

BrokerCheck Report

DAVID WILLIAM PROCKTER

CRD# 4153863

<u>Section Title</u>	<u>Page(s)</u>
Report Summary	1
Broker Qualifications	2 - 5
Registration and Employment History	7 - 8
Disclosure Events	9



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.

**DAVID W. PROCKTER**

CRD# 4153863

Currently employed by and registered with the following Firm(s):

IA MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED
 360 HAMILTON AVE
 WHITE PLAINS, NY 10601
 CRD# 7691
 Registered with this firm since: 09/02/2015

B MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED
 360 HAMILTON AVE
 WHITE PLAINS, NY 10601
 CRD# 7691
 Registered with this firm since: 10/21/2013

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
- 36 U.S. states and territories

This broker has passed:

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

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

- B UBS FINANCIAL SERVICES INC.**
 CRD# 8174
 WHITE PLAINS, NY
 11/2004 - 10/2013
- B CITIGROUP GLOBAL MARKETS INC.**
 CRD# 7059
 NEW YORK, NY
 11/2000 - 11/2004

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
Customer Dispute	3



Broker Qualifications

Registrations

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

This individual is currently registered with 6 SROs and is licensed in 36 U.S. states and territories through his or her employer.

Employment 1 of 1

Firm Name: **MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED**

Main Office Address: **ONE BRYANT PARK
NEW YORK, NY 10036**

Firm CRD#: **7691**

	SRO	Category	Status	Date
B	Cboe BYX Exchange, Inc.	General Securities Representative	Approved	05/16/2014
B	Cboe BZX Exchange, Inc.	General Securities Representative	Approved	05/16/2014
B	Cboe Exchange, Inc.	General Securities Representative	Approved	10/21/2013
B	FINRA	General Securities Representative	Approved	10/21/2013
B	Nasdaq Stock Market	General Securities Representative	Approved	10/21/2013
B	New York Stock Exchange	General Securities Representative	Approved	10/21/2013

	U.S. State/ Territory	Category	Status	Date
B	Alabama	Agent	Approved	10/21/2013
B	Arizona	Agent	Approved	01/15/2019
B	Arkansas	Agent	Approved	08/12/2024
B	California	Agent	Approved	10/21/2013
B	Colorado	Agent	Approved	07/28/2020
B	Connecticut	Agent	Approved	10/21/2013
B	Delaware	Agent	Approved	10/21/2013

Broker Qualifications



Employment 1 of 1, continued

	U.S. State/ Territory	Category	Status	Date
B	District of Columbia	Agent	Approved	10/21/2013
B	Florida	Agent	Approved	10/21/2013
B	Georgia	Agent	Approved	10/21/2013
B	Illinois	Agent	Approved	10/21/2013
B	Indiana	Agent	Approved	10/21/2013
B	Iowa	Agent	Approved	03/04/2019
B	Kentucky	Agent	Approved	02/03/2022
B	Louisiana	Agent	Approved	04/19/2022
B	Maine	Agent	Approved	10/21/2013
B	Maryland	Agent	Approved	10/21/2013
B	Massachusetts	Agent	Approved	10/31/2013
B	Michigan	Agent	Approved	01/06/2017
B	Minnesota	Agent	Approved	09/03/2020
B	Missouri	Agent	Approved	05/26/2015
B	New Hampshire	Agent	Approved	03/28/2018
B	New Jersey	Agent	Approved	10/21/2013
B	New York	Agent	Approved	10/21/2013
IA	New York	Investment Adviser Representative	Approved	04/19/2021
B	North Carolina	Agent	Approved	08/23/2017
B	Ohio	Agent	Approved	02/03/2025
B	Pennsylvania	Agent	Approved	10/21/2013



