed to comply with an arbitration award or settlement agreement or to satisfactorily respond to a FINRA request to provide information concerning the status of compliance.
Current Status:	Final
Resolution:	Letter
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:	12/20/2016
Sanctions Ordered:	Suspension



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?

No

(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?

(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?

Sanction 1 of 1

Sanction Type: Suspension

Capacities Affected: Any capacity

Duration: n/a

Start Date: 12/20/2016

End Date:

Regulator Statement

Pursuant to Article VI, Section 3 of FINRA By-Laws, and FINRA Rule 9554, Respondent Mandell is suspended on December 20, 2016 for failure to comply with an arbitration award or settlement agreement or to satisfactorily respond to a FINRA request to provide information concerning the status of compliance.

Disclosure 2 of 6

Reporting Source: Regulator

Regulatory Action Initiated By: UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Sanction(s) Sought: Other: N/A

Date Initiated: 08/13/2012

Docket/Case Number: 3-14981



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

SKY CAPITAL LLC (N/K/A GRANTA CAPITAL LLC)

Product Type:

Other: PRIVATE OFFERINGS

Allegations:

SEC ADMIN RELEASE 34-67645, AUGUST 13, 2012: THE SECURITIES AND EXCHANGE COMMISSION ("COMMISSION") DEEMED IT APPROPRIATE AND IN THE PUBLIC INTEREST THAT PUBLIC ADMINISTRATIVE PROCEEDINGS BE INSTITUTED PURSUANT TO SECTION 15(B) OF THE SECURITIES EXCHANGE ACT OF 1934 ("EXCHANGE ACT") AGAINST ROSS MANDELL ("MANDELL" OR "RESPONDENT").

THE DIVISION OF ENFORCEMENT ALLEGED THAT MANDELL FOUNDED A NEW YORK-BASED BROKER-DEALER, IN JUNE 2001, AND WAS ITS PRESIDENT, CEO AND MAJORITY SHAREHOLDER UNTIL APRIL 2008. FOR A PORTION OF THE TIME IN WHICH HE ENGAGED IN THE CONDUCT UNDERLYING THE INDICTMENT, RESPONDENT WAS ALSO A REGISTERED REPRESENTATIVE ASSOCIATED WITH BROKER-DEALERS REGISTERED WITH THE COMMISSION. FROM APPROXIMATELY 1998 THROUGH 2006, MANDELL ORCHESTRATED A STOCK MANIPULATION SCHEME IN THE SECURITIES OF TWO COMPANIES AFFILIATED WITH THE BROKER-DEALER AND DEFRAUDED INVESTORS OUT OF APPROXIMATELY \$140 MILLION THROUGH A SERIES OF PURPORTED PRIVATE OFFERINGS IN COMPANIES AFFILIATED WITH THE BROKER-DEALER. ON JULY 8, 2009, THE COMMISSION FILED AN ACTION AGAINST MANDELL, SEC V. ROSS MANDELL, ET AL., 09-CV-6129 (PAC), WHICH WAS STAYED PENDING THE COMPLETION OF THE RELATED CRIMINAL PROCEEDING.

ON JULY 26, 2011, MANDELL WAS CONVICTED OF SECURITIES FRAUD IN VIOLATION OF TITLE 15 UNITED STATES CODE, SECTIONS 78J(B) AND 78FF; MAIL FRAUD IN VIOLATION OF TITLE 18 UNITED STATES CODE, SECTION 1341; WIRE FRAUD IN VIOLATION OF TITLE 18 UNITED STATES CODE, SECTION 1343; AND CONSPIRACY TO COMMIT OFFENSES AGAINST THE UNITED STATES, NAMELY SECURITIES FRAUD, MAIL FRAUD AND WIRE FRAUD, IN VIOLATION OF TITLE 18 UNITED STATES CODE, SECTION 371, BEFORE THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK, IN UNITED STATES V. ROSS MANDELL, ET AL., 09-CR-662 (S.D.N.Y.). ON MAY 7, 2012, MANDELL WAS SENTENCED TO A PRISON TERM OF 144 MONTHS FOLLOWED BY THREE YEARS OF SUPERVISED RELEASE AND A \$10,000 FINE, AND A MONEY JUDGMENT OF \$50,000, WITH RESTITUTION TO BE DETERMINED.

