

### **BrokerCheck Report**

# **ROY EDWARD GRAY**

CRD# 1570760

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

Please contact FINRA with any concerns.

#### About BrokerCheck®



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

#### What is included in a BrokerCheck report?

- BrokerCheck reports for individual brokers include information such as employment history, professional
  qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards. BrokerCheck
  reports for brokerage firms include information on a firm's profile, history, and operations, as well as many of the
  same disclosure events mentioned above.
- Please note that the information contained in a BrokerCheck report may include pending actions or allegations that may be contested, unresolved or unproven. In the end, these actions or allegations may be resolved in favor of the broker or brokerage firm, or concluded through a negotiated settlement with no admission or finding of wrongdoing.
- Where did this information come from?
- The information contained in BrokerCheck comes from FINRA's Central Registration Depository, or CRD® and is a combination of:
  - o information FINRA and/or the Securities and Exchange Commission (SEC) require brokers and brokerage firms to submit as part of the registration and licensing process, and
  - o information that regulators report regarding disciplinary actions or allegations against firms or brokers.
- How current is this information?
- Generally, active brokerage firms and brokers are required to update their professional and disciplinary information in CRD within 30 days. Under most circumstances, information reported by brokerage firms, brokers and regulators is available in BrokerCheck the next business day.
- What if I want to check the background of an investment adviser firm or investment adviser representative?
- To check the background of an investment adviser firm or representative, you can search for the firm or individual in BrokerCheck. If your search is successful, click on the link provided to view the available licensing and registration information in the SEC's Investment Adviser Public Disclosure (IAPD) website at https://www.adviserinfo.sec.gov. In the alternative, you may search the IAPD website directly or contact your state securities regulator at http://www.finra.org/Investors/ToolsCalculators/BrokerCheck/P455414.
- Are there other resources I can use to check the background of investment professionals?
- FINRA recommends that you learn as much as possible about an investment professional before deciding
  to work with them. Your state securities regulator can help you research brokers and investment adviser
  representatives doing business in your state.

Thank you for using FINRA BrokerCheck.



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



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

www.finra.org/brokercheck
User Guidance

#### **ROY E. GRAY**

CRD# 1570760

# Currently employed by and registered with the following Firm(s):

MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

3121 N ILLINOIS ST SWANSEA, IL 62226 CRD# 7691

Registered with this firm since: 12/03/2010

B MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

3121 N ILLINOIS ST SWANSEA, IL 62226 CRD# 7691

Registered with this firm since: 12/03/2010

### **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 registered with:

- 6 Self-Regulatory Organizations
- 38 U.S. states and territories

#### This broker has passed:

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

#### **Registration History**

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

- B MORGAN STANLEY SMITH BARNEY CRD# 149777 SHILOH, IL 06/2009 - 12/2010
- MORGAN STANLEY SMITH BARNEY LLC CRD# 149777 PURCHASE, NY 06/2009 - 12/2010
- CITIGROUP GLOBAL MARKETS INC. CRD# 7059 NEW YORK, NY 07/2005 - 06/2009

#### **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 Customer Dispute 2



### 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 individual is currently registered with 6 SROs and is licensed in 38 U.S. states and territories through his or her employer.

