

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

Department of Enforcement,

Complainant,

v.

Clyde Thornburg (CRD No. 1065161),

Respondent.

DISCIPLINARY PROCEEDING
No. 20090162729

HEARING OFFICER:

COMPLAINT

OVERVIEW

1. Between February 2008 and November 2009 (the relevant period), Respondent Clyde Thornburg, a Sarasota, Florida-based registered representative with NEXT Financial Group, Inc. ("NEXT" or "the Firm"), engaged in a pattern of unsuitable short-term trading and switching of Unit Investment Trusts ("UITs"), corporate debt, and mutual funds in accounts owned by five customers ("the five customers"), four of whom were elderly and unsophisticated investors, including a mentally incapacitated 91-year-old widow under the care of a guardian and an 82-year-old widow who was beginning to experience the effects of Alzheimer's disease.

2. In the five customer accounts, Respondent, or the customers based upon Respondent's recommendations, repeatedly purchased or switched UITs, corporate debt, and mutual funds less than one year after purchasing them ("short-term trading" or "short-term transactions"). On average, Respondent switched the products almost every two months.

Respondent often used a strategy where he caused a customer to sell one UIT, mutual fund, or corporate bond and invest all or part of the sale proceeds in another UIT, corporate bond, or mutual fund (“switching strategy”).

3. This switching strategy was contrary to the design of the UITs, corporate debt, and mutual funds used by the Respondent here, which are generally intended to be held long-term and carried substantial transaction fees. During the relevant period Respondent recommended approximately 200 short-term UIT, corporate debt, and mutual fund transactions in the five customer accounts.¹ The 200 trades consist of all of the UIT, mutual fund, and corporate debt transactions that occurred in each of the accounts during the review period.

4. As a result of the approximately 200 short-term transactions, none of which were held for more than ten months, Respondent’s customers incurred unnecessary sales charges amounting to about \$332,231 and Respondent improperly gained approximately \$301,389 in gross commissions for the Firm. His payout was 90% for UITs and mutual funds and 85% for bonds. During the same period the customers’ accounts collectively lost about \$983,152.

5. Respondent made these recommendations to buy and sell UITs, corporate debt, and mutual funds without having reasonable grounds for believing that such recommendations were suitable in view of the size and frequency of the transactions, and based upon the facts known to him regarding the five customers’ financial situations, objectives, and needs. As a result, the pattern of short-term trading and switching of UITs, corporate debt, and mutual funds was unsuitable for all five customers under NASD Rule 2310, Interpretive Memo (“IM”)-2310-2(b)(3), NASD Rule 2110 and FINRA Rule 2010.

¹ Not all of the accounts were open and under Respondent’s sole control for the entire review period. For purposes of the Complaint only the periods when the trading was under Respondent’s sole control are at issue.

6. With two of the customers, Respondent misrepresented and omitted information concerning the costs of the products, leading them to believe that they would not be charged sales charges or commissions. In fact, Respondent charged the customers for the transactions and thereby violated NASD Rule 2110 and FINRA Rule 2010. Additionally, and in furtherance of his short-term trading and switching strategy, Respondent engaged in discretionary trading in all five accounts without prior written authorization, in violation of NASD Rules 2510(b) and 2110 and FINRA Rule 2010.

7. Respondent also forged or caused to be forged the names of at least three customers or their representatives on 19 mutual fund disclosure forms. Respondent's forgery and falsification of documents violated NASD Rule 2110 and FINRA Rule 2010. Further, as a result of Respondent's conduct in forging or causing to be forged mutual fund disclosure documents, he caused his firm to maintain inaccurate books and records in violation of NASD Rules 3110 and 2110 and FINRA Rule 2010.

RESPONDENT AND JURISDICTION

8. Respondent became registered as an Investment Company Products Representative (Series 6) with NASD in September 1982 and as a General Securities Representative (Series 7) in November 1997. In December 1998, Respondent became registered as a General Securities Sales Supervisor (Series 8). Between 1982 and 2010, Respondent worked at six different firms.

9. From August 23, 2007 through December 11, 2009, Respondent was a registered representative and Office of Supervisory Jurisdiction branch manager at NEXT. He voluntarily left NEXT on December 14, 2009. Respondent then took a position at another registered firm from December 18, 2009 until June 25, 2010, when he was terminated for failing to follow the

firm's directions regarding UIT trading. Respondent was briefly associated with one other FINRA registered firm between August 6, 2010 and November 3, 2010.

10. Although Respondent is no longer registered or associated with a FINRA member, he remains subject to FINRA's jurisdiction for purposes of this proceeding, pursuant to Article V, Section 4 of FINRA's By-Laws, because (1) the Complaint was filed within two years after the date upon which he ceased to be associated with a FINRA member, namely November 3, 2010; and (2) the Complaint charges him with misconduct committed while he was registered or associated with a FINRA member registrant.

RESPONDENT'S CUSTOMERS

11. C.B., A.J., S.L. K.M., and A.D., were customers of Respondent during the relevant period. Four of these customers were elderly and retired. In their account opening documents Respondent listed for all but one of them a risk tolerance of moderate. The customers relied upon Respondent to make investment decisions in their accounts. Each customer, or their representative, allowed Respondent to exercise discretion by placing trades in their accounts without first contacting them. Respondent routinely purchased and sold UITs, mutual funds, and corporate debt in the five customer accounts without contacting the customers before the transactions.

Customer CB

12. In 2008, Customer C.B. was a 91-year-old widow suffering from Alzheimer's disease. At the time of the opening of her Guardianship account in October 2007, C.B.'s assets were under the control of A.R., the Director of Guardianships at Lutheran Services Florida, due to her mental incapacity. On the new account form, Respondent listed C.B.'s annual income as \$50,000, her liquid net worth as \$500,000, her risk tolerance as moderate, and her investment

objectives as income and long-term growth. However, C.B.'s actual risk tolerance was conservative and her investment objective was income. The money in the account was intended to: (a) pay for C.B.'s health care costs and living expenses at an assisted living facility; and (b) provide financial support for C.B.'s developmentally disabled son who was in his 70s and had been recently diagnosed with cancer. C.B. died in June 2009. A.R., the guardian, who was responsible for making investment decisions in C.B.'s account, was an inexperienced and unsophisticated investor.

Customer A.J.

13. In 2008, Customer A.J. was 81-years-old. At the time of the opening of her trust account in September 2007, A.J. had been recently widowed. She was a home-maker and former elementary school teacher. Prior to his death A.J.'s husband handled their investments. A.J. had limited prior investment experience and was an unsophisticated investor. On the new account form, Respondent listed A.J.'s annual income as \$100,000, her liquid net worth as \$1 million, her risk tolerance as moderate, and her investment objectives as income and growth. At the time, however, A.J.'s annual income was actually about \$50,000, her liquid net worth was closer to \$750,000, and her risk tolerance was conservative. The money in the account was intended to pay for A.J.'s living expenses such as the assisted care living facility where she resided due to cognitive impairments associated with early-stage Alzheimer's disease. In September 2008, A.J. designated two of her children as her attorneys-in-fact. They closed her account in February 2009.

Customer S.L.

14. In 2008, Customer S.L. was 74-years-old. At the time of the opening of her transfer on death ("TOD") account in April 2008, S.L. was a retired school teacher and

housewife. S.L. was an unsophisticated investor with limited prior investing experience. On the new account form, Respondent listed S.L.'s annual income as \$60,000, her liquid net worth as \$2 million, her risk tolerance as moderate, and her investment objectives as income, tax advantage, and growth. However, at the time, S.L.'s actual liquid net worth was closer to \$1 million and her risk tolerance was conservative. She intended that the assets in the account be used to: provide money for her children after her death; help pay for her grandchildren's college educations; go on trips; and to do work on her house. S.L. did not understand most of the trading that took place in her account.

Customer K.M.

15. In 2008, Customer K.M. was 52-years-old and a recent widow. She was retired and worked as a part-time realtor and also worked part-time as a secretary for one of the registered representatives in Respondent's office. K.M. was an unsophisticated investor with limited prior investment experience. On the new account form, Respondent listed K.M.'s annual income as \$120,000, her liquid net worth as \$3.5 million, her risk tolerance as moderate, and her investment objective as tax advantage and long-term growth. However, at the time, K.M.'s actual liquid net worth was closer to \$1 million.

Customer A.D.

16. In July 2008, customer A.D. transferred his Family Partner account from Respondent's prior firm to NEXT. A.D.'s account was handled by his accountant M.L. In 2008, A.D. was 70-years-old and retired. On the account form Respondent listed A.D.'s annual income as \$400,000, his liquid net worth as \$2.5 million, his risk tolerance as aggressive, and his investment objective as speculative. However, at the time, A.D.'s actual annual income was

approximately \$50,000, his liquid net worth was closer to \$1 million, his risk tolerance was conservative, and his investment objective was growth and income.

FACTS COMMON TO ALL COUNTS

17. Between February 2008 and November 2009, Respondent pursued a short-term trading strategy in the five customer accounts in which he recommended that customers repeatedly sell UITs, corporate debt, and mutual funds on average approximately two months after purchasing them. Respondent recommended that some customers sell their UIT, mutual fund, and corporate debt positions after even shorter time periods. In one instance, after purchasing more than \$44,000 worth of a UIT called Advisors Disciplined Trust Unit 106 Covered Call & Income Strategies Closed End Portfolio on July 1, 2009, in Customer C.B.'s account, Respondent sold all of these shares nine days later at a loss of \$4,074. On the same day that Respondent had C.B. sell these shares, he caused Customer K.M. to purchase \$18,274 of the same Advisors Disciplined Trust UIT. Seven days later Respondent caused K.M. to sell these shares at a profit of \$134. Respondent regularly exercised discretion in each of the five customers' accounts.

18. Many of the short-term transactions involved switching whereby Respondent, through making recommendations or by exercising discretion, sold a UIT or mutual fund or corporate debt and invested some or all of the sale proceeds in other UITs, mutual funds, or corporate debt with little or no economic benefit to the customer.

19. UITs are investment companies which purchase and ordinarily hold to maturity a fixed portfolio of bonds or stocks for purposes of producing income or capital appreciation. Similar to a mutual fund, UITs issue redeemable shares or "units" of the investment company. Unlike mutual funds, UITs are not managed and have a beginning and termination date. UITs

typically make a one-time public offering of a set number of units. UITs terminate after a set number of months or years on a specific date at which time the investment company dissolves. Some UITs have up-front sales charges. The issuers of some UITs maintain a secondary-market for investors who wish to sell their holdings prior to the termination date.

20. A UIT sales charge is typically made up of a combination of (1) a fee which is a percentage of the offering price, often called the initial sales charge, and (2) fees in fixed dollar amounts which generally include a creation and development fee and a sales charge. UITs typically set a maximum sales charge expressed as a percentage, which is comprised of the initial sales charge and fixed dollar fee. During the relevant period, the UITs at issue included a front-end sales charge of between 1.95% and 5.71%. These sales charges were not reflected on either the customer trade confirmations or monthly account statements. These UITs, however, were generally designed for long-term investors.