THE COUNTS OF THE CRIMINAL INDICTMENT UNDER WHICH MANDELL WAS FOUND GUILTY ALLEGED, INTER ALIA, THAT FROM IN OR ABOUT 1998



THROUGH IN OR ABOUT 2006, MANDELL DEFRAUDED INVESTORS OUT OF APPROXIMATELY \$140 MILLION THROUGH A SERIES OF PURPORTED PRIVATE OFFERINGS AND A STOCK MANIPULATION SCHEME IN THE SECURITIES OF TWO COMPANIES AFFILIATED WITH THE BROKER-DEALER. THE INDICTMENT ALSO ALLEGED THAT MANDELL OBTAINED MONEY AND PROPERTY BY MEANS OF MATERIALLY FALSE AND MISLEADING STATEMENTS, THAT HE USED THE UNITED STATES MAILS TO FURTHER THE SCHEME, AND THAT HE USED WIRE AND RADIO COMMUNICATIONS IN INTERSTATE COMMERCE FOR THE PURPOSE OF EXECUTING THE SCHEME. FURTHER, THE INDICTMENT ALLEGED THAT MANDELL EMPLOYED DEVICES, SCHEMES AND ARTIFICES TO DEFRAUD, MADE UNTRUE STATEMENTS OF MATERIAL FACTS, AND ENGAGED IN ACTS, PRACTICES AND COURSES OF BUSINESS WHICH OPERATED AS A FRAUD AND DECEIT UPON THE BROKER-DEALER'S CUSTOMERS IN CONNECTION WITH THE PURCHASE AND SALE OF SECURITIES. THE INDICTMENT ALSO ALLEGED THAT MANDELL USED THE WIRE AND MAILS COMMUNICATIONS IN INTERSTATE AND FOREIGN COMMERCE TO CARRY OUT THE FRAUDULENT SCHEME.

Current Status:	Final
Resolution:	Order
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:	03/07/2014
Sanctions Ordered:	Bar (Permanent)
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?	No



(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?

(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?

Sanction 1 of 1

Sanction Type: Bar (Permanent)
Capacities Affected: SEE COMMENTS
Duration: Indefinite
Start Date: 03/07/2014
End Date:

Regulator Statement

SEC ADMIN INITIAL DECISION 478, JANUARY 3, 2013: THE ADMINISTRATIVE LAW JUDGE ISSUED AN INITIAL DECISION GRANTING THE MOTION FOR SUMMARY DISPOSITION FILED BY THE DIVISION OF ENFORCEMENT (DIVISION) AND BARRING ROSS MANDELL (MANDELL) FROM ASSOCIATION WITH A BROKER, DEALER, INVESTMENT ADVISER, MUNICIPAL SECURITIES DEALER, MUNICIPAL ADVISOR, TRANSFER AGENT, OR NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATION (NRSRO).

SEC OPINION RELEASE 34-71668/MARCH 7, 2014: MANDELL FILED A PETITION FOR REVIEW BY THE COMMISSION, AND THE DIVISION OF ENFORCEMENT FILED A MOTION FOR SUMMARY AFFIRMANCE OF THE INITIAL DECISION. ACCORDINGLY, IT IS ORDERED THAT THE LAW JUDGE'S FINDINGS UNDER EXCHANGE ACT SECTION 15(B) ARE SUMMARILY AFFIRMED; AND IT IS FURTHER ORDERED THAT MANDELL IS BARRED FROM ASSOCIATION WITH ANY BROKER, DEALER, INVESTMENT ADVISER, MUNICIPAL SECURITIES DEALER, MUNICIPAL ADVISOR, TRANSFER AGENT, OR NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATION.



Disclosure 3 of 6

Reporting Source:	Broker
Regulatory Action Initiated By:	OHIO DIVISION OF SECURITIES
Sanction(s) Sought:	Other
Other Sanction(s) Sought:	DIVISION ORDER GIVING NOTICE OF INTENT TO DENY APPLICATION FOR OHIO SECURITIES SALESMAN LICENSE.
Date Initiated:	07/03/2002
Docket/Case Number:	02-176
Employing firm when activity occurred which led to the regulatory action:	SKY CAPITAL LLC
Product Type:	No Product
Other Product Type(s):	
Allegations:	BASED ON PRIOR DISCIPLINARY EVENTS INCLUDING CUSTOMER ARBITRATIONS, COMPLAINTS, STATE REGISTRATION DENIALS, AND NYSE PROCEEDING
Current Status:	Final
Resolution:	Other
Resolution Date:	07/30/2002
Broker Statement	APPLICATION FOR AGENT REGISTRATION WITHDRAWN JULY 30,2002.