### **Employment 1 of 1**

Firm Name: MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

Main Office Address: ONE BRYANT PARK

NEW YORK, NY 10036

Firm CRD#: **7691** 

|             | SRO                                  | Category                          | Status                              | Date   |
|-------------|--------------------------------------|-----------------------------------|-------------------------------------|--|
| B           | Cboe BYX Exchange, Inc.              | General Securities Representative | Approved                            | 05/07/2014   |
| B           | Cboe BZX Exchange, Inc.              | General Securities Representative | Approved                            | 05/07/2014   |
| B           | Cboe Exchange, Inc.                  | General Securities Representative | Approved                            | 12/03/2010   |
| B           | FINRA                                | General Securities Representative | Approved                            | 12/03/2010   |
| B           | Nasdaq Stock Market                  | General Securities Representative | Approved                            | 12/03/2010   |
| B           | New York Stock Exchange              | General Securities Representative | Approved                            | 12/03/2010   |
|             | U.S. State/ Territory                | Category                          | Status                              | Date   |
|             |                                      |                                   |                                     |  |
| B           | Alabama                              | Agent                             | Approved                            | 12/03/2010   |
| B<br>B      | Alabama<br>Arizona                   | Agent Agent                       | Approved Approved                   | 12/03/2010<br>05/09/2011                             |
|             |                                      | •                                 | • •                                 |  |
| В           | Arizona                              | Agent                             | Approved                            | 05/09/2011   |
| B<br>B      | Arizona<br>Arkansas                  | Agent Agent                       | Approved Approved                   | 05/09/2011<br>12/03/2010                             |
| B<br>B      | Arizona Arkansas California          | Agent Agent Agent                 | Approved Approved                   | 05/09/2011<br>12/03/2010<br>12/03/2010               |
| B<br>B<br>B | Arizona Arkansas California Colorado | Agent Agent Agent Agent           | Approved Approved Approved Approved | 05/09/2011<br>12/03/2010<br>12/03/2010<br>12/03/2010 |



# **Employment 1 of 1, continued**

|    | U.S. State/ Territory | Category                          | Status   | Date       |
|----|-----------------------|-----------------------------------|----------|------------|
| B  | Georgia               | Agent                             | Approved | 12/03/2010 |
| B  | Hawaii                | Agent                             | Approved | 10/27/2020 |
| B  | Illinois              | Agent                             | Approved | 12/03/2010 |
| IA | Illinois              | Investment Adviser Representative | Approved | 12/03/2010 |
| B  | Indiana               | Agent                             | Approved | 12/20/2010 |
| B  | lowa                  | Agent                             | Approved | 03/04/2020 |
| B  | Kansas                | Agent                             | Approved | 01/31/2018 |
| B  | Kentucky              | Agent                             | Approved | 12/03/2010 |
| B  | Louisiana             | Agent                             | Approved | 03/28/2023 |
| B  | Maryland              | Agent                             | Approved | 12/03/2010 |
| B  | Massachusetts         | Agent                             | Approved | 04/11/2013 |
| B  | Michigan              | Agent                             | Approved | 12/03/2010 |
| B  | Minnesota             | Agent                             | Approved | 03/21/2018 |
| B  | Mississippi           | Agent                             | Approved | 10/21/2021 |
| B  | Missouri              | Agent                             | Approved | 12/03/2010 |
| B  | Nebraska              | Agent                             | Approved | 12/03/2010 |
| B  | Nevada                | Agent                             | Approved | 08/08/2019 |
| B  | New Jersey            | Agent                             | Approved | 09/11/2013 |
| B  | New Mexico            | Agent                             | Approved | 12/03/2010 |
| B  | New York              | Agent                             | Approved | 12/03/2010 |
| B  | North Carolina        | Agent                             | Approved | 12/03/2010 |



### **Employment 1 of 1, continued**

|    | U.S. State/ Territory | Category                          | Status              | Date       |
|----|-----------------------|-----------------------------------|---------------------|------------|
| В  | Ohio                  | Agent                             | Approved            | 12/03/2010 |
| B  | Oklahoma              | Agent                             | Approved            | 12/03/2010 |
| B  | Pennsylvania          | Agent                             | Approved            | 12/03/2010 |
| B  | South Carolina        | Agent                             | Approved            | 03/16/2018 |
| B  | South Dakota          | Agent                             | Approved            | 12/03/2010 |
| B  | Tennessee             | Agent                             | Approved            | 02/19/2014 |
| B  | Texas                 | Agent                             | Approved            | 12/03/2010 |
| IA | Texas                 | Investment Adviser Representative | Restricted Approval | 12/15/2010 |
| B  | Virginia              | Agent                             | Approved            | 12/03/2010 |
| B  | Washington            | Agent                             | Approved            | 04/11/2013 |
| B  | Wisconsin             | Agent                             | Approved            | 01/26/2017 |
| B  | Wyoming               | Agent                             | Approved            | 11/16/2020 |

### **Branch Office Locations**

MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

3121 N ILLINOIS ST SWANSEA, IL 62226



### **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 0 principal/supervisory exams, 5 general industry/product exams, and 2 state securities law exams.