21. Mutual funds are investment companies that collect money from multiple investors and invest in various different securities, such as stocks, bonds or commodities, with a common theme such as large cap or technology stocks or securities related to an index or geographical area. Mutual funds charge shareholder fees and annual operating expenses. One type of shareholder fee is a front-end load or sales charge which is also referred to as a Class A mutual fund share. The mutual funds at issue all had front-end loads which ranged from about 2.75% to 5.78%. Mutual funds also charge for annual operating expenses including management fees and distribution and/or service fees. The mutual funds at issue, like the UITs, were generally designed for long-term investors, as disclosed in certain sponsor's prospectuses. A mutual fund switch occurs when a customer sells some or all of the assets contained in a one mutual fund and uses the proceeds to purchase a different mutual fund.

22. The corporate debt at issue here included corporate bonds, notes, and other similar products. Respondent charged his customers markups, markdowns, and underwriting compensation for the corporate debt he purchased in their accounts. The markups and markdowns and underwriting compensation ranged from around 0.25% to 2.76%. These sales charges were not reflected on either the customer trade confirmations or monthly account statements.

23. A schedule of the violative transactions is attached as Schedule A. The violative conduct encompasses all the trading in the customers' accounts during the periods when Respondent was the sole registered representative assigned to the accounts.

FIRST CAUSE OF ACTION

Excessive and Unsuitable UIT, Mutual Fund, and Corporate Debt Short-Term Trading and Switch Transactions in Violation of NASD Rules 2310 and 2110, IM-2310-2 and FINRA Rule 2010.

24. The Department re-alleges and incorporates by reference paragraphs 1-23 above.

25. Respondent recommended short-term transaction to five customers without having reasonable grounds for believing that such recommendations were suitable in view of the size and frequency of the transactions, and each customer's investment objectives, financial situations, and needs.

Trading in the Customer Accounts

Customer C.B.

26. Respondent recommended all the trades that were placed in C.B.'s account between February 2008 and August 2009. He routinely exercised discretion in the account by placing trades without contacting A.R. who as C.B.'s guardian was responsible for supervising her finances. As a result, Respondent exercised *de facto* control over C.B.'s account.

27. Respondent engaged in a pattern of recommending and executing short-term UIT, corporate debt, and mutual fund transactions, most of which were switches, in C.B.'s account. He did so without having reasonable grounds for believing that such transactions were suitable for C.B. in view of the nature, frequency, and size of the recommended transactions, and in light of C.B.'s financial situation, investment objectives, circumstances, and needs.

28. Examples of unsuitable trading in C.B.'s account include Respondent's purchase of Class A shares of the Rydex Government Long Bond 1.2X Strategy Fund. Respondent bought \$90,000 of this fund on September 19, 2008, and another \$55,000 on October 2, with cumulative sales charges of \$6,338. On October 27, 2008, Respondent sold about 83% of these positions, holding the first portion for 38 days and the other for 25 days. Less than one week later, on November 3, 2008, Respondent sold the remaining shares of the Rydex Government Long Bond 1.2X Strategy Fund generating a total loss on the investment of \$3,344.

29. Respondent also purchased two different Advisors Discipline UITs on October 24, 2008, the Canadian Energy & Income Portfolio and the Real Estate Closed End Portfolio, for \$39,546 each. He sold the Canadian Energy UIT on December 4, 2008, 41 days later, for a loss of \$7,504 and the Real Estate UIT on November 20, 2008, 27 days after he purchased it, for a loss of \$19,610. The sales charges for the two purchases totaled \$1,639.

30. Between February 1, 2008 and August 31, 2009, the last month of trading in the account, the securities in C.B.'s Guardianship account had an average value of \$134,392. During this time Respondent recommended 41 short-term UIT, corporate debt, and mutual fund trades in C.B.'s account causing her to hold individual positions on average only 39 days for a 6.9 annualized turnover ratio and a 34% annualized cost-to-equity ratio. Respondent's actions

caused C.B. to incur non-annualized sales charges of \$72,999. During this period C.B.'s account lost \$149,136 in value.

Customer A.J.

31. Respondent recommended all the trades that were placed in A.J.'s account between February 2008 and January 2009, and either routinely placed trades in A.J.'s account without contacting her or recommended trades that she was not capable of understanding due to her diminished mental state. As a result, Respondent exercised *de facto* control over A.J.'s account.

32. Respondent engaged in a pattern of recommending and executing short-term UIT, corporate debt, and mutual fund transactions, most of which were switches, in A.J.'s account. He did so without having reasonable grounds for believing that such transactions were suitable for A.J. in view of the nature, frequency, and size of the recommended transactions, and in light of the customer's financial situation, investment objectives, circumstances, and needs.

33. Examples of unsuitable trading in A.J.'s account include Respondent's purchase of Class A shares of the Rydex Government Long Bond 1.2X Strategy Fund. Respondent bought \$25,000 of this fund on September 19, 2008, and another \$50,000 on October 2, with cumulative sales charges of \$3,063. On October 27, 2008, Respondent sold both positions, holding the first portion for 38 days and the other for 25 days, at a total loss of \$1,619. Respondent also purchased two different Advisors Discipline UITs on October 24, 2008, the Canadian Energy & Income Portfolio and the Real Estate Closed End Portfolio, for \$24,477, and \$24,475, respectively. He sold the Canadian Energy UIT on December 4, 2008, 41 days later, for a loss of \$4,749 and the Real Estate UIT on November 20, 2008, 27 days after purchasing it, for a loss of \$12,202. The sales charges for the two UIT purchases totaled \$1,265.

34. Between February 1, 2008 and January 31, 2009, when trading in the account stopped because the account was closed, the securities in A.J.'s account had an average value of \$195,773. During this time Respondent recommended 34 short-term UIT, corporate debt, and mutual fund trades in A.J.'s account causing her to hold individual positions on average only 68 days for a 4.7 annualized turnover ratio and an 18% cost-to-equity ratio. Respondent's actions caused A.J. to be charged \$35,926 in sales charges. During this period A.J.'s account lost \$116,552 in value.

Customer S.L.

35. Respondent recommended all the trades that were placed in the account between April 2008 and January 2009, and routinely placed trades without contacting S.L. As a result, Respondent exercised *de facto* control over S.L.'s account.

36. Respondent engaged in a pattern of recommending and executing short-term UIT, corporate debt, and mutual fund transactions, most of which were switches, in S.L.'s account. He did so without having reasonable grounds for believing that such transactions were suitable for S.L. in view of the nature, frequency, and size of the recommended transactions, and in light of S.L.'s financial situation, investment objectives, circumstances, and needs.

37. Examples of unsuitable trading in S.L.'s account include Respondent's purchase of Class A shares of the Rydex Government Long Bond 1.2X Strategy Fund. Respondent bought \$75,000 of this fund on October 2, 2008, and another \$39,000 on October 3, with cumulative sales charges of \$4,275. On October 27 and November 3, 2008, Respondent sold both positions, holding neither for more than 32 days, at a total loss of \$6,861.

38. Between April 1, 2008 and January 31, 2009, when another representative in Respondent's office was added to the account, the securities in S.L.'s Trust Account had an

average value of \$436,904. During this time Respondent recommended 20 short-term UIT, corporate debt, and mutual fund trades in S.L.'s account causing her to hold individual positions on average only 70 days for a 3.3 annualized turnover ratio and an 15% annualized cost-to-equity ratio. Respondent's actions caused S.L. to be charged \$54,058 in non-annualized sales charges. During this period S.L.'s account lost \$250,084 in value.

Customer K.M.

39. Respondent recommended all the trades that were placed in the account between February 2008 and September 2009, and routinely placed trades without contacting K.M. As a result, Respondent exercised *de facto* control over K.M.'s account.

40. Respondent engaged in a pattern of recommending and executing short-term UIT, corporate debt, and mutual fund transactions, most of which were switches, in K.M.'s account. He did so without having reasonable grounds for believing that such transactions were suitable for K.M. in view of the nature, frequency, and size of the recommended transactions, and in light of K.M.'s financial situation, investment objectives, circumstances, and needs.

41. Examples of unsuitable trading in K.M.'s account include Respondent's purchase of \$40,000 of Rydex High Yield Strategy Fund on January 23, 2009, which included a sales charge of \$1,900. Respondent funded the purchase by selling a \$40,000 position in the PIMCO Total Return fund and listed K.M.'s need for additional income as the reason for the switch. However, Respondent caused K.M. to sell the entire \$40,000 Rydex High Yield position 26 days later on February 18, 2009, to purchase a position in the Ivy High Income Class A fund. On the switch form Respondent explained that he sold the Rydex position because K.M. needed income and Rydex did not pay income. K.M. lost \$2,451 on the sale of the Rydex mutual fund. Thirty days later, on March 20, 2009, Respondent sold the Ivy High Income fund position in order to

purchase an equal amount of the Advisors Discipline Trust Unit 321 High Yield and Income Closed End Portfolio UIT. The sales charge for the UIT was \$1,313. Thirty-three days later, on April 22, 2009, Respondent sold most of the UIT for a profit of \$2,100. Two days later, on April 24, Respondent used the proceeds from the UIT sale to purchase the Ivy High Income fund again, with a sales charge of \$1,713.

42. Between February 1, 2008 and September 30, 2009, the last full month of trading in the account, the securities in K.M.'s Trust Account had an average value of \$195,814. During this time Respondent recommended 49 short-term UIT, corporate debt, and mutual fund trades in K.M.'s account causing her to hold individual positions on average only 66 days for a 5.4 annualized turnover ratio and an 18% annualized cost-to-equity ratio. Respondent's actions caused K.M. to be charged \$59,429 in non-annualized sales charges. During this period K.M.'s account lost \$182,284 in value.

Customer A.D.

43. Respondent recommended all the trades that were placed in the account between February 2008 and November 2009. He routinely exercised discretion in the account by placing trades without contacting M.L., who as A.D.'s accountant was responsible for supervising the activity in the account, or A.D. As a result, Respondent exercised *de facto* control over A.D.'s account.

44. Respondent engaged in a pattern of recommending and executing short-term UIT, corporate debt, and mutual fund transactions, most of which were switches, in A.D.'s account. He did so without having reasonable grounds for believing that such transactions were suitable for A.D. in view of the nature, frequency, and size of the recommended transactions, and in light of A.D.'s financial situation, investment objectives, circumstances, and needs.

45. Examples of unsuitable trading in A.D.'s Family Partners account include Respondent's purchase of Class A shares of the Rydex Government Long Bond 1.2X Strategy Fund. Respondent bought \$80,000 of this fund on September 19, 2008, and another \$140,000 on October 2, with cumulative sales charges of \$7,650. On October 27, 2008, Respondent sold almost all of the positions, holding the first portion for 38 days and the other for 25 days, at a total loss of \$3,287. Respondent also purchased two different Advisors Discipline UITs, the Canadian Energy & Income Portfolio and the Real Estate Closed End Portfolio, on October 24, 2008, for \$61,279 and \$61,281, respectively. Respondent sold the Real Estate UIT on November 20, 2008, 27 days after purchasing it. He sold the Canadian Energy UIT on December 4, 2008, 41 days after purchasing it. The two transactions resulted in a combined loss of \$42,010 for A.D. and combined sales charges of \$2,540 at the time of purchase.

