

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2010021315502**

TO: Department of Enforcement
Financial Industry Regulatory Authority ("FINRA")

RE: Delores J. Mosier, Respondent
General Securities Principal
(CRD No. 1279134)

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, I, Delores J. Mosier, 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

Delores J. Mosier ("Mosier") entered the securities industry in April 1986 as a General Securities Representative at a former FINRA registered firm. From December 23, 1986 to December 31, 2010, Mosier was registered in the same capacity and as a General Securities Principal with D.J. Mosier & Associates, Inc.¹ ("DJM&A" or the "Firm"), a former FINRA registered firm. Mosier is not currently registered with any FINRA registered firm, and she has no history of disciplinary action.

¹ DJM&A is no longer registered with FINRA or the Securities and Exchange Commission ("SEC"). Its registration with FINRA was terminated on January 24, 2011 and its registration with the SEC was terminated on January 17, 2011.

RELEVANT DISCIPLINARY HISTORY

DJM&A was the subject of a relevant FINRA disciplinary action while Mosier was its President and CCO. On April 24, 2008, a Letter of Acceptance, Waiver and Consent submitted by DJM&A was accepted by FINRA, under which DJM&A was fined \$2,000 for: effecting securities transactions when it failed to maintain sufficient minimum required net capital, in violation of SEC Rules 15c3-1 and NASD Rule 2110; and maintaining inaccurate books and records by overstating its net capital, a violation of SEC Rules 17a-3 and 17a-3(a)(11), and NASD Rules 2110 and 3110.

OVERVIEW

Mosier recorded fictitious mutual fund transactions on DJM&A's books and recorded and deposited her own funds into the Firm's operating account to give the appearance that DJM&A had received commission income from the transactions she falsified. She did this to create the impression that the Firm received income, rather than paid-in capital, which would have prevented her from withdrawing the deposits for at least one year. When the fictitious transactions were discovered, DJM&A was found to have engaged in securities transactions on various dates over an extended period of time when the Firm failed to maintain its minimum required net capital. Mosier also caused DJM&A to create and maintain inaccurate general ledgers, trial balances, and net capital computations and to file inaccurate FOCUS Reports during the same time period. By engaging in such conduct Mosier violated NASD Rules 2110 and 3110, and FINRA Rule 2010.

FACTS AND VIOLATIVE CONDUCT

Mosier Created Fictitious Transactions and Deposited Her Own Money In The Firm's Operating Account To Create The Impression That The Firm Was Profitable

1. During all relevant times, Mosier was the Chairman, Principal and Chief Compliance Officer of DJM&A. During all relevant times, DJM&A was granted waivers from employing two principals, and employing a Financial and Operations Principal ("FINOP"). Mosier was DJM&A's only registered principal and her duties included performing the functions of a FINOP on behalf of the Firm.
2. On various dates from December 2006 to January 2008, Mosier listed fictitious purchases of mutual funds by her customers on the Firm's Revenue Log. As part of these purchases, she also listed the purported mutual fund that was being purchased and the commissions that were due

to DJM&A as a result of the purchase. The commissions for these fictitious transactions totaled \$173,000.

3. After each of the fictitious transactions were listed on DJM&A's records, Mosier would purchase cashier's checks totaling the amounts of the commissions owed to the Firm and deposit them in DJM&A's operating account. This was done to create the illusion that the commission revenue was received, which would be classified as equity, when in fact the funds were loaned to DJM&A by Mosier, which would be a liability of the Firm. These funds were listed on DJM&A's records as an asset until April 2009.
4. Mosier engaged in such conduct to avoid the requirement that paid-in capital must be held by the Firm for at least one year.
5. By engaging in this conduct Mosier violated NASD Rule 2110.