### **Principal/Supervisory Exams**

| Exam                     | Category | Date |
|--------------------------|----------|------|
| No information reported. |          |      |

### **General Industry/Product Exams**

| Exam |   | Category  | Date       |
|------|---|-----------|------------|
| B    | Securities Industry Essentials Examination                                | SIE       | 10/01/2018 |
| В    | Futures Managed Funds Examination   | Series 31 | 10/01/2007 |
| B    | General Securities Representative Examination                             | Series 7  | 08/31/1995 |
| B    | Investment Company Products/Variable Contracts Representative Examination | Series 6  | 11/10/1994 |
| В    | Direct Participation Programs Representative Examination                  | Series 22 | 10/17/1987 |

### **State Securities Law Exams**

| Exam | ı  | Category  | Date       |
|------|--|-----------|------------|
| IA   | Uniform Investment Adviser Law Examination     | Series 65 | 07/11/2005 |
| В    | Uniform Securities Agent State Law Examination | Series 63 | 11/10/1994 |

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/.

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User Guidance

### **Broker Qualifications**



# **Professional Designations**

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

No information reported.

www.finra.org/brokercheck User Guidance

### **Registration and Employment History**



### **Registration History**

The broker previously was registered with the following firms:

| Reg | istration Dates   | Firm Name   | CRD#   | Branch Location |
|-----|-------------------|---|--------|-----------------|
| B   | 06/2009 - 12/2010 | MORGAN STANLEY SMITH BARNEY                       | 149777 | SHILOH, IL      |
| IA  | 06/2009 - 12/2010 | MORGAN STANLEY SMITH BARNEY LLC                   | 149777 | SHILOH, IL      |
| IA  | 07/2005 - 06/2009 | CITIGROUP GLOBAL MARKETS INC.                     | 7059   | SHILOH, IL      |
| В   | 05/2005 - 06/2009 | CITIGROUP GLOBAL MARKETS INC.                     | 7059   | SHILOH, IL      |
| В   | 09/1995 - 05/2005 | EDWARD JONES                                      | 250    | ST. LOUIS, MO   |
| В   | 11/1994 - 07/1995 | PRUCO SECURITIES CORPORATION                      | 5685   | NEWARK, NJ      |
| B   | 11/1986 - 05/1990 | FINANCIAL PLANNING SERVICES - INTERNATIONAL, INC. | 10673  | NEW YORK, NY    |
| В   | 04/1987 - 04/1989 | INTEGRATED RESOURCES EQUITY CORPORATION           | 6403   |                 |

### **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.

| <b>Employment</b> | Em      | ployer Name                                     | Position                     | Investment Related | <b>Employer Location</b>   |
|-------------------|---------|---|------------------------------|--------------------|----------------------------|
| 05/2011 - Pres    | ent BAI | NK OF AMERICA, N.A.                             | Wealth Management<br>Advisor | Υ                  | SWANSEA, IL, United States |
| 12/2010 - Pres    |         | RRILL LYNCH, PIERCE, FENNER & IITH INCORPORATED | Wealth Management<br>Advisor | Υ                  | SWANSEA, IL, United States |

#### **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.

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### **Registration and Employment History**



#### Other Business Activities, continued

Entity Type: For Profit

Name of OBA: Mascoutah Land Trust 100

Address: Mascoutah, IL, 62258

Investment Related:Yes

Position: Owner Title: Owner

Association: Owner

Employee Start Date:12/03/2010

No Hours: 2

No Hours during trading:0

Duties: Rental Real Estate Trust owned jointly with my wife.

#### I\*138125

For profit or not for profit: Non-Profit Organization

Name of outside business organization: Memorial Hospital Golf Tournament

Investment related: N Address of business: Belleville, Illinois 62220

Nature of business: Charitable Organization,

Compensation for Activity: N

Position, title, association: Committee Member,

Start date of relationship: 6/1/2021

Number of hours devoted: 1 hour(s) Monthly Number of hours devoted during trading hours: 0 Duties: Golf Tournament golf sub-committee Golf Tournament Teams sub-committee

#### I\*994485

For profit or not for profit:

Name of outside business organization: Store-Lock-N-Dock

Investment related: N Address of business: , , Nature of business:

Position, title, association:, Start date of relationship:

Number of hours devoted: hour(s)

Number of hours devoted during trading hours:

Duties: , Passive Storage Facility.