Disclosure 4 of 6

Reporting Source:	Broker
Regulatory Action Initiated By:	MICHIGAN DIVISION OF SECURITIES
Sanction(s) Sought:	Denial
Other Sanction(s) Sought:	
Date Initiated:	02/12/2001
Docket/Case Number:	



Employing firm when activity occurred which led to the regulatory action:	THE THORNWATER COMPANY, L.P.
Product Type:	No Product
Other Product Type(s):	
Allegations:	FAILURE TO PROVIDE THE DIVISION OF SECURITIES WITH REQUESTED DOCUMENTS RE CUSTOMER COMPLAINT
Current Status:	Final
Resolution:	Order
Resolution Date:	02/12/2001
Sanctions Ordered:	Revocation/Expulsion/Denial
Other Sanctions Ordered:	
Sanction Details:	APPLICATION FOR AGENT REGISTRATION DENIED.
Broker Statement	APPLICATION FOR AGENT REGISTRATION DENIED.

Disclosure 5 of 6

Reporting Source:	Regulator
Regulatory Action Initiated By:	ILLINOIS SECURITIES DEPARTMENT
Sanction(s) Sought:	Other
Other Sanction(s) Sought:	ORDER OF DENIAL
Date Initiated:	04/29/1997
Docket/Case Number:	9700323
Employing firm when activity occurred which led to the regulatory action:	
Product Type:	Other
Other Product Type(s):	
Allegations:	RESPONDENT'S SALESPERSON REGISTRATION IS SUBJECT TO DENIAL BASED UPON AN ORDER ENTERED BY THE NYSE WITH



FINDINGS OF UNAUTHORIZED TRANSACTIONS.

Current Status:	Final
Resolution:	Order
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:	05/29/1997
Sanctions Ordered:	Revocation/Expulsion/Denial
Other Sanctions Ordered:	
Sanction Details:	SUMMARY ORDER OF DENIAL ISSUED APRIL 29, 1997. RESPONDENT HAS THIRTY DAYS IN WHICH TO REQUEST A HEARING. IF NO SUCH REQUEST IS MADE WITHIN THAT TIME PERIOD THE SUMMARY ORDER WILL BECOME FINAL. ORDER OF DENIAL ISSUED MAY 29, 1997. RESPONDENT'S APPLICATION FOR REGISTRATION AS A SALESPERSON IN THE STATE OF *ILLINOIS IS DENIED.
Regulator Statement	CONTACT: 217-785-4948
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Reporting Source:	Broker
Regulatory Action Initiated By:	ILLINOIS SECURITIES DEPARTMENT
Sanction(s) Sought:	Denial
Other Sanction(s) Sought:	
Date Initiated:	04/29/1997
Docket/Case Number:	9700323
Employing firm when activity occurred which led to the regulatory action:	RODMAN & RENSHAW, INC., D.H. BLAIR & CO., INC., PRUDENTIAL-BACHE SECURITIES, INC.
Product Type:	No Product
Other Product Type(s):	



Allegations:	DENIED REGISTRATION DUE TO MARCH 1995 NYSE ORDER OF CENSURE AND SIX-WEEK SUSPENSION.
Current Status:	Final
Resolution:	Order
Resolution Date:	05/29/1997
Sanctions Ordered:	Revocation/Expulsion/Denial
Other Sanctions Ordered:	
Sanction Details:	REGISTRATION DENIED
Broker Statement	WE ARE PREPARING AN APPEAL OF THE ORDER.

