



BrokerCheck Report

GENE TODD

CRD# 2217306

Dear Investor:

FINRA has generated the following BrokerCheck report for **GENE TODD**. The information contained within this report has been provided by a FINRA member firm(s) and securities regulators as part of the securities industry's registration and licensing process and represents the most current information reported to the Central Registration Depository (CRD®) system.

FINRA regulates the securities markets for the ultimate benefit and protection of the investor. FINRA believes the general public should have access to information that will help them determine whether to conduct, or continue to conduct, business with a FINRA member or any of the member's associated persons. To that end, FINRA has adopted a public disclosure policy to make certain types of information available to you. Examples of information FINRA provides on currently registered individuals and individuals who were registered during the past two years include: actions by regulators, investment-related civil suits, customer disputes that contain allegations of sales practice violations against brokers, all felony charges and convictions, misdemeanor charges and convictions relating to securities violations, and financial events such as bankruptcies, compromises with creditors, judgments, and liens. FINRA also provides certain information on individuals whose registrations terminated more than two years ago.

The information in this report is not the only resource you should consult. FINRA recommends that you learn as much as possible about the individual broker or brokerage firm from other sources, such as professional references, local consumer and investment groups, or friends and family members who already have established investment business relationships.

FINRA BrokerCheck is governed by federal law, Securities and Exchange Commission (SEC) regulations and FINRA rules approved by the SEC. State disclosure programs are governed by state law, and may provide additional information on brokers and firms licensed by the state. Therefore, you should also consider requesting information from your state securities regulator. Refer to www.nasaa.org for a complete list of state securities regulators.

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.

GENE TODD

CRD# 2217306

This individual is no longer registered with FINRA. The individual's registration with FINRA was terminated prior to August 1999 when the enhanced CRD system was implemented. As a result, since the individual was not required to update their CRD record via the submission of a Form U4 to CRD since August 1999, BrokerCheck contains only limited information about this individual.

Report Summary for this Broker

The report summary provides an overview of the broker's professional background and conduct. The individual broker, a FINRA-registered firm(s), and/or securities regulator(s) have provided the information contained in this report as part of the securities industry's registration and licensing process.

Broker Qualifications

This broker is not currently registered with a FINRA firm.

This broker has passed:

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

Registration History

This broker was previously registered with the following FINRA member firms:

CARTWRIGHT AND WALKER SECURITIES, INCORPORATED

CRD# 23504
LOS ANGELES CA
05/10/1994 to 07/11/1995

BARINGTON CAPITAL GROUP, L.P.

CRD# 29383
NY NY
03/03/1993 to 04/20/1993

WESTFIELD FINANCIAL CORPORATION

CRD# 8143
NEW YORK NY
06/26/1992 to 11/27/1992

For additional registration details as reported by the individual broker, refer to the Registration History Section of this report.

Disclosure of Regulatory Events

This section includes details regarding final regulatory events reported by or about this broker to CRD as part of the securities industry registration and licensing process.

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

The following type of disclosure was reported:

Regulatory Event

Broker Qualifications

Industry Exams this Broker has Passed

This section includes all principal/supervisory, general product/industry, and/or state securities law exams that the broker has passed. Under certain, limited circumstances, a broker may receive a waiver of an exam requirement based on a combination of previous exams passed and qualifying work experience. Likewise, a new exam requirement may be grandfathered based on a broker's specific qualifying work experience. Information regarding instances of exam waivers or the grandfathering of an exam requirement are not included as part of the BrokerCheck report.

This individual has passed 0 principal/supervisory exams, 1 general industry/product exams, and 1 state securities law exam.

Exam Class	Exam Name	Category	Date
General Industry/Product Exams	General Securities Representative Examination	Series 7	4/14/1992
State Securities Law Exams	Uniform Securities Agent State Law Examination	Series 63	5/8/1992

Additional information about the securities industry's qualifications and continuing education requirements, as well as the examinations administered by FINRA to brokers and other securities professionals can be found at <http://www.finra.org/Industry/Compliance/Registration/QualificationsExams/index.htm>.

