

BrokerCheck Report
PAUL S SPIVACK

CRD# 2353683

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

Please contact FINRA with any concerns.

About BrokerCheck®



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

- **What is included in a BrokerCheck report?**

BrokerCheck reports for individual brokers include information such as employment history, professional qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards. BrokerCheck reports for brokerage firms include information on a firm's profile, history, and operations, as well as many of the same disclosure events mentioned above.

- Please note that the information contained in a BrokerCheck report may include pending actions or allegations that may be contested, unresolved or unproven. In the end, these actions or allegations may be resolved in favor of the broker or brokerage firm, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

- **Where did this information come from?**

- The information contained in BrokerCheck comes from FINRA's Central Registration Depository, or CRD® and is a combination of:

- information FINRA and/or the Securities and Exchange Commission (SEC) require brokers and brokerage firms to submit as part of the registration and licensing process, and
- information that regulators report regarding disciplinary actions or allegations against firms or brokers.

- **How current is this information?**

- Generally, active brokerage firms and brokers are required to update their professional and disciplinary information in CRD within 30 days. Under most circumstances, information reported by brokerage firms, brokers and regulators is available in BrokerCheck the next business day.

- **What if I want to check the background of an investment adviser firm or investment adviser representative?**

- To check the background of an investment adviser firm or representative, you can search for the firm or individual in BrokerCheck. If your search is successful, click on the link provided to view the available licensing and registration information in the SEC's Investment Adviser Public Disclosure (IAPD) website at <https://www.adviserinfo.sec.gov>. In the alternative, you may search the IAPD website directly or contact your state securities regulator at <http://www.finra.org/Investors/ToolsCalculators/BrokerCheck/P455414>.

- **Are there other resources I can use to check the background of investment professionals?**

- FINRA recommends that you learn as much as possible about an investment professional before deciding to work with them. Your state securities regulator can help you research brokers and investment adviser representatives doing business in your state.

Thank you for using FINRA BrokerCheck.



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



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

PAUL S. SPIVACK

CRD# 2353683

Currently employed by and registered with the following Firm(s):**B SMBC NIKKO SECURITIES AMERICA, INC.**277 PARK AVENUE
NEW YORK, NY 10172
CRD# 28602

Registered with this firm since: 12/17/2021

Report Summary for this Broker

This report summary provides an overview of the broker's professional background and conduct. Additional information can be found in the detailed report.

Broker Qualifications**This broker is registered with:**

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

This broker has passed:

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

Registration History**This broker was previously registered with the following securities firm(s):****B MORGAN STANLEY & CO. LLC**CRD# 8209
NEW YORK, NY
03/2004 - 05/2021**B BANC OF AMERICA SECURITIES LLC**CRD# 26091
NEW YORK, NY
05/2000 - 04/2002**B BEAR, STEARNS & CO. INC.**CRD# 79
NEW YORK, NY
09/1998 - 11/1999**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? **No**

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 individual is currently registered with 6 SROs and is licensed in 51 U.S. states and territories through his or her employer.