#### **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:

- o 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.

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#### 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:

- o A disclosure event may have a status of pending, on appeal, or final.
  - A "pending" event involves allegations that have not been proven or formally adjudicated.
  - An event that is "on appeal" involves allegations that have been adjudicated but are currently being appealed.
  - A "final" event has been concluded and its resolution is not subject to change.
- o A final event generally has a disposition of adjudicated, settled or otherwise resolved.
  - An "adjudicated" matter includes a disposition by (1) a court of law in a criminal or civil matter, or (2) an administrative panel in an action brought by a regulator that is contested by the party charged with some alleged wrongdoing.
  - A "settled" matter generally involves an agreement by the parties to resolve the matter. Please note that 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 |
|------------------|---------|-------|-----------|
| Customer Dispute | 0       | 2     | N/A       |



#### **Disclosure Event Details**

When evaluating this information, please keep in mind that a discloure 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.

#### Customer Dispute - Closed-No Action / Withdrawn / Dismissed / Denied

This type of disclosure event involves (1) a consumer-initiated, investment-related arbitration or civil suit containing allegations of sales practice violations against the individual broker that was dismissed, withdrawn, or denied; or (2) a consumer-initiated, investment-related written complaint containing allegations that the broker engaged in sales practice violations resulting in compensatory damages of at least \$5,000, forgery, theft, or misappropriation, or conversion of funds or securities, which was closed without action, withdrawn, or denied.

Disclosure 1 of 2

Reporting Source: Firm

Employing firm when activities occurred which led

to the complaint:

Allegations:

**EDWARD JONES** 

CLIENTS CLAIM THEY BELIEVED THEY HAD PURCHASED A PAID UP LIFE

INSURANCE POLICY. THEY ALSO CLAIM THEY WERE UNAWARE FUTURE

PREMIUM PAYMENTS WOULD BE DETERMINED ON THE MARKET

PERFORMANCE OF THE POLICY. FURTHER, THEY CLAIM THEY WERE NOT AWARE THE FUNDS HAD BEEN PLACED IN GROWTH INVESTMENTS WHEN THEY ARE VERY CONSERVATIVE INVESTORS. THEY ALSO CLAIM THE PROJECTIONS WERE ORIGINALLY BASED ON A 10% RETURN WHICH THEY