46. Between February 1, 2008 and November 30, 2009, when the account was closed, the securities in A.D.'s Trust Account had an average value of \$378,475. During this time Respondent recommended 57 short-term UIT, corporate debt, and mutual fund trades in A.D.'s account causing her to hold individual positions on average only 80 days for a 4.4 annualized turnover ratio and a 16% annualized cost-to-equity ratio. Respondent's actions caused A.D. to be charged \$109,819 in non-annualized sales charges. During this period A.D.'s account lost \$285,096 in value.

Respondent Earned Substantial Revenues While the Five Customers Suffered Significant Losses from the Unsuitable Short-Term Trading

47. As a result of the approximately 200 unsuitable short-term transactions, Respondent caused his customers to pay approximately \$332,231 in sales charges. He also generated gross commissions of about \$301,389, of which he received a significant portion based on the Firm's payout structure of 90% for UITs and mutual funds and 85% for bonds. During

the same period the five customers had cumulative losses in their accounts of approximately \$983,152.

48. By virtue of Respondent's excessive and unsuitable UIT, corporate debt, and mutual fund trading he violated NASD Rules 2310 and 2110 and IM-2310-2(b)(3).

SECOND CAUSE OF ACTION

Misrepresentation and Omissions Relating to Sales Charges in Violation of NASD Rule 2110

49. The department re-alleges and incorporates by reference paragraphs 1-48 above.

50. At the time they opened their accounts Respondent informed customers K.M. and A.D. through M.L., that they would not pay "costs" for trading products such as UITs and other securities.

51. Respondent presented to K.M. a document containing a page labeled "Costs." The document represented that K.M.'s costs in her NEXT account for selling stocks and bonds would be "0.00 on our account" and that her costs for purchasing UITs, REITs, and Structured Products would be "0.00."

52. Customers K.M. and A.D. paid sales charges, commissions, front-end loads and other costs when they believed they were not paying such costs. Respondent misled K.M. and A.D. by omitting information about the actual charges they were paying, which for example, with UITs were included in the products Net Asset Value, and by misrepresenting products as no costs when in fact they did have a charge.

53. As a result of his misrepresentations and omissions Respondent violated NASD Rule 2110.

THIRD CAUSE OF ACTION

Discretionary Trading Without Prior Written Authorization in Violation of NASD Rules 2510(b) and 2110 and FINRA Rule 2010

54. The Department re-alleges and incorporates by reference paragraphs 1-53 above.

55. Between February 1, 2008, and March 1, 2009, Respondent traded UIT's, mutual funds, and corporate debt instruments in the accounts of customers C.B., A.J., S.L. K.M., and A.D. without contacting them prior to executing transactions in their accounts.

56. None of these customers provided Respondent with prior written discretionary authority over their accounts. None of the accounts had been accepted by Respondent's employing firm as discretionary accounts.

57. Respondent exercised discretion without proper written or verbal customer authorization in each of the approximately 200 transactions occurring within these five accounts.

58. By virtue of the foregoing, Respondent violated NASD Rules 2510(b) and 2110 and FINRA Rule 2010.

FOURTH CAUSE OF ACTION

Forgery of Customer Signatures on Mutual Fund Disclosure Documents in Violation of NASD Rule 2110 and FINRA Rule 2010

59. The Department re-alleges and incorporates by reference paragraphs 1-58 above.

60. Respondent's Firm required its representatives to use a Mutual Fund Disclosure Form when the representative purchased a new mutual fund or sold a mutual fund position or part of a position, to switch the customer from one mutual fund to a new mutual fund. The purpose of the Mutual Fund Disclosure Form was to memorialize the customer's agreement to enter into the transaction and the customer's awareness of the new purchase or switch, the source

of the funds for the purchase or switch, and to certain fees and charges associated with the transaction, among other information.

61. The Mutual Fund Disclosure Form contained a signature line and date for the customer to sign and another line to print the customer's name. The form provided that **"By signing below, I acknowledge that the information on this form has been explained to me, and I understand it. Any questions I had have been answered to my satisfaction."**

62. Respondent's practice was to fill out the Mutual Fund Disclosure Form himself when he was causing a customer to purchase or switch mutual funds. Among other information, Respondent would write in the investment amount; check the box for the source of funds; provide a reason for the switch if one was offered; identify the name of the new fund, its annual operating expenses, and the percentage amount of the front-end sales charge; and sign and date the form.

63. On 19 mutual fund disclosure forms reflecting 18 different transactions involving A.R. (on behalf of C.B.), S.L., and K.M., Respondent signed the customer's name or caused the customer's name to be signed by someone other than the customer. Respondent did not have authorization to sign the customers' names or cause someone else to sign the customers' names.² As a result, Respondent violated NASD Rule 2110 and FINRA Rule 2010.

FIFTH CAUSE OF ACTION

Causing Firm to Maintain Inaccurate Books and Records in Violation of NASD Rules 3110 and 2110 and FINRA Rule 2010

64. The Department re-alleges and incorporates by reference paragraphs 1-63 above.

² The forms at issue are listed at Exhibit B.

65. Respondent, as discussed above, provided false information about the customers' income, liquid net worth, risk tolerance and investment objectives. NEXT's written supervisory procedures in 2008 and 2009, required its representatives to inform its customers of material facts regarding their mutual fund purchases and switches on Mutual Fund Disclosure Forms.

66. Additionally, Respondent forged or caused to be forged the names of several customers on Mutual Fund Disclosure Forms.

67. By providing false information about the customers on the forms, by signing the names of customers or causing someone else to sign the names of customers on the Mutual Fund Disclosure Forms Respondent, and by falsely representing that the customers were notified of the information contained in the disclosure forms, Respondent caused his Firm to maintain inaccurate books and records in violation of NASD Rules 3110 and 2110 and FINRA Rule 2010.

RELIEF REQUESTED

WHEREFORE, the Department respectfully requests that the Panel:

- A. make findings of fact and conclusions of law that the Respondent committed the violations charged and alleged herein;
- B. order that one or more of the sanctions provided under FINRA Rule 8310(a) be imposed, including that the Respondent be required to disgorge fully any and all ill-gotten gains and/or make full and complete restitution, together with interest.
- C. order that the Respondent bear such costs of proceeding as are deemed fair and appropriate under the circumstances in accordance with FINRA Rule 8330.

//

FINRA DEPARTMENT OF ENFORCEMENT

Date:

2/9/12

Peter Schlossman

Robin Sardegna, Senior Litigation Counsel

Peter Schlossman, Senior Counsel

FINRA Department of Enforcement

1801 K Street, N.W., 8th Floor

Washington, D.C. 20006

Telephone No. 202-974-2720

Facsimile No. 202-721-8335

peter.schlossman@finra.org

Exhibit A

Schedule of Excessive and Unsuitable Trades

CB Transactions

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
CB	22-Feb-08	19-Feb-08	SOLD	ADVISORS DISCIPLINED TR UNIT 207 TACTICAL INCOME	4,409.000	\$41,344.10	\$9.3780
CB	22-Feb-08	19-Feb-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIV INCOME	3,683.000	\$39,994.99	\$10.8584
CB	19-May-08	14-May-08	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIV INCOME	3,683.000	\$36,820.98	\$9.9985
CB	20-May-08	15-May-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 217 REAL ESTATE	3,426.000	\$36,818.61	\$10.7458
CB	27-May-08	21-May-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES	1,088.000	\$9,014.53	\$8.2822
CB	27-May-08	21-May-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 183 COVERED CALL INCOME STRATEGIES	5,000.000	\$45,219.00	\$9.0431
CB	27-May-08	21-May-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 217 REAL ESTATE	3,783.000	\$40,000.40	\$10.5728
CB	27-May-08	21-May-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	5,000.000	\$45,761.50	\$9.1516
CB	11-Jul-08	8-Jul-08	SOLD	ADVISORS DISCIPLINED TR UNIT 217 REAL ESTATE	7,209.000	\$58,772.20	\$8.1531
CB	14-Jul-08	9-Jul-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	3,250.000	\$26,988.58	\$8.3031
CB	16-Jul-08	11-Jul-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	249.000	\$1,998.46	\$8.0119
CB	18-Jul-08	15-Jul-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES	1,546.000	\$10,664.25	\$6.8957
CB	21-Jul-08	16-Jul-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	1,158.000	\$9,056.40	\$7.8177
CB	29-Jul-08	24-Jul-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 183 COVERED CALL INCOME STRATEGIES	1,800.000	\$14,630.12	\$8.1259
CB	6-Aug-08	1-Aug-08	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	5,000.000	\$39,051.00	\$7.8109
CB	6-Aug-08	1-Aug-08	PURCHASED	MERRILL LYNCH & CO SUB NTS 6.110%	55,000.000	\$43,766.34	\$79.4500
CB	12-Aug-08	7-Aug-08	SOLD	ADVISORS DISCIPLINED TR UNIT 183 COVERED CALL INCOME STRATEGIES	6,800.000	\$52,435.38	\$7.7116
CB	12-Aug-08	7-Aug-08	PURCHASED	EATON VANCE EMERGING MARKETS LOCAL INCOME FUND CL A	2,218.279	\$25,000.00	\$11.2700
CB	12-Aug-08	7-Aug-08	PURCHASED	EATON VANCE INTERNATIONAL INCOME FUND CL A	2,542.373	\$30,000.00	\$11.8000
CB	19-Aug-08	14-Aug-08	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	4,657.000	\$36,428.68	\$7.8231
CB	19-Aug-08	14-Aug-08	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES	2,634.000	\$18,538.54	\$7.0395
CB	19-Aug-08	14-Aug-08	PURCHASED	LEHMAN BROS HLDGS INC LEHMAN NTS 7.000%	70,000.000	\$53,851.00	\$74.3000
CB	22-Sep-08	19-Sep-08	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	7,358.352	\$90,000.00	\$12.2310

