

BrokerCheck Report

DANIEL MARSHALL PRESCOTT

CRD# 838443

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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.

DANIEL M. PRESCOTT

CRD# 838443

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 UBS PAINEWEBBER INC.**
CRD# 8174
WEEHAWKEN, NJ
12/1999 - 03/2002
- B DEAN WITTER REYNOLDS INC.**
CRD# 7556
PURCHASE, NY
01/1995 - 12/1999
- B OPPENHEIMER & CO., INC.**
CRD# 630
NEW YORK, NY
02/1991 - 01/1995

Disclosure Events

This broker has been involved in one or more disclosure events involving certain final criminal matters, regulatory actions, civil judicial proceedings, or arbitrations or civil litigations.

Are there events disclosed about this broker? **Yes**

The following types of disclosures have been reported:

Type	Count
Regulatory Event	1

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), states and U.S. territories the broker is currently registered and licensed with, the category of each registration, and the date on which the registration became effective. This section also provides, for each 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 AMEX Put and Call Exam	PC	05/21/1977
B General Securities Representative Examination	Series 7	05/21/1977

State Securities Law Exams

Exam	Category	Date
IA Uniform Investment Adviser Law Examination	Series 65	12/01/1999
B Uniform Securities Agent State Law Examination	Series 63	12/12/1979

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 securities firms:

Registration Dates	Firm Name	CRD#	Branch Location
B 12/1999 - 03/2002	UBS PAINEWBBER INC.	8174	WEEHAWKEN, NJ
B 01/1995 - 12/1999	DEAN WITTER REYNOLDS INC.	7556	PURCHASE, NY
B 02/1991 - 01/1995	OPPENHEIMER & CO., INC.	630	NEW YORK, NY
B 03/1990 - 02/1991	FAHNESTOCK & CO., INC.	249	NEW YORK, NY
B 06/1989 - 03/1990	B.C. CHRISTOPHER SECURITIES CO.	60	KANSAS CITY, MO
B 04/1988 - 07/1989	SHEARSON LEHMAN HUTTON INC.	7506	NEW YORK, NY
B 01/1983 - 04/1988	E. F. HUTTON & COMPANY INC	235	
B 12/1977 - 02/1983	DREXEL BURNHAM LAMBERT INCORPORATED	7323	
B 06/1977 - 01/1978	STIFEL, NICOLAUS & COMPANY, INCORPORATED	793	

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
No information reported.				

Disclosure Events



What you should know about reported disclosure events:

1. Disclosure events in BrokerCheck reports come from different sources:

- As mentioned at the beginning of this report, information contained in BrokerCheck comes from brokers, their employing firms, and regulators. When more than one source reports information for the same disclosure event, all versions of the event will appear in the BrokerCheck report. The different versions are separated by a solid line with the reporting source labeled.

For your convenience, below is a matrix of the number and status of regulatory 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.

	Final	On Appeal
Regulatory Event	1	0



Disclosure Event Details

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 involves a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulator such as the Securities and Exchange Commission, foreign financial regulatory body) for a violation of investment-related rules or regulations.

Disclosure 1 of 1

Reporting Source:	Regulator
Regulatory Action Initiated By:	Missouri
Sanction(s) Sought:	Other: update U4's and notifications to Missouri Enforcement of new accounts
Date Initiated:	02/18/2016
Docket/Case Number:	AP-16-01
URL for Regulatory Action:	https://www.sos.mo.gov/CMSImages/Securities/orders/AP-16-01.pdf
Employing firm when activity occurred which led to the regulatory action:	ITB Asset Management, Inc.; and Prescott Capital Management, Inc.; Susan Baldwin Prescott
Product Type:	No Product
Allegations:	Respondents ITB, PCM, Susan Baldwin Prescott and Daniel M. Prescott failed to promptly update application information that had become inaccurate in violation of Sec. 409.4-406(b)
Current Status:	Final
Resolution:	Consent
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	No
Resolution Date:	02/17/2016
Sanctions Ordered:	Other: All parties are ordered to update their U-4's and related forms to reflect any and all judgments and liens; update and continue to update their Form ADV's to reflect judgments and liens; notify Missouri Securities Division upon entering into a



new agreement

Monetary Sanction 1 of 1

Monetary Related Sanction: Monetary Penalty other than Fines

Total Amount: \$12,000.00

Portion Levied against individual: \$0.00

Payment Plan:

Is Payment Plan Current: Yes

Date Paid by individual:

Was any portion of penalty waived? No

Amount Waived:

Regulator Statement Monetary fines against ITB Asset Management and Prescott Capital Management, Inc.

Reporting Source: Broker

Regulatory Action Initiated By: Missouri Securities Division

Sanction(s) Sought: Monetary Penalty other than Fines

Date Initiated: 02/18/2016

Docket/Case Number: AP-16-01

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

Product Type: No Product

Allegations: The Firm received a consent order in February 18 2016 from the Missouri Securities Division for failure to update the forms U4 and ADV Parts 1 and 2 in a timely manor. This order relates to the nondisclosure of PERSONAL(not firm related) credit card debt non payment and loans due to [redacted] related medical expenses. The full consent(case # AP-16-01) order can be viewed via www.finra.org.



The related liens/judgements are as follows:

- 1) Capital One - Case # 12SL-AC17622, \$6,933
- 2) CityBank - Case # 11SL-46038, \$8,047
- 3) Barclays Bank - Case # 13SL-AC11099, \$2,798
- 4) City Bank - Case # 11SL- AC47346, \$19,422
- 5) Discover - Case # 12SI-AC439022, \$10,484

Ordered to pay 12,000 to Investor education fund jointly and severely with another RIA firm. 2,000 to be paid in monthly installments with 10,000 suspended and waived after two years of compliance. Also ordered to report new customer agreements to Division for 2 years.

Current Status:

Final

Resolution:

Consent

Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?

No

Resolution Date:

02/18/2016

Sanctions Ordered:

Other: Sanction described as a monetary payment to the Investor Education Fund.

Broker Statement

The Firm received a consent order in February 18 2016 from the Missouri Securities Division for failure to update the forms U4 and ADV Parts 1 and 2 in a timely manner. This order relates to the nondisclosure of PERSONAL(not firm related) credit card debt non payment and loans due to [redacted] related medical expenses.

End of Report



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