Employment 1 of 1

Firm Name: **SMBC NIKKO SECURITIES AMERICA, INC.**

Main Office Address: **277 PARK AVENUE FIFTH FLOOR
NEW YORK, NY 10172**

Firm CRD#: **28602**

SRO	Category	Status	Date
B Cboe BYX Exchange, Inc.	General Securities Principal	Approved	12/17/2021
B Cboe BYX Exchange, Inc.	General Securities Representative	Approved	12/17/2021
B Cboe BYX Exchange, Inc.	Securities Trader	Approved	12/17/2021
B Cboe BZX Exchange, Inc.	General Securities Principal	Approved	12/17/2021
B Cboe BZX Exchange, Inc.	General Securities Representative	Approved	12/17/2021
B Cboe BZX Exchange, Inc.	Securities Trader	Approved	12/17/2021
B Cboe EDGA Exchange, Inc.	General Securities Principal	Approved	12/17/2021
B Cboe EDGA Exchange, Inc.	General Securities Representative	Approved	12/17/2021
B Cboe EDGA Exchange, Inc.	Securities Trader	Approved	12/17/2021
B Cboe EDGX Exchange, Inc.	General Securities Principal	Approved	12/17/2021
B Cboe EDGX Exchange, Inc.	General Securities Representative	Approved	12/17/2021
B Cboe EDGX Exchange, Inc.	Securities Trader	Approved	12/17/2021
B FINRA	General Securities Principal	Approved	12/17/2021
B FINRA	General Securities Representative	Approved	12/17/2021
B FINRA	Investment Banking Principal	Approved	12/17/2021

Broker Qualifications



Employment 1 of 1, continued

SRO	Category	Status	Date
B FINRA	Investment Banking Representative	Approved	12/17/2021
B FINRA	Municipal Securities Principal	Approved	12/17/2021
B FINRA	Municipal Securities Representative	Approved	12/17/2021
B FINRA	Securities Trader	Approved	12/17/2021
B NYSE Arca, Inc.	General Securities Principal	Approved	12/17/2021
B NYSE Arca, Inc.	General Securities Representative	Approved	12/17/2021
B NYSE Arca, Inc.	Securities Trader	Approved	12/17/2021

U.S. State/ Territory	Category	Status	Date
B Alabama	Agent	Approved	02/24/2022
B Alaska	Agent	Approved	02/24/2022
B Arizona	Agent	Approved	02/24/2022
B Arkansas	Agent	Approved	02/24/2022
B California	Agent	Approved	02/24/2022
B Colorado	Agent	Approved	02/24/2022
B Connecticut	Agent	Approved	02/24/2022
B Delaware	Agent	Approved	02/24/2022
B District of Columbia	Agent	Approved	02/24/2022
B Florida	Agent	Approved	02/24/2022
B Georgia	Agent	Approved	02/24/2022
B Hawaii	Agent	Approved	02/24/2022
B Idaho	Agent	Approved	02/24/2022

Broker Qualifications



Employment 1 of 1, continued

U.S. State/ Territory	Category	Status	Date
B Illinois	Agent	Approved	02/24/2022
B Indiana	Agent	Approved	02/24/2022
B Iowa	Agent	Approved	02/24/2022
B Kansas	Agent	Approved	02/24/2022
B Kentucky	Agent	Approved	02/24/2022
B Louisiana	Agent	Approved	02/24/2022
B Maine	Agent	Approved	02/24/2022
B Maryland	Agent	Approved	02/24/2022
B Massachusetts	Agent	Approved	02/24/2022
B Michigan	Agent	Approved	02/24/2022
B Minnesota	Agent	Approved	02/24/2022
B Mississippi	Agent	Approved	02/24/2022
B Missouri	Agent	Approved	02/24/2022
B Montana	Agent	Approved	02/24/2022
B Nebraska	Agent	Approved	02/24/2022
B Nevada	Agent	Approved	02/24/2022
B New Hampshire	Agent	Approved	02/24/2022
B New Jersey	Agent	Approved	02/24/2022
B New Mexico	Agent	Approved	02/24/2022
B New York	Agent	Approved	12/17/2021
B North Carolina	Agent	Approved	02/24/2022

Broker Qualifications



Employment 1 of 1, continued

U.S. State/ Territory	Category	Status	Date
B North Dakota	Agent	Approved	02/24/2022
B Ohio	Agent	Approved	02/24/2022
B Oklahoma	Agent	Approved	02/24/2022
B Oregon	Agent	Approved	02/24/2022
B Pennsylvania	Agent	Approved	02/24/2022
B Rhode Island	Agent	Approved	02/24/2022
B South Carolina	Agent	Approved	02/24/2022
B South Dakota	Agent	Approved	02/24/2022
B Tennessee	Agent	Approved	02/24/2022
B Texas	Agent	Approved	02/24/2022
B Utah	Agent	Approved	02/24/2022
B Vermont	Agent	Approved	02/24/2022
B Virginia	Agent	Approved	02/24/2022
B Washington	Agent	Approved	02/24/2022
B West Virginia	Agent	Approved	02/24/2022
B Wisconsin	Agent	Approved	02/24/2022
B Wyoming	Agent	Approved	02/24/2022