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
CB	3-Oct-08	2-Oct-08	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	4,360.580	\$55,000.00	\$12.6130
CB	7-Oct-08	2-Oct-08	SOLD	EATON VANCE EMERGING MARKETS LOCAL INCOME FUND CL A	2,246.585	\$21,320.09	\$9.4900
CB	7-Oct-08	2-Oct-08	SOLD	EATON VANCE INTERNATIONAL INCOME FUND CL A	2,556.031	\$27,247.29	\$10.6600
CB	28-Oct-08	27-Oct-08	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	9,844.135	\$120,000.00	\$12.1900
CB	29-Oct-08	24-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME CLOSED END PORT SER 7	7,355.000	\$39,544.72	\$5.3761
CB	29-Oct-08	24-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME PORT SER 7	8,246.000	\$39,546.37	\$4.7954
CB	29-Oct-08	24-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE CLOSED END	9,908.000	\$39,546.33	\$3.9910
CB	29-Oct-08	24-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END	6,320.000	\$39,543.32	\$6.2563
CB	29-Oct-08	24-Oct-08	SOLD	MERRILL LYNCH & CO SUB NTS 6.110%	55,000.000	\$38,183.83	\$67.9040
CB	4-Nov-08	3-Nov-08	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	1,874.947	\$21,655.64	\$11.5500
CB	5-Nov-08	31-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME CLOSED END PORT SER 7	993.000	\$5,999.33	\$6.0381
CB	5-Nov-08	31-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME PORT SER 7	1,087.000	\$5,999.83	\$5.5164
CB	5-Nov-08	31-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE CLOSED END	1,342.000	\$6,000.09	\$4.4684
CB	5-Nov-08	31-Oct-08	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END	878.000	\$6,000.33	\$6.8301
CB	24-Nov-08	21-Nov-08	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	4,293.750	\$60,000.00	\$13.9738
CB	25-Nov-08	20-Nov-08	SOLD	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE CLOSED END	11,250.000	\$22,637.13	\$2.0125
CB	25-Nov-08	20-Nov-08	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END	7,198.000	\$33,561.49	\$4.6631
CB	8-Dec-08	5-Dec-08	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	4,512.723	\$70,000.00	\$15.5117
CB	9-Dec-08	4-Dec-08	SOLD	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME CLOSED END PORT SER 7	8,348.000	\$35,881.21	\$4.2986
CB	9-Dec-08	4-Dec-08	SOLD	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME PORT SER 7	9,333.000	\$33,028.79	\$3.5393
CB	5-Jan-09	2-Jan-09	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	8,807.87	\$139,692.85	\$15.8600
CB	7-Jan-09	2-Jan-09	PURCHASED	PIMCO TOTAL RETURN CLASS A	13,862.333	\$145,000.00	\$10.4600
CB	26-Jan-09	23-Jan-09	PURCHASED	RYDEX HIGH YIELD STRATEGY FUND CLASS A	3,710.359	\$70,000.00	\$18.8661
CB	28-Jan-09	23-Jan-09	SOLD	PIMCO TOTAL RETURN CLASS A	6,869.480	\$70,000.00	\$10.1900
CB	9-Feb-09	4-Feb-09	PURCHASED	ADVISORS DISCIPLINED TR UNIT 310 TACTICAL INCOME	5,871.000	\$69,998.74	\$11.9222

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
CB	9-Feb-09	4-Feb-09	SOLD	PIMCO TOTAL RETURN CLASS A	7,044.375	\$71,500.00	\$10.1500
CB	18-Feb-09	17-Feb-09	SOLD	RYDEX HIGH YIELD STRATEGY FUND CLASS A	3,710.359	\$65,413.63	\$17.6300
CB	19-Feb-09	13-Feb-09	PURCHASED	IVY HIGH INCOME FUND CLASS A	9,167.842	\$65,000.00	\$7.0900
CB	26-Feb-09	23-Feb-09	SOLD	ADVISORS DISCIPLINED TR UNIT 310 TACTICAL INCOME	5,871.000	\$57,245.80	\$9.7512
CB	4-Mar-09	27-Feb-09	PURCHASED	IVY HIGH INCOME FUND CLASS A	8,720.930	\$60,000.00	\$6.8800
CB	12-May-09	7-May-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	608.000	\$3,001.06	\$4.9302
CB	20-May-09	15-May-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 314 COVERED CALL & INCOME STRATEGIES	3,789.000	\$35,998.62	\$9.4999
CB	20-May-09	15-May-09	PURCHASED	ALLIANZ OCC OPPORTUNITY FUND CLASS A	2,844.141	\$50,000.00	\$17.5800
CB	20-May-09	15-May-09	PURCHASED	GENERAL ELEC CAP CORP MEDIUM TERM NTS 5.875%	50,000.000	\$41,391.63	\$80.7200
CB	20-May-09	15-May-09	SOLD	IVY HIGH INCOME FUND CLASS A	17,888.772	\$128,620.27	\$7.1900
CB	3-Jun-09	29-May-09	SOLD	ADVISORS DISCIPLINED TRUST UNIT 314 COVERED CALL & INCOME STRATEGIES	3,789.000	\$37,339.75	\$9.8557
CB	3-Jun-09	29-May-09	PURCHASED	ALLIANZ OCC OPPORTUNITY FUND CLASS A	2,095.338	\$40,000.00	\$19.0900
CB	8-Jun-09	29-May-09	SOLD	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	608.000	\$2,987.80	\$4.9199
CB	10-Jun-09	5-Jun-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 87 COVERED CALL & INCOME STRATEGIES	5,123.000	\$30,560.15	\$5.9646
CB	10-Jun-09	5-Jun-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	1,497.000	\$8,087.60	\$5.4002
CB	10-Jun-09	5-Jun-09	SOLD	GENERAL ELEC CAP CORP MEDIUM TERM NTS 5.875%	50,000.000	\$39,562.82	\$76.7500
CB	17-Jun-09	12-Jun-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	4,645.000	\$49,996.24	\$10.7627
CB	17-Jun-09	12-Jun-09	SOLD	ALLIANZ OCC OPPORTUNITY FUND CLASS A	2,572.016	\$50,000.00	\$19.4400
CB	23-Jun-09	18-Jun-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	404.000	\$2,143.61	\$5.2973
CB	24-Jun-09	19-Jun-09	SOLD	ALLIANZ OCC OPPORTUNITY FUND CLASS A	2,367.463	\$44,792.40	\$18.9200
CB	24-Jun-09	19-Jun-09	PURCHASED	LEGG MASON PARTNERS CONVERTIBLE FUND CLASS A	3,810.330	\$45,000.00	\$11.8100
CB	6-Jul-09	30-Jun-09	SOLD	LEGG MASON PARTNERS CONVERTIBLE FUND CLASS A	3,810.330	\$42,942.42	\$11.2700
CB	7-Jul-09	1-Jul-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	8,101.000	\$44,002.77	\$5.4314
CB	15-Jul-09	10-Jul-09	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES	5,123.000	\$27,719.10	\$5.4114
CB	15-Jul-09	10-Jul-09	SOLD	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	1,497.000	\$7,375.66	\$4.9293
CB	15-Jul-09	10-Jul-09	SOLD	ADVISORS DISCIPLINED TRUST UNIT 106 COVERED CALL & INCOME STRATEGIES	8,513.000	\$41,959.63	\$4.9293
CB	15-Jul-09	10-Jul-09	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	7,407.000	\$76,600.03	\$10.3411

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
CB	5-Aug-09	31-Jul-09	SOLD	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	4,645.000	\$51,280.55	\$11.0407
CB	5-Aug-09	21-Jul-09	PURCHASED	VAN KAMPEN EQUITY GROWTH FUND CLASS A	4,636.364	\$51,000.00	\$11.0000
CB	12-Aug-09	7-Aug-09	PURCHASED	VAN KAMPEN GLOBAL GROWTH FUND CLASS A	1,870.324	\$15,000.00	\$8.0200
CB	12-Aug-09	7-Aug-09	PURCHASED	VAN KAMPEN MID-CAP GROWTH FUND CLASS A	700.280	\$15,000.00	\$21.4200
CB	12-Aug-09	7-Aug-09	PURCHASED	VAN KAMPEN EQUITY GROWTH FUND CLASS A	3,590.664	\$40,000.00	\$11.1400
CB	12-Aug-09	7-Aug-09	PURCHASED	VAM KAMPEN EMERGING MARKETS	1,175.549	\$15,000.00	\$12.7600
CB	14-Aug-09	11-Aug-09	SOLD	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	7,484.000	\$83,704.54	\$11.1848

AJ Transactions

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AJ	3/28/2008	3/25/2008	SOLD	CIT GROUP NTS	36,000.000	\$24,822.55	\$68.7500
AJ	3/28/2008	3/25/2008	SOLD	CITIGROUP INC GLOBAL NT	36,000.000	\$30,097.45	\$81.8750
AJ	4/11/2008	3/25/2008	PURCHASED	ROYAL BK CDA GLOBAL MEDIUM TERM SR BK	54,000.000	\$54,003.50	\$100.0000
AJ	5/12/2008	5/7/2008	SOLD	GOLDMAN SACHS GROUP INC SUB NT	36,000.000	\$34,113.25	\$94.0000
AJ	5/12/2008	5/7/2008	SOLD	LOWES COMPANIES INC NTS	36,000.000	\$31,013.74	\$85.7240
AJ	5/12/2008	5/7/2008	SOLD	PRUDENTIAL FINL INC INTERNOTES MTN	36,000.000	\$35,029.75	\$95.3500
AJ	5/22/2008	5/8/2008	PURCHASED	MERRILL LYNCH GLOBAL MARKETS 20YNC1Y	55,000.000	\$55,003.50	\$100.0000
AJ	5/23/2008	5/8/2008	PURCHASED	JPMORGAN CHASE BK N A NEW YORK N Y	55,000.000	\$55,003.50	\$100.0000
AJ	6/20/2008	6/17/2008	SOLD	DOLE FOOD INC SR NT 7.250% 06/15/10 B/E	30,000.000	\$27,119.71	\$90.3100
AJ	6/24/2008	6/19/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 141 COVERED CALL & INCOME	2,684.000	\$22,240.44	\$8.2850
AJ	6/25/2008	6/20/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME	548.000	\$4,874.01	\$8.8878
AJ	7/14/2008	7/9/2008	SOLD	MERRILL LYNCH PFD SHS MAT 10/5/09	3,500.000	\$35,171.30	\$10.0500
AJ	7/14/2008	7/9/2008	SOLD	MERRILL LYNCH GLOBAL MARKETS 20YNC1Y	55,000.000	\$53,493.17	\$95.7500
AJ	7/16/2008	7/11/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME	249.000	\$1,998.46	\$8.0119
AJ	7/18/2008	7/15/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 141 COVERED CALL & INCOME	702.000	\$4,895.53	\$6.9687
AJ	7/21/2008	7/16/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED	3,800.000	\$26,910.16	\$7.0807
AJ	7/22/2008	7/9/2008	PURCHASED	JPMORGAN CHASE BK_NA NEW YORK NY CALLABLE	55,000.000	\$55,003.50	\$100.0000
AJ	7/29/2008	7/24/2008	PURCHASED	ING RUSSIA FUND CLASS A	764.760	\$50,000.00	\$65.3800
AJ	7/30/2008	7/25/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	1,522.000	\$15,000.22	\$9.8533
AJ	7/30/2008	7/25/2008	PURCHASED	CITIGROUP INC NTS 6.125% 08/25/36 B/E	37,000.000	\$32,906.18	\$86.2890
AJ	7/30/2008	7/25/2008	SOLD	ROYAL BK CDA GLOBAL MEDIUM TERM SR BK	54,000.000	\$51,943.75	\$95.7500
AJ	7/30/2008	7/25/2008	SOLD	JPMORGAN CHASE BK N A NEW YORK N Y	55,000.000	\$50,252.75	\$91.3750