Disclosure 6 of 6

Reporting Source:	Regulator
Regulatory Action Initiated By:	NYSE DIVISION OF ENFORCEMENT.
Sanction(s) Sought:	
Other Sanction(s) Sought:	
Date Initiated:	10/20/1994
Docket/Case Number:	HPD 95-6
Employing firm when activity occurred which led to the regulatory action:	RODMAN & RENSHAW

Product Type:

Other Product Type(s):

Allegations:	OCTOBER 20, 1994 -- CHARGES ISSUED BY NYSE DIVISION OF ENFORCEMENT AND PENDING: CHARGE I: ROSS H. MANDELL, BY REASON OF THE FACTS SET FORTH IN THE STATEMENT OF FACTS AND EXPLANATION, ENGAGED IN CONDUCT INCONSISTENT WITH JUST AND EQUITABLE PRINCIPLES OF TRADE BY EFFECTING TRANSACTIONS IN THE ACCOUNTS OF ONE OR MORE CUSTOMERS OF HIS MEMBER ORGANIZATION EMPLOYER WITHOUT SUCH CUSTOMERS' PRIOR KNOWLEDGE OR AUTHORIZATION, AND HE IS, THEREFORE, SUBJECT TO DISCIPLINE PURSUANT TO EXCHANGE RULE 476(a). CHARGE II: ROSS H. MANDELL, BY REASON OF THE FACTS SET FORTH IN THE STATEMENT
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OF FACTS AND EXPLANATION, VIOLATED EXCHANGE RULE 408(a) BY ACCEPTING ORDERS FOR TRANSACTIONS IN THE ACCOUNTS OF ONE OR MORE CUSTOMERS OF HIS MEMBER ORGANIZATION EMPLOYER FROM A PERSON OTHER THAN THE CUSTOMERS WITHOUT FIRST OBTAINING WRITTEN AUTHORIZATION TO DO SO, AND HE IS, THEREFORE, SUBJECT TO DISCIPLINE PURSUANT TO EXCHANGE RULE 476(a).

Current Status: Final
Resolution: Consent
Resolution Date: 02/14/1995
Sanctions Ordered: Censure
 Suspension

Other Sanctions Ordered:

Sanction Details: PENDING. **JANUARY 17, 1995** DECISION HPD#95-6 ISSUED BY NYSE HEARING PANEL: MR. MANDELL EFFECTED TRANSACTIONS WITHOUT CUSTOMER KNOWLEDGE OR AUTHORIZATION; VIOLATED RULE 408(a) BY ACCEPTING ORDERS FOR CUSTOMERS FROM A PERSON OTHER THAN THE CUSTOMERSS WITHOUT WRITTEN AUTHORIZATION - - CONSENT TO CENSURE AND SIX WEEK SUSPENSION.

Regulator Statement **MARCH 10, 1995**THE DECISION IS NOW FINAL AND EFFECTIVE 9:00 A.M. ON FEBRUARY 14, 1995. CONTACT: PEGGY L. GERMINO. 656-8450

Reporting Source: Broker
Regulatory Action Initiated By: NEW YORK STOCK EXCHANGE
Sanction(s) Sought: Suspension
Other Sanction(s) Sought: CENSURE
Date Initiated: 10/19/1994
Docket/Case Number: HPD 95-6
Employing firm when activity occurred which led to the regulatory action: RODMAN & RENSHAW



Product Type: No Product

Other Product Type(s):

Allegations: EFFECTED TRANSACTIONS WITHOUT CUSTOMER KNOWLEDGE OR AUTHORIZATION; VIOLATED RULE 408(A) BY ACCEPTING ORDERS FOR CUSTOMER TRANSACTIONS FROM A PERSON OTHER THAN THE CUSTOMER WITHOUT WRITTEN AUTHORIZATION FROM THE CUSTOMER.

Current Status: Final

Resolution: Consent

Resolution Date: 01/17/1995

Sanctions Ordered: Censure
Suspension

Other Sanctions Ordered:

Sanction Details: CONSENT TO CENSURE AND SIX WEEK SUSPENSION (2/14/95 - 3/28/95) FROM MEMBERSHIP, ALLIED MEMBERSHIP, APPROVED PERSON STATUS AND EMPLOYMENT OR ASSOCIATION IN ANY CAPACITY WITH ANY MEMBER OR MEMBER ORGANIZATION.



Criminal - Final Disposition

This type of disclosure event involves a conviction or guilty plea for any felony or certain misdemeanor offenses, including bribery, perjury, forgery, counterfeiting, extortion, fraud, and wrongful taking of property that is currently on appeal.

