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**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2008014567901**

REGISTRATION & DISCLOSURE

TO: Department of Enforcement
Financial Industry Regulatory Authority ("FINRA")

RE: Joseph K. Aylward, Respondent
General Securities Representative
CRD No. 1127162

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, I, Joseph K. Aylward, submit this Letter of Acceptance, Waiver and Consent ("AWC") for the purpose of proposing a settlement of the alleged rule violations described below. This AWC is submitted on the condition that, if accepted, FINRA will not bring any future actions against me alleging violations based on the same factual findings described herein.

I.**ACCEPTANCE AND CONSENT**

- A. I hereby accept and consent, without admitting or denying the findings, 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, prior to a hearing and without an adjudication of any issue of law or fact, to the entry of the following findings by FINRA:

BACKGROUND

In May 1983, Joseph K. Aylward became registered with FINRA as a General Securities Representative (Series 7). He acquired a Series 63 license in June 1983 and a Series 65 license in February 1996. Since his initial registration, Aylward has been associated and/or registered with several FINRA member firms. Most recently, from August 14, 2008 through December 26, 2008, Aylward was associated with Dominick & Dominick LLC, a FINRA member firm. On January 2, 2009, Dominick & Dominick LLC filed a Form U5 on behalf of Aylward terminating his association with that firm as of December 26, 2008. Aylward is not currently associated with a FINRA member firm.

RELEVANT DISCIPLINARY HISTORY

Aylward has no formal disciplinary history.

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Aylward violated NASD Conduct Rules 3110 and 2110 by causing his FINRA member firm's books and records to be inaccurate, specifically by causing the cost basis of 102 securities positions in the accounts of thirty customers to be changed to understate the unrealized losses in each of the positions. In addition, Aylward violated NASD Conduct Rules 2510(b) and 2110 by exercising discretionary trading authority in a customer's account without obtaining written authorization from the customer and acceptance of the account as discretionary by his employer member firm.

FACTS AND VIOLATIVE CONDUCT

At various times from April 2006 through October 2008, Aylward caused his FINRA member firm's books and records to be inaccurate by causing the cost basis of 102 securities positions in the accounts of thirty customers to be changed to understate the unrealized losses in each of the positions. As a result of such conduct, Aylward violated NASD Conduct Rules 3110 and 2110.

Also, at various times from June 19, 2007 to October 24, 2007, Aylward exercised discretion in the account of a customer without obtaining written authorization from the customer and acceptance of the account as discretionary by his employer member firm. As a result of such conduct, Aylward violated NASD Conduct Rules 2510(b) and 2110.

B. I also consent to the imposition of the following sanctions:

A bar from association with any FINRA member in any capacity.

I understand that if I am barred or suspended from associating with any FINRA member, I become subject to a statutory disqualification as that term is defined in Section 3(a)(39) of the Securities Exchange Act of 1934, as amended. Accordingly, I may not be associated with any FINRA member in any capacity, including clerical or ministerial functions, during the period of the bar or suspension (see FINRA Rules 8310 and 8311).

The sanctions imposed herein shall be effective on a date set by FINRA staff. Pursuant to FINRA Rule 8313(e), a bar or expulsion shall become effective upon approval or acceptance of this AWC.

II.**WAIVER OF PROCEDURAL RIGHTS**

I specifically and voluntarily waive the following rights granted under FINRA's Code of Procedure:

- A. To have a Complaint issued specifying the allegations against me;
- B. To be notified of the Complaint and have the opportunity to answer the allegations in writing;
- C. To defend against the allegations in a disciplinary hearing before a hearing panel, to have a written record of the hearing made and to have a written decision issued; and
- D. To appeal any such decision to the National Adjudicatory Council ("NAC") and then to the U.S. Securities and Exchange Commission and a U.S. Court of Appeals.

Further, I specifically and voluntarily waive any right to claim bias or prejudgment of the General Counsel, the NAC, or any member of the NAC, in connection with such person's or body's participation in discussions regarding the terms and conditions of this AWC, or other consideration of this AWC, including acceptance or rejection of this AWC.

I further specifically and voluntarily waive any right to claim that a person violated the ex parte prohibitions of FINRA Rule 9143 or the separation of functions prohibitions of FINRA Rule 9144, in connection with such person's or body's participation in discussions regarding the terms and conditions of this AWC, or other consideration of this AWC, including its acceptance or rejection.

III.**OTHER MATTERS**

I understand that:

- A. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by the NAC, a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs ("ODA"), pursuant to FINRA Rule 9216;
- B. If this AWC is not accepted, its submission will not be used as evidence to prove

any of the allegations against me; and

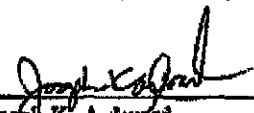
C. If accepted;

1. This AWC will become part of my permanent disciplinary record and may be considered in any future actions brought by FINRA or any other regulator against me;
2. This AWC will be made available through FINRA's public disclosure program in response to public inquiries about my disciplinary record;
3. FINRA may make a public announcement concerning this agreement and the subject matter thereof in accordance with FINRA Rule 8313; and
4. I may not take any action or make or permit to be made any public statement, including in regulatory filings or otherwise, denying, directly or indirectly, any finding in this AWC or create the impression that the AWC is without factual basis. I may not take any position in any proceeding brought by or on behalf of FINRA, or to which FINRA is a party, that is inconsistent with any part of this AWC. Nothing in this provision affects my right to take legal or factual positions in litigation or other legal proceedings in which FINRA is not a party.

- D. I may attach a Corrective Action Statement to this AWC that is a statement of demonstrable corrective steps taken to prevent future misconduct. I understand that I may not deny the charges or make any statement that is inconsistent with the AWC in this Statement. This Statement does not constitute factual or legal findings by FINRA, nor does it reflect the views of FINRA or its staff.

I certify that I have read and understand all of the provisions of this AWC and have been given a full opportunity to ask questions about it; that I have agreed to its provisions voluntarily; and that no offer, threat, inducement, or promise of any kind, other than the terms set forth herein and the prospect of avoiding the issuance of a Complaint, has been made to induce me to submit it.

5/5/09
Date


Joseph K. Aylward

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Accepted by FINRA:

5/21/09
Date

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

David B. Klafter, Esq.
Deputy Regional Chief Counsel
FINRA Department of Enforcement
2500 N. Military Trail, Suite 302
Boca Raton, FL 33431-6324
Phone: (561) 443-8110
Fax: (561) 443-7998
david.klafter@finra.org