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AJ	8/12/2008	8/7/2008	PURCHASED	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	2,661.934	\$30,000.00	\$11.2700
AJ	8/12/2008	8/7/2008	PURCHASED	EATON VANCE INTERNATIONAL INCOME FD CL A	2,118.644	\$25,000.00	\$11.8000
AJ	8/12/2008	8/7/2008	SOLD	JPMORGAN CHASE BK_NA NEW YORK NY CALLABLE	55,000.000	\$53,759.00	\$97.7500
AJ	8/19/2008	8/14/2008	PURCHASED	EATON VANCE GOVT OBLIGATIONS CLASS A	4,648.074	\$35,000.00	\$7.5300
AJ	8/19/2008	8/14/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 141 COVERED CALL & INCOME	3,386.000	\$24,132.59	\$7.1282
AJ	8/19/2008	8/14/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME	797.000	\$6,232.51	\$7.8231
AJ	8/27/2008	8/22/2008	PURCHASED	MERRILL LYNCH & CO SUB NTS 6.110%	33,000.000	\$26,101.95	\$78.6110
AJ	8/27/2008	8/22/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED	3,800.000	\$26,425.12	\$6.9549
AJ	9/22/2008	9/19/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	2,043.987	\$25,000.00	\$12.2310
AJ	9/24/2008	9/19/2008	SOLD	CITIGROUP INC NTS 6.125% 08/25/36	37,000.000	\$25,061.93	\$67.2510
AJ	9/26/2008	9/23/2008	SOLD	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	598.205	\$6,000.00	\$10.0300
AJ	10/3/2008	10/2/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	3,964.164	\$50,000.00	\$12.6130
AJ	10/7/2008	10/2/2008	SOLD	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	2,063.729	\$19,584.79	\$9.4900
AJ	10/7/2008	10/2/2008	SOLD	EATON VANCE INTERNATIONAL INCOME FD CL A	2,130.035	\$22,706.17	\$10.6600
AJ	10/16/2008	10/13/2008	PURCHASED	COLUMBIA U.S. TREASURY INDEX FUND CL A	2,915.952	\$34,000.00	\$11.6600
AJ	10/16/2008	10/10/2008	SOLD	EATON VANCE GOVT OBLIGATIONS CLASS A	4,648.074	\$33,512.61	\$7.2100
AJ	10/28/2008	10/27/2008	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	6,019.758	\$73,380.85	\$12.1900
AJ	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	4,528.000	\$24,473.26	\$5.4041
AJ	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME	5,077.000	\$24,476.67	\$4.8204
AJ	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE	6,100.000	\$24,475.48	\$4.0118
AJ	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	3,891.000	\$24,473.61	\$6.2889
AJ	10/29/2008	10/24/2008	SOLD	MERRILL LYNCH & CO SUB NTS 6.110%	33,000.000	\$22,908.90	\$67.9040
AJ	10/30/2008	10/27/2008	SOLD	COLUMBIA U.S. TREASURY INDEX FUND CL A	269.542	\$3,000.00	\$11.1300
AJ	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	1,159.000	\$7,001.66	\$6.0381
AJ	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME	1,268.000	\$6,998.30	\$5.5164
AJ	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE	1,566.000	\$7,001.01	\$4.4684
AJ	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	1,024.000	\$6,997.52	\$6.8301
AJ	11/6/2008	11/3/2008	SOLD	COLUMBIA U.S. TREASURY INDEX FUND CL A	2,646.410	\$29,322.22	\$11.0800

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AJ	11/24/2008	11/21/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	3,220.312	\$45,000.00	\$13.9738
AJ	11/25/2008	11/20/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE	7,666.000	\$15,424.33	\$2.0125
AJ	11/25/2008	11/20/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	6,437.000	\$30,012.87	\$4.6631
AJ	12/8/2008	12/5/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	3,062.299	\$48,000.00	\$15.6745
AJ	12/9/2008	12/4/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME	6,345.000	\$22,453.36	\$3.5393
AJ	12/9/2008	12/4/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	5,687.000	\$24,442.64	\$4.2986
AJ	1/5/2009	1/2/2009	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	6,292.685	\$99,801.98	\$15.8600
AJ	1/7/2009	1/2/2009	PURCHASED	PIMCO TOTAL RETURN CLASS A	9,560.229	\$100,000.00	\$10.4600

SL Client Transactions

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
SL	4/21/2008	4/16/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIV INCOME	19,647.000	\$200,002.10	\$10.1796
SL	4/25/2008	4/16/2008	PURCHASED	MORGAN STANLEY DEAN WITTER DISCOVER & CO MEDIUM TERM SR NTS 8.375%	100,000.000	\$100,003.50	\$100.0000
SL	4/28/2008	4/16/2008	PURCHASED	BANK HAPOLIM BM NY CTF DEP ACT/365 7.500%	100,000.000	\$100,003.50	\$100.0000
SL	4/29/2008	4/16/2008	PURCHASED	TOYOTA MTR CR CORP MTN 0.00%	100,000.000	\$100,003.50	\$100.0000
SL	5/23/2008	5/8/2008	PURCHASED	JPMORGAN CHASE BK N A NEW YORK N Y 10.50%	50,000.000	\$50,003.50	\$100.0000
SL	6/10/2008	6/5/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 134 GNMA	2,485.000	\$24,998.87	\$10.0451
SL	6/10/2008	6/5/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 95 GNMA	7,450.000	\$74,996.70	\$10.0531
SL	6/10/2008	6/5/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIV INCOME	19,647.000	\$190,594.01	\$9.7011
SL	6/11/2008	6/6/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 217 REAL ESTATE	9,591.000	\$100,003.10	\$10.4264
SL	7/14/2008	7/9/2008	SOLD	TOYOTA MTR CR CORP MTN 8.00%	100,000.000	\$98,413.17	\$96.7500
SL	7/22/2008	7/9/2008	PURCHASED	JPMORGAN CHASE BK_NA NEW YORK NY CALLABLE 0.00%	100,000.000	\$100,003.50	\$100.0000
SL	7/30/2008	7/25/2008	PURCHASED	MERRILL LYNCH & CO INC MEDIUM TERM NTS 6.00%	62,000.000	\$49,609.70	\$79.2600
SL	7/30/2008	7/25/2008	SOLD	JPMORGAN CHASE BK N A NEW YORK N Y 10.50%	50,000.000	\$45,684.00	\$91.3750
SL	8/6/2008	8/1/2008	PURCHASED	LEHMAN BROS HLDGS INC LEHMAN NTS TRANCHE# TR 00064 6.000%	50,000.000	\$38,178.50	\$74.7500
SL	8/6/2008	8/1/2008	PURCHASED	MERRILL LYNCH & CO SUB NTS 6.110%	50,000.000	\$39,787.90	\$79.4500
SL	8/6/2008	8/4/2008	SOLD	MORGAN STANLEY DEAN WITTER DISCOVER & CO MEDIUM TERM SR NTS 8.375%	100,000.000	\$89,252.40	\$89.0000
SL	8/12/2008	8/7/2008	PURCHASED	LEHMAN BROS HLDGS INC LEHMAN NTS 6.500%	43,000.000	\$29,429.00	\$67.9800
SL	8/12/2008	8/7/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 134 GNMA ADVANTAGE INCOME	2,485.000	\$23,449.69	\$9.4216

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
SL	8/19/2008	8/14/2008	PURCHASED	PRUDENTIAL FINL INC MEDIUM TERM NTS 5.70%	57,000.000	\$49,198.59	\$85.2780
SL	8/19/2008	8/15/2008	PURCHASED	WACHOVIA BK N A MEDIUM TERM SUB BK NTS 5.850%	65,000.000	\$49,045.02	\$75.1560
SL	8/19/2008	8/14/2008	SOLD	JPMORGAN CHASE BK_NA NEW YORK NY CALLABLE 0.00%	100,000.000	\$96,836.50	\$96.8400
SL	8/27/2008	8/22/2008	PURCHASED	PRUDENTIAL FINL INC MEDIUM TERM NTS 5.40%	60,000.000	\$49,689.50	\$81.7000
SL	8/27/2008	8/22/2008	PURCHASED	WACHOVIA BK N A MEDIUM TERM SUB BK NTS 5.850%	60,000.000	\$45,617.00	\$75.6000
SL	8/27/2008	8/22/2008	SOLD	BANK HAPOALIM BM NY CTF DEP ACT/365 7.500%	100,000.000	\$95,900.67	\$95.3000
SL	9/3/2008	8/28/2008	PURCHASED	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	6,422.018	\$70,000.00	\$10.9000
SL	9/3/2008	8/28/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 95 GNMA ADVANTAGE INCOME	7,450.000	\$71,171.57	\$9.5508
SL	10/3/2008	10/2/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	5,946.246	\$75,000.00	\$12.6130
SL	10/6/2008	10/3/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	3,056.810	\$39,000.00	\$12.7584
SL	10/7/2008	10/2/2008	SOLD	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	6,422.018	\$60,944.95	\$9.4900
SL	10/8/2008	10/3/2008	SOLD	MERRILL LYNCH & CO INC MEDIUM TERM NTS 6.00%	62,000.000	\$39,526.67	\$61.8750
SL	10/28/2008	10/27/2008	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	4,922.067	\$60,000.00	\$12.1900
SL	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	4,380.000	\$23,673.46	\$5.4041
SL	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME	4,911.000	\$23,676.48	\$4.8204
SL	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE	5,901.000	\$23,677.13	\$4.0118
SL	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	3,764.000	\$23,674.92	\$6.2889
SL	10/29/2008	10/24/2008	SOLD	MERRILL LYNCH & CO SUB NTS 6.110%	50,000.000	\$34,712.25	\$67.9040
SL	11/4/2008	11/3/2008	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	4,081.315	\$47,139.19	\$11.5500
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	920.000	\$5,547.19	\$6.0381
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	2,075.000	\$12,511.34	\$6.0224
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME	1,007.000	\$5,558.51	\$5.5164
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME	2,271.000	\$12,498.77	\$5.5021
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE	1,243.000	\$5,557.72	\$4.4684
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE	2,804.000	\$12,500.37	\$4.4568
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	813.000	\$5,556.37	\$6.8301
SL	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	1,834.000	\$12,497.44	\$6.8124
SL	11/13/2008	11/7/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME	5,195.000	\$30,002.55	\$5.7746
SL	11/13/2008	11/7/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	4,531.000	\$30,000.53	\$6.6204