**Mosier, on Behalf of DJM&A, Effected Securities Transactions
While It Failed to Maintain Minimum Required Net Capital**

6. SEC Regulation §240.15c3-1 provides, generally, that every broker or dealer shall at all times have and maintain net capital no less than the greater of the highest minimum requirement applicable to its ratio requirement under (a)(1) of such section, or to any of its activities under paragraph (a)(2) of such section.
7. On December 11, 2006, March 30, 2007, June 29, 2007, September 24, 2007, December 24, 2007, March 24, 2008, June 27, 2008, September 22, 2008, December 22, 2008, and March 31, 2009 Mosier caused DJM&A to fail to comply with SEC §240.15c3-1. The Firm used the mails or other means or instrumentalities of interstate commerce to effect transactions in securities, while it failed to maintain the minimum required net capital, as shown on Schedule A, attached hereto and incorporated by reference.
8. DJM&A's net capital violations occurred as a result of Mosier's fictitious transactions. Mosier's deposit of her own funds into the Firm's account should have been treated as a personal loan to DJM&A and reported as a liability. Instead, Mosier caused the deposits to appear as commission income, and she treated the deposits as assets on the Firm's records.
9. As a result of the above, Mosier caused DJM&A to effect transactions while the Firm failed to maintain its minimum required net capital, in contravention of SEC Regulation §240.15c3-1, and in violation of NASD Rule 2110 (for violations prior to December 15, 2008), and FINRA Rule

2010 (for violations after December 15, 2008).

**Mosier, on Behalf of DJM&A,
Failed to Maintain Accurate General Ledgers, Trial Balances, and Other
Financial Books and Records**

10. SEC Rule 17a-3 provides, generally, that every broker-dealer registered with FINRA shall make and keep current books and records relating to its business, including but not limited to ledgers, or other records, reflecting all assets and liabilities, income and expense and capital accounts.
11. Mosier failed to prepare an accurate general ledger, trial balances, and net capital calculations on behalf of DJM&A as shown on Schedule B, for the following dates: December 29, 2006; January 31, 2007; February 28, 2007; March 30, 2007; April 30, 2007; May 31, 2007; June 29, 2007; July 31, 2007; August 31, 2007; September 28, 2007; October 31, 2007; November 30, 2007; December 31, 2007; January 31, 2008; February 29, 2008; March 31, 2008; April 30, 2008; May 30, 2008; June 30, 2008; July 31, 2008; August 29, 2008; September 30, 2008; October 31, 2008; November 28, 2008; December 31, 2008; January 30, 2009; February 27, 2009; and March 31, 2009. The inaccuracies were the result of Mosier's fictitious transactions and deposits of funds that she falsely recorded as commission income, as more fully described above.
12. As a result, Mosier caused DJM&A to maintain inaccurate books and records, in contravention of SEC Regulation §240.17a-3, and in violation of NASD Rule 3110, NASD Rule 2110 (for violations prior to December 15, 2008), and FINRA Rule 2010 (for violations after December 15, 2008).

**Mosier, on Behalf of DJM&A,
Filed Inaccurate FOCUS Reports**

13. SEC Rule 17a-5(a)(2) requires the filing of a Quarterly FOCUS Report within 17 business days following the end of the calendar quarter.
14. DJM&A, acting through Mosier, failed to prepare and file accurate FOCUS Reports Part IIA for the quarters ending December 29, 2006, March 30, 2007, June 29, 2007, September 28, 2007, December 31, 2007, March 31, 2008, June 30, 2008, September 30, 2008, December 31, 2008, and March 31, 2009, in that the inaccuracies described in Schedule B caused the Firm's FOCUS Reports Part II A to be inaccurate, in contravention of SEC Rule 17a-5(a)(2).

15. Similar to the other violations noted above, the inaccurate FOCUS Reports were caused by Mosier's fictitious transactions and deposits of personal funds that she falsely recorded as commission income.
16. As a result of the above, Mosier caused DJM&A to file inaccurate FOCUS Reports, in contravention of SEC Regulation §240.17a-5(a)(2), and in violation of NASD Rule 2110 (for violations prior to December 15, 2008), and FINRA Rule 2010 (for violations after December 15, 2008).

B. I also consent to the imposition, at a maximum, of the sanctions of:

1. A two-year suspension from association with any FINRA registered firm in any capacity; and
2. A \$10,000 fine. The fine shall be due and payable either immediately upon reassociation with a member firm following the two-year 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.

I understand that if I am barred or suspended from associating with any FINRA member, 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 member 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 if I am barred or suspended from associating with any FINRA member in a limited capacity, 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 member in any principal capacity, during the period of the bar or suspension (see FINRA Rules 8310 and 8311). Furthermore, because I am subject to a statutory disqualification during the suspension, if I remain associated with a member firm in a non-suspended capacity, an application to continue that association may be required. The sanctions imposed herein shall be effective on a date set by FINRA staff. Pursuant to FINRA Rule 8313(e), a bar or expulsion shall become effective upon approval or acceptance of this AWC.

