

FINANCIAL INDUSTRY REGULATORY AUTHORITY (FINRA)
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 20090178310

RECEIVED

AUG 27 2010

To: Department of Enforcement
Financial Industry Regulatory Authority

Re: Antonio G. Bolinao
General Securities Representative
CRD No. 1806027

FINRA District 4

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

I. ACCEPTANCE AND CONSENT

- A. I hereby accept and consent, without admitting or denying the findings, and solely for the purposes of this proceeding and any other proceeding brought by or on behalf of FINRA, or to which FINRA is a party, prior to a hearing and without an adjudication of any issue of law or fact, to the entry of the following findings by FINRA:

Background

Bolinao entered the securities industry in April 1985, and received Series 6 and Series 63 licenses in February 1988. He associated with Mutual of Omaha Investors Services, Inc. (MOIS) in 1985, and terminated his association with MOIS on April 13, 2009. Bolinao is not currently associated with any FINRA broker-dealer, but FINRA retains jurisdiction over him pursuant to Article V, Section 4 of the FINRA By-Laws.

Relevant Disciplinary History

Bolinao has not been the subject of prior formal disciplinary action by FINRA.

Overview

Over a ten-year period that began in July 1997, Bolinao was the subject of five civil judgments or liens. Bolinao did not amend his Form U4 to disclose any of these judgments or liens. Bolinao's failure to disclose this information violated Article V, Section 2 of the NASD By-Laws and NASD Conduct Rule 2110.

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Facts and Violative Conduct

Bolinao completed an initial Form U4 in February 1988, and filed amended Form U4s on April 9, 2003 and September 1, 2004. Question 14M of Form U4 asks: "Do you have any unsatisfied judgments or liens against you?" On both the 2003 and 2004 Form U4 amendments, Bolinao answered "No" to Question 14M.

In addition, both the 2003 and 2004 U4 amendments contained the following acknowledgment and consent: "I agree to update this form by causing an amendment to be filed on a timely basis whenever changes occur to answers previously reported. Further, I represent that, to the extent any information previously submitted is not amended, the information provided in this form is currently accurate and complete."

At the time he filed his U4 amendment in April 2003, Bolinao had three unsatisfied civil judgments against him. On July 1, 1997, a judgment was entered against Bolinao in favor of the state of Missouri in the amount of \$1,933. On March 17, 1998, a judgment was entered against Bolinao in favor of Norwest Financial II, Inc., in the amount of 1,072. On January 4, 2002, a judgment was entered against Bolinao in favor of Mutual First Federal Credit Union, in the amount of \$4,781. Although Bolinao amended his Form U4 in April 2003, he did not identify any of these outstanding judgments.

On April 5, 2004, a fourth civil judgment was entered against Bolinao, this time in favor of Citibank USA NA, in the amount of \$2,609. Although Bolinao again amended his Form U4 in September 2004, he did not identify this or any previous judgment against him.

A \$348 civil judgment in favor of the Metropolitan St. Louis Sewer Authority was entered against Bolinao in October 2007. Bolinao did not amend his Form U4 to disclose this or any previous judgment against him, three of which were still outstanding.

Bolinao annually submitted a completed "Business Practice Questionnaire" to MOIS from 2005 to 2008. Each time, Bolinao falsely denied the existence of any liens or judgments against him.

Bolinao willfully failed to disclose on his Form U4 the civil judgments against him, and did not acknowledge their existence until after MOIS learned of the judgments during its investigation of an unrelated customer complaint. Bolinao subsequently stated that he did not disclose the judgments because he believed that MOIS would terminate him.

Through this conduct, Bolinao violated NASD Conduct Rule 2110; Article V, Section 2 of the NASD By-Laws (for conduct between July 1997 and July 30,

2007); and Article V, Section 2 of the FINRA By-Laws (for conduct in 2007 and 2008).

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

- A nine-month suspension from association with any FINRA broker-dealer in any capacity.
- A fine of \$5,000.00, payable to FINRA.

