

FINANCIAL INDUSTRY REGULATORY AUTHORITY

OFFICE OF HEARING OFFICERS

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REGISTRATION & DISCLOSURE

Department of Enforcement,

Complainant,

v.

Tamra R. Morrison,  
CRD No. 2778559,

Respondent.

Disciplinary Proceeding  
No. 2007010598501

Hearing Officer: LBB

**ORDER ACCEPTING OFFER OF  
SETTLEMENT**

Date: December 4, 2008

**INTRODUCTION**

Disciplinary Proceeding No. 2007010598501 was filed on September 29, 2008 by the Department of Enforcement of the Financial Industry Regulatory Authority (FINRA) (Complainant). Respondent Tamra R. Morrison submitted an Offer of Settlement (Offer) to Complainant on November 24, 2008. Pursuant to NASD Rule 9270(e), the Complainant and the National Adjudicatory Council (NAC), a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs (ODA) have accepted the uncontested Offer. Accordingly, this Order now is issued pursuant to NASD 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, 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 FINRA, or to which FINRA is a party, to the entry of

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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 Respondent's permanent disciplinary record and may be considered in any future actions brought by FINRA.

### **BACKGROUND**

In August 1996, Respondent first became registered with FINRA (f/k/a National Association of Securities Dealers or NASD) as an Investment Company and Variable Contracts Products Representative. From about April 11, 2006 to March 31, 2007, she was registered in the same capacity through Nationwide Securities Inc. (NSI). Respondent has not been associated with any FINRA member since March 31, 2007.

### **FINDINGS AND CONCLUSIONS**

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

#### **Undisclosed Outside Business Activities**

1. From about mid September 2006 through about late March 2007, Respondent effected about 35 sales of Equity Indexed Annuities (EIAs) issued by an insurance company that was not a FINRA member outside the scope of her employment with NSI. The EIAs were not securities products. Respondent received approximately \$76,400 in commissions from the insurance company for these EIA sales.
2. NSI's written procedures in effect at the time required representatives, if they wanted to become involved in an outside business activity, to report the activity on an internal form for Compliance Department review before engaging in the activity.
3. Respondent failed to provide NSI, at any time, written notice that she was engaged in the business activity of selling EIAs.

### **Failure to Comply with Requests for Information and Failure to Appear to Testify**

4. By a letter dated December 31, 2007, FINRA staff requested, pursuant to NASD Procedural Rule 8210 (Rule 8210), that Respondent provide information about matters including her sales of EIAs. The letter requested a response by January 16, 2008. Respondent failed to respond to the letter by January 16 or thereafter.
5. By a letter dated January 24, 2008, FINRA staff again requested, pursuant to Rule 8210, that Respondent provide information concerning matters including her sales of EIAs. The letter requested a response by February 7, 2008. Respondent failed to respond to the letter by February 7 or thereafter.
6. By a letter dated February 21, 2008, FINRA staff again requested, pursuant to Rule 8210, that Respondent provide information concerning matters including her sales of EIAs. The letter requested a response by March 6, 2008. Respondent failed to respond to the letter by March 6 or thereafter.
7. On June 16, 2008, Respondent spoke by telephone with a FINRA staff member. In that phone conversation, she represented that she had moved earlier in the year. Respondent also provided her current residential address.
8. By a letter dated June 27, 2008, FINRA staff again requested, pursuant to Rule 8210, that Respondent provide information and documents concerning her sales of EIAs. The letter requested a response by July 11, 2008. Respondent failed to respond to the letter by July 11 or thereafter.
9. By a letter dated July 15, 2008, FINRA staff requested, pursuant to Rule 8210, that Respondent appear in FINRA's Philadelphia District Office on July 29, 2008 at 9:30 a.m. to testify on the record and produce at that time the documents requested in the letter

dated June 27, 2008 (a copy of which was enclosed). Respondent failed to appear to testify on July 29 and she failed to produce any documents by that date or thereafter.

10. As of the date the Complaint was filed against her, Respondent had not produced any documents to FINRA staff and she had neither appeared to testify nor contacted FINRA staff to arrange a date to testify.

Based on the foregoing, Respondent violated NASD Conduct Rules 3030 and 2110 and Rule 8210.

Based on these considerations, the sanction hereby imposed by the acceptance of the Offer is in the public interest, is sufficiently remedial to deter Respondent from any future misconduct, and represents a proper discharge by FINRA of its regulatory responsibility under the Securities Exchange Act of 1934.

#### **SANCTION**

It is ordered that Respondent be barred from association with any FINRA member in any capacity.

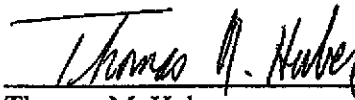
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The sanction imposed herein shall be effective on a date set by FINRA staff. Pursuant to IM-8310-2(f), a bar shall become effective upon approval or acceptance of this Order by the NAC.

SO ORDERED.

FINRA

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

A handwritten signature in black ink, appearing to read "Thomas M. Huber", is written over a horizontal line.

Thomas M. Huber  
Sr. Regional Counsel  
FINRA

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