Registration History

Previously Registered with the Following FINRA Firms

FINRA records show this broker previously held FINRA registrations with the following firms:

Registration Dates	Firm Name	CRD #	Branch Location
05/10/1994 to 07/11/1995	CARTWRIGHT AND WALKER SECURITIES, INCORPORATED	23504	LOS ANGELES CA
03/03/1993 to 04/20/1993	BARINGTON CAPITAL GROUP, L.P.	29383	NY NY
06/26/1992 to 11/27/1992	WESTFIELD FINANCIAL CORPORATION	8143	NEW YORK NY
04/15/1992 to 07/09/1992	JOSEPHTHAL LYON & ROSS, INCORPORATED	3227	NEW YORK NY

Disclosure of Regulatory Events

Disclosures in BrokerCheck reports come from different sources:

- **Self-disclosure:** Brokers are required to answer a series of questions on their application requesting securities industry registration (Form U4). For example, brokers are asked whether they have been involved in certain regulatory matters.
- **Regulator/Employer postings:** In addition, regulators and firms that have employed a broker also may contribute relevant information about such matters. All of this information is maintained in CRD.

Certain Thresholds must be met before an event is reported to CRD; for example:

- **A regulatory agency** must meet established standards before initiating a regulatory action and/or issuing sanctions. These standards typically include a reasonable basis for initiating the action after engaging in a fact-finding process.



Possible multiple reporting sources – please note:

Disclosure event details may be reported by more than one source (i.e., regulator or firm). When this occurs, all versions of the reported event will appear in the firm's BrokerCheck report.

Disclosure Event Details

This report provides the information as it was reported to CRD by the individual broker, a member firm(s), and/or by securities industry regulators. Some of the specific data fields contained in the report may be blank if the information was not provided to CRD.

Regulatory - Final

This section provides information regarding a final, regulatory action that was reported to CRD by the individual broker, a member firm and/or a securities regulator. The event may include a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, a self-regulatory organization, a federal regulator such as the SEC or the Commodity Futures Trading Commission (CFTC), or a foreign financial regulatory body) for a violation of investment-related rules or regulations.

Disclosure 1 of 3 ~ Entry 1 of 1

Reporting Source: Regulator

Details:

1. Regulatory Action initiated by: COMMODITY FUTURES TRADING COMMISSION
2. Principal Sanction/Relief Sought: Cease and Desist

