

BrokerCheck Report

TED RUSSELL BREITER

CRD# 719024

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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.

TED R. BREITER

CRD# 719024

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
- 2 State Securities Law Exams

Registration History

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

- B CMZ TRADING, LLC**
CRD# 132051
CHICAGO, IL
04/2011 - 01/2015
- B L. F. ROTHSCHILD, UNTERBERG, TOWBIN**
CRD# 501
10/1983 - 10/1984
- B PRESCOTT, BALL & TURBEN, INC.**
CRD# 7656
11/1980 - 10/1983

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	3

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. 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, 2 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 Foreign Currency Options Examination	Series 15	06/12/1984
B General Securities Representative Examination	Series 7	11/15/1980

State Securities Law Exams

Exam	Category	Date
IA Uniform Investment Adviser Law Examination	Series 65	01/31/2018
B Uniform Securities Agent State Law Examination	Series 63	04/27/1981

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 04/2011 - 01/2015	CMZ TRADING, LLC	132051	CHICAGO, IL
B 10/1983 - 10/1984	L. F. ROTHSCCHILD, UNTERBERG, TOWBIN	501	
B 11/1980 - 10/1983	PRESCOTT, BALL & TURBEN, INC.	7656	

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
02/2015 - Present	Vivaldi Capital Management	Wealth advisor	Y	Chicago, IL, 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.

No information reported.

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.
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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
Regulatory Event	0	3	0



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 3

Reporting Source:	Broker
Regulatory Action Initiated By:	CBOE
Sanction(s) Sought:	Censure Civil and Administrative Penalty(ies)/Fine(s)
Date Initiated:	10/02/1995
Docket/Case Number:	97-0055
Employing firm when activity occurred which led to the regulatory action:	N/A , WAS SOLE PROPRIETARY MARKET-MAKER AT THE TIME
Product Type:	Options
Allegations:	ALLOWED MY CLERK TO TRADE AND ENTER ORDERS FOR HIS BENEFIT AS WELL AS MY BENEFIT. ESTABLISHED JOINT ACCOUNT FOR HIS BENEFIT WHICH GAVE HIM PREFERENTIAL HAIRCUT AND CAPITAL EXEMPT TREATMENT.
Current Status:	Final
Resolution:	Decision & Order of Offer of Settlement



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: 12/18/1997

Sanctions Ordered: Censure
Civil and Administrative Penalty(ies)/Fine(s)

Monetary Sanction 1 of 1

Monetary Related Sanction: Civil and Administrative Penalty(ies)/Fine(s)

Total Amount: \$7,500.00

Portion Levied against individual: \$7,500.00

Payment Plan:

Is Payment Plan Current:

Date Paid by individual:

Was any portion of penalty waived? No

Amount Waived:

Disclosure 2 of 3

Reporting Source: Broker

Regulatory Action Initiated By: CBOE

Sanction(s) Sought: Civil and Administrative Penalty(ies)/Fine(s)

Date Initiated: 03/15/1991

Docket/Case Number: 91-0023

Employing firm when activity occurred which led to the regulatory action: SELF EMPLOYED SOLE-PROP MARKET MAKER

Product Type: Options



Allegations:	FAILURE TO SUBMIT ACCURATE EXECUTION TIMES FOR TRANSACTIONS
Current Status:	Final
Resolution:	Decision & Order of Offer of Settlement
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:	07/25/1991
Sanctions Ordered:	Civil and Administrative Penalty(ies)/Fine(s)
Monetary Sanction 1 of 1	
Monetary Related Sanction:	Civil and Administrative Penalty(ies)/Fine(s)
Total Amount:	\$5,750.00
Portion Levied against individual:	\$5,750.00
Payment Plan:	
Is Payment Plan Current:	
Date Paid by individual:	
Was any portion of penalty waived?	No
Amount Waived:	

Disclosure 3 of 3

Reporting Source:	Regulator
Regulatory Action Initiated By:	CHICAGO BOARD OPTIONS EXCHANGE
Sanction(s) Sought:	Civil and Administrative Penalt(ies) /Fine(s)
Other Sanction(s) Sought:	
Date Initiated:	06/03/2005
Docket/Case Number:	05-0019



Employing firm when activity occurred which led to the regulatory action:

Product Type: Options

Other Product Type(s):