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
SL	11/13/2008	11/7/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 301 CDN ENERGY & INCOME	2,996.000	\$29,998.85	\$10.0118
SL	11/13/2008	11/7/2008	SOLD	WACHOVIA BK N A MEDIUM TERM SUB BK NTS 5.850%	65,000.000	\$46,809.04	\$70.3780
SL	11/13/2008	11/7/2008	SOLD	WACHOVIA BK N A MEDIUM TERM SUB BK NTS 5.850%	60,000.000	\$43,208.34	\$70.3780
SL	11/21/2008	11/20/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	3,507.000	\$50,000.00	\$14.2572
SL	11/24/2008	11/19/2008	SOLD	PRUDENTIAL FINL INC MEDIUM TERM NTS 5.70%	57,000.000	\$33,624.98	\$56.4640
SL	11/24/2008	11/19/2008	SOLD	PRUDENTIAL FINL INC MEDIUM TERM NTS 5.40%	60,000.000	\$34,140.10	\$54.4910
SL	12/10/2008	12/5/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD	4,577.000	\$22,923.15	\$5.0091
SL	1/6/2009	1/5/2009	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	3,516.000	\$53,580.37	\$15.2400
SL	1/8/2009	1/5/2008	PURCHASED	PIMCO TOTAL RETURN CLASS A	5,193.579	\$55,000.00	\$10.5900

KM Transactions

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
KM	2/1/2008	1/29/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	13,758.000	\$150,006.97	\$10.9030
KM	2/1/2008	1/29/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 207 TACTICAL INCOME CLOSED END PORTFOLIO SER 5	5,004.000	\$50,007.47	\$9.9928
KM	2/1/2008	1/29/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3	5,885.000	\$46,591.58	\$7.9176
KM	2/1/2008	1/29/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 124 COVERED CALL & INCOME STRATEGIES CLOSE END PORT 2 YR SER 4	1,285.000	\$11,726.62	\$9.1285
KM	2/1/2008	1/29/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 141 COVERED CALL AND INCOME STRATEGIES CLOSED END PORT SER 4	5,818.000	\$46,705.73	\$8.0284
KM	2/1/2008	1/29/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 171 HIGH YIELD CLOSED END PORT SER 8	10,798.000	\$94,771.63	\$8.7771
KM	2/1/2008	1/29/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 177GLOBAL SHIPPING PORTFOLIO SER 1	2,585.000	\$21,775.90	\$8.4253
KM	2/1/2008	1/29/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 2	3,834.000	\$33,581.57	\$8.7598
KM	2/5/2008	1/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 207 TACTICAL INCOME CLOSED END PORTFOLIO SER 5	7,375.000	\$74,996.19	\$10.1685
KM	2/22/2008	2/19/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	18,591.000	\$200,012.91	\$10.7584
KM	2/22/2008	2/19/2008	SOLD	ADIVSORS DISCIPLINED TR UNIT 173 TACTICAL INCOME CLOSED END PORTFOLIO SER 4	6,662.000	\$56,753.41	\$8.5195

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
KM	2/22/2008	2/19/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 172 CONVERTIBLE & INCOME CLOSED END PORT SER 8	4,697.000	\$39,552.29	\$8.4215
KM	2/22/2008	2/19/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 207 TACTICAL INCOME CLOSED END PORTFOLIO SER 5	12,379.000	\$116,086.76	\$9.3780
KM	3/28/2008	3/25/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	9,811.000	\$100,005.91	\$10.1936
KM	4/11/2008	3/25/2008	PURCHASED	ROYAL BK CDA GLOBAL MEDIUM TERM SR BK NTS 0.000% 04/11/28	100,000.000	\$100,003.50	\$100.0000
KM	5/22/2008	5/19/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	10,000.000	\$99,971.50	\$9.9975
KM	6/10/2008	6/5/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	6,000.000	\$58,203.10	\$9.7011
KM	6/18/2008	6/5/2008	CORRECTED PURCHASE	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3	2,045.000	\$17,501.13	\$8.5563
KM	6/18/2008	6/5/2008	CORRECTED PURCHASE	ADVISORS DISCIPLINED TR UNIT 141 COVERED CALL AND INCOME STRATEGIES CLOSED END PORT SER 4	4,891.000	\$42,497.00	\$8.6881
KM	6/18/2008	5/20/2008	CORRECTED PURCHASE	ADVISORS DISCIPLINED TR UNIT 217 REAL ESTATE CLOSED END PORT SER 6	9,346.000	\$99,972.05	\$10.6964
KM	6/24/2008	6/19/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	2,179.000	\$19,989.91	\$9.1755
KM	7/30/2008	7/25/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END PORT SER 10	9,157.000	\$89,995.75	\$9.8277
KM	7/30/2008	7/25/2008	SOLD	ROYAL BK CDA GLOBAL MEDIUM TERM SR BK NTS CPN SUBJ 30Y- 10Y CMS = > 0 0.000% 04/11/28	100,000.000	\$96,195.11	\$95.7500
KM	8/19/2008	8/14/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END PORT SER 10	5,197.000	\$49,999.16	\$9.6201
KM	8/19/2008	8/14/2008	CORRECTED SELL	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3	2,045.000	\$14,392.28	\$7.0395
KM	8/19/2008	8/14/2008	CORRECTED SELL	ADVISORS DISCIPLINED TR UNIT 141 COVERED CALL AND INCOME STRATEGIES CLOSED END PORT SER 4	4,891.000	\$34,860.53	\$7.1282
KM	9/3/2008	8/28/2008	PURCHASED	BANC AMER FDG TR MTG PASSTHRU CTF SER 2006-1 CL- 1A19 6.000% 01/25/36 B/E	50,000.000	\$31,913.44	\$85.4800
KM	9/3/2008	8/28/2008	PURCHASED	BANC AMER MTG SECS INC 2006-6 MTG PASSTHRU CTF 1-A-18 6.000% 07/25/35	22,000.000	\$18,816.43	\$85.4800
KM	9/3/2008	8/28/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203 PREFERRED DIVIDEND INCOME PORT 2YR SER 2	4,359.000	\$37,041.90	\$8.4986
KM	9/24/2008	9/19/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 268 GNMA ADVANTAGE INCOME PORT SER 10	4,534.000	\$46,604.40	\$10.2416

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
KM	9/24/2008	9/19/2008	SOLD	BANC AMER FDG TR MTG PASSTHRU CTF SER 2006-1 CL-1A19 6.000% 01/25/36	50,000.000	\$29,320.45	\$78.2000
KM	9/24/2008	9/19/2008	SOLD	BANC AMER MTG SECS INC 2006-6 MTG PASSTHRU CTF 1-A-18 6.000% 07/25/35	22,000.000	\$17,284.83	\$78.2000
KM	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME CLOSED END PORT SER 7	1,850.000	\$10,001.09	\$5.4041
KM	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME PORT SER 7	2,074.000	\$10,001.01	\$4.8204
KM	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE CLOSED END PORT SER 7	2,492.000	\$10,000.91	\$4.0118
KM	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END PORT SER 10	1,590.000	\$10,002.85	\$6.2889
KM	10/30/2008	10/27/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 268 GNMA ADVANTAGE INCOME PORT SER 10	4,534.000	\$43,523.81	\$9.5550
KM	11/21/2008	11/20/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	5,260.500	\$75,000.00	\$14.2572
KM	11/21/2008	11/18/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END PORT SER 10	14,354.000	\$80,053.06	\$5.5773
KM	1/5/2009	1/2/2009	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	5,261.335	\$83,444.77	\$15.8600
KM	1/7/2009	1/2/2009	PURCHASED	PIMCO TOTAL RETURN CLASS A	8,087.536	\$85,000.00	\$10.5100
KM	1/26/2009	1/23/2009	PURCHASED	RYDEX HIGH YIELD STRATEGY FUND CLASS A	2,120.205	\$40,000.00	\$18.8661
KM	1/28/2009	1/23/2009	SOLD	PIMCO TOTAL RETURN CLASS A	3,925.417	\$40,000.00	\$10.1900
KM	2/9/2009	2/4/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 310 TACTICAL INCOME CLOSED END PORT SER 8	4,697.000	\$56,002.07	\$11.9222
KM	2/9/2009	2/4/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN ENERGY & INCOME PORT SER 7	2,074.000	\$7,632.76	\$3.6819
KM	2/9/2009	2/4/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH YIELD CLOSED END PORT SER 10	771.000	\$4,894.89	\$6.3533
KM	2/9/2009	2/4/2009	SOLD	PIMCO TOTAL RETURN CLASS A	4,162.119	\$42,245.51	\$10.1500
KM	2/19/2009	2/18/2009	SOLD	RYDEX HIGH YIELD STRATEGY FUND CLASS A	2,120.205	\$37,548.83	\$17.7100
KM	2/24/2009	2/19/2009	PURCHASED	IVY HIGH INCOME FUND CLASS A	4,397.163	\$31,000.00	\$7.0500
KM	3/3/2009	2/26/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL INCOME CLOSED END PORT SER 7	1,850.000	\$8,308.92	\$4.4932
KM	3/3/2009	2/26/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 254 REAL ESTATE CLOSED END PORT SER 7	2,492.000	\$4,872.85	\$1.9568
KM	3/3/2009	2/26/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 310 TACTICAL INCOME CLOSED END PORT SER 8	2,000.000	\$20,479.70	\$10.2416
KM	3/4/2009	2/27/2009	PURCHASED	IVY HIGH INCOME FUND CLASS A	5,035.971	\$35,000.00	\$6.9500
KM	3/11/2009	3/6/2009	PURCHASED	IVY HIGH INCOME FUND CLASS A	5,154.639	\$35,000.00	\$6.7900
KM	3/11/2009	3/6/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 217 REAL ESTATE CLOSED END PORT SER 6	6,516.000	\$8,639.32	\$1.3264
KM	3/11/2009	3/6/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 310 TACTICAL INCOME CLOSED END PORT SER 8	2,697.000	\$23,714.46	\$8.7942

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
KM	3/18/2009	3/13/2009	SOLD	IVY HIGH INCOME FUND CLASS A	2,500.000	\$16,000.00	\$6.4000
KM	3/25/2009	3/20/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 321 HIGH YIELD & INCOME CLOSED END PORT SER 11	4,444.000	\$39,999.06	\$8.9999
KM	3/25/2009	3/20/2009	SOLD	IVY HIGH INCOME FUND CLASS A	6,191.950	\$40,000.00	\$6.4600
KM	4/27/2009	4/22/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 321 HIGH YIELD & INCOME CLOSED END PORT SER 11	4,123.000	\$39,209.53	\$9.5108
KM	4/29/2009	4/24/2009	PURCHASED	IVY HIGH INCOME FUND CLASS A	4,081.000	\$30,000.00	\$7.3500
KM	5/20/2009	5/15/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 314 COVERED CALL & INCOME CLOSED END PORT 2 YR SER7	7,493.000	\$71,001.92	\$9.4753
KM	5/20/2009	5/15/2009	SOLD	IVY HIGH INCOME FUND CLASS A	9,977.456	\$71,737.91	\$7.1900
KM	6/3/2009	5/29/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 314 COVERED CALL & INCOME CLOSED END PORT 2 YR SER7	4,058.000	\$39,990.93	\$9.8557
KM	6/3/2009	5/29/2009	PURCHASED	ALLIANZ OCC OPPORTUNITY FUND CLASS A	2,073.613	\$40,000.00	\$19.2900
KM	6/17/2009	6/12/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 314 COVERED CALL & INCOME CLOSED END PORT 2 YR SER7	3,435.000	\$34,551.23	\$10.0596
KM	6/17/2009	6/12/2009	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	2,934.000	\$31,346.84	\$10.6828
KM	6/25/2009	6/22/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 232 COVERED CALL & INCOME CLOSED END PORT 2 YR SER6	447.000	\$2,709.77	\$6.0543
KM	7/1/2009	6/26/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 314 COVERED CALL & INCOME CLOSED END PORT 2 YR SER7	3,846.000	\$39,999.98	\$10.3995
KM	7/1/2009	6/26/2009	SOLD	ALLIANZ OCC OPPORTUNITY FUND CLASS A	2,073.613	\$39,212.02	\$18.9100
KM	7/8/2009	7/2/2009	SOLD	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	2,934.000	\$30,440.56	\$10.3763
KM	7/15/2009	7/10/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRAT CLOSED END PORT SER 2	1,243.000	\$7,080.15	\$5.6932
KM	7/15/2009	7/10/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRAT CLOSED END PORT SER 3	3,523.000	\$18,273.78	\$5.1860
KM	7/22/2009	7/17/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRAT CLOSED END PORT SER 2	1,243.000	\$7,101.12	\$5.7157
KM	7/22/2009	7/17/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRAT CLOSED END PORT SER 3	3,523.000	\$18,407.35	\$5.2259
KM	7/22/2009	7/17/2009	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	2,371.000	\$25,512.38	\$10.7587

