

BrokerCheck Report

ROBERT RUSSEL TWEED

CRD# 2339324

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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.

ROBERT R. TWEED

CRD# 2339324

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
- 3 General Industry/Product Exams
- 2 State Securities Law Exams

Registration History

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

- B CABOT LODGE SECURITIES LLC**
CRD# 159712
San Marino, CA
10/2015 - 12/2019
- B CONCORDE INVESTMENT SERVICES, LLC**
CRD# 151604
SAN MARINO, CA
08/2011 - 11/2015
- B CAPWEST SECURITIES, INC.**
CRD# 30002
SAN MARINO, CA
04/2011 - 08/2011

Disclosure Events

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

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

The following types of disclosures have been reported:

Type	Count
Regulatory Event	2
Civil Event	1
Customer Dispute	14
Termination	1

Investment Adviser Representative Information

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

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

Broker Qualifications



Registrations

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

This broker is not currently registered.



Broker Qualifications

Industry Exams this Broker has Passed

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

This individual has passed 1 principal/supervisory exam, 3 general industry/product exams, and 2 state securities law exams.

Principal/Supervisory Exams

Exam	Category	Date
B General Securities Principal Examination	Series 24	01/28/1999

General Industry/Product Exams

Exam	Category	Date
B Securities Industry Essentials Examination	SIE	10/01/2018
B Futures Managed Funds Examination	Series 31	12/12/2002
B General Securities Representative Examination	Series 7	05/11/1993

State Securities Law Exams

Exam	Category	Date
IA Uniform Investment Adviser Law Examination	Series 65	05/29/1998
B Uniform Securities Agent State Law Examination	Series 63	05/18/1993

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 firms:

Registration Dates	Firm Name	CRD#	Branch Location
B 10/2015 - 12/2019	CABOT LODGE SECURITIES LLC	159712	San Marino, CA
B 08/2011 - 11/2015	CONCORDE INVESTMENT SERVICES, LLC	151604	SAN MARINO, CA
B 04/2011 - 08/2011	CAPWEST SECURITIES, INC.	30002	SAN MARINO, CA
B 08/2010 - 04/2011	MAM SECURITIES, LLC	124620	SHERMAN OAKS, CA
B 02/2007 - 10/2010	CAPWEST SECURITIES, INC.	30002	SAN MARINO, CA
B 02/2005 - 02/2007	UNITED SECURITIES ALLIANCE, INC.	36487	SAN MARINO, CA
B 02/1999 - 01/2005	NATIONAL PLANNING CORPORATION	29604	LOS ANGELES, CA
B 04/1997 - 02/1999	INTERSECURITIES, INC.	16164	ST. PETERSBURG, FL
B 08/1995 - 04/1997	LAGUNA SECURITIES, INC.	37547	NEWPORT BEACH, CA
B 03/1994 - 08/1995	WEALTH RESOURCE CAPITAL CORPORATION	10367	NEWPORT BEACH, CA
B 05/1993 - 03/1994	SECURITIES AMERICA, INC.	10205	LAVISTA, NE

Employment History

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

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

Employment	Employer Name	Position	Investment Related	Employer Location
10/2015 - Present	CL Wealth Mangement LLC	Investment Advisor	Y	New York, NY, United States
10/2015 - Present	Cabot Lodge Securities LLC	Registered Representative	Y	New York, NY, United States
04/2009 - Present	TWEED MARKETING INSURANCE, LLC	PRESIDENT	Y	SAN MARINO, CA, United States



Registration and Employment History

Employment History, continued

Employment	Employer Name	Position	Investment Related	Employer Location
07/2006 - Present	TFS REALTY	REAL ESTATE COMPANY -- PRESIDENT	N	SAN MARINO, CA, United States
02/1999 - Present	TWEED INSURANCE SERVICES	LIFE, LTC, FIXED ANNUITIES -- OWNER/AGENT	N	SAN MARINO, CA, United States
08/1992 - Present	TWEED FINANCIAL SERVICES, INC.	FINANCIAL PLANNING FIRM & DBA -- OWNER	Y	SAN MARINO, CA, United States
09/2013 - 10/2015	CONCORDE ASSET MANAGEMENT LLC	INVESTMENT ADVISER REPRESENTATIVE	Y	TROY, MI, United States
08/2011 - 10/2015	CONCORDE INVESTMENT SERVICES, LLC	REGISTERED REPRESENTATIVE	Y	TROY, MI, United States
04/2011 - 08/2011	CAPWEST SECURITIES	REGISTERED REPRESENTATIVE	Y	LAKEWOOD, CO, United States
08/2010 - 04/2011	MAM SECURITIES, LLC	REGISTERED REPRESENTATIVE	Y	SHERMAN OAKS, CA, United States
08/2010 - 04/2011	MAM SECURITIES, LLC	REGISTERED REPRESENTATIVE	Y	SHERMAN OAKS, CA, 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.

- 1) TWEED FINANCIAL SERVICES, FINANCIAL PLANNING, INVESTMENT ADVISOR, INSURANCE, ANNUITIES, PRESIDENT, 100% OWNERSHIP.
- 2) THE EXETER GROUP. LLC - P.O. BOX 601160, SAN DIEGO, CA 92160 - QUALIFIED INTERMEDIARY - SHAREHOLDER APROX 7% - NOT INV REL - HRS/MTH: 10 TRADE HRS: 0 *1/2008
- 3) ATHENIAN FUND, LLC - 2060 HUNTINGTON DR., STE 1, SAN MARINO, CA - HEDGE FUND - SOLE MANAGING MEMBER - NOT OPERATIONAL - INV REL- HRS/MTH: 4 TRADE HRS: 4 *12/2006
- 4) WATERLOO LLC - PERSONAL INVEST VEHICLE - INV REL HRS/ MTH 2: TRADE HRS 2, SALES, COMM, 04/09;



Registration and Employment History

Other Business Activities, continued

5) MANAGER OF WATERLOO ENERGY, LLC, INVOLVED IN THE DEVELOPMENT OF ENERGY RELATED PROJECTS, PRIMARILY SOLAR PROJECTS FOR BOTH RESIDENTIAL AND COMMERCIAL AS WELL AS OIL AND GAS DRILLING PROJECTS IN THE STATE OF TEXAS. INVESTOR/SHAREHOLDER IN STAR POINT ENERGY LLC 12 HOURS PER MONTH.

6) TFS PROPERTIES, INC./TFS REALTY, INC., NON INVESTMENT RELATED, SAN MARINO CA, PRESIDENT/OWNER, REFERRING AND LISTING REAL ESTATE PROPERTIES, 1-5 HOURS/MONTH DURING BUSINESS HOURS.

7) STARPOINT ENERGY, LLC. INVESTMENT RELATED, OIL AND GAS DRILLING RELATED ENERGY ACTIVITIES, FORT WORTH TX, UNIT HOLDER, NO TITLED POSITION, NOT ACTIVE IN DAY TO DAY OPERATIONS, HELP CONSULT ON OFFERINGS, TYPES OF PROJECTS TO GET INVOLVED IN AND DUE DILIGENCE. 6-10 HOURS/MONTH DURING BUSINESS HOURS.