Broker Qualifications

Employment 1 of 1, continued

	U.S. State/ Territory	Category	Status	Date
B	Rhode Island	Agent	Approved	02/08/2018
B	South Carolina	Agent	Approved	08/19/2020
B	Texas	Agent	Approved	07/13/2015
IA	Texas	Investment Adviser Representative	Restricted Approval	09/02/2015
B	Utah	Agent	Approved	01/06/2016
B	Virginia	Agent	Approved	10/21/2013
B	Washington	Agent	Approved	08/02/2024
B	West Virginia	Agent	Approved	08/07/2024
B	Wisconsin	Agent	Approved	10/21/2013
B	Wyoming	Agent	Approved	12/10/2025

Branch Office Locations

MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED
 360 HAMILTON AVE
 WHITE PLAINS, NY 10601



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 0 principal/supervisory exams, 3 general industry/product exams, and 2 state securities law exams.

Principal/Supervisory Exams

Exam	Category	Date
No information reported.		

General Industry/Product Exams

Exam	Category	Date
B Securities Industry Essentials Examination	SIE	10/01/2018
B Futures Managed Funds Examination	Series 31	05/21/2004
B General Securities Representative Examination	Series 7	11/29/2000

State Securities Law Exams

Exam	Category	Date
IA Uniform Investment Adviser Law Examination	Series 65	01/12/2001
B Uniform Securities Agent State Law Examination	Series 63	12/15/2000

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

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 11/2004 - 10/2013	UBS FINANCIAL SERVICES INC.	8174	WHITE PLAINS, NY
B 11/2000 - 11/2004	CITIGROUP GLOBAL MARKETS INC.	7059	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
12/2013 - Present	BANK OF AMERICA N.A.	SVP; FINANCIAL ADVISOR	Y	WHITE PLAINS, NY, United States
10/2013 - Present	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	FINANCIAL ADVISOR	Y	WHITE PLAINS, 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.

I*94472FOR PROFIT OR NOT FOR PROFIT: FOR-PROFIT ORGANIZATIONNAME OF OUTSIDE BUSINESS ORGANIZATION: COL-LAR ENTERPRISESINVESTMENT RELATED: NADDRESS OF BUSINESS:SOUTH SALEM, NEW YORK 10590NATURE OF BUSINESS: S-CORP,POSITION, TITLE, ASSOCIATION: FAMILY HELD, START DATE OF RELATIONSHIP: 1/1/2016NUMBER OF HOURS DEVOTED: 2 HOUR(S) MONTHLYNUMBER OF HOURS DEVOTED DURING TRADING HOURS: 0DUTIES: MY PARENTS WHO OWN THE COMPANY ARE PREPARING FOR RETIREMENT AND ASKED FOR ADVICE IN HOW TO MOVE THE COMPANY AND RESTRUCTURE IT SO THEY DO NOT NEED TO BE HANDS ON. I HELPED FIND A NEW LOCATION AND CONTINUE TO PROVIDE ADVICE. I WILL BE INHERITING IT

I*135698For profit or not for profit: For-Profit OrganizationName of outside business organization: Prockter Aviation LLCInvestment related: NAddress of business:Lagrangeville, New York 12540Nature of business: LLC,Position, title, association: Owner, Start date of relationship: 1/31/2021Number of hours devoted: 1 hour(s) MonthlyNumber of hours devoted during trading hours: 0Duties: Buying a private aircraft and will be occasionally leasing it to the facility at Westchester Airport under the LLC

I*2930331, Entity Type: Entity For Profit, Name of OBA: GP SOUP, Address: Mineral Bluff, Georgia, 30559, Investment Related: N, Position, Title,

Registration and Employment History



Other Business Activities, continued

Association: General Partner/Managing Member, Employee State Date: 10/03/2025, No Hours: 1 Monthly, No Hours during Trading: 0 Monthly,
Duties: Just paying the bills, Just an LLC to hold the rental property

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:**
 - A law enforcement agency must file formal charges before a broker is required to disclose a particular criminal event.
 - 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.
 -
3. **Disclosure events in BrokerCheck reports come from different sources:**
 - 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.
 -
4. **There are different statuses and dispositions for disclosure events:**
 - 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.
 - 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
Customer Dispute	0	3	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.