Other Sanctions/Relief Sought: CIVIL MONETARY PENALTY

3. Date Initiated (MM/DD/YYYY): 11/23/2004
4. Docket/Case Number: 05-04

5. Employing Firm when activity occurred which led to the regulatory action: BENTLEY ROTCHILD GROUP, INC.

6. Principal Product Type: Futures - Commodity

Other Product Types: FOREIGN CURRENCY FUTURES CONTRACTS

7. Describe the allegations related to this regulatory action:

CFTC RELEASE NO. 5022-04 DATED DECEMBER 1, 2004. COMMODITY FUTURES TRADING COMMISION ("COMMISSION") HAS REASON TO BELIEVE THAT EUGENE TODD ("TODD") HAS VIOLATED SECTION 4(A) OF THE COMMODITY EXCHANGE ACT AS AMENDED (THE "ACT"), 7 U.S.C. ¶6(A)(2004). CONSEQUENTLY, THE COMMISSION DEEMS IT APPROPRIATE AND IN THE PUBLIC INTEREST THAT AN ADMINISTRATIVE PROCEEDING BE, AND HEREBY IS, INSTITUTED TO DETERMINE WHETHER RESPONDENTS HAVE ENGAGED IN THE VIOLATIONS SET FORTH IN THIS ORDER, AND WHETHER AN ORDER SHOULD BE ISSUED IMPOSING REMEDIAL SANCTIONS. SECTION 4(A) OF THE ACT MAKES IT UNLAWFUL FOR ANY PERSON TO OFFER TO ENTER INTO, TO ENTER INTO, TO EXECUTE, TO CONFIRM THE EXECUTION OF, OR TO CONDUCT ANY OFFICE OR BUSINESS ANYWHERE IN THE UNITED STATES FOR THE PURPOSE OF SOLICITING, OR ACCEPTING ANY ORDER FOR, OR OTHERWISE DEALING IN, ANY TRANSACTION IN, OR IN CONNECTION WITH, A CONTRACT FOR THE PURCHASE OR SALE OF A COMMODITY FOR FUTURE DELIVERY UNLESS SUCH TRANSACTION IS CONDUCTED ON OR SUBJECT TO THE RULES OF A BOARD OF TRADE WHICH HAS BEEN DESIGNATED OR REGISTERED BY THE COMMISSION AS A CONTRACT MARKET OR DERIVATIVES TRANSACTION EXECUTION FACILITY FUR SUCH COMMODITY; SUCH CONTRACT IS EXECUTED ON CONSUMMATED THROUGH A CONTRACT MARKET; AND SUCH CONTRACT IS EVIDENCED BY A RECORD IN WRITING.

8. Current status ? Final

9. If on appeal, regulatory action appealed to: (SEC, SRO, Federal or State Court) and Date Appeal Filed:

If Final or On Appeal, complete all items below. For Pending Actions, complete Item 14 only.

10. How was matter resolved: Order

11. Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?

No

12. Resolution Date (MM/DD/YYYY): 11/23/2004

13. Resolution Detail:

A. Were any of the following sanctions ordered? (Check all appropriate items):

Monetary/Fine Amount: \$ 10,000.00

Cease and Desist/Injunction

B. Other sanctions ordered: **UNDERTAKINGS**

C. Sanction detail: if suspended, enjoined or barred, provide duration including start date and capacities affected (General Securities Principal, Financial Operations Principal, etc.). If requalification by exam/retraining was a condition of the sanction, provide length of time given to requalify/retrain, type of exam required and whether condition has been satisfied. If disposition resulted in a fine, penalty, restitution, disgorgement or monetary compensation, provide total amount, portion levied against the subject, date paid and if any portion of penalty was waived:

CEASE AND DESIST FROM VIOLATING SECTION 4(A) OF THE ACT, 7 U.S.C. ¶ 6(A); PAY JOINTLY AND/OR SEVERALLY, A CIVIL MONETARY PENALTY; COMPLY WITH THE FOLLOWING UNDERTAKINGS: 1. NOT TO TAKE ANY ACTION OR MAKE ANY PUBLIC STATEMENT DENYING, DIRECTLY OR INDIRECTLY, ANY FINDINGS IN THIS ORDER, OR CREATING, OR TENDING TO CREATE, THE IMPRESSION THAT THIS ORDER IS WITHOUT A FACTUAL BASIS; PROVIDED, HOWEVER, THAT NOTHING IN THIS PROVISION AFFECTS TODD'S (A) TESTIMONIAL OBLIGATIONS; OR (B) RIGHT TO TAKE LEGAL POSITIONS IN OTHER PROCEEDINGS TO WHICH THE COMMISSION IS NOT A PARTY; 2. FOR A PERIOD OF FIVE (5) YEARS, NOT TO APPLY FOR REGISTRATION, SEEK EXEMPTION FROM REGISTRATION, ENGAGE IN ANY ACTIVITY REQUIRING REGISTRATION OR EXEMPTION FROM REGISTRATION, EXCEPT AS PROVIDED IN SECTION 4.14(A)(9) OF THE COMMISSION REGULATIONS, OR ACT IN ANY CAPACITY OR AFFILIATE IN ANY WAY WITH ANY INDIVIDUAL OR ENTITY THAT IS REGISTERED, IS REQUIRED TO BE REGISTERED, OR IS EXEMPT FROM REGISTRATION WITH COMMISSION, EXCEPT AS PROVIDED IN SECTION 4.14(A)(9) OF THE COMMISSION REGULATION, OR IS ACTING IN ANY CAPACITY REQUIRING REGISTRATION WITH THE COMMISSION OR EXEMPT FROM REGISTRATION, EXCEPT AS PROVIDED IN SECTION 4.14(A)(9) OF THE COMMISSION REGULATIONS; AND 3. TO FULFILL ALL ASPECTS OF RESPONDENTS' OBLIGATIONS AS DESCRIBED IN THE JOINT OFFER.

