

**BrokerCheck Report**

**BERNARD F JASMIN**

CRD# 4442394

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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.

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](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)

**BERNARD F. JASMIN**

CRD# 4442394

**Currently employed by and registered with the following Firm(s):****PHX FINANCIAL, INC.**

100 WALL STREET  
10TH FLOOR  
NEW YORK, NY 10005  
CRD# 144403

Registered with this firm since: 05/20/2015

**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:**

- 1 Self-Regulatory Organization
- 32 U.S. states and territories

**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):****EMPIRE ASSET MANAGEMENT COMPANY**

CRD# 143007  
NEW YORK, NY  
06/2007 - 05/2015

**NATIONAL SECURITIES CORPORATION**

CRD# 7569  
NEW YORK, NY  
10/2006 - 06/2007

**AURA FINANCIAL SERVICES, INC.**

CRD# 42822  
NEW YORK, NY  
09/2004 - 10/2006

**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 1 SRO and is licensed in 32 U.S. states and territories through his or her employer.**

### Employment 1 of 1

Firm Name: **PHX FINANCIAL, INC.**

Main Office Address: **100 WALL STREET  
FLOOR 10  
NEW YORK, NY 10005**

Firm CRD#: **144403**

SRO	Category	Status	Date
FINRA	General Securities Representative	APPROVED	05/20/2015

U.S. State/ Territory	Category	Status	Date	U.S. State/ Territory	Category	Status	Date
Alabama	Agent	APPROVED	05/20/2015	Maine	Agent	APPROVED	05/29/2018
Arizona	Agent	APPROVED	10/03/2018	Maryland	Agent	APPROVED	05/20/2015
California	Agent	APPROVED	05/20/2015	Massachusetts	Agent	APPROVED	05/01/2018
Colorado	Agent	APPROVED	05/20/2015	Michigan	Agent	APPROVED	05/20/2015
Connecticut	Agent	APPROVED	05/20/2015	Minnesota	Agent	APPROVED	05/26/2015
Florida	Agent	APPROVED	05/20/2015	Missouri	Agent	APPROVED	05/20/2015
Georgia	Agent	APPROVED	05/20/2015	Nevada	Agent	APPROVED	09/14/2016
Hawaii	Agent	APPROVED	05/24/2017	New Hampshire	Agent	APPROVED	05/20/2015
Illinois	Agent	APPROVED	05/20/2015	New Jersey	Agent	APPROVED	05/20/2015
Indiana	Agent	APPROVED	03/05/2018	New York	Agent	APPROVED	05/20/2015
Iowa	Agent	APPROVED	04/25/2018	North Carolina	Agent	APPROVED	04/27/2018
Kansas	Agent	APPROVED	06/20/2018	Ohio	Agent	APPROVED	05/20/2015
Louisiana	Agent	APPROVED	08/07/2018	Pennsylvania	Agent	APPROVED	05/20/2015



## Broker Qualifications

### Employment 1 of 1, continued

U.S. State/ Territory	Category	Status	Date
Rhode Island	Agent	APPROVED	04/25/2018
South Carolina	Agent	APPROVED	05/20/2015
Texas	Agent	APPROVED	05/20/2015
Virginia	Agent	APPROVED	05/20/2015
Washington	Agent	APPROVED	06/19/2015
Wisconsin	Agent	APPROVED	03/02/2016

### Branch Office Locations

**PHX FINANCIAL, INC.**  
100 WALL STREET  
10TH FLOOR  
NEW YORK, NY 10005

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## 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
Securities Industry Essentials Examination	SIE	10/01/2018
General Securities Representative Examination	Series 7	10/02/2002

### State Securities Law Exams

Exam	Category	Date
Uniform Securities Agent State Law Examination	Series 63	12/13/2002

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/).