II.

WAIVER OF PROCEDURAL RIGHTS

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

- A. To have a Complaint issued specifying the allegations against me;
- B. To be notified of the 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 prejudgment 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 may attach a Corrective Action Statement to this AWC that is a statement of demonstrable corrective steps taken to prevent future misconduct. I understand that I may not deny the charges or make any statement that is inconsistent with the AWC in this Statement. This Statement does not constitute factual or legal findings by FINRA, nor does it reflect the views of FINRA or its staff.

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.

5/21/12
Date

Delores J. Mosier
Delores J. Mosier
Registered Principal

Reviewed by:

Counsel for Respondent

Accepted by FINRA:

8/23/12
Date

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

Richard S. Schultz
Richard S. Schultz
Senior Regional Counsel
FINRA Department of Enforcement
55 West Monroe Street, Suite 2700
Chicago, Illinois 60603-5052
Phone Number: (312)899-4334
Fax Number: (312) 899-4600

DJ Mosier Net Capital Computations December 2006 through March 2009

	December 11, 2006	
	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$64,947.00	\$32,947.00 (1)
Non allowable Assets	\$51,027.00	\$51,027.00
Tentative Net Capital	\$13,920.00	-\$18,080.00
Haircuts	\$0.00	\$0.00
Net Capital	\$13,920.00	-\$18,080.00
Minimum Requirement	\$5,000.00	\$5,000.00
Excess Net Capital	\$8,920.00	-\$23,080.00

(1) The Ownership Equity was reduced by \$32,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

DJ Mosier Net Capital Computations December 2006 through March 2009

	March 31, 2007		June 30, 2007		September 24, 2007	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$185,144.00	\$40,144.00 (2)	\$161,855.00	-\$11,145.00 (3)	\$121,243.00	-\$51,757.00 (5)
Non allowable Assets	\$173,906.00	\$173,906.00	\$152,081.00	\$152,081.00	\$59,823.00	\$59,823.00
Tentative Net Capital	\$11,238.00	-\$133,762.00	\$9,774.00	-\$163,226.00	\$61,420.00	-\$111,580.00
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net Capital	\$11,238.00	-\$133,762.00	\$9,774.00	-\$163,226.00	\$61,420.00	-\$111,580.00
Minimum Requirement	\$5,000.00	\$5,000.00	\$5,000.00	\$6,627.00 (4)	\$5,000.00	\$10,986.00 (6)
Excess Net Capital	\$6,238.00	-\$138,762.00	\$4,774.00	-\$169,853.00	\$56,420.00	-\$122,566.00

(2) The Ownership Equity was reduced by \$145,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(3) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(4) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$99,402, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$99,402.

(5) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(6) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$164,782, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$164,782.

DJ Mosier Net Capital Computations December 2006 through March 2009

Disciplinary Proceeding No. 2010021315502

Schedule A

	December 24, 2007		March 24, 2008		June 27, 2008	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$114,008.00	-\$58,992.00 (7)	\$70,597.00	-\$102,403.00 (9)	\$61,784.00	-\$111,216.00 (11)
Non allowable Assets	\$21,337.00	\$21,337.00	\$14,419.00	\$14,419.00	\$9,543.00	\$9,543.00
Tentative Net Capital	\$92,671.00	-\$80,329.00	\$56,178.00	-\$116,822.00	\$52,241.00	-\$120,759.00
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net Capital	\$92,671.00	-\$80,329.00	\$56,178.00	-\$116,822.00	\$52,241.00	-\$120,759.00
Minimum Requirement	\$5,000.00	\$13,487.00 (8)	\$5,000.00	\$13,731.00 (10)	\$5,000.00	\$13,737.00 (12)
Excess Net Capital	\$87,671.00	-\$93,816.00	\$51,178.00	-\$130,553.00	\$47,241.00	-\$134,496.00

(7) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(8) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$202,303, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$202,303.