14. Comment (Optional) - You may use this field to provide a brief summary of the circumstances leading to the action as well as the current status or final disposition and/or finding(s). Include relevant terms, conditions and dates. Include the number of investors in the reporting jurisdiction, the total number of investors in the program, the amount invested in the reporting jurisdiction, the total amount invested and whether the action is based on a referral or investigation from your securities division.

IN ANTICIPATION OF THE INSTITUTION OF THIS ADMINISTRATIVE PROCEEDING, RESPONDENTS HAVE SUBMITTED A JOINT OFFER OF SETTLEMENT ("JOINT OFFER") THAT THE COMMISSION HAS DETERMINED TO ACCEPT. WITHOUT ADMITTING OR DENYING THE FINDINGS IN THIS ORDER, AND PRIOR TO ANY ADJUDICATION ON THE MERITS, RESPONDENTS ACKNOWLEDGE SERVICE OF THIS ORDER AND RESPONDENTS EACH CONSENT TO THE USE OF THE FINDINGS IN THIS ORDER OR ANY OTHER PROCEEDING BROUGHT BY THE COMMISSION OR TO WHICH THE

COMMISSION IS A PARTY. THE COMMISSION FURTHER ALLEGES VIOLATION OF SECTION 2(C)(2)(B)(II) OF THE ACT CLARIFIED THE COMMISSION'S JURISDICTION OVER FOREIGN CURRENCY FUTURES TRANSACTIONS BETWEEN MEMBERS OF THE GENERAL PUBLIC WHO ARE NOT ELIGIBLE CONTRACT PARTICIPANTS AND CONTERPARTIES THAT ARE NOT REGULATED FINANCIAL INSTITUTIONS. IN THIS CASE, FIRM'S CUSTOMERS WERE RETAIL CUSTOMERS RATHER THAN ELIGIBLE CONTRACT PARTICIPANTS, AS THAT TERM IS DEFINED IN SECTION 1A(12) OF THE ACT, AND THE ENTITY ACTING AS THE CONTERPARTY DID NOT CONSTITUTE ONE OF THE ENUMERATED REGULATED ENTITIES THAT MAY ACT AS A COUNTERPARTY UNDER THE ACT. ACCORDINGLY, THE COMMISSION HAS JURISDICTION OVER THE TRANSACTIONS, AS SUCH TRANSACTIONS INVOLVED FUTURES CONTRACTS. AS SUCH, RESPONDENTS OFFERED ILLEGAL FOREIGN CURRENCY FUTURES CONTRACTS TO THE RETAIL PUBLIC THAT WERE NOT CONDUCTED ON OR SUBJECT TO THE RULES OF A BOARD OF TRADE WHICH HAS BEEN DESIGNATED OR REGISTERED BY THE COMMISSION AS A CONTRACT MARKET OR AS DERIVATIVE TRANSACTION EXECUTION FACILITY FOR SUCH COMMODITY, IN VIOLATION OF SECTION 4(A) OF THE ACT.