8) TWEED MARKETING SERVICES, LLC. INVESTMENT RELATED, SAN MARINO CA, OWNER, MARKETING AND SALES OF INSURANCE PRODUCTS. 1-5 HOURS/MONTH DURING BUSINESS HOURS.

9) MOLD ZERO, LLC, OWNER, 7/2015, MOLD REDUCTION IN HOMES AND COMMERCIAL BUILDINGS, 6 HOURS PER MONTH, 1 HOUR DURING TRADING HOURS, NOT INVESTMENT RELATED.

10) VERACITY, LLC, INVESTMENT RELATED, SAN MARINO, CA, SINGLE MEMBER ENTITY, SOLE MEMBER AND MANAGER, PURELY AN ENTITY FOR ASSET PROTECTION THAT HOLDS ASSETS FROM MY INHERITANCE, 8 HOURS PER MONTH, OWN REAL ESTATE, SECURITIES, NOTES, ETC., ALL FOR MY OWN OWNERSHIP.



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
Regulatory Event	0	1	1
Civil Event	0	1	0
Customer Dispute	1	13	N/A
Termination	N/A	1	N/A



Disclosure Event Details

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

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

Regulatory - Final

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

Disclosure 1 of 1

Reporting Source:	Regulator
Regulatory Action Initiated By:	UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Sanction(s) Sought:	Other: N/A
Date Initiated:	07/16/2020
Docket/Case Number:	3-19881
Employing firm when activity occurred which led to the regulatory action:	N/A
Product Type:	Other: Unspecified Securities
Allegations:	The Securities and Exchange Commission ("Commission") deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted pursuant to Section 15(b) of the Securities Exchange Act of 1934 ("Exchange Act") and Section 203(f) of the Investment Advisers Act of 1940 ("Advisers Act") against Robert Russel Tweed ("Respondent"). The Commission finds that on April 27, 2020, a final judgment was entered by consent against Tweed, permanently enjoining him from future violations of Sections 206(4) of the Advisers Act and Rule 206(4)-8 thereunder, in the civil action entitled Securities and Exchange Commission v. Robert Russel Tweed, et al., Civil Action Number 17-cv-07251, in the United States District Court for the Central District of California. The Commission's complaint alleged that, in connection with the



management of the Athenian Fund, a pooled investment vehicle, Tweed failed to timely disclose the loss of investors' capital, failed to provide audited financial statements to investors, and otherwise engaged in conduct that misled investors.

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: 07/16/2020

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 2

Sanction Type:	Bar (Permanent)
Capacities Affected:	participating in any offering of a penny stock
Duration:	indefinite
Start Date:	07/16/2020
End Date:	

Sanction 2 of 2



Sanction Type:	Bar (Permanent)
Capacities Affected:	association with a broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or NRSRO
Duration:	indefinite
Start Date:	07/16/2020
End Date:	
Regulator Statement	<p>Respondent has submitted an Offer of Settlement (the Offer) which the Commission has determined to accept. Accordingly, it is hereby ordered that Tweed be, and hereby is barred from association with any broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization with the right to apply for reentry after five years to the appropriate self-regulatory organization, or if there is none, to the Commission; and Tweed be, and hereby is barred from participating in any offering of a penny stock, including: acting as a promoter, finder, consultant, agent or other person who engages in activities with a broker, dealer or issuer for purposes of the issuance or trading in any penny stock, or inducing or attempting to induce the purchase or sale of any penny stock with the right to apply for reentry after five years to the appropriate self-regulatory organization, or if there is none, to the Commission.</p>



Regulatory - On Appeal

This type of disclosure event may involve (1) a 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 that is currently on appeal; or (2) a revocation or suspension of a broker's authority to act as an attorney, accountant, or federal contractor that is currently on appeal.

Disclosure 1 of 1

Reporting Source: Regulator

Regulatory Action Initiated By: FINRA

Sanction(s) Sought: Other: n/a

Date Initiated: 04/27/2017

Docket/Case Number: [2015046631101](#)

Employing firm when activity occurred which led to the regulatory action: Cap West Securities Inc.

Product Type: Other: pooled investment fund

Allegations: Tweed was named a respondent in a FINRA complaint alleging that he obtained more than \$1.6 million from his retail customers through a false and misleading private placement memorandum (PPM) he used to offer and sell interests in a pooled investment fund that he both created and controlled and as a result of the conduct alleged herein. Tweed violated FINRA Rule 2010, both independently and by virtue of contravening Sections 17(a)(2) and 17(a)(3) of the Securities Act of 1933. The complaint alleges that Tweed drafted and circulated the PPM, which misrepresented and failed to disclose material information to investors, and twenty-three customers invested in the fund without the benefit of complete and accurate information, (misleading statements and misleading omissions), about the total potential fees and costs associated with the fund, Tweed himself, and the entities and individual who would ultimately have immediate control over the money that customers invested. Tweed and the PPM misrepresented or failed to disclose material facts to retail customers, including, among others, that Tweed had replaced the fund's identified master fund with another entity controlled by an undisclosed person, who would now have immediate control over the fund's assets. As a result of these material misrepresentations and omissions, the fund investors could not evaluate the true costs and risks associated with the fund, including those relating to the individual or the entities with immediate control over their capital. Because Tweed used misleading information to solicit investors in the fund, those investors were prevented from vetting the undisclosed person, who was engaging in bank fraud and fraudulent trading in another unrelated pooled investment program at the same time that Tweed was entrusting him with the



fund's assets. In fact, just over two months after the fund offering ended, the undisclosed person abandoned the computerized quantitative trading strategy described in the PPM, exercising his undisclosed control over the fund's assets to transfer \$650,000 to a third party financier, purportedly to support the importation, refining, and sale of Ghanaian gold dust in the United States. The profit promised from this investment never materialized, the \$650,000 has not been repaid, and it may never be recovered by the fund's investors.

Current Status:	On Appeal
Limitation Details:	On December 11, 2019, Tweed was barred from association with any FINRA member in all capacities. The bar is in effect as of December 11, 2019.
Action Appealed To:	SEC
Date Appeal filed:	01/10/2020
Appeal Limitation Details:	The bar is in effect as of December 11, 2019.
Resolution:	awaiting final decision
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	Yes
Resolution Date:	01/10/2020
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?

Yes

(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

No



(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?

