

BrokerCheck Report

SEAN JOSEPH KELLY

CRD# 2294170

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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.



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)

Thank you for using FINRA BrokerCheck.

SEAN J. KELLY

CRD# 2294170

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:

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

Registration History

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

CENTER STREET SECURITIES, INC.

CRD# 26898
MARIETTA, GA
08/2017 - 10/2018

CAPITAL FINANCIAL SERVICES, INC.

CRD# 8408
MARIETTA, GA
08/2012 - 08/2017

SECURITIES AMERICA, INC.

CRD# 10205
MARIETTA, GA
12/2010 - 08/2012

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 |
|------------------|-------|
| Civil Event | 1 |
| Customer Dispute | 1 |
| Financial | 2 |
| Judgment/Lien | 3 |

Broker Qualifications



Registrations

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

This broker is not currently registered.



Broker Qualifications

Industry Exams this Broker has Passed

This section includes all securities industry exams that the broker has passed. Under limited circumstances, a broker may attain a registration after receiving an exam waiver based on exams the broker has passed and/or qualifying work experience. Any exam waivers that the broker has received are not included below.

This individual has passed 0 principal/supervisory exams, 3 general industry/product exams, and 1 state securities law exam.

Principal/Supervisory Exams

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

General Industry/Product Exams

| Exam | Category | Date |
|---|----------|------------|
| Securities Industry Essentials Examination | SIE | 10/01/2018 |
| General Securities Representative Examination | Series 7 | 09/14/2016 |
| Investment Company Products/Variable Contracts Representative Examination | Series 6 | 11/01/2000 |

State Securities Law Exams

| Exam | Category | Date |
|--|-----------|------------|
| Uniform Securities Agent State Law Examination | Series 63 | 12/01/2000 |

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/.



Registration and Employment History

Registration History

The broker previously was registered with the following firms:

| Registration Dates | Firm Name | CRD# | Branch Location |
|--------------------|----------------------------------|-------|-----------------|
| 08/2017 - 10/2018 | CENTER STREET SECURITIES, INC. | 26898 | MARIETTA, GA |
| 08/2012 - 08/2017 | CAPITAL FINANCIAL SERVICES, INC. | 8408 | MARIETTA, GA |
| 12/2010 - 08/2012 | SECURITIES AMERICA, INC. | 10205 | MARIETTA, GA |
| 02/2007 - 12/2010 | CAPITAL FINANCIAL SERVICES, INC. | 8408 | MARIETTA, GA |
| 09/2006 - 02/2007 | UNITED SECURITIES ALLIANCE, INC. | 36487 | MARIETTA, GA |
| 02/2006 - 09/2006 | PROEQUITIES, INC. | 15708 | ATLANTA, GA |
| 08/2002 - 02/2006 | USALLIANZ SECURITIES, INC. | 40875 | MINNEAPOLIS, MN |
| 11/2000 - 08/2002 | PFS INVESTMENTS INC. | 10111 | DULUTH, GA |

Employment History

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

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

| Employment Dates | Employer Name | Employer Location |
|-------------------|----------------------------------|-------------------|
| 08/2017 - Present | CENTER STREET SECURITIES, INC. | NASHVILLE, TN |
| 09/2006 - Present | VARIOUS INSURANCE COMPANIES | MARIETTA, GA |
| 08/2012 - 08/2017 | CAPITAL FINANCIAL SERVICES, INC. | MINOT, ND |
| 12/2010 - 08/2012 | SECURITIES AMERICA, INC | MARIETTA, GA |
| 02/2007 - 12/2010 | CAPITAL FINANCIAL SERVICES, INC. | MINOT, ND |

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.

Registration and Employment History



Other Business Activities, continued

BUSINESS NAME: LIONS SHARE TAX SERVICE, 3535 ROSWELL RD. SUITE #1 MARIETTA GA 30062 TITLE: OWNER, BUSINESS NATURE: TAX PREPERATION. TAX PREPERATION FOR INDIVIDUAL AND FAMILIES, MAINLY 1040 SIMPLIFIED RETURNS. APPROX. 10 HOURS PER MONTH OR 2.5 HOURS PER WEEK. APPROX. START DATE OCTOBER 2008. BUSINESS NAME: LIONS SHARE FINANCIAL, TITLE: OWNER, BUSINESS NATURE: INSURANCE SALES. FIXED INSURANCE SALES THROUGH VARIOUS INSURANCE COMPANIES. DBA LION SHARE FINANCIAL OF EAST COBB