The sanctions imposed herein shall be effective on a date set by FINRA staff.

I understand that, by virtue of my suspension from associating with any FINRA broker-dealer, I become subject to a statutory disqualification as that term is defined in Article III, Section 4 of FINRA's By-Laws, incorporating Section 3(a)(39) of the Securities Exchange Act of 1934. Accordingly, I may not be associated with any FINRA broker-dealer in any capacity, including clerical or ministerial functions, during the period of the bar or suspension (see FINRA Rules 8310 and 8311).

I understand that this settlement includes a finding that I willfully omitted to state a material fact on a Form U4, and that under Section 15(b)(4)(A) of the Securities Exchange Act of 1934 and Article III, Section 4 of FINRA's By-Laws, this omission makes me subject to a statutory disqualification with respect to association with a FINRA broker-dealer.

The fine shall be due and payable either immediately upon reassociation with a FINRA broker-dealer firm following the nine-month suspension noted above, or prior to any application or request for relief from any statutory disqualification resulting from this or any other event or proceeding, whichever is earlier.

I specifically and voluntarily waive any right to claim that I am unable to pay, now or at any time hereafter, the monetary sanction imposed in this matter.

II. WAIVER OF PROCEDURAL RIGHTS

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

- A. To have a Formal Complaint issued specifying the allegations against me;
- B. To be notified of the Formal Complaint and have the opportunity to answer the allegations in writing;
- C. To defend against the allegations in a disciplinary hearing before a hearing panel, to have a written record of the hearing made and to have a written decision issued; and

- D. To appeal any such decision to the National Adjudicatory Council (NAC) and then to the U.S. Securities and Exchange Commission and a U.S. Court of Appeals.

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

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

III. OTHER MATTERS

I understand that:

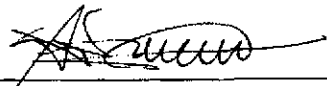
- A. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by the NAC, a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs (ODA), pursuant to FINRA Rule 9216;
- B. If this AWC is not accepted, its submission will not be used as evidence to prove any of the allegations against me; and
- C. If accepted:
1. this AWC will become part of my permanent disciplinary record and may be considered in any future actions brought by FINRA or any other regulator against me;
 2. this AWC will be made available through FINRA's public disclosure program in response to public inquiries about my disciplinary record;
 3. FINRA may make a public announcement concerning this agreement and the subject matter thereof in accordance with FINRA Rule 8313; and
 4. I may not take any action or make or permit to be made any public statement, including in regulatory filings or otherwise, denying, directly or indirectly, any finding in this AWC or create the impression that the AWC is without factual basis. I may not take any position in any proceeding brought by or on behalf of FINRA, or to which FINRA is a party, that is inconsistent with any part of this AWC. Nothing in this provision affects my right to take legal or factual positions in litigation or other legal proceedings in which FINRA is not a party.

- D. I understand that if I am barred or suspended from associating with any FINRA broker-dealer, I become subject to a statutory disqualification as that term is defined in Section 3(a)(39) of the Securities Exchange Act of 1934, as amended. Accordingly, I may not be associated with any FINRA broker-dealer in any capacity, including clerical or ministerial functions, during the period of the bar or suspension. (See FINRA Rules 8310 and 8311.)
- E. I understand that this settlement includes a finding that I willfully failed to update Form U4 to disclose a charge and conviction of a class D felony on May 17, 2008, and that under Section 15(b)(4)(A) of the Securities Exchange Act of 1934 and Article III, Section 4 of FINRA's By-Laws, this failure to update my Form U4 makes me subject to a statutory disqualification with respect to association with a FINRA broker-dealer.

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

08/25/2010

Date



ANTONIO G. BOLINAO

Reviewed by:

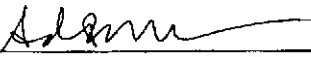
Counsel for Antonio G. Bolinao

Accepted by FINRA:

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

9-1-10

Date



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