Branch Office Locations

SMBC NIKKO SECURITIES AMERICA, INC.
 277 PARK AVENUE
 NEW YORK, NY 10172

Broker Qualifications



Industry Exams this Broker has Passed

This section includes all securities industry exams that the broker has passed. Under limited circumstances, a broker may attain a registration after receiving an exam waiver based on exams the broker has passed and/or qualifying work experience. Any exam waivers that the broker has received are not included below. A passed exam or exam waiver does not permit a broker to do business without an active SRO or state registration.

This individual has passed 2 principal/supervisory exams, 7 general industry/product exams, and 1 state securities law exam.

Principal/Supervisory Exams

Exam	Category	Date
Municipal Securities Principal Examination	Series 53	10/26/2007
General Securities Principal Examination	Series 24	07/13/2001

General Industry/Product Exams

Exam	Category	Date
Securities Trader Exam	Series 57TO	01/02/2023
Investment Banking Registered Representative Examination	Series 79TO	01/02/2023
Municipal Securities Representative Examination	Series 52TO	01/02/2023
Securities Industry Essentials Examination	SIE	10/01/2018
Limited Representative-Equity Trader Exam	Series 55	04/23/2007
National Commodity Futures Examination	Series 3	04/29/1994
General Securities Representative Examination	Series 7	09/27/1993

State Securities Law Exams

Exam	Category	Date
Uniform Securities Agent State Law Examination	Series 63	01/28/1994

Additional information about the above exams or other exams FINRA administers to brokers and other securities professionals can be found at www.finra.org/brokerqualifications/registeredrep/.

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 03/2004 - 05/2021	MORGAN STANLEY & CO. LLC	8209	NEW YORK, NY
B 05/2000 - 04/2002	BANC OF AMERICA SECURITIES LLC	26091	NEW YORK, NY
B 09/1998 - 11/1999	BEAR, STEARNS & CO. INC.	79	NEW YORK, NY
B 05/1998 - 09/1998	CREDIT SUISSE FIRST BOSTON CORPORATION	816	NEW YORK, NY
B 05/1996 - 05/1998	UBS SECURITIES LLC	7654	NEW YORK, NY
B 09/1993 - 05/1996	CS FIRST BOSTON CORPORATION	816	NEW YORK, NY

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
11/2021 - Present	SMBC NIKKO SECURITIES AMERICA, INC.	MANAGING DIRECTOR	Y	NEW YORK, NY, United States
05/2021 - Present	BAL HARBOUR CONSULTING, LLC..	PRINCIPAL/MANAGER	Y	BAAL HARBOUR, FL, United States
03/2004 - 04/2021	MORGAN STANLEY & CO. INCORPORATED	EXECUTIVE DIRECTOR	Y	NEW YORK, NY, 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.

Bal Harbour LLC
 Not Investment Related
 10155 Collins Avenue, Unit 1610, Bal Harbour, FL 33154

Registration and Employment History



Other Business Activities, continued

Provides consulting services generally

Manager

Principal

05/15/2021

2 hours per month will be devoted to the business; 0 hours during trading hours.

I am no longer actively involved with Bal Harbour Consulting, the business is in wind down mode and is only open to manage accounts receivable/accounts payable and tax obligations; once those are resolved my role as manager will be assumed by a third party

I will not be spending any time on Bal Harbour Consulting during trading hours. My duties are limited to winding down the business and paying any remaining tax liabilities

End of Report



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