No

Sanction 1 of 1

Sanction Type: Bar (Permanent)

Capacities Affected: all capacities

Duration: indefinite

Start Date: 12/11/2019

End Date:

Regulator Statement

Extended Hearing Panel Decision rendered July 5, 2018, wherein Tweed was fined \$50,000, barred from association with any FINRA member in all capacities, and ordered to pay \$5,195.72 in costs. The sanctions were based on findings that Tweed negligently made false and misleading statements to customers to induce them to invest in his hedge fund in violation of Sections 17(a)(2) and (a)(3) of the Securities Act of 1933. The findings stated that Tweed made negligent misrepresentations or omissions by failing to disclose to investors the total potential fees and costs of an investment in his hedge fund, which would reduce the return on investment. Second, Tweed failed to disclose that he had replaced the entity that would trade the fund's capital with another entity, controlled by another person who would manage and trade investors' assets. Finally, Tweed failed to disclose that the new entity that would trade the hedge fund's funds would pay him a share of the management fees it earned from his hedge fund, which would further reduce the return on investors' money. However, as to the complaint's allegation, the Hearing Panel does not find that Tweed had an obligation to disclose that a broker-dealer rejected the hedge fund account application to open a securities account for the fund because of the number of



customer complaints and arbitrations against him. Tweed obtained over \$1.6 million from retail customers through a false and misleading private placement memorandum (PPM). Tweed used the PPM to offer and sell interests in the hedge fund, an investment fund that he created and controlled. Tweed was supposed to invest his fund's money in a fund that would use a quantitative stock trading algorithm. When things did not go according to plan, Tweed placed the money in other investments that lost money, a fact that he concealed from investors.

On July 30, 2018, the respondent filed with the Office of Hearing Officers (OHO) a notice of appeal of the Extended Hearing Panel decision; therefore, the sanctions are not in effect pending the review.

NAC Decision rendered December 11, 2019, in which Tweed was barred from association with any FINRA member in all capacities. Tweed was also ordered to pay \$5,195.72 in costs. The NAC affirmed the findings and modified the sanctions imposed by the OHO. The sanctions were based on findings that Tweed misrepresented and failed to disclose material facts in connection with the sale of interests in a private investment fund that he controlled and engaged in a course of conduct that operated as a fraud or deceit on the fund's investors, in violation of Sections 17(a)(2) and (3) of the Securities Act of 1933. The findings stated that Tweed negligently misrepresented or failed to disclose all of the fees and expenses associated with an investment in his private fund. Additionally, Tweed negligently misrepresented or failed to disclose to investors anything about a change from his private fund's master fund, the master fund that he invested his private fund's assets, to another master fund. Tweed also failed to disclose to the investors the involvement of an individual who managed the new master fund. Further, Tweed's failure to disclose a Consulting Agreement was at least negligent. Tweed failed to disclose the Consulting Agreement between his investment advisor and another investment advisor, under which his investment advisor was entitled to 45 percent of the compensation the other investment advisor, received as a result of his private investment fund's investment in the new master fund. Tweed's failure to disclose was material because it likely would have been viewed, if disclosed, as something that could influence Tweed's decision to invest his investment fund's money in the new master fund.

On January 10, 2020, respondent filed with the SEC an application for review of the NAC decision.

The sanctions, except for the bar on December 11, 2019, are not in effect pending review.

Reporting Source: Firm
Regulatory Action Initiated By: FINRA



Sanction(s) Sought:	Other: n/a
Date Initiated:	04/27/2017
Docket/Case Number:	2015046631101
Employing firm when activity occurred which led to the regulatory action:	Cap West Securities Inc.
Product Type:	Other: pooled investment fund
Allegations:	<p>Tweed was named a respondent in a FINRA complaint alleging that he obtained more than \$1.6 million from his retail customers through a false and misleading private placement memorandum (PPM) he used to offer and sell interests in a pooled investment fund that he both created and controlled and as a result of the conduct alleged herein. Tweed violated FINRA Rule 2010, both independently and by virtue of contravening Sections 17(a)(2) and 17(a)(3) of the Securities Act of 1933. The complaint alleges that Tweed drafted and circulated the PPM, which misrepresented and failed to disclose material information to investors, and twenty-three customers invested in the fund without the benefit of complete and accurate information, (misleading statements and misleading omissions), about the total potential fees and costs associated with the fund, Tweed himself, and the entities and individual who would ultimately have immediate control over the money that customers invested. Tweed and the PPM misrepresented or failed to disclose material facts to retail customers, including, among others, that Tweed had replaced the fund's identified master fund with another entity controlled by an undisclosed person, who would now have immediate control over the fund's assets. As a result of these material misrepresentations and omissions, the fund investors could not evaluate the true costs and risks associated with the fund, including those relating to the individual or the entities with immediate control over their capital. Because Tweed used misleading information to solicit investors in the fund, those investors were prevented from vetting the undisclosed person, who was engaging in bank fraud and fraudulent trading in another unrelated pooled investment program at the same time that Tweed was entrusting him with the fund's assets. In fact, just over two months after the fund offering ended, the undisclosed person abandoned the computerized quantitative trading strategy described in the PPM, exercising his undisclosed control over the fund's assets to transfer \$650,000 to a third party financier, purportedly to support the importation, refining, and sale of Ghanaian gold dust in the United States. The profit promised from this investment never materialized, the \$650,000 has not been repaid, and it may never be recovered by the fund's investors.</p>
Current Status:	Pending
Limitation Details:	On December 11, 2019, Tweed was barred from association with any FINRA member in all capacities. The bar is in effect as of December 11, 2019.



Action Appealed To: SRO

Date Appeal filed: 07/30/2018

Appeal Limitation Details:

Resolution: appealed

Resolution Date: 07/30/2018

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? Yes



(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

No

(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?

No

Firm Statement

Extended Hearing Panel Decision rendered July 5, 2018, wherein Tweed was fined \$50,000, barred from association with any FINRA member in all capacities, and ordered to pay \$5,195.72 in costs. The sanctions were based on findings that Tweed negligently made false and misleading statements to customers to induce them to invest in his hedge fund in violation of Sections 17(a)(2) and (a)(3) of the Securities Act of 1933. The findings stated that Tweed made negligent misrepresentations or omissions by failing to disclose to investors the total potential fees and costs of an investment in his hedge fund, which would reduce the return on investment. Second, Tweed failed to disclose that he had replaced the entity that would trade the fund's capital with another entity, controlled by



