

BrokerCheck Report

DIANE LYNN SPENCER

CRD# 814429

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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:
 - 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



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.

**DIANE L. SPENCER**

CRD# 814429

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

IA EGI FINANCIAL, INC.
 50 S MAIN ST
 SUITE 1210
 AKRON, OH 44308
 CRD# 120607
 Registered with this firm since: 06/08/2021

B AMERICAN HERITAGE SECURITIES, INC.
 50 S MAIN ST
 SUITE 1210
 AKRON, OH 44308
 CRD# 29678
 Registered with this firm since: 01/08/2018

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
- 2 U.S. states and territories

This broker has passed:

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

Registration History

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

- B STIFEL, NICOLAUS & COMPANY, INCORPORATED**
 CRD# 793
 FAIRLAWN, OH
 03/2009 - 01/2018
- IA STIFEL, NICOLAUS & COMPANY, INCORPORATED**
 CRD# 793
 ST LOUIS, MO
 03/2009 - 01/2018
- IA BUTLER, WICK & CO., INC.**
 CRD# 120
 YOUNGSTOWN, OH
 01/2007 - 03/2009

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	1



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 2 U.S. states and territories through his or her employer.

Employment 1 of 2

Firm Name: **AMERICAN HERITAGE SECURITIES, INC.**

Main Office Address: **50 S MAIN ST
SUITE 1210
AKRON, OH 44308-1831**

Firm CRD#: **29678**

SRO	Category	Status	Date
B FINRA	General Securities Representative	Approved	05/24/2021

U.S. State/ Territory	Category	Status	Date
B Florida	Agent	Approved	02/26/2018
B Ohio	Agent	Approved	01/08/2018

Branch Office Locations

AMERICAN HERITAGE SECURITIES, INC.

50 S MAIN ST
SUITE 1210
AKRON, OH 44308

Employment 2 of 2

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

Main Office Address: **50 SOUTH MAIN STREET
SUITE 1210
AKRON, OH 44308-1831**

Firm CRD#: **120607**

Broker Qualifications



Employment 2 of 2, continued

U.S. State/ Territory		Category	Status	Date
IA	Ohio	Investment Adviser Representative	Approved	06/08/2021

Branch Office Locations

50 S MAIN ST
SUITE 1210
AKRON, OH 44308



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 1 state securities law exam.

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 AMEX Put and Call Exam	PC	09/08/1977
B General Securities Representative Examination	Series 7	10/18/1975

State Securities Law Exams

Exam	Category	Date
B Uniform Securities Agent State Law Examination	Series 63	01/20/1988

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 03/2009 - 01/2018	STIFEL, NICOLAUS & COMPANY, INCORPORATED	793	FAIRLAWN, OH
IA 03/2009 - 01/2018	STIFEL, NICOLAUS & COMPANY, INCORPORATED	793	FAIRLAWN, OH
IA 01/2007 - 03/2009	BUTLER, WICK & CO., INC.	120	FAIRLAWN, OH
B 01/2007 - 03/2009	BUTLER, WICK & CO., INC.	120	FAIRLAWN, OH
IA 05/2003 - 01/2007	WACHOVIA SECURITIES, LLC	19616	AKRON, OH
B 06/2001 - 01/2007	WACHOVIA SECURITIES, LLC	19616	AKRON, OH
B 09/1978 - 06/2001	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	7691	NEW YORK, NY
B 11/1975 - 09/1978	MERRILL LYNCH, PIERCE, FENNER & SMITH, INC.	572	

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
01/2018 - Present	AMERICAN HERITAGE SECURITIES INC	FINANCIAL ADVISOR	Y	AKRON, OH, United States
03/2009 - 01/2018	STIFEL, NICOLAUS & COMPANY, INCORPORATED	FINANCIAL ADVISOR	Y	FAIRLAWN, OH, 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.

Registration and Employment History



Other Business Activities, continued

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:**
 - 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	0	1	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 - Award / Judgment

This type of disclosure event involves a final, consumer-initiated, investment-related arbitration or civil suit containing allegations of sales practice violations against the broker that resulted in an arbitration award or civil judgment for the customer.

Disclosure 1 of 1

Reporting Source: Regulator

Employing firm when activities occurred which led to the complaint: MERRILL LYNCH PIERCE, FENNER & SMITH, INC.

Allegations: BRCH OF FIDUCIARY DT; ACCOUNT RELATED-BREACH OF CONTRACT; EXECUTIONS-FAILURE TO EXECUTE

Product Type:

Alleged Damages: \$136,354.82

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NASD - CASE #87-02459](#)

Date Notice/Process Served: 12/07/1987

Arbitration Pending? No

Disposition: Other

Disposition Date: 03/30/1990

Disposition Detail: AWARD AGAINST PARTY ACTUAL/COMPENSATORY DAMAGES, RELIEF HAS BEEN AWARDED (PARTIAL OR FULL), AWARD AMOUNT \$129,000.00 JOINTLY AND SEVERALLY; OTHER COSTS, RELIEF REQUEST HAS BEEN DENIED IN FULL; ATTORNEY'S FEES, RELIEF REQUEST HAS BEEN DENIED IN FUL



Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: MERRILL LYNCH PIERCE, FENNER & SMITH, INC.

Allegations: CUSTOMER ALLEGED THAT BROKER COVERING SPENCER'S DESK IN HER ABSENCE MISTAKENLY PLACED AN ORDER TO TO PURCHASE 3 INSTEAD OF 30 OEX NOVEMBER PUT OPTION CONTRACTS AND ALLEGED DAMAGES OF \$170,000.

Product Type:

Alleged Damages: \$136,354.82

Customer Complaint Information

Date Complaint Received:

Complaint Pending? No

Status: Arbitration/Reparation

Status Date:

Settlement Amount:

Individual Contribution Amount:

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [National Association of Securities Dealers, Inc.; 87-02459](#)

Date Notice/Process Served: 12/07/1987

Arbitration Pending? No

Disposition: Award to Customer

Disposition Date: 03/30/1990

Monetary Compensation Amount: \$129,000.00

Individual Contribution Amount:



Broker Statement

THE ARBITRATION PANEL FOUND MERRILL LYNCH,
ROBERT BERRY AND DIANE SPENCER JOINTLY AND SEVERALLY LIABLE IN
THE AMOUNT OF \$129,000.
DURING THE HEARING, THE CLAIMANT ADMITTED TO
ORDERING 3 PUTS. THE ARBITRATORS IGNORED THIS ADMISSION AS
WELL
AS THE FACT THAT CLAIMANT MENTIONED HE THOUGHT HE HAD
PURCHASED
30 CONTRACTS UNTIL AFTER HE HAD REALIZE \$31,000 IN PROFITS FROM
THE 3 CONTRACTS HE HAD ORDERED. CLAIMANT WAS UNJUSTLY
ENRICHED
AT THE EXPENSE OF THE FIRM AND SPENCER.

End of Report



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