

NASD OFFICE OF HEARING OFFICERS

Department of Enforcement,

Complainant,

v.

Bryon Scott Key,
General Securities Representative
CRD No. 3012745

Respondent.

Disciplinary Proceeding

No. 20050026638 01

Hearing Officer - SW

ORDER ACCEPTING OFFER OF SETTLEMENT

Date: June 23, 2006

INTRODUCTION

Disciplinary Proceeding No. 2005002663801 was filed on April 25, 2006, by the Department of Enforcement of NASD ("Complainant"). Respondent Bryon Scott Key submitted an Offer of Settlement ("Offer") to Complainant on June 12, 2006. Pursuant to Code of Procedure Rule 9270(e), the Complainant and the National Adjudicatory Council ("NAC") Review Subcommittee or the Office of Disciplinary Affairs ("ODA") have accepted the uncontested Offer. Accordingly, this Order now is issued pursuant to Code of Procedure Rule 9270(e) (3). The findings, conclusions and sanctions set forth in this Order are those stated in the Offer as accepted by the Complainant and approved by the NAC.

Under the terms of the Offer, the Respondent has consented, without admitting or denying the allegations of the Complaint, and solely for the purposes of this proceeding and any other proceeding brought by or on behalf of NASD, or to which NASD is a party, to the entry of findings and violations consistent with the allegations of the Complaint, and to the imposition of the sanctions set forth below, and fully understands that this Order will become part of his permanent disciplinary record and may be considered in any future actions brought by NASD.

BACKGROUND

Respondent Key entered the securities industry in February 1998 and was first registered as a general securities representative of an NASD member in June 1998. He was registered with NASD member Andrew Garrett, Inc. from July 2003 to August 2005. He is not currently associated with an NASD member firm; he has no disciplinary history.

FINDINGS AND CONCLUSIONS

It has been determined that the Offer be accepted and that findings be made as follows:

As alleged in the Complaint, in violation of NASD Rules IM-1000-1 and 2110, Respondent Key willfully failed to disclose material information on his Uniform Application for Securities Industry Registration (Form U-4), by failing to disclose that he had been named as a defendant in an investment-related consumer-initiated lawsuit involving allegations of one or more sales practice violations, and that, in connection with another matter, had a judgment entered against him. Further, as alleged in the Complaint, Respondent Key failed to disclose his interest in a securities account to his member firm, and to the firm carrying the account, in violation of NASD Rules 3050 and 2110. Finally, as alleged in the Complaint, Respondent Key failed to provide information and documents requested by NASD staff in connection with an examination into his conduct, in violation of NASD Rules 8210 and 2110.

Based on the foregoing, Respondent Key violated NASD Rules IM-1000-1, 2110, 3050 and 8210.

Based on these considerations, the sanctions hereby imposed by the acceptance of the Offer are in the public interest, are sufficiently remedial to deter Respondent from any future misconduct, and

represent a proper discharge by NASD, of its regulatory responsibility under the Securities Exchange Act of 1934.

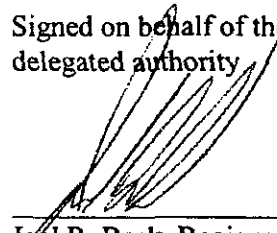
SANCTIONS

It is ordered that Respondent Key be barred from association with any NASD member in all capacities. Pursuant to IM-8310-2(f), the bar shall become effective upon approval or acceptance of this Order by the NAC.

SO ORDERED.

NASD

Signed on behalf of the Director of ODA, by
delegated authority



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