(9) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(10) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(11) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(12) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

DJ Mosier Net Capital Computations December 2006 through March 2009

Disciplinary Proceeding No. 2010021315502

Schedule A

	September 22, 2008		December 22, 2008		March 31, 2009	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$61,843.00	-\$111,157.00 (13)	\$45,687.00	-\$127,313.00 (15)	\$62,616.00	-\$110,384.00 (17)
Non allowable Assets	\$9,544.00	\$9,544.00	\$9,544.00	\$9,544.00	\$15,951.00	\$15,951.00
Tentative Net Capital	\$52,299.00	-\$120,701.00	\$36,143.00	-\$136,857.00	\$46,665.00	-\$126,335.00
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Net Capital	\$52,299.00	-\$120,701.00	\$36,143.00	-\$136,857.00	\$46,665.00	-\$126,335.00
Minimum Requirement	\$5,000.00	\$13,737.00 (14)	\$5,000.00	\$13,737.00 (16)	\$5,000.00	\$14,693.00 (18)
Excess Net Capital	\$47,299.00	-\$134,438.00	\$31,143.00	-\$150,594.00	\$41,665.00	-\$141,028.00

(13) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(14) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(15) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(16) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(17) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(18) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$220,280, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$220,280.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	December 29, 2006		January 31, 2007		February 28, 2007	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$64,947.00	\$32,947.00 (1)	\$96,949.00	\$13,949.00 (2)	\$144,104.00	\$37,104.00 (3)
Non allowable Assets	\$51,027.00	\$51,027.00	\$80,709.00	\$80,709.00	\$130,014.00	\$130,014.00
Tentative Net Capital	\$13,920.00	(\$18,080.00)	\$16,240.00	(\$66,760.00)	\$14,090.00	(\$92,910.00)
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
lia	\$25,051.00	\$25,051.00	\$34,772.00	\$34,772.00	\$52,419.00	\$52,419.00
Net Capital	\$13,920.00	(\$18,080.00)	\$16,240.00	(\$66,760.00)	\$14,090.00	(\$92,910.00)
Minimum Requirement	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
Excess Net Capital	\$8,920.00	(\$23,080.00)	\$11,240.00	(\$71,760.00)	\$9,090.00	(\$97,910.00)

(1) The Ownership Equity was reduced by \$32,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(2) The Ownership Equity was reduced by \$83,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(3) The Ownership Equity was reduced by \$107,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	March 30, 2007		April 30, 2007		May 31, 2007	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$185,144.00	\$40,144.00 (4)	\$143,705.00	(\$17,295.00) (5)	\$161,715.00	(\$5,285.00) (7)
Non allowable Assets	\$173,906.00	\$173,906.00	\$125,117.00	\$125,117.00	\$154,604.00	\$154,604.00
Tentative Net Capital	\$11,238.00	(\$133,762.00)	\$18,588.00	(\$142,412.00)	\$7,111.00	(\$159,889.00)
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
liabilities	\$52,567.00	\$31,313.00	\$1,626.00	\$86,080.00	\$4,348.00	\$93,802.00
Net Capital	\$11,238.00	(\$133,762.00)	\$18,588.00	(\$142,412.00)	\$7,111.00	(\$159,889.00)
Minimum Requirement	\$5,000.00	\$5,000.00	\$5,000.00	\$5,742.00 (6)	\$5,000.00	\$6,257.00 (8)
Excess Net Capital	\$6,238.00	(\$138,762.00)	\$13,588.00	(\$148,154.00)	\$2,111.00	(\$166,146.00)

(4) The Ownership Equity was reduced by \$145,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(5) The Ownership Equity was reduced by \$161,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(6) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$86,080, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$86,080.