another person who would manage and trade investors' assets. Finally, Tweed failed to disclose that the new entity that would trade the hedge fund's funds would pay him a share of the management fees it earned from his hedge fund, which would further reduce the return on investors' money. However, as to the complaint's allegation, the Hearing Panel does not find that Tweed had an obligation to disclose that a broker-dealer rejected the hedge fund account application to open a securities account for the fund because of the number of customer complaints and arbitrations against him. Tweed obtained over \$1.6 million from retail customers through a false and misleading private placement memorandum (PPM). Tweed used the PPM to offer and sell interests in the hedge fund, an investment fund that he created and controlled. Tweed was supposed to invest his fund's money in a fund that would use a quantitative stock trading algorithm. When things did not go according to plan, Tweed placed the money in other investments that lost money, a fact that he concealed from investors. On July 30, 2018, the respondent filed with the Office of Hearing Officers (OHO) a notice of appeal of the Extended Hearing Panel decision; therefore, the sanctions are not in effect pending the review. NAC Decision rendered December 11, 2019, in which Tweed was barred from association with any FINRA member in all capacities. Tweed was also ordered to pay \$5,195.72 in costs. The NAC affirmed the findings and modified the sanctions imposed by the OHO. The sanctions were based on findings that Tweed misrepresented and failed to disclose material facts in connection with the sale of interests in a private investment fund that he controlled and engaged in a course of conduct that operated as a fraud or deceit on the fund's investors, in violation of Sections 17(a)(2) and (3) of the Securities Act of 1933. The findings stated that Tweed negligently misrepresented or failed to disclose all of the fees and expenses associated with an investment in his private fund. Additionally, Tweed negligently misrepresented or failed to disclose to investors anything about a change from his private fund's master fund, the master fund that he invested his private fund's assets, to another master fund. Tweed also failed to disclose to the investors the involvement of an individual who managed the new master fund. Further, Tweed's failure to disclose a Consulting Agreement was at least negligent. Tweed failed to disclose the Consulting Agreement between his investment advisor and another investment advisor, under which his investment advisor was entitled to 45 percent of the compensation the other investment advisor, received as a result of his private investment fund's investment in the new master fund. Tweed's failure to disclose was material because it likely would have been viewed, if disclosed, as something that could influence Tweed's decision to invest his investment fund's money in the new master fund. If no further action is taken, the decision will become final on January 13, 2020. The bar is in effect as of December 11, 2019.

Reporting Source:

Broker



Regulatory Action Initiated By: FINRA

Sanction(s) Sought: Other: n/a

Date Initiated: 04/27/2017

Docket/Case Number: [2015046631101](#)

Employing firm when activity occurred which led to the regulatory action: Cap West Securities Inc.

Product Type: Other: pooled investment fund

Allegations: Tweed was named a respondent in a FINRA complaint alleging that he obtained more than \$1.6 million from his retail customers through a false and misleading private placement memorandum (PPM) he used to offer and sell interests in a pooled investment fund that he both created and controlled and as a result of the conduct alleged herein. Tweed violated FINRA Rule 2010, both independently and by virtue of contravening Sections 17(a)(2) and 17(a)(3) of the Securities Act of 1933. The complaint alleges that Tweed drafted and circulated the PPM, which negligently misrepresented and failed to disclose material information to investors, and twenty-three customers invested in the fund without the benefit of complete and accurate information, (misleading statements and negligently misleading omissions), about the total potential fees and costs associated with the fund, Tweed himself, and the entities and individual who would ultimately have immediate control over the money that customers invested. Tweed and the PPM negligently misrepresented or failed to disclose material facts to retail customers, including, among others, that Tweed had replaced the fund's identified master fund with another entity controlled by an undisclosed person, who would now have immediate control over the fund's assets. As a result of these material misrepresentations and omissions, the fund investors could not evaluate the true costs and risks associated with the fund, including those relating to the individual or the entities with immediate control over their capital. Because Tweed used negligently misleading information to solicit investors in the fund, those investors were prevented from vetting the undisclosed person, who was engaging in bank fraud and fraudulent trading in another unrelated pooled investment program at the same time that Tweed was entrusting him with the fund's assets. In fact, just over two months after the fund offering ended, the undisclosed person abandoned the computerized quantitative trading strategy described in the PPM, exercising his undisclosed control over the fund's assets to transfer \$650,000 to a third party financier, purportedly to support the importation, refining, and sale of Ghanaian gold dust in the United States. The profit promised from this investment never materialized, the \$650,000 has not been repaid, and it may never be recovered by the fund's investors.



Current Status:	On Appeal
Action Appealed To:	SRO
Date Appeal filed:	07/30/2018
Appeal Limitation Details:	
Resolution:	appealed
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	Yes
Resolution Date:	07/30/2018



Civil - Final

This type of disclosure event involves (1) an injunction issued by a court in connection with investment-related activity, (2) a finding by a court of a violation of any investment-related statute or regulation, or (3) an action brought by a state or foreign financial regulatory authority that is dismissed by a court pursuant to a settlement agreement.

Disclosure 1 of 1

Reporting Source:	Regulator
Initiated By:	UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Relief Sought:	Civil and Administrative Penalty(ies)/Fine(s) Injunction
Date Court Action Filed:	10/02/2017
Product Type:	Other: scheme with promissory notes
Type of Court:	Federal Court
Name of Court:	The United States District Court for the Central District of California;
Location of Court:	Los Angeles, California
Docket/Case #:	Case No. 2:17-cv-7251
Employing firm when activity occurred which led to the action:	Tweed Financial Services, Inc.
Allegations:	<p>The Securities and Exchange Commission filed fraud charges on October 2, 2017 against Robert Russel Tweed ("Tweed") and his company, Tweed Financial Services, Inc. ("TFSI"), which is a California advisory firm, with misleading investors about the profitability of a fund they managed until SEC examiners discovered the fraud.</p> <p>In 2008, TFSI and Tweed formed and managed an investment fund, Athenian Fund, L.P. ("the Athenian Fund"), as a "feeder" to invest in a specific, unrelated fund that purported to employ a quantitative stock trading strategy. By 2010, the defendants had raised approximately \$1.7 million from 22 investors, some of whom had more than one account in the fund. Although they initially invested this money in the quantitative stock trading strategy fund specified in the offering documents, TFSI and Tweed later moved the investors' money into a completely different fund, the Quantitative Analytics Master Fund ("QAMF"), which was operated by a business acquaintance of Tweed's. In October 2010, Tweed learned that approximately 40% of Athenian Fund's investment in QAMF had not been invested in any stock at all, but was instead purportedly tied up in a one-year loan to a third party. Tweed then asked QAMF's manager to return all of the money that the Athenian Fund had invested in QAMF but obtained only that portion, approximately 40%, that had not been loaned to the third party. The defendants</p>



then caused the Athenian Fund to invest a portion of that returned capital in a software business run by a friend of Tweed. Neither of these investments-QAMF or the software business-were profitable. In fact, by 2012, Tweed was on clear notice that the purported promissory note held by QAMF was uncollectible, and the funds had been further conveyed to invest in a gold mining venture in Ghana. In 2012, Tweed also learned that the QAMF manager had been indicted for bank fraud. And by 2013, Tweed knew that the software business had filed bankruptcy. These investments, therefore, should have been written down and eventually written-off. Rather than notify the Athenian Fund's investors of the change in investment strategy and the losses on those investments, TFSI and Tweed continued to send quarterly account statements to the Athenian Fund's investors falsely claiming flat or positive income and returns on these underperforming investments. TFSI and Tweed also concealed the fact that Athenian Fund assets were held in illiquid, unprofitable investments when it allowed some investors to receive full redemptions based on the inflated value of the Athenian Fund's assets. By engaging in this conduct, TFSI and Tweed violated Section 206(4) of the Advisers Act, and Rule 206(4)-8(a)(1) and (2) thereunder. In the alternative, Tweed aided and abetted TFSI's violations of Section 206(4) of the Advisers Act, and Rule 206(4)-8(a)(1) and (2).