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
KM	7/29/2009	7/24/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 314 COVERED CALL & INCOME CLOSED END PORT 2 YR SER7	3,843.000	\$40,440.27	\$10.5158
KM	7/29/2009	7/24/2009	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	3,627.000	\$40,437.30	\$11.1480
KM	8/14/2009	8/11/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRAT CLOSED END PORT SER 2	3,195.000	\$19,998.13	\$6.2581
KM	8/14/2009	8/11/2009	SOLD	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	2,235.000	\$24,994.53	\$11.1848
KM	9/2/2009	8/28/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRAT CLOSED END PORT SER 3	3,523.000	\$20,814.92	\$5.9073
KM	9/2/2009	8/28/2009	SOLD	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	1,758.000	\$19,987.77	\$11.3716
KM	9/16/2009	9/11/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED CALL & INCOME STRAT CLOSED END PORT SER 2	3,195.000	\$19,830.74	\$6.2079
KM	9/16/2009	9/11/2009	PURCHASED	ADVISORS DISCIPLINED TRUST UNIT 373 TACTICAL INCOME CLOSED END PORT SER 9	1,237.000	\$15,003.36	\$12.1260

AD Transactions

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AD	2/19/2008	2/13/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 203	2,343.000	\$24,993.00	\$10.6656
AD	2/19/2008	2/13/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED	1,993.000	\$15,745.58	\$7.9022
AD	2/19/2008	2/13/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 172	1,236.000	\$10,668.74	\$8.6345
AD	2/22/2008	2/19/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 203	4,647.000	\$49,997.78	\$10.7584
AD	2/22/2008	2/19/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 173 TACTICAL	1,754.000	\$14,939.70	\$8.5195
AD	2/22/2008	2/19/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 207 TACTICAL	3,946.000	\$37,002.09	\$9.3780
AD	3/28/2008	3/25/2008	SOLD	GOLDMAN SACHS GROUP INC SUB NT	25,000.000	\$23,504.31	\$90.7500
AD	3/28/2008	3/25/2008	SOLD	LOWES COMPANIES INC NTS	25,000.000	\$22,246.78	\$86.3750
AD	3/28/2008	3/25/2008	SOLD	NEW YORK ST DORM AUTH REVS NON ST	140,000.000	\$117,494.42	\$82.9000
AD	3/28/2008	3/25/2008	SOLD	PRUDENTIAL FINL INC INTERNOTES MTN	25,000.000	\$23,737.23	\$93.7500
AD	4/11/2008	3/25/2008	PURCHASED	ROYAL BK CDA GLOBAL MEDIUM TERM SR BK	186,000.000	\$186,003.50	\$100.0000
AD	5/12/2008	5/7/2008	PURCHASED	MAIN STR NAT GAS INC GA GAS PROJ REV GAS	130,000.000	\$133,384.40	\$102.3750
AD	5/12/2008	5/7/2008	SOLD	NEW YORK ST SER A 4.000% 03/01/31 B/	140,000.000	\$123,116.54	\$87.1540
AD	5/13/2008	5/8/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203	2,343.000	\$23,599.17	\$10.0732
AD	5/13/2008	5/8/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 203	4,647.000	\$46,805.53	\$10.0732
AD	5/14/2008	5/9/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 204 CANADIAN	5,185.000	\$70,686.98	\$13.6330

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AD	5/22/2008	5/19/2008	SOLD	NEW YORK N Y CITY MUN WTR FIN AUTH WTR	140,000.000	\$130,590.56	\$91.4280
AD	5/23/2008	5/20/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 219 GNMA	12,661.000	\$130,583.99	\$10.2792
AD	7/11/2008	7/8/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 177GLOBAL	680.000	\$5,785.34	\$8.5130
AD	7/14/2008	7/9/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED	3,262.000	\$27,088.21	\$8.3031
AD	7/14/2008	7/9/2008	SOLD	MERRILL LYNCH PFD SHS MAT 10/5/09	4,500.000	\$45,221.24	\$10.0500
AD	7/14/2008	7/9/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 204 CANADIAN	5,185.000	\$66,050.81	\$12.7395
AD	7/16/2008	7/11/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED	263.000	\$2,110.63	\$8.0119
AD	7/18/2008	7/15/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED	2,025.000	\$15,434.81	\$7.6204
AD	7/21/2008	7/16/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED	4,189.000	\$32,751.85	\$7.8177
AD	7/23/2008	7/18/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 141 COVERED	2,184.000	\$16,293.08	\$7.4586
AD	7/29/2008	7/24/2008	PURCHASED	ING RUSSIA FUND CLASS A	1,545.595	\$100,000.00	\$64.7000
AD	7/29/2008	7/24/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 219 GNMA	12,661.000	\$122,046.01	\$9.5966
AD	7/30/2008	7/25/2008	PURCHASED	CITIGROUP INC NTS 6.125% 08/25/36 B/	115,000.000	\$102,268.57	\$86.2890
AD	7/30/2008	7/25/2008	PURCHASED	LEHMAN BROS HLDGS INC LEHMAN NTS 6.75%	100,000.000	\$73,710.75	\$71.1000
AD	7/30/2008	7/25/2008	PURCHASED	LEHMAN BROTHERS HLDGS INC MTN 6.90%	45,000.000	\$32,627.00	\$71.7300
AD	7/30/2008	7/25/2008	SOLD	ROYAL BK CDA GLOBAL MEDIUM TERM SR BK	186,000.000	\$178,925.92	\$95.7500
AD	8/27/2008	8/22/2008	PURCHASED	EATON VANCE INTERNATIONAL INCOME FUND CL A	4,336.513	\$50,000.00	\$11.5300
AD	8/27/2008	8/22/2008	PURCHASED	MERRILL LYNCH & CO SUB NTS 6.11%	65,000.000	\$51,409.54	\$78.6110
AD	8/27/2008	8/22/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED	3,262.000	\$25,291.40	\$7.7537
AD	8/27/2008	8/22/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 141 COVERED	2,184.000	\$15,377.32	\$7.0425
AD	8/27/2008	8/22/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED	263.000	\$2,039.13	\$7.7537
AD	8/27/2008	8/22/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED	2,025.000	\$15,700.51	\$7.7537
AD	8/27/2008	8/22/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 87 COVERED	4,189.000	\$32,478.74	\$7.7537
AD	9/3/2008	8/28/2008	PURCHASED	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	9,242.144	\$100,000.00	\$10.8200
AD	9/3/2008	8/28/2008	PURCHASED	LEHMAN BROS HLDGS INC LEHMAN NTS TRANCE# TR 00081 5.700%	46,000.000	\$32,981.28	\$71.3900
AD	9/4/2008	8/29/2008	SOLD	MAIN STR NAT GAS INC GA GAS PROJ REV GAS	130,000.000	\$118,127.68	\$88.7000
AD	9/22/2008	9/19/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	6,540.757	\$80,000.00	\$12.2310
AD	9/24/2008	9/19/2008	SOLD	CITIGROUP INC NTS 6.125% 08/25/36	115,000.000	\$77,902.56	\$67.2510
AD	10/3/2008	10/2/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	11,214.983	\$140,000.00	\$12.4833
AD	10/7/2008	10/2/2008	SOLD	EATON VANCE INTERNATIONAL INCOME FUND CL A	4,352.795	\$46,400.79	\$10.6600
AD	10/7/2008	10/2/2008	SOLD	EATON VANCE EMERGING MARKETS LOCAL INCOME FD CL A	9,308.760	\$88,340.13	\$9.4900

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AD	10/28/2008	10/27/2008	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	16,406.891	\$200,000.00	\$12.1900
AD	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL	11,398.000	\$61,280.29	\$5.3761
AD	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN	12,778.000	\$61,279.12	\$4.7954
AD	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL	15,354.000	\$61,281.31	\$3.9910
AD	10/29/2008	10/24/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH	9,794.000	\$61,277.70	\$6.2563
AD	10/29/2008	10/24/2008	SOLD	MERRILL LYNCH & CO SUB NTS 6.11%	65,000.000	\$45,126.98	\$67.9040
AD	11/4/2008	11/3/2008	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	1,348.956	\$15,580.44	\$11.5500
AD	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN	725.000	\$4,002.89	\$5.5164
AD	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 254 REAL EST	895.000	\$4,002.72	\$4.4684
AD	11/5/2008	10/31/2008	PURCHASED	ADVISORS DISCIPLINED TR UNIT 270 HIGH	585.000	\$3,999.11	\$6.8301
AD	11/25/2008	11/20/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 254 REAL	15,354.000	\$30,896.43	\$2.0125
AD	11/25/2008	11/20/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH	9,794.000	\$45,666.90	\$4.6631
AD	12/2/2008	12/1/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	5,219.173	\$80,000.00	\$15.3281
AD	12/9/2008	12/5/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	795.326	\$12,336.86	\$15.5117
AD	12/9/2008	12/4/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 243 TACTICAL	11,398.000	\$48,991.94	\$4.2986
AD	12/9/2008	12/4/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 248 CANADIAN	13,584.000	\$48,070.86	\$3.5393
AD	12/9/2008	12/4/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 254 REAL EST	941.000	\$2,185.64	\$2.3264
AD	12/9/2008	12/4/2008	SOLD	ADVISORS DISCIPLINED TR UNIT 270 HIGH	595.000	\$2,993.28	\$5.0366
AD	12/11/2008	12/10/2008	PURCHASED	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	6,344.775	\$100,000.00	\$15.7610
AD	1/5/2009	1/2/2009	SOLD	RYDEX GOVERNMENT LONG BOND 1.2X STRATEGY FUND CL A	12,377.424	\$196,305.94	\$15.8600
AD	1/13/2009	1/8/2009	PURCHASED	PIMCO TOTAL RETURN CLASS A	18,292.683	\$195,000.00	\$10.6600
AD	2/6/2009	2/3/2009	SOLD	PIMCO TOTAL RETURN CLASS A	9,359.606	\$95,000.00	\$10.1500
AD	2/11/2009	2/6/2009	PURCHASED	EATON VANCE HIGH YIELD MUNICIPALS FUND CLASS A	13,768.116	\$95,000.00	\$6.9000
AD	2/19/2009	2/13/2009	PURCHASED	IVY HIGH INCOME FUND CLASS A	7,052.186	\$50,000.00	\$7.0900
AD	2/19/2009	2/13/2009	SOLD	PIMCO TOTAL RETURN CLASS A	4,906.771	\$50,000.00	\$10.1900
AD	2/26/2009	2/23/2009	SOLD	PIMCO TOTAL RETURN CLASS A	4,085.221	\$41,301.58	\$10.1100
AD	3/4/2009	2/27/2009	PURCHASED	IVY HIGH INCOME FUND CLASS A	6,474.820	\$45,000.00	\$6.9500
AD	5/11/2009	5/6/2009	SOLD	EATON VANCE HIGH YIELD MUNICIPALS FUND CLASS A	13,991.782	\$95,563.87	\$6.8300
AD	5/11/2009	5/6/2009	PURCHASED	GENERAL ELECTRIC CAP CORP MEDIUM TERM NTS 5.875% 01/14/38 DATED 1/14/08	60,000.000	\$46,683.13	\$75.8900
AD	5/11/2009	5/6/2009	CORRECTED PURCHASE	ILLINOIS ST PENSION 5.100% 06/01/33 DTD 06/12/03 CLB YLD 5.967%	50,000.000	\$45,638.83	\$89.0040
AD	5/20/2009	5/15/2009	SOLD	IVY HIGH INCOME FUND CLASS A	13,718.294	\$98,634.53	\$7.1900

