

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
OFFICE OF HEARING OFFICERS**

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REGISTRATION & DISCLOSURE

Department of Enforcement,

Complainant,

v.

**Shaniqua N. White,
CRD No. 5337573,**

Respondent.

**DISCIPLINARY PROCEEDING
No. 2008015003001**

HEARING OFFICER: SNB

**ORDER ACCEPTING OFFER OF
SETTLEMENT**

November 20, 2009

INTRODUCTION

Disciplinary Proceeding No. 2008015003001 was filed on September 18, 2009, by the Department of Enforcement of the Financial Industry Regulatory Authority ("FINRA") ("Complainant"). Respondent Shaniqua N. White ("White" or "Respondent") submitted an Offer of Settlement ("Offer") to Complainant on November 12, 2009. Pursuant to FINRA 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 FINRA 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 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

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

BACKGROUND

White (CRD No. 5337573) entered the securities industry in June 2007 as an Investment Company & Variable Products representative (Series 6) registered with FINRA member firm Chase Investment Services Corp. ("CISC"), while she was employed as a personal banker at CISC-affiliate JPMorganChase Bank, NA ("Chase Bank"). In September 2008, FINRA received a Uniform Termination Notice for Securities Industry Registration ("Form U5") filed by CISC disclosing that CISC had terminated White's registration because Chase Bank had terminated White in August 2008 for allegedly utilizing a co-worker's computer to issue a temporary Chase Bank card ("ATM card") to withdraw funds from a Chase Bank customer's account without the customer's knowledge.

Respondent is no longer associated with a FINRA member. FINRA retains jurisdiction over Respondent pursuant to Article V, Section 4 of the FINRA By-Laws as the conduct which serves as the basis for this action commenced prior to her termination from a member firm and this action was filed within two years after the effective date of her last termination of registration from a member firm.

FINDINGS AND CONCLUSIONS

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

First Cause of Action

1. On August 13, 2008 without permission or authority, Respondent, using a coworker's computer, created a temporary ATM card in the name of Chase Bank customer A.B.

2. Between August 13, 2008 and August 22, 2008, Respondent used this unauthorized ATM card to withdraw approximately \$1,800 from A.B.'s account at Chase Bank and used the funds for Respondent's own uses and purposes.

3. On February 24, 2009, Respondent pled guilty in the Supreme Court of the State of New York, New York County, to Identity Theft in the Second Degree, a Class E felony in violation of New York Penal Law Section 190.79 based on her conversion of customer A.B.'s funds.

Second Cause of Action

4. On September 26, 2008, FINRA sent a letter to Respondent pursuant to and in accordance with NASD Rule 8210, requesting that she provide a written statement responding to the allegation that she had utilized a co-worker's computer to issue a temporary ATM card to withdraw funds from a Chase Bank customer's account without the customer's knowledge. FINRA staff sent the letter by certified mail (return receipt requested) and first class mail, to White's address of record as contained in the records of the Central Registration Depository ("CRD"). The letter included a due date for response of October 24, 2008. The certified return receipt letter was returned and its envelope was marked "Unclaimed," "Unable to Forward," and "Return to Sender" by the U.S. Postal Service. The letter sent by first-class mail was not returned. White failed to respond to this request.

5. On November 17, 2008, FINRA staff mailed a second request letter pursuant to and in accordance with NASD Rule 8210 via certified mail (return receipt requested) and first-class mail, to White's CRD address. The letter requested, pursuant to Rule 8210, that she provide the information and documents previously requested by the FINRA staff's earlier request

letter, dated September 26, 2008. In the November 17, 2008 letter, FINRA staff enclosed a copy of the September 26, 2008 letter and set a due date for the requested information and documents of December 1, 2008. The certified return receipt letter was returned and its envelope was marked "Unclaimed," "Unable to Forward," and "Return to Sender" by the U.S. Postal Service. The letter sent by first-class mail was not returned. Respondent failed to respond to this request.

6. On January 15, 2009, FINRA staff mailed a letter pursuant to and in accordance with FINRA Rule 8210 via certified mail (return receipt requested) and first-class mail, to White's CRD address. In this letter, FINRA staff requested White to appear and provide testimony at FINRA's offices at 14 Wall Street, New York, New York on January 30, 2009, and to bring with her at that time copies of all correspondence and memoranda concerning the termination of her employment with CISC and the allegation that she had utilized a co-worker's computer to issue a temporary ATM card to withdraw funds from a Chase Bank customer's account without the customer's knowledge. Neither the certified return receipt nor first class mailings of the letter were returned to FINRA. The Respondent failed to respond to this request and did not appear for testimony on January 30, 2009.

7. On or about January 27, 2009, FINRA contacted Respondent by telephone and verified that her mailing address matched the address reflected in the CRD, to which all of FINRA's correspondence to White had been addressed. White acknowledged receipt of FINRA's January 15, 2009 letter and requested FINRA staff to postpone the date for her appearance and testimony from January 30, 2009 until February 11, 2009. FINRA consented to White's request for a postponement. Subsequently, FINRA further postponed the date for Respondent's appearance and testimony until July 10, 2009.

8. On June 23, 2009, FINRA staff mailed a fourth letter pursuant to and in accordance with FINRA Rule 8210 via certified mail (return receipt requested) and first-class mail, to White's CRD address requesting that she appear for testimony at FINRA's offices at 14 Wall Street on July 10, 2009. The letter also requested Respondent to bring with her at the time of her appearance the documentation that had been requested in FINRA's letter dated January 15, 2009. The certified return receipt letter was returned and its envelope was marked "Unclaimed," "Unable to Forward," and "Return to Sender" by the U.S. Postal Service. The letter sent by first-class mail was not returned. White failed to respond to this request and did not appear for testimony on July 10, 2009.

9. On July 10, 2009, FINRA staff mailed a fifth letter pursuant to and in accordance with FINRA Rule 8210 via certified mail (return receipt requested) and first-class mail to White's CRD address. In the July 10, 2009 letter, FINRA staff enclosed a copy of the June 23, 2009 letter and set a new due date of July 20, 2009 for the response to the requests for documents and information that had been requested in the previous letters from FINRA staff dated January 15, 2009 and June 23, 2009. The July 10, 2009 additionally requested documents and information relating to Respondent's arrest and conviction. The July 10, 2009 letter also set a new date for Respondent to appear for testimony at FINRA's offices at 14 Wall Street of July 22, 2009. The certified return receipt letter was signed for in the name of Shaniqua White, bearing a signature of "S. White" and delivery date of July 10, 2009 handwritten on the U.S. Post Office certified mail receipt. The first class mailing of this letter was not returned to FINRA. White did not respond to the request for documentation and information or appear for testimony on July 22, 2009.

10. No responses to any of FINRA's 8210 requests have been received from Respondent.

Based on the foregoing, Respondent violated NASD Rule 2110, as alleged in the First Cause of Action, and NASD Rules 8210 and 2110 and FINRA Rules 8210 and 2010, as alleged in the Second Cause of Action.

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 FINRA, of its regulatory responsibility under the Securities Exchange Act of 1934.

SANCTIONS

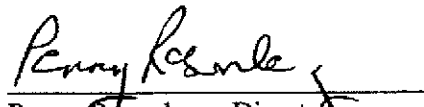
It is ordered that Respondent be barred from association with any FINRA member firm in all capacities.

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 Order.

SO ORDERED.

FINRA

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


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