Current Status:	Final
Resolution:	Judgment Rendered
Resolution Date:	04/27/2020
Sanctions Ordered or Relief Granted:	Civil and Administrative Penalty(ies)/Fine(s) Injunction
Capacities 1 of 1	
Capacities Affected:	N/A
Duration:	permanent
Start Date:	04/27/2020
End Date:	
Monetary Sanction 1 of 1	
Monetary Sanction:	Monetary Fine
Total Amount:	\$100,000.00
Portion against individual:	100000
Date Paid:	
Portion Waived:	No

**Amount Waived:****Regulator Statement**

On April 27, 2020, a final judgment was entered, by consent, against Tweed wherein he was permanently restrained and enjoined from violating Section 206(4) of the Advisers Act and Rule 206(4)-8 thereunder. Tweed shall pay a civil penalty in the amount of \$100,000.

Reporting Source:

Broker

Initiated By:

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Relief Sought:

Civil and Administrative Penalty(ies)/Fine(s)
Injunction

Date Court Action Filed:

10/02/2017

Product Type:

Direct Investment-DPP & LP Interests

Type of Court:

Federal Court

Name of Court:

United States District Court

Location of Court:

Central District of California

Docket/Case #:

2:17-cv-7251

Employing firm when activity occurred which led to the action:

Cap West Securities

Allegations:

The Securities and Exchange Commission filed fraud charges on October 2, 2017 against Robert Russel Tweed ("Tweed") and his company, Tweed Financial Services, Inc. ("TFSI"), which is a California advisory firm, with misleading investors about the profitability of a fund they managed until SEC examiners discovered the fraud. In 2008, TFSI and Tweed formed and managed an investment fund, Athenian Fund, L.P. ("the Athenian Fund"), as a "feeder" to invest in a specific, unrelated fund that purported to employ a quantitative stock trading strategy. By 2010, the defendants had raised approximately \$1.7 million from 22 investors, some of whom had more than one account in the fund. Although they initially invested this money in the quantitative stock trading strategy fund specified in the offering documents, TFSI and Tweed later moved the investors' money into a completely different fund, the Quantitative Analytics Master Fund ("QAMF"), which was operated by a business acquaintance of Tweed's. In October 2010, Tweed learned that approximately 40% of Athenian Fund's investment in QAMF had not been invested in any stock at all, but was instead purportedly tied up in a one-year loan to a third party. Tweed then asked QAMF's manager to return all of the money that the Athenian Fund had invested in QAMF but obtained only that



portion, approximately 40%, that had not been loaned to the third party. The defendants then caused the Athenian Fund to invest a portion of that returned capital in a software business run by a friend of Tweed. Neither of these investments-QAMF or the software business-were profitable. In fact, by 2012, Tweed was on clear notice that the purported promissory note held by QAMF was uncollectible, and the funds had been further conveyed to invest in a gold mining venture in Ghana. In 2012, Tweed also learned that the QAMF manager had been indicted for bank fraud. And by 2013, Tweed knew that the software business had filed bankruptcy. These investments, therefore, should have been written down and eventually written-off. Rather than notify the Athenian Fund's investors of the change in investment strategy and the losses on those investments, TFSI and Tweed continued to send quarterly account statements to the Athenian Fund's investors falsely claiming flat or positive income and returns on these underperforming investments. TFSI and Tweed also concealed the fact that Athenian Fund assets were held in illiquid, unprofitable investments when it allowed some investors to receive full redemptions based on the inflated value of the Athenian Fund's assets. By engaging in this conduct, TFSI and Tweed violated Section 206(4) of the Advisers Act, and Rule 206(4)-8(a)(1) and (2) thereunder. In the alternative, Tweed aided and abetted TFSI's violations of Section 206(4) of the Advisers Act, and Rule 206(4)-8(a)(1) and (2).

Current Status:	Pending
Limitations or Restrictions in Effect During Appeal:	no



Customer Dispute - Award / Judgment

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

Disclosure 1 of 2

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	UNITED SECURITIES ALLIANCE
Allegations:	UNSUITABLE INVESTMENTS, BREACH OF CONTRACT, FRAUD, BREACH OF FIDUCIARY DUTY, NEGLIGENT FOR THE SALES OF WATERSONG APARTMENTS AND CABOT TURFWAY RIDGE ACQUISITION IN FEBRUARY 2007. CLAIMANTS ARE NOT CLIENTS OF CAPWEST SECURITIES
Product Type:	Other: PRIVATE PLACEMENTS
Alleged Damages:	\$700,000.00
Alleged Damages Amount Explanation (if amount not exact):	AMOUNT IS NOT SPECIFIED, ALTHOUGH ARBITRATION STATES 'ALMOST \$700,000NOF CLAIMANTS MONEY...'
Arbitration Information	
Arbitration/CFTC reparation claim filed with (FINRA, AAA, CFTC, etc.):	FINRA
Docket/Case #:	10-02633
Date Notice/Process Served:	07/06/2010
Arbitration Pending?	No
Disposition:	Award to Customer
Disposition Date:	07/16/2012
Monetary Compensation Amount:	\$156,250.00
Individual Contribution Amount:	\$52,083.00
Broker Statement	-In January 2007 the [customer's] invested in several TIC properties in a 1031 exchange that were approved by Tweed's Broker-Dealer, CapWest Securities. An arbitration was held in July 2012. The [customer's] were awarded \$156,250 and Tweed was responsible for 1/3 of



the award \$52,083.

Disclosure 2 of 2

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	CAPWEST SECURITIES, INC.
Allegations:	ALLEGES FRAUDULENT MISREPRESENTATION, FRAUDULENT CONCEALMENT / OMISSION, NEGLIGENT MISREPRESENTATION, NEGLIGENT CONCEALMENT / OMISSION, NEGLIGENCE, UNSUITABILITY, FAILURE TO SUPERVISE, BREACH OF FIDUCIARY DUTY, BREACH OF IMPLIED COVENANT OF GOOD FAITH AND FAIR DEALING, ELDER ABUSE UNDER CA LAW, VIOLATION OF STATE AND FEDERAL SECURITIES LAWS, VIOLATIONS OF FINRA, NAS AND NYSE RULES
Product Type:	Other: TIC PRIVATE PLACEMENTS
Alleged Damages:	\$1,870,000.00
Alleged Damages Amount Explanation (if amount not exact):	REQUESTS RESCESSION PLUS INTEREST AT THE LEGAL RATE, DAMAGES IN EXCESS OF \$1 MILLION, TREBLE DAMAGES UNDER CA ELDER ABUSE STATUTE, ATTORNEY FEES AND COSTS, PUNITIVE DAMAGES AND OTHER RELIEF AS THE PANEL DEEMS JUST AND PROPER. PER BD RECORDS, CUSTOMERS INVESTMENTS TOTAL \$870,000. THE SOC DOES NOT INDICATE AN INVESTMENT 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:	06/09/2009
Complaint Pending?	No
Status:	Evolved into Arbitration/CFTC reparation (the individual is a named party)
Status Date:	05/26/2011
Settlement Amount:	
Individual Contribution Amount:	



Arbitration Information

Arbitration/CFTC reparation claim filed with (FINRA, AAA, CFTC, etc.):

FINRA

Docket/Case #:

[11-01909](#)

Date Notice/Process Served:

06/03/2011

Arbitration Pending?