Disclosure 2 of 3 ~ Entry 1 of 1

Reporting Source: Regulator

Details:

1. Regulatory Action initiated by: MINNESOTA DEPT OF COMMERCE
2. Principal Sanction/Relief Sought: Cease and Desist

Other Sanctions/Relief Sought:

3. Date Initiated (MM/DD/YYYY): 06/09/2004
4. Docket/Case Number: SE401546/SGC
5. Employing Firm when activity occurred which led to the regulatory action: BENTLEY ROTHCHILD GROUP INC
6. Principal Product Type: Other

Other Product Types:

7. Describe the allegations related to this regulatory action:

BASED UPON INFORMATION GENE TODD IS THE CHIEF EXECUTIVE OFFICER OF BENTLEY ROTHCHILD GROUP. BENTLEY ROTHCHILD GROUP INC AND BENTLEY ROTHCHILD DEVELOPMENT 6LLC ARE NOT REGISTERED TO ISSUE SECURITIES IN MINNESOTA NOR ARE THEY LICENSED AS A BROKER DEALER. MN STAT CH 80A(2002). TODD HAS NOT BEEN LICENSED AS A BROKER DEALER OR AGENT FOR SECURITIES IN MINNESOTA. IN FEBRUARY 2004 THE DEPT OF COMMERCE RECEIVED A WRITTEN COMPLAINT INDICATING THAT THE PERSON HAD INVESTED IN A PROMISSORY NOT IN THE AMOUNT OF \$248,000. WITH BENTLEY ROTHCHILD GROUP.. SHE INDICATED THAT SHE WAS INITIALLY CONTACTED BY ALLAN RICHARDSON(AN EMPLOYEE) .SUBSEQUENTLY TODD AND MICHAEL J POLLACK(AN EMPLOYEE)CONTACTED HER ON THE POSSIBILITY OF INVESTING IN A PROMISSORY NOTE. SHE PURCHASED A PROMISSORY NOT FOR THE TOTAL OF \$248,000. IN JANUARY 2002. THE PROMISSORY NOTE HAS NOT BEEN REGOSTERED AS A SECURITY WITH THE DEPARTMENT. SHE SUBSEQUENTLY SOUGHT TO RECEIVE HER MONEY BACK AND NEGOTIATED A RETURN OF \$133,920, A SUBSTANTIAL LOSS. ON 3/15/04 THE DEPARTMENT SERVED AN ORDER FOR WRITTEN STATEMENT,

PRODUCTION OF DOCUMENTS & REPORT OF SALES ON ALL RESPONDENTS. NO RESPONSE HAS BEEN RECEIVED.

8. Current status ? Final

9. If on appeal, regulatory action appealed to: (SEC, SRO, Federal or State Court) and Date Appeal Filed:

If Final or On Appeal, complete all items below. For Pending Actions, complete Item 14 only.

10. How was matter resolved: Order

11. Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?

12. Resolution Date (MM/DD/YYYY): 06/09/2004

13. Resolution Detail:

A. Were any of the following sanctions ordered? (Check all appropriate items):

Cease and Desist/Injunction

B. Other sanctions ordered:

C. Sanction detail: if suspended, enjoined or barred, provide duration including start date and capacities affected (General Securities Principal, Financial Operations Principal, etc.). If requalification by exam/retraining was a condition of the sanction, provide length of time given to requalify/retrain, type of exam required and whether condition has been satisfied. If disposition resulted in a fine, penalty, restitution, disgorgement or monetary compensation, provide total amount, portion levied against the subject, date paid and if any portion of penalty was waived:

IT IS ORDERED BY THE COMMISSIONER PURSUANT TO MN STAT 45.027 SUB 5A(2002) THAT THIS ORDER IS EFFECTIVE IMMEDIATELY AND THAT RESPONDENTS BENTLEY ROTCHILD GROUP INC AKA BENTLEY DEVELOPMENT 6LLC, AND GENE TODD, ALLAN RICHARDSON & MICHAEL J POLLACK SHALL CEASE & DESIST FROM OFFERING OR SELLING IN THE STATE OF MINNESOTA THE ABOVE DESCRIBED OR ANY SECURITIES UNTIL COMPLIANCE WITH MN STAT 80A(2002) HAS BEEN ACHIEVED AND UNTIL FURTHER ORDER OF THE COMMISSIONER.

14. Comment (Optional) - You may use this field to provide a brief summary of the circumstances leading to the action as well as the current status or final disposition and/or finding(s). Include relevant terms, conditions and dates. Include the number of investors in the reporting jurisdiction, the total number of investors in the program, the amount invested in the reporting jurisdiction, the total amount invested and whether the action is based on a referral or investigation from your securities division.