(7) The Ownership Equity was reduced by \$167,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(8) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$93,802, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$93,802.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	June 29, 2007		July 31, 2007		August 31, 2007	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity						
Non allowable Assets	\$161,855.00	(\$11,145.00) (9)	\$149,711.00	(\$23,289.00) (11)	\$143,113.00	(\$29,887.00) (13)
	\$152,081.00	\$152,081.00	\$124,994.00	\$124,994.00	\$84,494.00	\$84,494.00
Tentative Net Capital						
	\$9,774.00	(\$163,226.00)	\$24,717.00	(\$148,283.00)	\$58,619.00	(\$114,381.00)
Haircuts						
liabilities	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	\$8,948.00	\$99,402.00	\$6,704.00	\$106,158.00	\$11,109.00	\$148,063.00
Net Capital						
	<u>\$9,774.00</u>	<u>(\$163,226.00)</u>	<u>\$24,717.00</u>	<u>(\$148,283.00)</u>	<u>\$58,619.00</u>	<u>(\$114,381.00)</u>
Minimum Requirement						
	\$5,000.00	\$6,627.00 (10)	\$5,000.00	\$7,078.00 (12)	\$5,000.00	\$9,871.00 (14)
Excess Net Capital						
	<u>\$4,774.00</u>	<u>(\$169,853.00)</u>	<u>\$19,717.00</u>	<u>(\$155,361.00)</u>	<u>\$53,619.00</u>	<u>(\$124,252.00)</u>

(9) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(10) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$99,402, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$99,402.

(11) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(12) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$106,158, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$106,158.

(13) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(14) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$148,063, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$148,063.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

Disciplinary Proceeding No. 2010021315502

Schedule B

	September 28, 2007		October 31, 2007		November 30, 2007	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$121,243.00	(\$51,757.00) (15)	\$111,309.00	(\$61,691.00) (17)	\$66,939.00	(\$106,061.00) (19)
Non allowable Assets	\$59,823.00	\$59,823.00	\$40,724.00	\$40,724.00	\$37,084.00	\$37,084.00
Tentative Net Capital	\$61,420.00	(\$111,580.00)	\$70,585.00	(\$102,415.00)	\$29,855.00	(\$143,145.00)
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
liabilities	\$2,828.00	\$164,782.00	\$0.00	\$174,954.00	\$308.00	\$175,262.00
Net Capital	\$61,420.00	(\$111,580.00)	\$70,585.00	(\$102,415.00)	\$29,855.00	(\$143,145.00)
Minimum Requirement	\$5,000.00	\$10,986.00 (16)	\$5,000.00	\$11,664.00 (18)	\$5,000.00	\$11,685.00 (20)
Excess Net Capital	\$56,420.00	(\$122,566.00)	\$65,585.00	(\$114,079.00)	\$24,855.00	(\$154,830.00)

(15) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(16) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$164,782, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$164,782.

(17) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(18) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$174,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$174,954.

(19) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(20) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$175,262, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$175,262.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

Disciplinary Proceeding No. 2010021315502

Schedule B

	December 31, 2007		January 31, 2008		February 29, 2008	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$114,008.00	(\$58,992.00) (21)	\$87,234.00	(\$85,766.00) (23)	\$45,086.00	(\$127,914.00) (25)
Non allowable Assets	\$21,337.00	\$21,337.00	\$25,958.00	\$25,958.00	\$14,418.00	\$14,418.00
Tentative Net Capital	\$92,671.00	(\$80,329.00)	\$61,276.00	(\$111,724.00)	\$30,668.00	(\$142,332.00)
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
liabilities	\$349.00	\$206,303.00		\$205,954.00	\$0.00	\$205,954.00
Net Capital	\$92,671.00	(\$80,329.00)	\$61,276.00	(\$111,724.00)	\$30,668.00	(\$142,332.00)
Minimum Requirement	\$5,000.00	\$13,754.00 (22)	\$5,000.00	\$13,731.00 (24)	\$5,000.00	\$13,731.00 (26)
Excess Net Capital	\$87,671.00	(\$94,083.00)	\$56,276.00	(\$125,455.00)	\$25,668.00	(\$156,063.00)

(21) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(22) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$206,303, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$206,303.