Disclosure 1 of 1

Reporting Source:	Regulator
Formal Charges were brought in:	Federal Court
Name of Court:	UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK
Location of Court:	NEW YORK
Docket/Case #:	09-CR-662
Charge Date:	06/30/2009
Charge(s) 1 of 4	
Formal Charge(s)/Description:	CONSPIRACY TO COMMIT SECURITIES FRAUD, WIRE FRAUD AND MAIL FRAUD
No of Counts:	1
Felony or Misdemeanor:	Felony
Plea for each charge:	NOT GUILTY
Disposition of charge:	Convicted
Charge(s) 2 of 4	
Formal Charge(s)/Description:	MAIL FRAUD
No of Counts:	1
Felony or Misdemeanor:	Felony
Plea for each charge:	NOT GUILTY
Disposition of charge:	Convicted
Charge(s) 3 of 4	
Formal Charge(s)/Description:	WIRE FRAUD
No of Counts:	1
Felony or Misdemeanor:	Felony



Plea for each charge:	NOT GUILTY
Disposition of charge:	Convicted
Charge(s) 4 of 4	
Formal Charge(s)/Description:	SECURITIES FRAUD
No of Counts:	1
Felony or Misdemeanor:	Felony
Plea for each charge:	NOT GUILTY
Disposition of charge:	Convicted
Current Status:	Final
Status Date:	12/14/2010
Disposition Date:	07/26/2011
Sentence/Penalty:	N/A
Regulator Statement	THE U.S. ATTORNEY FOR THE SOUTHERN DISTRICT OF NEW YORK ANNOUNCED THAT ROSS MANDELL WAS FOUND GUILTY ON JULY 26, 2011 OF ONE COUNT OF CONSPIRACY TO COMMIT SECURITIES FRAUD, WIRE FRAUD AND MAIL FRAUD; ONE COUNT OF WIRE FRAUD AND ONE COUNT OF MAIL FRAUD IN A SCHEME TO DEFRAUD INVESTORS THROUGH TWO SUCCESSIVE SECURITIES BROKER-DEALERS.



Civil - Final

This type of disclosure event involves an injunction issued by a court in connection with investment-related activity or a finding by a court of a violation of any investment-related statute or regulation.

Disclosure 1 of 1

Reporting Source:	Regulator
Initiated By:	UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Relief Sought:	Civil and Administrative Penalty(ies)/Fine(s) Disgorgement Injunction Monetary Penalty other than Fines Other: OFFICER OR DIRECTOR BAR
Date Court Action Filed:	07/08/2009
Product Type:	Other: PRIVATE PLACEMENT STOCK
Type of Court:	Federal Court
Name of Court:	UNITED STATES DISTRICT COURT
Location of Court:	SOUTHERN DISTRICT OF NEW YORK
Docket/Case #:	09-CV-6129
Employing firm when activity occurred which led to the action:	
Allegations:	SEC LITIGATION RELEASE 21120, JULY 8, 2009: THE SEC (OR "COMMISSION") FILED A COMPLAINT AGAINST DEFENDANT ROSS MANDELL FOR VIOLATING SECTION 17(A) OF THE SECURITIES ACT OF 1933 AND SECTIONS 10(B) AND 15(C) OF THE SECURITIES EXCHANGE ACT OF 1934 AND RULE 10B-5 THEREUNDER AND AIDING AND ABETTING A VIOLATION OF SECTION 15(C) OF THE EXCHANGE ACT. THE COMMISSION ALLEGES THAT MANDELL, HIS COMPANY AND REGISTERED REPRESENTATIVES USED FRAUDULENT BOILER ROOM TACTICS BETWEEN SEPTEMBER 2002 AND NOVEMBER 2006 TO RAISE MORE THAN \$61 MILLION FROM INVESTORS IN TWO RELATED ENTITIES. THE COMMISSION'S COMPLAINT ALLEGES THAT MANDELL DIRECTED BROKERS TO MAKE MATERIAL MISREPRESENTATIONS AND FAILED TO DISCLOSE MATERIAL INFORMATION TO INDUCE CUSTOMERS TO PURCHASE STOCK IN THE ENTITIES. IN ADDITION, THE COMPLAINT ALLEGES THAT THE MANDELL AND THE OTHER DEFENDANTS IMPLEMENTED AND ENFORCED A "NO-NET SALES" POLICY, WHICH HAD THE EFFECT OF PREVENTING



