

BrokerCheck Report

KEVIN WALTER KOLMER

CRD# 832957

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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.

**KEVIN W. KOLMER**

CRD# 832957

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

IA MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED
 300 W STATE ST
 MEDIA, PA 19063
 CRD# 7691
 Registered with this firm since: 11/26/2007

B MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED
 300 W STATE ST
 MEDIA, PA 19063
 CRD# 7691
 Registered with this firm since: 03/29/1985

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
- 38 U.S. states and territories

This broker has passed:

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

Registration History

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

- B PRUDENTIAL-BACHE SECURITIES INC.**
 CRD# 7471
 01/1980 - 04/1985
- B SMITH BARNEY, HARRIS UPHAM & CO., INCORPORATED**
 CRD# 7059
 02/1977 - 11/1983
- B ELKINS & CO.**
 CRD# 6789
 03/1980 - 05/1982

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 6 SROs and is licensed in 38 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	05/06/2014
B	Cboe BZX Exchange, Inc.	General Securities Representative	Approved	05/06/2014
B	Cboe BZX Exchange, Inc.	Registered Options Principal	Approved	06/04/2014
B	Cboe Exchange, Inc.	General Securities Representative	Approved	03/03/1991
B	Cboe Exchange, Inc.	Registered Options Principal	Approved	03/13/2012
B	FINRA	General Securities Representative	Approved	03/29/1985
B	FINRA	Registered Options Principal	Approved	08/28/2007
B	Nasdaq Stock Market	General Securities Representative	Approved	07/12/2006
B	Nasdaq Stock Market	Registered Options Principal	Approved	03/28/2008
B	New York Stock Exchange	General Securities Representative	Approved	04/27/1985

	U.S. State/ Territory	Category	Status	Date
B	Alaska	Agent	Approved	02/25/1999
B	Arizona	Agent	Approved	10/11/2007
B	California	Agent	Approved	10/16/1989

Broker Qualifications



Employment 1 of 1, continued

	U.S. State/ Territory	Category	Status	Date
B	Colorado	Agent	Approved	02/22/1991
B	Connecticut	Agent	Approved	05/29/1997
B	Delaware	Agent	Approved	11/04/1985
B	District of Columbia	Agent	Approved	02/06/2025
B	Florida	Agent	Approved	04/08/1985
B	Georgia	Agent	Approved	04/25/1996
B	Illinois	Agent	Approved	10/04/1995
B	Indiana	Agent	Approved	09/21/2022
B	Kentucky	Agent	Approved	03/06/2019
B	Louisiana	Agent	Approved	06/08/2006
B	Maine	Agent	Approved	08/13/2018
B	Maryland	Agent	Approved	09/26/1985
B	Massachusetts	Agent	Approved	07/19/2000
B	Minnesota	Agent	Approved	08/08/2019
B	Montana	Agent	Approved	06/22/2011
B	Nevada	Agent	Approved	06/17/2005
B	New Hampshire	Agent	Approved	08/04/2023
B	New Jersey	Agent	Approved	04/17/1985
B	New Mexico	Agent	Approved	05/15/1990
B	New York	Agent	Approved	09/28/1994
B	North Carolina	Agent	Approved	04/18/1985



Broker Qualifications

Employment 1 of 1, continued

	U.S. State/ Territory	Category	Status	Date
B	Ohio	Agent	Approved	06/23/2023
B	Oklahoma	Agent	Approved	09/20/2011
B	Oregon	Agent	Approved	08/08/2019
B	Pennsylvania	Agent	Approved	04/16/1985
IA	Pennsylvania	Investment Adviser Representative	Approved	06/18/2010
B	South Carolina	Agent	Approved	06/27/1990
IA	South Carolina	Investment Adviser Representative	Approved	01/23/2023
B	Tennessee	Agent	Approved	11/24/1997
B	Texas	Agent	Approved	05/13/2019
IA	Texas	Investment Adviser Representative	Restricted Approval	11/26/2007
B	Utah	Agent	Approved	02/01/2023
B	Vermont	Agent	Approved	01/04/2022
B	Virginia	Agent	Approved	09/13/1988
B	Washington	Agent	Approved	08/25/2023
B	West Virginia	Agent	Approved	10/12/2004
B	Wisconsin	Agent	Approved	10/27/2023
B	Wyoming	Agent	Approved	08/31/2010

Branch Office Locations

MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED
 300 W STATE ST
 MEDIA, PA 19063



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 1 principal/supervisory exam, 4 general industry/product exams, and 2 state securities law exams.

