

## BrokerCheck Report

# BARRY CHARLES HONIG

CRD# 2362713

<b><u>Section Title</u></b>	<b><u>Page(s)</u></b>
Report Summary	1
Broker Qualifications	2 - 3
Registration and Employment History	5
Disclosure Events	6



Please be aware that fraudsters may link to BrokerCheck from phishing and similar scam websites, trying to steal your personal information or your money. Make sure you know who you're dealing with when investing, and contact FINRA with any concerns.

For more information read our [investor alert](#) on imposters.

## 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](http://brokercheck.finra.org)



For additional information about the contents of this report, please refer to the User Guidance or [www.finra.org/brokercheck](http://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.**

**BARRY C. HONIG**

CRD# 2362713

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

**Registration History**

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

- B MARLINS CAPITAL, LLC**  
CRD# 117468  
BOCA RATON, FL  
03/2002 - 12/2003
- B PRIME CHARTER LTD.**  
CRD# 25668  
NEW YORK, NY  
04/2001 - 10/2001
- B RAMIUS SECURITIES, L.L.C.**  
CRD# 41076  
NEW YORK, NY  
12/1998 - 04/2001

**Disclosure Events**

This broker has been involved in one or more disclosure events involving certain final criminal matters, regulatory actions, civil judicial proceedings, or arbitrations or civil litigations.

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

**The following types of disclosures have been reported:**

Type	Count
Regulatory Event	1
Civil Event	1

## Broker Qualifications



### Registrations

This section provides the self-regulatory organizations (SROs), states and U.S. territories the broker is currently registered and licensed with, the category of each registration, and the date on which the registration became effective. This section also provides, for each 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, 2 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
<b>B</b> Limited Representative-Equity Trader Exam	Series 55	01/20/1999
<b>B</b> General Securities Representative Examination	Series 7	07/26/1993

### State Securities Law Exams

Exam	Category	Date
<b>B</b> Uniform Securities Agent State Law Examination	Series 63	08/09/1993

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/](http://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 securities firms:

Registration Dates	Firm Name	CRD#	Branch Location
<b>B</b> 03/2002 - 12/2003	MARLINS CAPITAL, LLC	117468	BOCA RATON, FL
<b>B</b> 04/2001 - 10/2001	PRIME CHARTER LTD.	25668	NEW YORK, NY
<b>B</b> 12/1998 - 04/2001	RAMIUS SECURITIES, L.L.C.	41076	NEW YORK, NY
<b>B</b> 03/1995 - 08/1998	MAYER & SCHWEITZER, INC.	2692	STAMFORD, CT
<b>B</b> 07/1993 - 05/1994	STUART, COLEMAN & CO., INC.	8642	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
01/2002 - Present	MARLINS CAPITAL LLC	TRADER	Y	BOCA RATON, FL, United States



## Disclosure Events

### What you should know about reported disclosure events:

#### 1. Disclosure events in BrokerCheck reports come from different sources:

- As mentioned at the beginning of this report, information contained in BrokerCheck comes from brokers, their employing firms, and regulators. When more than one source reports information for the same disclosure event, all versions of the event will appear in the BrokerCheck report. The different versions are separated by a solid line with the reporting source labeled.

For your convenience, below is a matrix of the number and status of regulatory 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.

	Final	On Appeal
Regulatory Event	1	0
Civil Event	1	0





## Disclosure Event Details

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 involves a final, 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.

#### Disclosure 1 of 1

<b>Reporting Source:</b>	Regulator
<b>Regulatory Action Initiated By:</b>	NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.
<b>Sanction(s) Sought:</b>	
<b>Other Sanction(s) Sought:</b>	
<b>Date Initiated:</b>	06/14/2000
<b>Docket/Case Number:</b>	CMS000118
<b>Employing firm when activity occurred which led to the regulatory action:</b>	MAYER & SCHWEITZER, INC.
<b>Product Type:</b>	Equity - OTC
<b>Other Product Type(s):</b>	
<b>Allegations:</b>	NASD RULES 2110 AND IM-2110-5 - RESPONDENT ALLOWED A TRADER AT HIS MEMBER FIRM TO REPORT A TRADE TO ACT AS TWO SEPARATE TRADES INSTEAD OF ONE TRADE IN VIOLATION OF APPLICABLE SECURITIES LAWS AND REGULATIONS REGARDING TRADE REPORTING.
<b>Current Status:</b>	Final
<b>Resolution:</b>	Acceptance, Waiver & Consent(AWC)
<b>Resolution Date:</b>	06/14/2000
<b>Sanctions Ordered:</b>	Monetary/Fine \$25,000.00 Suspension