INVESTORS FROM SELLING THEIR STOCK. THE COMPLAINT ALLEGES THAT NUMEROUS INVESTORS WERE UNABLE TO SELL THEIR SHARES IN THE ENTITIES BEFORE TRADING IN THOSE STOCKS WAS SUSPENDED THEREBY RENDING THE INVESTMENTS WORTHLESS. THE COMPLAINT ALSO ALLEGES THAT MANDELL USED INVESTOR FUNDS TO SUBSIDIZE HIS LIFESTYLE AND RICHLY COMPENSATE OTHER DEFENDANTS BY PAYING THEM HEFTY UNDISCLOSED COMMISSIONS AND GIVING THEM OTHER

Current Status: Final

Resolution: Judgment Rendered

Resolution Date: 08/04/2016

Sanctions Ordered or Relief Granted: Injunction
Other: prohibition

Capacities 1 of 1

Capacities Affected: N/A

Duration: permanent

Start Date: 08/04/2016

End Date:

Regulator Statement

On August 4, 2016, the U.S. District Court for the Southern District of New York issued this final default judgment as to Defendant Ross Mandell. It is hereby ordered, adjudged, and decreed that Defendant and Defendant's agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Final Judgment by personal service or otherwise are permanently restrained and enjoined from violating Section 17(a) of the Securities Act of 1933, directly, or indirectly; permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5 promulgated thereunder; and permanently restrained and enjoined from violating Section 15(c) of the Exchange Act. It is hereby further ordered, adjudged, and decreed that disgorgement, prejudgment interest and a civil penalty under Section 20(d) of the Securities Act, and Section 21(d) of the Exchange Act, are appropriate in this case. However, as a result of the forfeiture, fine, restitution and incarceration ordered against Defendant in Criminal Case No. 09-cr-662 (S.D.N.Y.), the Court is not ordering Defendant to pay disgorgement, prejudgment interest, and a civil penalty. It is further ordered, adjudged, and decreed that, pursuant to Section 21(d)(2) of the Exchange Act and/or Section 20(e) of the Securities Act, Defendant is prohibited from acting as an officer or director of any issuer that has a class of securities registered pursuant to Section 12 of the Exchange Act or that is required to file reports pursuant to Section 15(d) of the Exchange Act. It is further ordered, adjudged, and decreed that this Court



shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Final Default Judgment.



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 named broker that resulted in an arbitration award or civil judgment for the customer.

Disclosure 1 of 6

Reporting Source:	Regulator
Employing firm when activities occurred which led to the complaint:	The Thornwater Company, L.P.
Allegations:	Unauthorized trading, fraud, unsuitability, breach of contract, breach of fiduciary duty, churning, misrepresentation, omission of facts, and bad faith.
Product Type:	Other: various securities
Alleged Damages:	\$1,312,000.00

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [FINRA - CASE #07-03217](#)

Date Notice/Process Served:	11/13/2007
Arbitration Pending?	No
Disposition:	Award
Disposition Date:	08/19/2016
Disposition Detail:	Respondent is jointly and severally liable for and shall pay to Claimants compensatory damages in the amount of \$1,312,000.00, plus interest.

Disclosure 2 of 6

Reporting Source:	Regulator
Employing firm when activities occurred which led to the complaint:	GRANTA CAPITAL, LLC
Allegations:	SUITABILITY, EXCESSIVE ACTIVITY, UNAUTHORIZED TRADING, BREACH OF FIDUCIARY DUTY, FAILURE TO SUPERVISE, FRAUD
Product Type:	Other: UNSPECIFIED SECURITIES
Alleged Damages:	\$380,000.00

Arbitration Information



Arbitration/Reparation Claim filed with and Docket/Case No.: [FINRA - CASE #09-02329](#)

Date Notice/Process Served: 04/23/2009

Arbitration Pending? No

Disposition: Award

Disposition Date: 08/04/2010

Disposition Detail: MANDELL IS JOINTLY AND SEVERALLY LIABLE FOR AND SHALL PAY TO CLAIMANTS COMPENSATORY DAMAGES IN THE AMOUNT OF \$367,295 PLUS INTEREST.

Disclosure 3 of 6

Reporting Source: Regulator

Employing firm when activities occurred which led to the complaint: RODMAN & RENSHAW, INC.