Allegations: SEE SUMMARY

Current Status: Final

Resolution: Decision & Order of Offer of Settlement

Resolution Date: 09/22/2005

Sanctions Ordered: Censure
Monetary/Fine \$2,500.00

Other Sanctions Ordered: TED BREITER SHALL BE AND HEREBY IS CENSURED AND FINED IN THE AMOUNT OF TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500). IN ACCEPTING THE OFFER OF SETTLEMENT, THE BUSINESS CONDUCT COMMITTEE CONSIDERED CERTAIN MITIGATING FACTORS, INCLUDING THE FACT THAT ALTHOUGH RESPONDENT MAY NOT HAVE RECEIVED ACTUAL NOTICE OF THE LETTERS REFERENCED IN THE DECISION, RESPONDENT RECEIVED CONSTRUCTIVE NOTICE OF SUCH LETTERS, IN THAT THE LETTERS WERE SENT TO RESPONDENT'S ADDRESS DESIGNATED FOR CORRESPONDENCE IN HIS EXCHANGE MEMBERSHIP FILE.

Sanction Details: TED BREITER SHALL BE AND HEREBY IS CENSURED AND FINED IN THE AMOUNT OF TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500). IN ACCEPTING THE OFFER OF SETTLEMENT, THE BUSINESS CONDUCT COMMITTEE CONSIDERED CERTAIN MITIGATING FACTORS, INCLUDING THE FACT THAT ALTHOUGH RESPONDENT MAY NOT HAVE RECEIVED ACTUAL NOTICE OF THE LETTERS REFERENCED IN THE DECISION, RESPONDENT RECEIVED CONSTRUCTIVE NOTICE OF SUCH LETTERS, IN THAT THE LETTERS WERE SENT TO RESPONDENT'S ADDRESS DESIGNATED FOR CORRESPONDENCE IN HIS EXCHANGE MEMBERSHIP FILE.

Regulator Statement TED BREITER ("BREITER"), AN EXCHANGE LESSOR MEMBER REGISTERED AS A BROKER/DEALER, WAS CENSURED AND FINED \$2,500 FOR THE FOLLOWING CONDUCT. BREITER FAILED TO FILE HIS ANTI-MONEY LAUNDERING ("AML") COMPLIANCE PROGRAM WITH THE EXCHANGE BY DECEMBER 13, 2004. AS A RESULT, BREITER IMPEDED AND DELAYED THE EXCHANGE'S INVESTIGATION OF THIS MATTER. IN ACCEPTING THIS OFFER OF SETTLEMENT, THE BCC CONSIDERED CERTAIN MITIGATING



FACTORS, INCLUDING THE FACT THAT ALTHOUGH BREITER MAY NOT HAVE RECEIVED ACTUAL NOTICE OF THE LETTERS REQUESTING BREITER TO FILE THE REQUIRED AML COMPLIANCE PROGRAM WITH THE EXCHANGE, BREITER RECEIVED CONSTRUCTIVE NOTICE OF SUCH LETTERS, IN THAT THE LETTERS WERE SENT TO BREITER'S ADDRESS DESIGNATED FOR CORRESPONDENCE IN HIS EXCHANGE MEMBERSHIP FILE. (CBOE RULES 4.20 ANTI-MONEY LAUNDERING COMPLIANCE PROGRAM; 15.1 FURNISHING OF BOOKS, RECORDS AND OTHER INFORMATION; AND 17.2(B)- COMPLAINT AND INVESTIGATION: REQUIREMENT TO FURNISH INFORMATION)

Reporting Source:	Broker
Regulatory Action Initiated By:	CBOE
Sanction(s) Sought:	Censure Civil and Administrative Penalty(ies)/Fine(s)
Date Initiated:	11/02/2004
Docket/Case Number:	05-0019
Employing firm when activity occurred which led to the regulatory action:	SELF-EMPLOYED, SOLE PROP MARKET MAKER
Product Type:	Options
Allegations:	FAILURE TO TIMELY FILE AML COMPLIANCE PROGRAM
Current Status:	Final
Resolution:	Decision & Order of Offer of Settlement
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:	09/22/2005
Sanctions Ordered:	Censure Civil and Administrative Penalty(ies)/Fine(s)

Monetary Sanction 1 of 1



Monetary Related Sanction: Civil and Administrative Penalty(ies)/Fine(s)

Total Amount: \$2,500.00

Portion Levied against individual: \$2,500.00

Payment Plan:

Is Payment Plan Current:

Date Paid by individual:

Was any portion of penalty waived? No

Amount Waived:

End of Report



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