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.
 - o 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.
 - o
3. **Disclosure events in BrokerCheck reports come from different sources:**
 - o 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.
 - o
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 |
|-------------|---------|-------|-----------|
| Civil Event | 1 | 0 | 0 |



| | | | |
|------------------|---|-----|-----|
| Customer Dispute | 0 | 1 | N/A |
| Financial | 0 | 2 | N/A |
| Judgment/Lien | 3 | N/A | N/A |



Disclosure Event Details

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

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

Civil - Pending

This type of disclosure event involves a pending civil court action that seeks an injunction in connection with any investment-related activity or alleges 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 |
| Date Court Action Filed: | 10/25/2018 |
| Product Type: | No Product |
| Type of Court: | Federal Court |
| Name of Court: | United States District Court for the Northern District of Georgia |
| Location of Court: | Atlanta, GA |
| Docket/Case #: | 1:18-cv-04939 |
| Employing firm when activity occurred which led to the action: | Lion's Share Financial of East Cobb, Inc.; Lionsshare Tax Services, LLC; Lion's Share & Associates, Inc. |
| Allegations: | The United States Securities and Exchange Commission ("Commission" or "SEC") alleges that this matter involves an ongoing fraudulent scheme by Sean Kelly, a registered stock broker, and various entities that he operates under the "Lion's Share" umbrella. Defendants Lion's Share & Associates, Inc. ("LS Associates"), Lionsshare Tax Services, LLC ("LS Tax"), and Lion's Share Financial of East Cobb, Inc. ("LS Financial") (collectively "Lion's Share") are all involved in Kelly's |



fraudulent scheme.

Since at least 2014, Kelly, through Lion's Share, raised at least \$1,000,000 from at least 12 investors, promising that he would invest the funds in a variety of investment vehicles, such as CDs, private placements and real estate funds.

Rather than investing the money, Kelly stole it and spent his victims' money for things like Super Bowl tickets, luxury vacations and cash withdrawals.

Many of Kelly's victims are elderly retirees, and his victims include widows, veterans and people with disabilities.

Kelly treats Lion's Share as his personal piggy bank, and he has transferred hundreds of thousands of dollars of investor money to bank accounts he controls to support his lifestyle. He has also withdrawn large quantities of investor money in cash throughout the course of the scheme, and the disposition of those funds is unknown.

Current Status:

Pending

Limitations or Restrictions in Effect During Appeal:

n/a



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 1

| | |
|--|--|
| Reporting Source: | Firm |
| Employing firm when activities occurred which led to the complaint: | Securities America, Inc. |
| Allegations: | Client alleges the representative misrepresented the features of their variable annuity. |
| Product Type: | Annuity-Variable |
| Alleged Damages: | \$5,000.00 |
| Alleged Damages Amount Explanation (if amount not exact): | SAI has made a good faith determination that the losses associated with the complaint exceeds \$5,000. |
| Is this an oral complaint? | No |
| Is this a written complaint? | Yes |
| Is this an arbitration/CFTC reparation or civil litigation? | No |

Customer Complaint Information

| | |
|--|------------|
| Date Complaint Received: | 09/08/2017 |
| Complaint Pending? | No |
| Status: | Denied |
| Status Date: | 10/11/2017 |
| Settlement Amount: | |
| Individual Contribution Amount: | |

| | |
|--------------------------|--------|
| Reporting Source: | Broker |
|--------------------------|--------|



Employing firm when activities occurred which led to the complaint: securities america

Allegations: on aug 2,2017--client alleges misrepresentation of a V.A.

Product Type: Annuity-Variable

Alleged Damages: \$100,000.00

Alleged Damages Amount Explanation (if amount not exact): client estimated amount

Is this an oral complaint? No

Is this a written complaint? Yes

Is this an arbitration/CFTC reparation or civil litigation? No

Customer Complaint Information

Date Complaint Received: 09/08/2017

Complaint Pending? No

Status: Closed/No Action

Status Date: 10/11/2017

Settlement Amount:

Individual Contribution Amount:



Financial - Final

This type of disclosure event involves a bankruptcy, compromise with one or more creditors, or Securities Investor Protection Corporation liquidation involving the broker or an organization/brokerage firm the broker controlled that occurred within the last 10 years.