## Registration and Employment History

### Registration History

The broker previously was registered with the following firms:

Registration Dates	Firm Name	CRD#	Branch Location
06/2007 - 05/2015	EMPIRE ASSET MANAGEMENT COMPANY	143007	NEW YORK, NY
10/2006 - 06/2007	NATIONAL SECURITIES CORPORATION	7569	NEW YORK, NY
09/2004 - 10/2006	AURA FINANCIAL SERVICES, INC.	42822	NEW YORK, NY
05/2004 - 09/2004	NATIONAL SECURITIES CORPORATION	7569	SEATTLE, WA
10/2002 - 05/2004	J.P. TURNER & COMPANY, L.L.C.	43177	ATLANTA, GA

### Employment History

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

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

Employment Dates	Employer Name	Employer Location
05/2015 - Present	PHOENIX FINANCIAL SERVICES	NYC, NY
07/2007 - 05/2015	EMPIRE ASSET MANAGEMENT COMPANY	NYC, NY

### 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.

JULY 18, 2014, HT ETERNAL, INC., ENTITY FOR BUSINESS EXPENSES, 93 NORWOOD AVENUE, SI, NY, PRESIDENT, NO COMPENSATION, NO HOURS DEVOTED DURING BUSINESS HOURS.



## 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
Customer Dispute	1	2	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

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	AURA FINANCIAL SERVICES, INC.
<b>Allegations:</b>	UNSUITABLE RECOMMENDATIONS AND CHURNING WITH EXCESSIVE TRADES.
<b>Product Type:</b>	Equity - OTC
<b>Other Product Type(s):</b>	EQUITY LISTED (COMMON)
<b>Alleged Damages:</b>	\$70,000.00

#### Customer Complaint Information

<b>Date Complaint Received:</b>	03/12/2007
<b>Complaint Pending?</b>	No
<b>Status:</b>	Arbitration/Reparation
<b>Status Date:</b>	03/12/2007

**Settlement Amount:**

**Individual Contribution Amount:**

#### Arbitration Information



**Arbitration/Reparation Claim filed with and Docket/Case No.:** NASD CASE # 07-00603  
**Date Notice/Process Served:** 03/12/2007  
**Arbitration Pending?** No  
**Disposition:** Settled  
**Disposition Date:** 07/16/2007  
**Monetary Compensation Amount:** \$3,750.00  
**Individual Contribution Amount:** \$3,750.00  
**Firm Statement** NO COMPLAINT EVER RECEIVED THIS WAS DIRECT ARBITRATION FILING. NO OTHER COMMENTS AT THIS TIME 04/04/2007.

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**Reporting Source:** Broker  
**Employing firm when activities occurred which led to the complaint:** AURA FINANCIAL SERVICES, INC  
**Allegations:** UNSUITABLE RECOMMENDATIONS AND CHURNING WITH EXCESSIVE TRADES.  
**Product Type:** Equity - OTC  
**Other Product Type(s):** EQUITY LISTED (COMMON)  
**Alleged Damages:** \$70,000.00

### Customer Complaint Information

**Date Complaint Received:** 03/12/2007  
**Complaint Pending?** No  
**Status:** Arbitration/Reparation  
**Status Date:** 04/04/2007  
**Settlement Amount:** \$3,750.00  
**Individual Contribution Amount:** \$3,750.00

### Arbitration Information



<b>Arbitration/Reparation Claim filed with and Docket/Case No.:</b>	NASD CASE # 07-00603
<b>Date Notice/Process Served:</b>	03/12/2007
<b>Arbitration Pending?</b>	No
<b>Disposition:</b>	Settled
<b>Disposition Date:</b>	07/16/2007
<b>Monetary Compensation Amount:</b>	\$3,750.00
<b>Individual Contribution Amount:</b>	\$3,750.00
<b>Broker Statement</b>	NO COMPLAINT EVER RECEIVED. THIS WAS DIRECT ARBITRATION FILING. CUSTOMER SETTLED FOR \$3,750.00.

#### Disclosure 2 of 2

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	AURA FINANCIAL SERVICES, INC.
<b>Allegations:</b>	UNAUTHORIZED TRADING, UNSUITABILITY, OVERCONCENTRATION, EXCESSIVE USE OF MARGIN, FRAUD, NEGLIGENCE, BREACH OF FIDUCIARY DUTY, BREACH OF CONTRACT AND VIOLATIONS OF SECURITIES EXCHANGE ACT 1934 AND NASD CONDUCT RULES.
<b>Product Type:</b>	Equity Listed (Common & Preferred Stock)
<b>Other Product Type(s):</b>	EQUITY OTC, OPTIONS, MUTUAL FUNDSAND MUNICIPAL BONDS
<b>Alleged Damages:</b>	\$250,000.00