No

Disposition:

Award to Customer

Disposition Date:

05/25/2012

Monetary Compensation Amount:

\$338,000.00

Individual Contribution Amount:

\$112,666.00

Broker Statement

-In August 2007 [customer] invested in several TICs that were approved by Tweed's Broker-Dealer, CapWest Securities through a 1031 exchange. An arbitration was held in May 2012. The panel awarded [customer] \$338,000 of which Tweed was responsible for 1/3 and the balance was to be paid by CapWest and the due diligence officer, [third party].



Customer Dispute - Settled

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

Disclosure 1 of 4

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	Concorde Investment Services, LLC
Allegations:	Client is alleging misrepresentation and suitability relating to investment made in March of 2015.
Product Type:	Direct Investment-DPP & LP Interests
Alleged Damages:	\$1,423,796.00
Alleged Damages Amount Explanation (if amount not exact):	Claimant is seeking damages of approximately \$1,423,796 plus interest, attorneys' fees, and costs.
Is this an oral complaint?	No
Is this a written complaint?	Yes
Is this an arbitration/CFTC reparation or civil litigation?	Yes
Arbitration/Reparation forum or court name and location:	FINRA
Docket/Case #:	19-01899
Filing date of arbitration/CFTC reparation or civil litigation:	07/09/2019

Customer Complaint Information

Date Complaint Received:	07/18/2019
Complaint Pending?	No
Status:	Settled
Status Date:	09/30/2020
Settlement Amount:	\$325,000.00



Individual Contribution Amount: \$0.00

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: Concorde Financial Services, LLC

Allegations: Client is alleging misrepresentation and suitability relating to investment made in March of 2015.

Product Type: Direct Investment-DPP & LP Interests

Alleged Damages: \$1,423,796.00

Alleged Damages Amount Explanation (if amount not exact): Claimant is seeking damages of approximately \$1,423,796 plus interest, attorneys' fees, and costs.

Is this an oral complaint? No

Is this a written complaint? Yes

Is this an arbitration/CFTC reparation or civil litigation? Yes

Arbitration/Reparation forum or court name and location: FINRA

Docket/Case #: 19-01899

Filing date of arbitration/CFTC reparation or civil litigation: 07/09/2019

Customer Complaint Information

Date Complaint Received: 08/15/2019

Complaint Pending? Yes

Settlement Amount:

Individual Contribution Amount:



Reporting Source: Firm

Employing firm when activities occurred which led to the complaint: NATIONAL PLANNING CORPORATION

Allegations: CLAIMANT ALLEGES BREACH OF FIDUCIARY DUTY, MISREPRESENTATIONS AND OMISSIONS, FAILURE TO SUPERVISE, UNFAIR AND DECEPTIVE TRADE PRACTICES, VIOLATION OF STATE AND FEDERAL SECURITIES LAWS, AND ELDER ABUSE

Product Type: Other: 1031 TIC

Alleged Damages: \$0.00

Alleged Damages Amount Explanation (if amount not exact): THE FIRM HAS MADE A GOOD FAITH DETERMINATION THAT THE DAMAGES FROM THE ALLEGED ACTIVITY ARE GREATER THAN \$5,000.00

Is this an oral complaint? No

Is this a written complaint? No

Is this an arbitration/CFTC reparation or civil litigation? Yes

Arbitration/Reparation forum or court name and location: FINRA

Docket/Case #: 15-03276

Filing date of arbitration/CFTC reparation or civil litigation: 12/07/2015

Customer Complaint Information

Date Complaint Received: 12/22/2015

Complaint Pending? No

Status: Settled

Status Date: 11/08/2016

Settlement Amount: \$160,000.00

Individual Contribution Amount: \$0.00



Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: NATIONAL PLANNING CORPORATION

Allegations: CLAIMANT ALLEGES BREACH OF FIDUCIARY DUTY, MISREPRESENTATIONS AND OMISSIONS, FAILURE TO SUPERVISE, UNFAIR AND DECEPTIVE TRADE PRACTICES, VIOLATION OF STATE OF STATE AND FEDERAL SECURITIES LAWS, AND ELDER ABUSE

Product Type: Other: 1031 TIC

Alleged Damages: \$0.00

Alleged Damages Amount Explanation (if amount not exact): NATIONAL PLANNING A GOOD FAITH DETERMINATION THAT THE DAMAGES FROM ALLEGED ACTIVITY ARE GREATER THAN \$5,000

Is this an oral complaint? No

Is this a written complaint? Yes

Is this an arbitration/CFTC reparation or civil litigation? Yes

Arbitration/Reparation forum or court name and location: FINRA

Docket/Case #: 15-03276

Filing date of arbitration/CFTC reparation or civil litigation: 12/22/2015

Customer Complaint Information

Date Complaint Received: 12/22/2015

Complaint Pending? No

Status: Settled

Status Date: 11/08/2016

Settlement Amount: \$160,000.00

Individual Contribution Amount: \$0.00

Broker Statement ROBERT TWEED IS NOT NAMED AS A RESPONDENT IN THIS ARBITRATION



Disclosure 3 of 4

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	CAPWEST SECURITIES, INC.
Allegations:	BREACH OF FIDUCIARY DUTY, PROFESSIONAL NEGLIGENCE OF FINANCIAL ADVISOR, NEGLIGENT OMISSIONS CAUSING INJURY, NEGLIGENT MISREPRESENTATION OF MATERIAL FACTS, COMMON COUNT - MONEY HAD AND RECEIVED, RESCISSION OF CONTRACT DUE TO FRAUD OR MISTAKE, TORT OF ANOTHER CLAIM FOR ATTORNEY'S FEES, DECLARATORY RELIEF REGARDING ARBITRATION AGREEMENTS, UNFAIR BUSINESS PRACTICES UNDER CA CODE, FRAUD IN THE SALE OF SECURITIES UNDER CA BLUE SKY LAWS, SALE OF UNREGISTERED SECURITIES UNDER CA BLUE SKY LAWS
Product Type:	Other: TIC PRIVATE PLACEMENTS
Alleged Damages:	\$1,800,000.00
Alleged Damages Amount Explanation (if amount not exact):	REQUESTS AWARD OF ECONOMIC DAMAGES, PLUS INTEREST, WITH GENERAL, SPECIAL, COMPENSATORY, INCIDENTAL, CONSEQUENTIAL, ECONOMIC OR TREBLE DAMAGES AS APPLICABLE FOR EACH CAUSE OF ACTION, INJUNCTIVE RELIEF, RESCISSION, AWARD OF ATTORNEY FEES, PUNITIVE AND EXEMPLARY DAMAGES, PREJUDGEMENT INTEREST, COSTS OF SUIT AND OTHER DAMAGES DEEMED PROPER. ESTIMATED INVESTMENT AMOUNT WAS \$1.8 MILLION.