Allegations: BRCH OF FIDUCIARY DT; ACCOUNT RELATED-BREACH OF CONTRACT; MISREPRESENTATION;

Product Type: Other

Other Product Type(s): UNKNOWN TYPE OF SECURITIES

Alleged Damages: \$1,000,000.00

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NASD - CASE #91-00077](#)

Date Notice/Process Served: 02/28/1991

Arbitration Pending? No

Disposition: Award

Disposition Date: 03/03/1992

Disposition Detail: RESPONDENT ROSS MANDELL SHALL PAY CLAIMANT, COMPENSATORY DAMAGES OF \$16,691.00 PLUS INTEREST AT THE RATE OF 7% PER ANNUM FROM JANUARY 4, 1990 UNTIL PAID IN FULL. CLAIMANT'S CLAIM FOR PUNITIVE DAMAGES IS DENIED.



Reporting Source: Firm

Employing firm when activities occurred which led to the complaint: RODMAN & RENSHAW, INC.

Allegations: UNSUITABLE INVESTMENTS AND UNAUTHORIZED TRADING. ALLEGED DAMAGES OF \$108,000.00

Product Type:

Alleged Damages: \$1,000,000.00

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.: 91-00077](#)

Date Notice/Process Served: 02/28/1991

Arbitration Pending? No

Disposition: Award to Customer

Disposition Date: 03/03/1992

Monetary Compensation Amount: \$16,691.00

Individual Contribution Amount: \$16,691.00

Firm Statement MANDELL TO PAY CLAIMANT \$16,691.00
Not Provided



Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: RODMAN & RENSHAW, INC.

Allegations: UNSUITABLE INVESTMENTS AND UNAUTHORIZED TRADING. ALLEGED DAMAGES OF \$1,000,000.

Product Type: No Product

Alleged Damages: \$1,000,000.00

Customer Complaint Information

Date Complaint Received: 02/28/1991

Complaint Pending? No

Status: Arbitration/Reparation

Status Date: 03/03/1992

Settlement Amount:

Individual Contribution Amount:

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.; 91-00077](#)

Date Notice/Process Served: 02/28/1991

Arbitration Pending? No

Disposition: Award to Customer

Disposition Date: 03/03/1992

Monetary Compensation Amount: \$16,691.00

Individual Contribution Amount: \$16,691.00

Broker Statement MANDELL TO PAY CLAIMANT \$16,691.00.

Disclosure 4 of 6

Reporting Source: Regulator



Employing firm when activities occurred which led to the complaint: OPPENHEIMER & CO., INC.

Allegations: SUITABILITY; UNAUTHORIZED TRADING

Product Type: Other

Other Product Type(s): UNKNOWN TYPE OF SECURITIES

Alleged Damages: \$45,830.15

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NASD - CASE #87-00568](#)

Date Notice/Process Served: 02/27/1987

Arbitration Pending? No

Disposition: Award

Disposition Date: 06/08/1989

Disposition Detail: RESPONDENTS OPPENHEIMER & CO., AND ROSS H. MANDELL ARE JOINTLY AND SEVERALLY LIABLE AND SHALL PAY TO THE CLAIMANTS THE SUM OF \$1,229.23. NO INTEREST IS AWARDED ON THIS AMOUNT.

Reporting Source: Firm

Employing firm when activities occurred which led to the complaint:

Allegations: ALLEGING THAT THE FIRM SHOULD RESTORE TO THEM THEIR ORIGINAL \$51,903.28 INVESTMENT IN THEIR ACCOUNT BECAUSE FIVE TRANSACTIONS IN APRIL AND MAY OF 1986 WERE EXECUTED BY MR. MANDELL WITHOUT THEIR AUTHORIZATION

Product Type: No Product

Alleged Damages: \$51,903.28

Customer Complaint Information

Date Complaint Received:

Complaint Pending? No

**Status:****Status Date:** 07/11/1986**Settlement Amount:****Individual Contribution Amount:****Firm Statement**

ON JULY 11, 1986, THE FIRM ADVISED THE [CUSTOMER] THAT THEY HAD REJECTED THEIR CHARGES AGAINST MR. MANDELL AND DECLINED TO RESCIND THEIR TRADES WITH THE FIRM. CONTACT: [BROKER DEALER CONTACT PERSON] AT (212) 825-8272.

Reporting Source:

Broker

Employing firm when activities occurred which led to the complaint:

OPPENHEIMER & CO., INC.

Allegations:

ALLEGED FIVE UNAUTHORIZED TRADES IN APRIL AND MAY 1986

Product Type:

No Product

Alleged Damages:

\$45,830.15

Customer Complaint Information**Date Complaint Received:**

05/01/1986

Complaint Pending?