#### Customer Complaint Information

<b>Date Complaint Received:</b>	02/05/2007
<b>Complaint Pending?</b>	No
<b>Status:</b>	Arbitration/Reparation
<b>Status Date:</b>	02/05/2007
<b>Settlement Amount:</b>	



**Individual Contribution  
Amount:**

**Arbitration Information**

**Arbitration/Reparation Claim  
filed with and Docket/Case  
No.:** NASD CASE NO. 07-00241

**Date Notice/Process Served:** 02/05/2007

**Arbitration Pending?** No

**Disposition:** Settled

**Disposition Date:** 08/30/2007

**Monetary Compensation  
Amount:** \$6,500.00

**Individual Contribution  
Amount:** \$6,500.00

**Firm Statement** ONLY COMPLETING ITEMS 7 THROUGH 10 AS DIRECTED BY NASD  
DISCLOSURE DEPARTMENT. NO COMPLAINT EVER RECEIVED THIS WAS  
DIRECT ARBITRATION FILING.

**Reporting Source:** Broker

**Employing firm when  
activities occurred which led  
to the complaint:** AURA FINANCIAL SERVICES, INC.

**Allegations:** UNAUTHORIZED TRADING, UNSUITABILITY, OVERCONCENTRATION,  
EXCESSIVE USE OF MARGIN, FRAUD, NEGLIGENCE, BREACH OF  
FIDUCIARY DUTY, BREACH OF CONTRACT AND VIOLATIONS OF  
SECURITIES EXCHANGE ACT 1934 AND NASD CONDUCT RULES.

**Product Type:** Equity Listed (Common & Preferred Stock)

**Other Product Type(s):** EQUITY OTC, OPTIONS, MUTUAL FUNDS AND MUNICIPAL BONDS

**Alleged Damages:** \$250,000.00

**Customer Complaint Information**

**Date Complaint Received:** 02/05/2007

**Complaint Pending?** No

**Status:** Arbitration/Reparation



**Status Date:** 02/05/2007

**Settlement Amount:** \$6,500.00

**Individual Contribution Amount:** \$6,500.00

**Arbitration Information**

**Arbitration/Reparation Claim filed with and Docket/Case No.:** NASD CASE NO. 07-00241

**Date Notice/Process Served:** 02/05/2007

**Arbitration Pending?** No

**Disposition:** Settled

**Disposition Date:** 08/30/2007

**Monetary Compensation Amount:** \$6,500.00

**Individual Contribution Amount:** \$6,500.00

**Broker Statement** NO COMPLAINT EVER RECEIVED THIS WAS DIRECT ARBITRATION FILING. AN ATTORNEY HAS BEEN APPEARED TO DEFEND THE CLAIMS BROUGHT FORWARD IN THIS MATTER.



## 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

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	Empire Asset Management
<b>Allegations:</b>	Client Alleges Unsuitability, Excessive Trading and Churning
<b>Product Type:</b>	Derivative Equity-OTC
<b>Alleged Damages:</b>	\$2,825,583.00

### Arbitration Information

<b>Arbitration/CFTC reparation claim filed with (FINRA, AAA, CFTC, etc.):</b>	FINRA
<b>Docket/Case #:</b>	18-03340
<b>Date Notice/Process Served:</b>	10/03/2018
<b>Arbitration Pending?</b>	Yes

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<b>Reporting Source:</b>	Broker
<b>Employing firm when activities occurred which led to the complaint:</b>	Empire Asset Management
<b>Allegations:</b>	Client Alleges Unsuitability, Excessive Trading and Churning
<b>Product Type:</b>	Derivative Equity-OTC
<b>Alleged Damages:</b>	\$2,825,583.00

### Arbitration Information



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

**Docket/Case #:** 18-03340

**Date Notice/Process Served:** 10/03/2018

**Arbitration Pending?** Yes

**Broker Statement**

At the time of this statement, this individual is a client of my partners and I for roughly six years so far. He initially established his account with us at a previous firm. The client is an accredited and sophisticated investor having over 30 years of investment experience in multiple vehicles including speculative investments. The client has always been aware of all of his investments. The complaint reflected in this disclosure is based on activity from a previous firm almost four years ago. The client has never expressed any malfeasance of any kind throughout his time with us. We intend to clarify this matter as soon as possible and seek immediate expungement.



## End of Report



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