

**FINANCIAL INDUSTRY REGULATORY AUTHORITY (FINRA)
OFFICE OF HEARING OFFICERS**

DEPARTMENT OF ENFORCEMENT,

Complainant,

v.

SUSAN MAGUIRK
(CRD No. 4207160),

Disciplinary Proceeding
No. 20080146442

Respondent.

COMPLAINT

The Department of Enforcement alleges:

JURISDICTION

1. Respondent was employed with UBS Financial Services, Inc. ("UBS" or the "Firm"), a FINRA registered broker/dealer, from on or about August 12, 2004 through on or about July 25, 2008 as a cashier. During her employment, Respondent was an associated person with the Firm. Her employment was terminated for purportedly forging a customer's signature on two letters of authorization ("LOA") and misappropriating customer funds. Since her employment termination, Respondent has not been associated with any FINRA registered broker/dealer.
2. As a cashier, Respondent was responsible for entering check requests, receiving LOAs and verifying customer signatures on LOAs. As demonstrated by her misconduct in this matter, Respondent had direct access to customer funds. Thus,

Respondent was employed with UBS Financial Services, Inc. ("UBS" or the "Firm"), a FINRA registered broker/dealer, from on or about August 12, 2004

through on or about July 25, 2008

as a cashier, Respondent was responsible for entering check requests, receiving LOAs and verifying customer signatures on LOAs.

As demonstrated by her misconduct in this matter, Respondent had direct access to customer funds. Thus,

Respondent's responsibilities are within the ambit of the securities business and she was an associated person of the Firm.

3. Although Respondent is not currently associated with a FINRA registered broker/dealer, she remains subject to FINRA's jurisdiction pursuant to Article V, Section 4 of FINRA's By-Laws in that the misconduct occurred while Respondent was an associated person with a FINRA registered broker/dealer and a complaint was filed within two years following the date Respondent ceased to be associated with a FINRA registered broker/dealer.

FIRST CAUSE OF ACTION

(Conversion - NASD Rule 2110)

4. Enforcement realleges and incorporates by reference paragraphs 1-3 above.
5. During all relevant times, MA was a member of the public and maintained an account at the Firm.
6. On or about May 13, 2008, Respondent without permission or authority, wrongfully caused a check in the amount of \$15,000 to be drawn from MA's account held at the Firm. Respondent then obtained possession of that check and used it for Respondent's own benefit.
7. On or about July 11, 2008, Respondent without permission or authority, wrongfully caused a check in the amount of \$50,000 to be drawn from MA's account held at the Firm. Respondent then obtained possession of that check and used it for Respondent's own benefit.
8. The above acts, practices and conduct constitute a violation of NASD Rule 2110.

SECOND CAUSE OF ACTION

(Forgery - NASD Rule 2110)

9. Enforcement realleges and incorporates by reference paragraphs 1-8 above.
10. During all relevant times, MA was a member of the public and maintained an account at the Firm.
11. On or about May 13, 2008, Respondent forged MA's signature on a letter of authorization ("LOA") to disburse \$15,000 from MA's account held at the Firm.
12. On or about July 11, 2008, Respondent forged MA's signature on a letter of authorization to disburse \$50,000 from MA's account held at the Firm.
13. The above acts, practices and conduct constitute a violation of NASD Rule 2110.

RELIEF REQUESTED

WHEREFORE, the Department respectfully requests that the Panel:

- A. order that one or more of the sanctions provided under FINRA Rule 8310(a), including monetary sanctions, be imposed; and
- B. order that the Respondent bear such costs of the proceeding as are deemed fair and appropriate under the circumstances in accordance with FINRA Rule 8330.

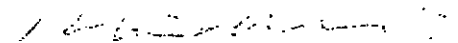
FINRA DEPARTMENT OF ENFORCEMENT

Date: 12-14-09



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