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 2

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: UBS FINANCIAL SERVICES INC

Allegations: TIME FRAME: SEPTEMBER 19, 2008. THE CLIENTS ALLEGE THAT HIS FINANCIAL ADVISOR WITHOUT HIS AUTHORIZATION PURCHASED A SECURITY IN HIS ACCOUNT THAT HE DID NOT APPROVE OF. THE CLIENT FURTHER ALLEGES THAT HIS FINANCIAL ADVISOR ASSURED HIM THAT THE SECURITY THAT HE WOULD BE PURCHASING WOULD BE "WITHIN A CERTAIN TRADING RANGE AND HAD OPTION CHAINS." THE ALLEGED DAMAGES ARE ESTIMATED TO BE IN EXCESS OF \$5,000

Product Type: Other: EXCHANGED TRADED FUNDS

Alleged Damages: \$5,000.00

Alleged Damages Amount Explanation (if amount not exact): THE ALLEGED DAMAGES ARE ESTIMATED TO BE IN EXCESS OF \$5,000

Is this an oral complaint? No

Is this a written complaint? Yes

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

Customer Complaint Information

Date Complaint Received: 10/01/2008



Complaint Pending?	No
Status:	Settled
Status Date:	10/07/2009
Settlement Amount:	\$17,666.00
Individual Contribution Amount:	\$0.00

Disclosure 2 of 2

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	UBS FINANCIAL SERVICES INC.
Allegations:	CLIENT ALLEGES MISREPRESENTATION AND UNAUTHORIZED PURCHASE OF FANNIE MAE PREFERRED STOCK. TIME FRAME MAY 2008.
Product Type:	Other: PREFERRED STOCK
Alleged Damages:	\$53,884.07
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 #:	09-07018
Filing date of arbitration/CFTC reparation or civil litigation:	01/04/2010

Customer Complaint Information

Date Complaint Received:	01/04/2010
Complaint Pending?	No
Status:	Settled
Status Date:	07/29/2010



Settlement Amount: \$30,000.00

Individual Contribution Amount: \$0.00

Broker Statement THE CLIENT AND I DISCUSSED VARIOUS BONDS, BUT SHE DID NOT LIKE THE YIELDS, SO WE TURNED TO GSE PREFERRED STOCK. I DO NOT AGREE THAT THIS PRODUCT WAS SOLD AS A BOND.



Customer Dispute - Closed-No Action / Withdrawn / Dismissed / Denied

This type of disclosure event involves (1) a consumer-initiated, investment-related arbitration or civil suit containing allegations of sales practice violations against the individual broker that was dismissed, withdrawn, or denied; or (2) a consumer-initiated, investment-related written complaint containing allegations that the broker engaged in sales practice violations resulting in compensatory damages of at least \$5,000, forgery, theft, or misappropriation, or conversion of funds or securities, which was closed without action, withdrawn, or denied.

Disclosure 1 of 1

Reporting Source: Firm

Employing firm when activities occurred which led to the complaint: UBS FINANCIAL SERVICES INC

Allegations: TIME FRAME: JANUARY 2, 2008 TO SEPTEMBER 30, 2008.
THE CLIENTS ALLEGE THEY WERE TOLD THEIR INVESTMENT WAS SAFE AND FEDERALLY SPONSORED.

Product Type: Debt-Government

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: 10/08/2014

Complaint Pending? No

Status: Denied

Status Date: 01/21/2015

Settlement Amount:

Individual Contribution Amount:

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: UBS FINANCIAL SERVICES INC.

Allegations: TIME FRAME: JANUARY 2, 2008 TO SEPTEMBER 30, 2008. THE CLIENTS



ALLEGE THEY WERE TOLD THEIR INVESTMENT WAS SAFE AND
FEDERALLY SPONSORED.

Product Type: Debt-Government

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: 10/08/2014

Complaint Pending? No

Status: Denied

Status Date: 01/21/2015

Settlement Amount:

**Individual Contribution
Amount:**

End of Report



This page is intentionally left blank.