Disclosure 1 of 2

| | |
|--|---|
| Reporting Source: | Broker |
| Action Type: | Bankruptcy |
| Bankruptcy: | Chapter 13 |
| Action Date: | 04/01/2014 |
| Organization Investment-Related? | No |
| Type of Court: | Federal Court |
| Name of Court: | US BANKRUPTCY COURT |
| Location of Court: | NORTHERN DISTRICT OF GEORGIA--ATLANTA DIVISION |
| Docket/Case #: | 14-56699-BEM |
| Action Pending? | No |
| Disposition: | Discharged |
| Disposition Date: | 05/25/2018 |
| Amount Paid: | \$2,800.00 |
| SIPA (Securities Investor Protection Act)Trustee: | MARY IDA TOWNSON |
| Currently Open? | Yes |
| Date Direct Payment Initiated/Filed or Trustee Appointed: | 09/01/2014 |
| Broker Statement | THIS IS A CONTINUATION OF THE FIRST BANKRUPTCY IN PLACE. THEY ISSUED A NEW CASE # IN APRIL OF 2014 AND THE AMOUNT WAS CHANGED FROM \$1,500.00 A MONTH TO \$2,800.00 A MONTH IN SEPTEMBER OF 2014. |

Disclosure 2 of 2

| | |
|--------------------------|--------|
| Reporting Source: | Broker |
|--------------------------|--------|



| | |
|--|--|
| Action Type: | Bankruptcy |
| Bankruptcy: | Chapter 13 |
| Action Date: | 02/23/2009 |
| Organization Investment-Related? | |
| Type of Court: | Federal Court |
| Name of Court: | US BANKRUPTCY COURT |
| Location of Court: | NORTHERN DISTRICT OF GEORGIA --ATLANTA DIVISION |
| Docket/Case #: | 09-64555-JB |
| Action Pending? | No |
| Disposition: | Dismissed |
| Disposition Date: | 05/29/2013 |
| Amount Paid: | \$1,500.00 |
| SIPA (Securities Investor Protection Act)Trustee: | MARY IDA TOWNSON, CHAPTER 13 TRUSTEE |
| Currently Open? | No |
| Date Direct Payment Initiated/Filed or Trustee Appointed: | 04/28/2009 |
| Broker Statement | CONFIRMATION OF THE BANKRUPTCY APPROVAL WAS RECEIVED ON 07/30/2009. IN DECEMBER 2010, THE AMOUNT OF PAYMENT WAS ADJUSTED TO \$1,700/MONTH. |



Judgment / Lien

This type of disclosure event involves an unsatisfied and outstanding judgments or liens against the broker.

Disclosure 1 of 3

| | |
|-----------------------------------|---|
| Reporting Source: | Broker |
| Judgment/Lien Holder: | GEORGIA DEPARTMENT OF REVENUE |
| Judgment/Lien Amount: | \$620.00 |
| Judgment/Lien Type: | Tax |
| Date Filed: | 11/06/2008 |
| Type of Court: | State Court |
| Name of Court: | SUPERIOR COURT |
| Location of Court: | COBB COUNTY, GA |
| Docket/Case #: | BK33PG4165 |
| Judgment/Lien Outstanding? | Yes |
| Broker Statement | THE TAX LIABILITY RESULTING IN THIS LIEN IS INCLUDED IN MY CHAPTER 13 BANKRUPTCY. MY MONTHLY PAYMENT OF \$1,700 TO THE BANKRUPTCY TRUSTEE IS REDUCING THIS TAX BILL EACH MONTH. |

Disclosure 2 of 3

| | |
|-----------------------------------|---|
| Reporting Source: | Broker |
| Judgment/Lien Holder: | INTERNAL REVENUE SERVICE |
| Judgment/Lien Amount: | \$16,173.00 |
| Judgment/Lien Type: | Tax |
| Date Filed: | 05/15/2008 |
| Type of Court: | State Court |
| Name of Court: | SUPERIOR COURT |
| Location of Court: | COBB COUNTY, GA |
| Docket/Case #: | BK29PG3046 |
| Judgment/Lien Outstanding? | Yes |
| Broker Statement | THE TAX LIABILITY RESULTING IN THIS LIEN IS INCLUDED IN MY CHAPTER 13 BANKRUPTCY. MY MONTHLY PAYMENT OF \$1,700 TO THE BANKRUPTCY |



TRUSTEE IS REDUCING THIS TAX BILL EACH MONTH.

Disclosure 3 of 3

| | |
|-----------------------------------|--|
| Reporting Source: | Broker |
| Judgment/Lien Holder: | INTERNAL REVENUE SERVICE |
| Judgment/Lien Amount: | \$38,633.00 |
| Judgment/Lien Type: | Tax |
| Date Filed: | 12/09/2008 |
| Type of Court: | State Court |
| Name of Court: | SUPERIOR COURT |
| Location of Court: | COBB COUNTY, GA |
| Docket/Case #: | BK34PG2540 |
| Judgment/Lien Outstanding? | Yes |
| Broker Statement | THE TAX LIABILITY RESULTING IN THIS LIEN IS INCLUDED IN MY CHAPTER 13 BANKRUPTCY. THE MONTHLY PAYMENT OF \$1,700 TO THE BANKRUPTCY TRUSTEE IS REDUCING THIS TAX BILL EACH MONTH. |

End of Report



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