Civil Litigation Information

Type of Court:	State Court
Name of Court:	SUPERIOR COURT FOR THE STATE OF CALIFORNIA FOR THE COUNTY OF SAN DIEGO
Location of Court:	SAN DIEGO CA
Docket/Case #:	37-2011-00091226-CU-FR-CTL
Date Notice/Process Served:	06/28/2011
Litigation Pending?	No
Disposition:	Settled
Disposition Date:	05/04/2015



Monetary Compensation Amount:	\$17,500.00
Individual Contribution Amount:	\$17,500.00
Broker Statement	[Customer Name] had invested in several TIC property investments that had been approved by Tweed's Broker Dealer thru a 1031 exchange in early 2008 before the RE bubble collapse. - Mediation 5-4-15 Claimant agreed to settle for \$17,500 rather than go to arbitration.

Disclosure 4 of 4

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	NATIONAL PLANNING CORPORATION
Allegations:	CLIENT CLAIMS THAT HE DID NOT RECEIVE THE VARIABLE ANNUITY POLICY AND SUBSEQUENTLY WANTED TO RESCIND THE CONTRACT WITHIN THE FREE LOOK PERIOD
Product Type:	Annuity(ies) - Variable
Alleged Damages:	\$10,172.33

Customer Complaint Information

Date Complaint Received:	07/18/2003
Complaint Pending?	No
Status:	Settled
Status Date:	08/25/2003
Settlement Amount:	\$10,172.33
Individual Contribution Amount:	\$500.00
Firm Statement	TRANSAMERICA AGREED TO PERMIT THE CLIENT TO FREE-LOOK THE POLICY UNDER THE TERMS OF THE INVESTMENT CONTRACT AND REIMBURSED THE CLIENT'S SURRENDER CHARGE IN THE AMOUNT OF \$9,672.33. THE REPRESENTATIVE PAID \$500.00 IN ATTORNEY'S FEES AS PART OF THE SETTLEMENT.



Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: NATIONAL PLANNING CORPORATION

Allegations: CLIENT CLAIMS THAT HE DID NOT RECEIVE THE VARIABLE ANNUITY POLICY AND SUBSEQUENTLY WANTED TO RESCIND THE CONTRACT WITHIN THE FREE LOOK PERIOD

Product Type: Annuity(ies) - Variable

Alleged Damages: \$10,172.33

Customer Complaint Information

Date Complaint Received: 07/18/2003

Complaint Pending? No

Status: Settled

Status Date: 08/25/2003

Settlement Amount: \$10,172.33

Individual Contribution Amount: \$500.00

Broker Statement TRANSAMERICA AGREED TO PERMIT THE CLIENT TO FREE-LOOK THE POLICY UNDER THE TERMS OF THE INVESTMENT CONTRACT AND REIMBURSED THE CLIENT'S SURRENDER CHARGE IN THE AMOUNT OF \$9,672.33. THE REPRESENTATIVE PAID \$500.00 IN ATTORNEY'S FEES AS PART OF THE SETTLEMENT.



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 7

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	Cabot Lodge Securities
Allegations:	Client alleges that investments in Texas Energy Investments were bogus schemes.
Product Type:	Oil & Gas
Alleged Damages:	\$150,000.00
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:	09/06/2018
Complaint Pending?	No
Status:	Closed/No Action
Status Date:	02/11/2020
Settlement Amount:	
Individual Contribution Amount:	

Disclosure 2 of 7

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	Concorde Investment Services, LLC
Allegations:	Client is alleging misrepresentation and poor performance relating to investments in Vertical US Recovery Fund II. The misrepresentation was alleged against the



offeror.

Product Type: Direct Investment-DPP & LP Interests**Alleged Damages:** \$75,000.00**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:** 05/06/2018**Complaint Pending?** No**Status:** Closed/No Action**Status Date:** 07/01/2019**Settlement Amount:****Individual Contribution
Amount:****Reporting Source:** Broker**Employing firm when
activities occurred which led
to the complaint:** Concorde Investment Services, LLC**Allegations:** Client is alleging poor performance relating to an investment in Vertical US Recovery Fund II. Client has also alleged misrepresentation against the offeror, Vertical US Recovery Fund II.**Product Type:** Direct Investment-DPP & LP Interests**Alleged Damages:** \$75,000.00**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:** 05/09/2018



Complaint Pending?	Yes
Settlement Amount:	
Individual Contribution Amount:	
Broker Statement	This event is being reported based on an amended U5 filing by Concorde Investment Services, LLC. Mr. Tweed has not received any written complaint from [Redacted].

Disclosure 3 of 7

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	Concorde Investment Services, LLC
Allegations:	Client is alleging misrepresentation and poor performance in relation to investments made in July of 2013.
Product Type:	Direct Investment-DPP & LP Interests
Alleged Damages:	\$145,000.00
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:	01/03/2017
Complaint Pending?	No
Status:	Closed/No Action
Status Date:	11/01/2018
Settlement Amount:	
Individual Contribution Amount:	
Firm Statement	Rep discussed with the customer and no further inquiries were made



Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	Concorde Investment Services, LLC
Allegations:	Client is alleging misrepresentation and poor performance in relation to investments made in July of 2013.
Product Type:	Direct Investment-DPP & LP Interests
Alleged Damages:	\$145,000.00
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:	02/01/2017
Complaint Pending?	No
Status:	Closed/No Action
Status Date:	11/02/2018
Settlement Amount:	
Individual Contribution Amount:	

Disclosure 4 of 7

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	NATIONAL PLANNING CORPORATION & UNITED SECURITIES ALLIANCE, INC.
Allegations:	CLAIMANT ALLEGES VIOLATION OF STANDARDS OF REASONABLE BASIS SUITABILITY AND JUST AND EQUITABLE PRINCIPLES OF TRADE, FRAUD, MISLEADING STATEMENTS, MISLEADING OMISSIONS OF MATERIAL INFORMATION, BREACH OF FIDUCIARY DUTY, NEGLIGENT MISREPRESENTATION, NEGLIGENCE, BREACH OF CONTRACT, AND BREACH OF COVENANT OF GOOD FAITH AND FAIR DEALING
Product Type:	Other: 1031 TIC



Alleged Damages: \$0.00

Alleged Damages Amount Explanation (if amount not exact): THE FIRM HAS MADE A GOOD FAITH DETERMINATION THAT THE DAMAGES FROM THE ALLEGED ACTIVITY ARE GREATER THAN \$5,000.00

Is this an oral complaint? No

Is this a written complaint? No

Is this an arbitration/CFTC reparation or civil litigation? Yes

Arbitration/Reparation forum or court name and location: FINRA

Docket/Case #: 16-00746

Filing date of arbitration/CFTC reparation or civil litigation: 03/14/2016

Customer Complaint Information

Date Complaint Received: 04/04/2016

Complaint Pending? No

Status: Arbitration Award/Monetary Judgment (for respondents/defendants)

Status Date: 08/28/2017

Settlement Amount:

Individual Contribution Amount:

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: NATIONAL PLANNING CORPORATION & UNITED SECURITIES ALLIANCE, INC.