#### Other Sanctions Ordered:

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<b>Reporting Source:</b>	Broker
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**Regulatory Action Initiated By:** NASD REGULATION

**Sanction(s) Sought:** Suspension

**Other Sanction(s) Sought:** FINE \$25,000

**Date Initiated:** 12/02/1999

**Docket/Case Number:** MRD 199913912

**Employing firm when activity occurred which led to the regulatory action:** MAYER & SCHWEITZER

**Product Type:** Equity - OTC

**Other Product Type(s):**

**Allegations:** ALLEGED COORDINATED SPLIT ORDER AND TRADE REPORT IN VIOLATION OF RULE 2110 AND IM 2110-5.

**Current Status:** Final

**Resolution:** Acceptance, Waiver & Consent(AWC)

**Resolution Date:** 06/14/2000

**Sanctions Ordered:** Monetary/Fine \$25,000.00  
Suspension

**Other Sanctions Ordered:**

**Sanction Details:** SUSPENDED FROM ASSOCIATION WITH ANY MEMBER FIRM FOR A PERIOD OF 10 BUSINESS DAYS BEGINNING JULY 3, 2000 THROUGH JULY 17, 2000.

**Broker Statement** ON JUNE 14, 2000 NASD REGULATION ACCEPTED AN ACCEPTANCE, WAIVER AND CONSENT TO A VIOLATION OF NASD CONDUCT RULE 2110 AND IM-2110-5. NASD REGULATION IMPOSED A 25,000 FINE AND A 10-DAY SUSPENSION FROM ASSOCIATION IN ANY CAPACITY WITH ANY MEMBER FIRM.



## Civil - Final

This type of disclosure event involves an injunction issued by a court in connection with investment-related activity or a finding by a court of a violation of any investment-related statute or regulation.

### Disclosure 1 of 1

<b>Reporting Source:</b>	Regulator
<b>Initiated By:</b>	UNITED STATES SECURITIES AND EXCHANGE COMMISSION
<b>Relief Sought:</b>	Civil and Administrative Penalty(ies)/Fine(s) Disgorgement Injunction Monetary Penalty other than Fines Other: prohibition
<b>Date Court Action Filed:</b>	09/07/2018
<b>Product Type:</b>	Penny Stock
<b>Type of Court:</b>	Federal Court
<b>Name of Court:</b>	United States District Court for the Southern District of New York
<b>Location of Court:</b>	New York, NY
<b>Docket/Case #:</b>	1:18-cv-08175
<b>Employing firm when activity occurred which led to the action:</b>	Alpha Capital Anstalt; ATG Capital LLC; Frost Gamma Investments Trust; GRQ Consultants, Inc.; HS Contrarian Investments, LLC; Grander Holdings, Inc.; Melechdavid, Inc.; OPKO Health, Inc.; Southern Biotech, Inc.; and Stetson Capital Investments Inc.
<b>Allegations:</b>	<p>SEC Litigation Release No. 24431 / March 22, 2019: On March 8, 2019, the Securities and Exchange Commission filed an amended complaint in an ongoing civil action in which the SEC alleges that numerous individuals and associated entities participated in microcap schemes that generated over \$27 million from unlawful stock sales. The amended complaint includes additional allegations in support of its claims against thirteen of the original twenty defendants in a civil action.</p> <p>The Securities and Exchange Commission ("Commission"), for its first Amended Complaint against Defendants Barry C. Honig ("Honig"), Michael Brauser ("Brauser"), John Stetson ("Stetson"), John R. O'Rourke III ("O'Rourke"), Robert Ladd ("Ladd"), Elliot Maza ("Maza"), Brian Keller ("Keller"), John H. Ford ("Ford"), ATG Capital LLC ("ATG"), GRQ Consultants, Inc. ("GRQ"), HS Contrarian Investments, LLC ("HSCI"), Grander Holdings, Inc. ("Grander") and Stetson Capital Investments Inc. ("SCI") (collectively, "Defendants"), alleges that this case involves a series of highly profitable "pump-and-dump" schemes involving the stock of three public companies, "Company A," "Company B" and "Company C."</p>