Principal/Supervisory Exams

Exam	Category	Date
B Registered Options Principal Examination	Series 4	01/02/2023

General Industry/Product Exams

Exam	Category	Date
B Securities Industry Essentials Examination	SIE	10/01/2018
B Interest Rate Options Examination	Series 5	11/23/1982
B AMEX Put and Call Exam	PC	05/02/1977
B General Securities Representative Examination	Series 7	01/15/1977

State Securities Law Exams

Exam	Category	Date
IA Uniform Investment Adviser Law Examination	Series 65	09/07/1994
B Uniform Securities Agent State Law Examination	Series 63	01/26/1984

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 01/1980 - 04/1985	PRUDENTIAL-BACHE SECURITIES INC.	7471	
B 02/1977 - 11/1983	SMITH BARNEY, HARRIS UPHAM & CO., INCORPORATED	7059	
B 03/1980 - 05/1982	ELKINS & CO.	6789	

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
09/2009 - Present	BANK OF AMERICA, NA	FINANCIAL ADVISOR	Y	MEDIA, PA, United States
03/1985 - Present	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	OTHER - ACCT. EXECUTIVE	Y	MEDIA, PA, 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*57484

For profit or not for profit: Non-Profit Organization

Name of outside business organization: the john lachman society

Address of business:

st.davids,, Pennsylvania 19087

Nature of business: Charitable Organization,

Position, title, association: Committee Member,

Start date of relationship: 1/1/2010

Number of hours devoted: 2 hour(s) Annually

Number of hours devoted during trading hours: 0

Duties: non profit/board of trustees

Registration and Employment History



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
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 - 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 1

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: SMITH BARNEY, HARRIS UPHAM & CO. INC.

Allegations: IN AUGUST 1979, KOLMER STATED TO PLAINTIFF THAT SMITH BARNEY WOULD LOAN HIM SUBSTANTIAL AMOUNTS OF MONEY TO PURCHASE BALLY'S STOCK WHICH HE WOULD NOT HAVE TO REPAY UNTIL HE EITHER SOLD THE STOCK OR THE LOAN HAD BEEN OUTSTANDING FOR TWO YEARS; AND THAT PLAINTIFFS WOULD ONLY HAVE TO PAY A RATE OF INTEREST BETWEEN 7 AND 9 PERCENT PER YEAR ON THE FUNDS SO BORROWED. IN REASONABLE RELIANCE ON THE APPARENT TRUTH OF THE STATEMENTS BY KOLMER, PLAINTIFFS WERE CAUSED TO PURCHASE 1,500 SHARES OF BALLY'S STOCK ON SEPTEMBER 25, 1979 AND 300 SHARES OF BALLY'S STOCK ON NOVEMBER 7, 1979 AND TO BORROW A TOTAL OF \$26,031.38 FROM SMITH BARNEY TO DO SO. PLAINTIFFS ALLEGED THAT KOLMER INTENTIONALLY MADE THESE STATEMENTS TO THEM KNOWING THAT THEY WERE FALSE (OR IN RECKLESS DISREGARD OF THEIR TRUTH OR FALSITY), FOR THE PURPOSE OF INDUCING PLAINTIFFS TO PURCHASE BALLY'S STOCK. PLAINTIFFS ARE DEMANDING A JUDGMENT



AWARDING THEM COMPENSATORY DAMAGES IN THE AMOUNT OF \$57,713.06 FOR THEIR ECONOMIC LOSSES, TREBLE THE DAMAGES OF THEIR ECONOMIC LOSSES, PUNITIVE DAMAGES, INTEREST AND THE COSTS OF THE SUIT INCLUDING ATTORNEY FEES DATED MARCH 1, 1985. THE ACTION ALLEGED UNSUITABILITY AND MISREPRESENTATION WITH RESPECT TO THE PURCHASE OF BALLY'S STOCK ON MARGIN IN 1979.

Product Type:

Alleged Damages: \$57,713.06

Customer Complaint Information

Date Complaint Received:

Complaint Pending? No

Status: Litigation

Status Date:

Settlement Amount:

Individual Contribution Amount:

Civil Litigation Information

Court Details: US DISTRICT; EASTERN DISTRICT OF PA; 84-4182

Date Notice/Process Served: 03/01/1985

Litigation Pending? No

Disposition: Settled

Disposition Date: 03/31/1987

Monetary Compensation Amount: \$21,000.00

Individual Contribution Amount: \$1,000.00

Broker Statement

CIVIL ACTION NO. 84-4182 FILED IN THE U.S. DISTRICT THE MATTER WAS SETTLED FOR \$21,000 ON MARCH 31, 1987. MR. KOLMER CONTRIBUTED \$1,000 TO THE SETTLEMENT. COPY RECEIVED OF KOLMER'S RESPONSE TO THE NEW YORK



STOCK EXCHANGE, DATED APRIL 24, 1987, AND THE COMPLETE RELEASE,
DATED MARCH 31, 1987.

End of Report



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