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AD	5/20/2009	5/15/2009	PURCHASED	JEFFERSON PILOT CORP NT 4.750% 01/30/14 CLB YLD 9.594	65,000.000	\$54,253.40	\$82.0100
AD	5/20/2009	5/15/2009	PURCHASED	LINCOLN NATL CORP IND SR NT 6.20% 12/15/11 DTD 12/07/01 CLB YLD 8.278 TO MAT	33,000.000	\$32,320.22	\$95.2600
AD	6/3/2009	5/29/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	2,177.000	\$11,271.87	\$5.1761
AD	6/5/2009	6/2/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	1,854.000	\$10,001.94	\$5.3929
AD	6/10/2009	6/5/2009	SOLD	ILLINOIS ST PENSION 5.100% 06/01/33 DTD 06/12/03 CLB YLD 5.967%	50,000.000	\$40,753.25	\$81.3860
AD	6/17/2009	6/12/2009	PURCHASED	ALLIANZ OCC OPPORTUNITY FUND CLASS A SALES LOAD 5.49%	1,750.122	\$36,000.00	\$20.5700
AD	6/24/2009	6/19/2009	SOLD	GENERAL ELECTRIC CAP CORP MEDIUM TERM NTS 5.875% 01/14/38 DATED 1/14/08	60,000.000	\$48,783.17	\$78.7000
AD	6/24/2009	6/19/2009	SOLD	JEFFERSON PILOT CORP NT 4.750% 01/30/14 CLB YLD 8.783 TO MAT	65,000.000	\$56,481.50	\$85.0000
AD	6/30/2009	6/25/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	2,399.000	\$12,858.78	\$5.3586
AD	7/1/2009	6/26/2009	PURCHASED	ALCOA INC NT 5.900% 02/01/27 DTD 01/25/07 CLB YLD 8.435 TO MAT	66,000.000	\$52,422.24	\$76.9640
AD	7/1/2009	6/26/2009	PURCHASED	HOUSEHOLD FIN CORP INTERNOTES DTD 5.400% 01/15/19 B/E DTD 01/23/04 CLB YLD 6.928 TO MAT	46,000.000	\$41,214.44	\$89.3490
AD	7/6/2009	6/30/2009	SOLD	ALLIANZ OCC OPPORTUNITY FUND CLASS A SALES LOAD 5.49%	1,750.122	\$32,989.80	\$18.8500
AD	7/13/2009	7/8/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 346 TAX EXEMPT SECS TR NATL TR 453 CAST CURRENT YIELD 5.27	6.000	\$6,422.96	\$1,069.4400
AD	7/15/2009	7/10/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	4,990.000	\$25,881.64	\$5.1860
AD	7/15/2009	7/10/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	1,497.000	\$7,763.44	\$5.1860
AD	7/15/2009	7/10/2009	SOLD	LINCOLN NATL CORP IND SR NT 6.20% 12/15/11 DTD 12/07/01 CLB YLD 6.134 TO MAT	33,000.000	\$33,216.50	\$100.1500
AD	7/22/2009	7/17/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 87 COVERED	4,489.000	\$26,997.65	\$6.0134
AD	8/26/2009	8/21/2009	SOLD	ALCOA INC NT 5.900% 02/01/27 DTD 01/25/07 CLB YLD 8.102 TO MAT	66,000.000	\$52,819.42	\$79.6250
AD	9/2/2009	8/28/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 371 HIGH 50 DIVIDEND STRATEGY PORT SER 25 REINVEST - PAYS INTEREST MONTHLY	4,736.000	\$54,996.98	\$11.6118

Client	Settlement Date	Transaction Date	Purchased/Sold	Security	Shares	Principal Amount	Price
AD	9/10/2009	9/4/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	10,518.000	\$58,507.08	\$5.5629
AD	9/10/2009	9/4/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 106 COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 3 CASH - PAYS INTEREST MONTHLY	2,454.000	\$13,647.86	\$5.5629
AD	9/15/2009	9/10/2009	PURCHASED	AMERICAN INTL GROUP INC NT 144A 6.250% 05/01/36 B/E DTD 05/01/06 CLB YLD 9.666 TO MAT	52,000.000	\$36,313.22	\$67.5000
AD	9/15/2009	9/10/2009	PURCHASED	VERIZON MD INC DEB SER B 5.125% 06/15/33 B/E DTD 06/13/03 CLB YLD 6.364 TO MAT	40,000.000	\$34,480.00	\$84.9100
AD	9/16/2009	9/4/2009	CORRECTED SELL	ADVISORS DISCIPLINED TR UNIT 87 COVERED	4,531.000	\$27,532.75	\$6.0773
AD	9/23/2009	9/18/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 400 BRIC ADVANTAGE PORT SER 1 REINVEST - PAYS INTEREST SEMI- ANNUALLY	2,710.000	\$30,000.22	\$11.0689
AD	10/7/2009	10/2/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 346 TAX EXEMPT SECS TR NATL TR 453 CASH	6.000	\$6,567.94	\$1,091.0000
AD	10/7/2009	10/2/2009	SOLD	HOUSEHOLD FIN CORP INTERNOTES DTD 5.400% 01/15/19 B/E DTD 01/23/04 CLB YLD 6.928 TO MAT	46,000.000	\$44,009.30	\$95.3500
AD	10/7/2009	10/2/2009	PURCHASED	NATIONWIDE FINL SVCS INC SR NT 5.10% 10/01/15 B/E DTD 09/26/05 CLB YLD 5.979 TO MAT	50,000.000	\$47,858.50	\$95.6250
AD	11/4/2009	10/30/2009	SOLD	AMERICAN INTL GROUP INC NT 144A 6.250% 05/01/36 B/E DTD 05/01/06 CLB YLD 9.964 TO MAT	52,000.000	\$34,119.98	\$65.5700
AD	11/4/2009	10/30/2009	PURCHASED	CITGROUP INC GLOBAL NT 5.850% 12/11/34 B/E DTD 12/9/04 CLB YLD 6.316 TO MAT	35,000.000	\$33,769.31	\$94.1500
AD	11/12/2009	11/6/2009	SOLD	ADVISORS DISCIPLINED TR UNIT 371 HIGH 50 DIVIDEND STRATEGY PORT SER 25 REINVEST - PAYS INTEREST MONTHLY	4,777.000	\$55,867.81	\$11.6959
AD	11/12/2009	11/6/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 406 GLOBAL COVERED CALL & INCOME STRATEGIES CLOSED END PORT SER 4 REINVEST	5,616.000	\$59,998.67	\$10.6829
AD	11/23/2009	11/18/2009	PURCHASED	ADVISORS DISCIPLINED TR UNIT 400 BRIC ADVANTAGE PORT SER 1 REINVEST - PAYS INTEREST SEMI- ANNUALLY	2,603.000	\$32,994.96	\$12.6744
AD	11/23/2009	11/18/2009	SOLD	VERIZON MD INC DEB SER B 5.125% 06/15/33 B/E DTD 06/13/03 CLB YLD 6.676 TO MAT	40,000.000	\$33,581.02	\$81.7120

Exhibit B

List of Forged Documents

Document	Date
1. Bush Mutual Fund Disclosure Form (\$70,000 Rydex Gov't Long Bond)	12/5/08
2. Bush Mutual Fund Disclosure Form (\$145,000 Rydex to Pimco Total Return)	1/5/09
3. Bush Mutual Fund Disclosure Form (\$70,000 Pimco Total Return)	1/23/09
4. Bush Mutual Fund Disclosure Form (\$65,000 Ivy High Income)	2/13/09
5. Bush Mutual Fund Disclosure Form (\$60,000 Ivy High Income)	2/27/09
6. Bush Mutual Fund Disclosure Form (\$115,561 Ivy Yield)	3/20/09
7. Bush Mutual Fund Disclosure Form (\$50,000 Pimco Opportunity)	5/15/09
8. Bush Mutual Fund Disclosure Form (\$40,000 Pimco Opportunity)	5/29/09
9. Bush Mutual Fund Disclosure Form (\$50,000 Pimco Opportunity)	6/12/09
10. Bush Mutual Fund Disclosure Form (\$45,000 Legg Mason Convertible A)	6/19/09
11. Lam Mutual Fund Disclosure Form (\$55,000 Rydex to Pimco Total Return)	1/5/08
12. Morgan Mutual Fund Disclosure Form (\$75,000 Rydex Gov't Long Bond)	11/20/08
13. Morgan Mutual Fund Disclosure Form (\$85,000 Pimco Total Return A)	1/2/09
14. Morgan Mutual Fund Disclosure Form (\$85,000 Rydex to Pimco Total Return) (different form but same transaction as #13)	1/2/09
15. Morgan Mutual Fund Disclosure Form (\$40,000 Rydex High Yield)	1/23/09
16. Morgan Mutual Fund Disclosure Form (\$31,000 Rydex to Ivy High Income)	2/19/09
17. Morgan Mutual Fund Disclosure Form (\$35,000 Ivy High Income)	2/27/09
18. Morgan Mutual Fund Disclosure Form (\$35,000 Ivy High Income)	3/6/09
19. Morgan Mutual Fund Disclosure Form (\$40,000 Pimco Opportunity Fund)	5/29/09