STATE IS UNREALISTIC. CLAIM EXCEEDS \$5,000

Product Type: Insurance

Alleged Damages: \$5,000.00

**Customer Complaint Information** 

Date Complaint Received: 09/26/2005

**Complaint Pending?** No

Status: Denied

**Status Date:** 11/10/2005

**Settlement Amount:** 



# Individual Contribution Amount:

**Firm Statement** 

RECORDS INDICATE POLICIES WERE ORIGINALLY ISSUED IN 2000. ACCORDING TO IR HE PROVIDED PROPOSAL WITH ASSISTANCE OF REPRESENTATIVE FROM HARTFORD. DURING DISCUSSIONS, IR STATED HE PROVIDED ILLUSTRATIONS REFLECTING POTENTIAL PERFORMANCE IF POLICY RETURNED 0% AND 10%. ACCORDING TO OUR INSURANCE SUPERVISION AREA. IT WOULD NOT BE UNUSUAL TO USE A 10% RETURN AT THE TIME THE ILLUSTRATIONS WERE PREPARED. IR INDICATED AT NO TIME INFORMED CLIENT PERFORMANCE WAS GUARANTEED AND, IF POLICY DID NOT PERFORM AS PROJECTED, PAYMENT OF ADDITIONAL PREMIUMS MAY BE NECESSARY. IR STATED HE DISCUSSED SUBACCOUNT(S) AND HE BELIEVED CLIENT HAD FULL UNDERSTANDING OF POTENTIAL FOR VALUE TO FLUCTUATE AS CLIENT OWNED SIMILAR FUND(S) WITHIN 401K. CLIENT SIGNED ILLUSTRATIONS WHICH THEY ACKNOWLEDGED THE RISKS. OUR RECORDS INDICATE CLIENTS WERE PROVIDED WITH POLICIES & PROSPECTUSES AND RECEIVED NOTICES DIRECTLY FROM HARTFORD REFLECTING STATUS OF POLICIES & ANY REQUIRED PREMIUMS. IR STATED WAS INITIALLY UNAWARE PORTION OF REQUESTED FUNDS ON 1035 EXCHANGE WERE NOT DELIVERED BY PRUDENTIAL. IR STATED HE WAS CONTACTED FOR FIRST TIME BY CLIENTS IN JULY 2005 TO DISCUSS POLICIES AND THEIR PERFORMANCE. DURING MEETING. IR STATED CLIENTS INFORMED HIM THEY WERE AWARE FUNDS HAD NOT BEEN SENT BY PRUDENTIAL AND AMOUNT INITIALLY INVESTED IN INSURANCE POLICY FOR CUSTOMER WAS LESS. HE STATED CLIENTS WERE AWARE OF HOW THIS AFFECTED THE POLICY & WHAT WOULD BE REQUIRED TO MAINTAIN POLICY AS INITIALLY ISSUED. IR STATED CLIENTS INQUIRED INTO OPTIONS & REQUESTED ADDITIONAL PROPOSALS. BASED ON REVIEW, IT APPEARS CLIENTS WERE AWARE OF RISKS ASSOCIATED WITH POLICIES & UNDERSTOOD POTENTIAL FOR FUTURE PREMIUMS. CLIENTS WERE PROVIDED WITH POLICIES & PROSPECTUS WHICH ALSO PROVIDED THIS INFORMATION & CLIENTS ACKNOWLEDGED BY SIGNATURES THEIR UNDERSTANDING OF ASSOCIATED RISKS.

**Reporting Source:** Broker

Employing firm when activities occurred which led to the complaint:

**EDWARD JONES** 

Allegations: CLIENTS CLAIM THEY BELIEVED THEY HAD PURCHASED A PAID UP LIFE

INSURANCE LIFE INSURANCE POLICY, THEY ALSO CLAIM THEY WERE UNAWARE FUTURE PREMIUM PAYMENTS WOULD BE DETERMINDED ON



THE MARKET PERFORMANCE OF THE POLICY. FURTHER, THEY CLAIM THEY WERE NOT AWARE THE FUNDS HAD BEEN PLACED IN GROWTH INVESTMENTS WHEN THEY ARE VERY CONSERVATIVE INVESTORS. THEY ALSO CLAIM THE PROJECTIONS WERE ORIGINALLY BASED ON A 10% RETURN WHICH THEY STATE IS UNREALISTIC. CLAIM EXCEEDS \$5,000.

Product Type: Insurance

Alleged Damages: \$5,000.00

**Customer Complaint Information** 

**Date Complaint Received:** 09/26/2005

**Complaint Pending?** No

Status: Denied

**Status Date:** 11/10/2005

**Settlement Amount:** 

**Individual Contribution** 

Amount:

Disclosure 2 of 2

Reporting Source: Firm

Employing firm when activities occurred which led

to the complaint:

**EDWARD JONES** 

Allegations: CLIENT CLAIMS THE

CLIENT CLAIMS THE IR INFORMED HIM THE INVESTMENT IN THE ANNUITY WAS INSURED AND HE WOULD NOT LOSE THE MONEY HE TRANSFERRED IN. HE FURTHER STATES HE LATER DISCOVERED THE FUNDS WERE

PLACED IN THE WRONG BUCKET. CLAIM EXCEEDS \$5,000

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

Alleged Damages: \$5,000.00

**Customer Complaint Information** 

**Date Complaint Received:** 08/03/2005

Complaint Pending? No

Status: Denied

**Status Date:** 08/26/2005



**Settlement Amount:** 

Individual Contribution Amount:

Firm Statement

RECORDS REFLECT PUTNAM ALLSTATE ADVISOR VARIABLE ANNUITIES WERE PURCHASED IN APRIL 2001. IR INDICATED HE DISCUSSED ALL ASPECTS OF THE ANNUITY INVESTMENTS TO INCLUDE AVAILABLE SUB-ACCOUNTS AS WELL AS THE DEATH BENEFIT. IR INDICATED CLIENT WAS INTERESTED IN OBTAINING GROWTH WHILE PROVIDING DEATH BENEFIT FOR CLIENT'S WIFE. HE FURTHER INDICATED CLIENT INFORMED HIM HAD NO IMMEDIATE NEED FOR THESE FUNDS AND OWNED OTHER INVESTMENTS PROVIDING ADDITIONAL DIVERSIFICATION. IR STATED HE AT NO TIME INFORMED CLIENT ANNUITIES WERE GUARANTEED AND INFORMED CLIENT DEATH BENEFIT WOULD BE REDUCED BY WITHDRAWALS. CLIENT WAS PROVIDED WITH STATEMENTS REFLECTING THE PERFORMANCE OF THE ANNUITIES AND REVIEWED THE INVESTMENTS WITH CLIENT ON A REGULAR BASIS. DURING SAID REVIEWS. HE WOULD REVISIT THE PERFORMANCE OF ANNUITIES AND HOW DEATH BENEFIT WORKED. CLIENT WAS PROVIDED WITH ANNUITY CONTRACTS & PROSPECTUSES, SIGNED BY CLIENT 4/18/01. AT DELIVERY OF CONTRACTS, IR STATED HE REVIEWED ANNUITY INFORMATION AND MANNER IN WHICH FUNDS WOULD BE INVESTED TO ENSURE EVERYTHING WAS SET UP AS REQUESTED. IR INDICATED HE WAS NEVER INSTRUCTED TO CHANGE THE SUB-ACCOUNTS. BASED ON OUR REVIEW, IT DOES APPEAR THE ANNUITIES WERE PURCHASED IN APRIL 2001 PURSUANT TO CONVERSATIONS WITH IR. FURTHER. IT APPEARS CLIENT WAS PROVIDED WITH ALL DETAILS OF THE ANNUITIES AND THE ANNUITY CONTRACTS WERE RECEIVED ON 4/18/01. THE ANNUITY CONTRACTS PROVIDE ALL DETAILS OF THE ANNUITIES TO INCLUDE THE DEATH BENEFIT AND ASSOCIATED RISKS. CLIENT HAS ADDITIONALLY BEEN PROVIDED WITH STATEMENTS WHICH REFLECT THE SUB-ACCOUNTS THE FUNDS ARE ALLOCATED TO AS WELL AS THE ANNUITY VALUES. ACCORDING TO INFORMATION PROVIDED TO US BY ALLSTATE, IT DOES NOT APPEAR LOSSES (TAKING INTO CONSIDERATION WITHDRAWALS) ARE REFLECTED ON THE ANNUITIES IN QUESTION. CLAIM DENIED

**Reporting Source:** Broker

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

**EDWARD JONES** 

CLIENT CLAIMS THE IR INFORMED HIM THE INVESTMENT IN THE ANNUITY Allegations:

WAS INSURED AND HE WOULD NOT LOSE THE MONEY HE TRANSFERRED



IN. HE FURTHER STATES HE LATER DISCOVERED THE TRADES WERE

PLACED IN THE WRONG BUCKET. CLAIM EXCEEDS \$5,000.

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

Alleged Damages: \$5,000.00

**Customer Complaint Information** 

**Date Complaint Received:** 08/03/2005

**Complaint Pending?** No

Status: Denied

**Status Date:** 08/26/2005

Settlement Amount: \$0.00

**Individual Contribution** 

**Amount:** 

\$0.00

Broker Statement AT NO TIME WAS ANY GUARANTE ABOUT RETURN MADE. CLIENT

RECEIVED A PROPOSAL FROM THE ANNUITY WHICH CLEARLY STATED "PAST PERFORMANCE IS NO GUARANTEE OF FUTURE PERFORMANCE". CLIENT SIGNED THE POLICY DELIVERY RECEIPT WHICH CLEARLY STATED THE FUNDS WERE TO BE INVESTED IN THE VARIABLE GROWTH FUNDS

THAT HE SELECTED.

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# **End of Report**



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