Allegations: CLAIMANT ALLEGES VIOLATION OF STANDARDS OF REASONABLE BASIS SUITABILITY AND JUST AND EQUITABLE PRINCIPLES OF TRADE, FRAUD, MISLEADING STATEMENTS, MISLEADING OMISSIONS OF MATERIAL INFORMATION, BREACH OF FIDUCIARY DUTY, NEGLIGENT MISREPRESENTATION, NEGLIGENCE, BREACH OF CONTRACT, AND BREACH OF COVENANT OF GOOD FAITH AND FAIR DEALING



Product Type: Other: 1031 TIC

Alleged Damages: \$0.00

Alleged Damages Amount Explanation (if amount not exact): THE FIRM HAS MADE A GOOD FAITH DETERMINATION THAT THE DAMAGES FROM THE ALLEGED ACTIVITY ARE GREATER THAN \$5,000.00

Is this an oral complaint? No

Is this a written complaint? No

Is this an arbitration/CFTC reparation or civil litigation? Yes

Arbitration/Reparation forum or court name and location: FINRA

Docket/Case #: 16-00746

Filing date of arbitration/CFTC reparation or civil litigation: 03/14/2016

Customer Complaint Information

Date Complaint Received: 04/04/2016

Complaint Pending? No

Status: Arbitration Award/Monetary Judgment (for respondents/defendants)

Status Date: 08/08/2017

Settlement Amount:

Individual Contribution Amount:

Broker Statement MR. TWEED IS ALREADY A PARTY TO AN ARBITRATION WITH THE CLAIMANT. NATIONAL PLANNING WAS NOT PART OF THE PREVIOUSLY FILED ARBITRATION.

Disclosure 5 of 7

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: CAPWEST SECURITIES, INC. AND CONCORDE INVESTMENT SERVICES, LLC



Allegations:	CLIENT IS ALLEGING UNAUTHORIZED TRADING, MISREPRESENTATION AND MISAPPROPRIATION OF FUNDS IN RELATION TO VARIOUS LIMITED PARTNERSHIP INVESTMENTS OCCURRING BETWEEN 2010 AND 2013.
Product Type:	Direct Investment-DPP & LP Interests
Alleged Damages:	\$0.00
Alleged Damages Amount Explanation (if amount not exact):	DAMAGES UNSPECIFIED BUT BELIEVED TO EXCEED \$5,000.00.
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:	07/30/2015
Complaint Pending?	No
Status:	Withdrawn
Status Date:	05/17/2018
Settlement Amount:	
Individual Contribution Amount:	
Broker Statement	[customer] claims are unfounded and made despite multiple documents [customer] had signed authorizing the investments.

Disclosure 6 of 7

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	CAPWEST SECURITIES, INC.
Allegations:	CLIENT ALLEGES THAT REPRESENTATIVE DID NOT PERFORM DUE DILIGENCE WHEN MAKING RECOMMENDATION REGARDING CANYON CREEK THE WATERFORD AND PENNBRIDGE HOTEL INDIGO. CLIENT PURCHASES WERE ON 04/24/2007.
Product Type:	Other: TIC PRIVATE PLACEMENT



Alleged Damages: \$200,000.00

Alleged Damages Amount Explanation (if amount not exact): CLIENT MENTIONS INVESTMENT AMOUNT BUT DOES NOT SPECIFY DAMAGES

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: 09/09/2009

Complaint Pending? No

Status: Closed/No Action

Status Date: 05/19/2011

Settlement Amount:

Individual Contribution Amount:

Disclosure 7 of 7

Reporting Source: Firm

Employing firm when activities occurred which led to the complaint: NATIONAL PLANNING CORPORATION

Allegations: [CUSTOMER] WAS UPSET HIS ACCOUNT DROPPED \$22,000.00 IN VALUE OVER THE LAST TWO MONTHS.

Product Type: Mutual Fund(s)

Alleged Damages: \$22,700.00

Customer Complaint Information

Date Complaint Received: 04/17/2002

Complaint Pending? No

Status: Closed/No Action

Status Date: 02/03/2005



Settlement Amount:

Individual Contribution Amount:

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: NATIONAL PLANNING CORP.

Allegations: [CUSTOMER] WAS UPSET HIS ACCOUNT DROPPED \$22,000 IN VALUE OVER THE LAST TWO MONTHS

Product Type: Mutual Fund(s)

Alleged Damages: \$22,700.00

Customer Complaint Information

Date Complaint Received: 04/17/2002

Complaint Pending? No

Status: Closed/No Action

Status Date: 02/03/2005

Settlement Amount:

Individual Contribution Amount:



Customer Dispute - Pending

This type of disclosure event involves (1) a pending consumer-initiated, investment-related arbitration or civil suit that contains allegations of sales practice violations against the broker; or (2) a pending, 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.

Disclosure 1 of 1

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	Unknown
Allegations:	Unsuitable recommendations
Product Type:	Real Estate Security Other: Private Placements
Alleged Damages:	\$500,000.00
Alleged Damages Amount Explanation (if amount not exact):	Claimants estimated amount
Is this an oral complaint?	No
Is this a written complaint?	No
Is this an arbitration/CFTC reparation or civil litigation?	Yes
Arbitration/Reparation forum or court name and location:	FINRA
Docket/Case #:	19-01101
Filing date of arbitration/CFTC reparation or civil litigation:	04/22/2019

Customer Complaint Information

Date Complaint Received:	05/22/2019
Complaint Pending?	Yes
Settlement Amount:	
Individual Contribution Amount:	



Employment Separation After Allegations

This type of disclosure event involves a situation where the broker voluntarily resigned, was discharged, or was permitted to resign after being accused of (1) violating investment-related statutes, regulations, rules or industry standards of conduct; (2) fraud or the wrongful taking of property; or (3) failure to supervise in connection with investment-related statutes, regulations, rules, or industry standards of conduct.

Disclosure 1 of 1

Reporting Source: Firm
Employer Name: NATIONAL PLANNING CORPORATION
Termination Type: Discharged
Termination Date: 01/19/2005
Allegations: VIOLATIONS OF NASD CONDUCT RULE 2210.
Product Type: No Product
Other Product Types:

Reporting Source: Broker
Employer Name: NATIONAL PLANNING CORPORATION
Termination Type: Discharged
Termination Date: 01/19/2005
Allegations: VIOLATIONS OF NASD CONDUCT RULE 2210.
Product Type: No Product

Broker Statement A Real Estate Agent took Tweed's flyer for an approved seminar and cut and pasted it into an ad in a local weekly newspaper without Tweed's knowledge or National Plannings approval. This led to Tweed being accused of the 2210 violation, due to Tweed's lack of control over the Real Estate Agent.

End of Report



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