At the center of all three schemes were Defendants Honig, Brauser, Stetson and O'Rourke, as well as some combination of their entities, Defendants GRQ, Grander, SCI, HSCI and ATG. In all three schemes, these Defendants amassed a controlling interest in the issuer, concealed their control, drove up the price and trading volume of the stock through manipulative trading and/or paid promotional activity, and then dumped their shares into the artificially inflated market on unsuspecting retail investors.

Across all three schemes, Honig was the primary strategist, calling upon other Defendants to, among other things, acquire or sell stock, arrange for the issuance of shares, negotiate transactions, and/or engage in promotional activity. In each scheme, Honig and some combination of Brauser, Stetson and O'Rourke (and often other individuals), either explicitly or tacitly agreed to acquire, hold, vote and/or dispose of their shares in coordination with one another. Once Honig and his associates had secured substantial ownership of the issuer, they acted as an undisclosed control group. Honig and/or other members of the particular investor group, with the knowledge and consent of the other group members, directed the issuer's management for their benefit, including orchestrating transactions designed to create market interest in the company or to solidify their control. Honig and his associates needed to create liquidity so they could sell their stock and profit from their investments in Company A, Company B and Company C. To accomplish this goal, in each scheme, Honig and his associates would arrange and pay for the promotion of the relevant stock by directing Ford or a similar promoter to write favorable and materially misleading articles about the company whose trading volume and stock price they wanted to inflate. In several instances, to magnify the intended boost to the trading volume and stock price that would follow a promotional article's release, Honig, Brauser, O'Rourke and ATG and their associates engaged in pre-release manipulative trading to generate a misleading picture of market interest in the company's stock.

Honig and his associates had to conceal their plan to promote and dump stock for each scheme to work. They accomplished this concealment by, among other things, evading their reporting obligations under the federal securities laws and ensuring that the executives of Company A, Company B and Company C did not accurately report Defendants' collective control.

<b>Current Status:</b>	Final
<b>Resolution:</b>	Judgment Rendered
<b>Resolution Date:</b>	07/10/2019
<b>Sanctions Ordered or Relief Granted:</b>	Injunction Other: Penny Stock Bar; Prohibition; unspecified disgorgement; unspecified prejudgement Interest; unspecified Civil penalty; and undertakings

#### Capacities 1 of 1

**Capacities Affected:** N/A



**Duration:** Permanent  
**Start Date:** 07/10/2019  
**End Date:**

**Regulator Statement**

SEC Litigation Release 24529, July 12, 2019: Honig consented to bifurcated settlements under which he is permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Act of 1934 and Rule 10b-5 promulgated thereunder, Sections 9(a)(1), 9(a)(2), and 13(d) of the Exchange Act and Rule 13d-1(a) promulgated thereunder. Honig is permanently restrained and enjoined from violating Sections 17(a) and 5 of the Securities Act of 1933. Honig is permanently barred from participating in an offering of penny stock, including engaging in activities with a broker, dealer, or issuer for purposes of issuing, trading, or inducing or attempting to induce the purchase or sale of any penny stock. Honig is permanently prohibited from, directly or indirectly: holding any beneficial ownership in any issuer of Penny Stock that amounts to greater than 4.99 percent of that issuer's outstanding stock; advertising, marketing, or otherwise promoting any issuer of Penny Stock; exercising control, including the power to direct or cause the direction of the management and policies, of any issuer of Penny Stock; and providing funding to any issuer of Penny Stock, except funding that results in the issuance of debt securities with no current or future equity conversion feature. The settlement, which was entered by the court, reserve the issues of any additional remedies, including disgorgement, prejudgment interest, and civil penalties, for further determination by the court upon motion of the SEC. Honig shall comply with all of the undertakings and agreements set forth therein.

## End of Report



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