No

Status:

Arbitration/Reparation

Status Date:

06/08/1989

Settlement Amount:**Individual Contribution Amount:****Arbitration Information****Arbitration/Reparation Claim filed with and Docket/Case No.:**[NASD; 87-00568](#)**Date Notice/Process Served:**

02/27/1987

Arbitration Pending?

No

Disposition:

Award to Customer



Disposition Date: 06/08/1989

Monetary Compensation Amount: \$1,229.23

Individual Contribution Amount: \$0.00

Broker Statement OPPENHEIMER & CO. FOUND LIABLE FOR \$14,250.00. MR. MANDELL AND OPPENHEIMER & CO. FOUND JOINTLY AND SEVERALLY LIABLE FOR \$1229.23. MR. MANDELL DID NOT CONTRIBUTE TOWARDS SETTLEMENT.

Disclosure 5 of 6

Reporting Source: Regulator

Employing firm when activities occurred which led to the complaint: RODMAN & RENSHAW, INC.

Allegations: BRCH OF FIDUCIARY DT; MISREPRESENTATION; UNAUTHORIZED TRADING; CHURNING

Product Type: Equity Listed (Common & Preferred Stock)

Other Product Type(s): WARRANTS

Alleged Damages: \$193,000.00

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NASD - CASE #91-01668](#)

Date Notice/Process Served: 06/06/1991

Arbitration Pending? No

Disposition: Award

Disposition Date: 01/07/1993

Disposition Detail: RESPONDENTS ROSS MANDELL AND RODMAN & RENSHAW ARE JOINTLY AND SEVERALLY LIABLE AND SHALL PAY TO CLAIMANT THE SUM OF \$25,000.00. THE CLAIMS FOR INTEREST AND PUNITIVE DAMAGES ARE DISMISSED.

Reporting Source: Broker



Employing firm when activities occurred which led to the complaint: RODMAN & RENSHAW, INC.

Allegations: UNSUITABLE INVESTMENTS AND UNAUTHORIZED TRADING

Product Type: No Product

Alleged Damages: \$193,000.00

Customer Complaint Information

Date Complaint Received: 06/06/1991

Complaint Pending? No

Status: Arbitration/Reparation

Status Date: 01/07/1993

Settlement Amount:

Individual Contribution Amount:

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.; 91-01668](#)

Date Notice/Process Served: 06/06/1991

Arbitration Pending? No

Disposition: Award to Customer

Disposition Date: 01/07/1993

Monetary Compensation Amount: \$100,000.00

Individual Contribution Amount: \$0.00

Broker Statement RESPONDENTS ROSS MANDELL AND RODMAN & RENSHAW FOUND JOINTLY AND SEVERALLY LIABLE FOR THE SUM OF \$25,000. MANDELL DID NOT CONTRIBUTE.

Disclosure 6 of 6

Reporting Source: Regulator



Employing firm when activities occurred which led to the complaint:

Allegations: MISREPRESENTATION; UNAUTHORIZED TRADING
Product Type: Other: UNKNOWN TYPE OF SECURITIES
Alleged Damages: \$9,975.00

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NASD - CASE #88-02705](#)

Date Notice/Process Served: 01/01/1988
Arbitration Pending? No
Disposition: Award
Disposition Date: 08/28/1989
Disposition Detail: RESPONDENT IS LIABLE AND WILL PAY TO THE CLAIMANT THE SUM OF \$250.00.

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint:

Allegations: MISREPRESENTATION, UNAUTHORIZED TRADING. ALLEGED DAMAGES OF \$9,975.
Product Type: No Product
Alleged Damages: \$9,975.00

Customer Complaint Information

Date Complaint Received: 08/28/1989
Complaint Pending? No
Status: Arbitration/Reparation
Status Date: 08/21/1989
Settlement Amount:



**Individual Contribution
Amount:**

Arbitration Information

**Arbitration/Reparation Claim
filed with and Docket/Case
No.:**

[NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.; 88-02705](#)

Date Notice/Process Served: 08/28/1989

Arbitration Pending? No

Disposition: Award to Customer

Disposition Date: 08/21/1989

**Monetary Compensation
Amount:** \$250.00

**Individual Contribution
Amount:** \$250.00

Broker Statement MANDELL PAID CLIENT \$250. CLIENT WAS SEEKING \$9975.

End of Report



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