

FINANCIAL INDUSTRY REGULATORY AUTHORITY

OFFICE OF HEARING OFFICERS

Department of Enforcement,

Complainant,

v.

Thomas Thanh Doan (CRD No. 4511950),

Respondent.

DISCIPLINARY PROCEEDING
No. 2009019637001

COMPLAINT

The Department of Enforcement alleges:

RESPONDENT AND JURISDICTION

1. Respondent Thomas Thanh Doan ("Doan") was registered as an investment company and variable contracts products representative of FINRA (f/k/a NASD) member firm Woodmen Financial Services, Inc. ("Woodmen Financial" or the "firm") between approximately October 2002 and August 2009, when he was permitted to resign.
2. Woodmen Financial is an affiliate of Woodmen of the World Life Insurance Society ("Woodmen Life"). Although Doan has not been associated with a FINRA member firm since leaving Woodmen Financial on September 4, 2009, 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

000067116 2011

to be associated with a FINRA member and (2) the Complaint charges him with misconduct committed while he was associated with a FINRA member.

FIRST CAUSE OF ACTION

Submission of False Receipts and Fraudulent Requests for Reimbursement of Expenses Never Actually Incurred in Violation of FINRA Rule 2010

3. The Department realleges and incorporates by reference paragraphs 1 and 2 above.
4. Between February 2009 and July 2009, Doan made six separate fraudulent claims to Woodmen Life seeking total reimbursement of \$2,700 in expenses he did not actually incur. Specifically, Doan sought reimbursement based on false claims that he paid \$450 on six separate occasions in furtherance of his business to rent conference room space at a condominium complex named Hawaiki Tower, in Honolulu, Hawaii. Doan did not use the conference room space during the periods he claimed and he never incurred conference room rental expenses at Hawaiki Tower.
5. In support of his fraudulent reimbursement claims, Doan submitted six invoices he fabricated to appear as if they had been issued by Hawaiki Tower for the cost of renting conference room space. Each invoice noted the specific date and time the space was purportedly made available to Doan, was signed and dated by Doan, and was rubber stamped with the word "PAID" and dated in a section of the invoice which appeared to have been reserved for notations of Hawaiki Tower management staff.
6. As a result of Doan's submissions of the first five fraudulent invoices and requests for reimbursement, he received and accepted \$2,250 from Woodmen Life, to which he was not entitled. Woodmen Life personnel discovered Doan's fraud after the submission of the sixth invoice and did not pay his sixth claim for reimbursement.

7. The conduct described above constitutes separate and distinct violations of FINRA Rule 2010 by Doan in that he submitted fraudulent invoices and wrongfully converted and misappropriated funds from Woodmen Life.

RELIEF REQUESTED

WHEREFORE, the Department respectfully requests that the Panel:

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

Date:

February 14, 2011

FINRA Department of Enforcement

Frank E. Kulbaski III

Thomas B. Lawson, Vice-President and Chief Counsel
Frank E. Kulbaski III, Enforcement Center Director

FINRA Department of Enforcement

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

Washington, DC 20006

Phone: (202) 974-2732

Facsimile: (202) 721-6580

Frank.Kulbaski@FINRA.org