SEE ABOVE

Disclosure 3 of 3 ~ Entry 1 of 1

Reporting Source: Regulator

Details:

COMPLAINT NO. C10950095 FILED DECEMBER 26, 1995 BY NASD DISTRICT NO. 10 AGAINST GENE TODD ALLEGING VIOLATIONS OF ARTICLE III, SECTION 1 OF THE RULES OF FAIR PRACTICE IN THAT RESPONDENT TODD FAILED TO RESPOND TO NASD REQUESTS TO APPEAR FOR AN ON-

THE-RECORD INTERVIEW MADE PURSUANT TO ARTICLE IV, SECTION 5 OF THE RULES OF FAIR PRACTICE TO DISCUSS HIS ACTIVITIES AT A POTENTIALLY UNREGISTERED BRANCH OFFICE OF A MEMBER FIRM.

DECISION RENDERED MARCH 27, 1996 WHEREIN RESPONDENT TODD CENSURED, FINED \$30,000 AND BARRED FROM ASSOCIATION WITH ANY NASD MEMBER IN ANY CAPACITY. IF NO FURTHER ACTION, DECISION IS FINAL MAY 13, 1996.

MAY 13, 1996 - DECISION IS FINAL.

About this BrokerCheck Report

BrokerCheck reports are part of a FINRA initiative to disclose information about FINRA-registered firms and individual brokers to help investors determine whether to conduct, or continue to conduct, business with these firms and brokers. The information contained within these reports is collected through the securities industry's registration and licensing process.

Who provides the information in BrokerCheck?

Information made available through BrokerCheck is obtained from CRD as reported through the industry registration and licensing process.

The forms used by brokerage firms, to report information as part of the firms registration and licensing process, Forms BD and BDW, are established by the SEC and adopted by all state securities regulators and SROs. FINRA and the North American Securities Administrators Association (NASAA) establish the Forms U4 and U5, the forms that are used for the registration and licensing process for individual brokers. These forms are approved by the SEC. Regulators report disciplinary information for firms and individual brokers via Form U6.

How current is the information contained in BrokerCheck?

Brokerage firms and brokers are required to keep this information accurate and up-to-date (typically not later than 30 days after learning of the event). BrokerCheck data is updated when a firm, broker, or regulator submits new or revised information to CRD. Generally, updated information is available on BrokerCheck Monday through Friday.

What information is NOT disclosed through BrokerCheck?

Information that has not been reported to CRD or that is not required to be reported is not disclosed through BrokerCheck, such as vacated regulatory actions.

Additional information not disclosed through BrokerCheck includes Social Security Numbers, residential history information, and physical descriptive information. On a case-by-case basis, FINRA reserves the right to exclude information that contains confidential customer information, offensive and potentially defamatory language or information that raises significant identity theft or privacy concerns that are not outweighed by investor protection concerns. FINRA Rule 8312 describes in detail what information is and is not disclosed through BrokerCheck.

Under FINRA's current public disclosure policy, in certain limited circumstances, most often pursuant to a court order, information is expunged from CRD. Further information about expungement from CRD is available in FINRA Notices 99-09, 99-54, 01-65, and 04-16 at www.finra.org.

For further information regarding FINRA's BrokerCheck program, please visit FINRA's Web Site at www.finra.org/brokercheck or call the FINRA BrokerCheck Hotline at (800) 289-9999. The hotline is open Monday through Friday from 8 a.m. to 8 p.m., Eastern Time (ET).

For more information about the following, select the associated link:

- About BrokerCheck Reports: http://www.finra.org/brokercheck_reports
- Glossary: http://www.finra.org/brokercheck_glossary
- Questions Frequently Asked about BrokerCheck Reports: http://www.finra.org/brokercheck_faq
- Terms and Conditions: <http://brokercheck.finra.org/terms.aspx>