(23) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(24) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(25) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(26) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	March 31, 2008		April 30, 2008		May 30, 2008	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$70,597.00	(\$102,403.00) (27)	\$43,584.00	(\$129,416.00) (29)	\$22,114.00	(\$150,886.00) (31)
Non allowable Assets	\$14,419.00	\$14,419.00	\$14,418.00	\$14,418.00	\$9,703.00	\$9,703.00
Tentative Net Capital	<u>\$56,178.00</u>	<u>(\$116,822.00)</u>	<u>\$29,166.00</u>	<u>(\$143,834.00)</u>	<u>\$12,411.00</u>	<u>(\$160,589.00)</u>
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
liabilities	\$0.00	\$205,954.00	\$0.00	\$205,954.00	\$10,000.00	\$215,954.00
Net Capital	<u>\$56,178.00</u>	<u>(\$116,822.00)</u>	<u>\$29,166.00</u>	<u>(\$143,834.00)</u>	<u>\$12,411.00</u>	<u>(\$160,589.00)</u>
Minimum Requirement	\$5,000.00	\$13,731.00 (28)	\$5,000.00	\$13,731.00 (30)	\$5,000.00	\$14,398.00 (32)
Excess Net Capital	<u>\$51,178.00</u>	<u>(\$130,553.00)</u>	<u>\$24,166.00</u>	<u>(\$157,563.00)</u>	<u>\$7,411.00</u>	<u>(\$174,987.00)</u>

(27) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(28) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(29) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(30) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(31) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(32) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$215,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$215,954.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	June 30, 2008		July 31, 2008		August 29, 2008	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$61,784.00	(\$111,216.00) (33)	\$20,197.00	(\$152,803.00) (35)	\$16,175.00	(\$156,825.00) (37)
Non allowable Assets	\$9,543.00	\$9,543.00	\$11,337.00	\$11,337.00	\$9,911.00	\$9,911.00
Tentative Net Capital	\$52,241.00	(\$120,759.00)	\$8,860.00	(\$164,140.00)	\$6,264.00	(\$166,736.00)
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
liabilities	\$0.00	\$205,954.00	\$0.00	\$205,954.00	\$39.00	\$205,993.00
Net Capital	\$52,241.00	(\$120,759.00)	\$8,860.00	(\$164,140.00)	\$6,264.00	(\$166,736.00)
Minimum Requirement	\$5,000.00	\$13,731.00 (34)	\$5,000.00	\$13,731.00 (36)	\$5,000.00	\$13,740.00 (38)
Excess Net Capital	\$47,241.00	(\$134,490.00)	\$3,860.00	(\$177,871.00)	\$1,264.00	(\$180,476.00)

(33) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(34) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(35) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(36) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(37) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(38) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,993, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,993.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	September 30, 2008		October 31, 2008		November 28, 2008	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$61,843.00	(\$111,157.00) (39)	\$31,067.00	(\$141,933.00) (41)	\$71,906.00	(\$101,094.00) (43)
Non allowable Assets	\$9,544.00	\$9,544.00	\$9,543.00	\$9,543.00	\$9,543.00	\$9,543.00
Tentative Net Capital	\$52,299.00	(\$120,701.00)	\$21,524.00	(\$151,476.00)	\$62,363.00	(\$110,637.00)
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
liabilities	\$0.00	\$205,954.00	\$0.00	\$205,954.00	\$0.00	\$205,954.00
Net Capital	\$52,299.00	(\$120,701.00)	\$21,524.00	(\$151,476.00)	\$62,363.00	(\$110,637.00)
Minimum Requirement	\$5,000.00	\$13,731.00 (40)	\$5,000.00	\$13,731.00 (42)	\$5,000.00	\$13,731.00 (44)
Excess Net Capital	\$47,299.00	(\$134,432.00)	\$16,524.00	(\$165,207.00)	\$57,363.00	(\$124,368.00)

(39) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(40) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(41) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(42) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(43) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(44) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	December 31, 2008		January 30, 2009		February 27, 2009	
	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$45,687.00	(\$127,313.00) (45)	\$29,400.00	(\$143,600.00) (47)	\$32,873.00	(\$140,127.00) (49)
Non allowable Assets	\$9,544.00	\$9,544.00	\$17,543.00	\$17,543.00	\$16,476.00	\$16,476.00
Tentative Net Capital	<u>\$36,143.00</u>	<u>(\$136,857.00)</u>	<u>\$11,857.00</u>	<u>(\$161,143.00)</u>	<u>\$16,397.00</u>	<u>(\$156,603.00)</u>
Haircuts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,326.00
liabilities	\$0.00	\$205,954.00	\$0.00	\$205,954.00	\$600.00	\$206,554.00
Net Capital	<u>\$36,143.00</u>	<u>(\$136,857.00)</u>	<u>\$11,857.00</u>	<u>(\$161,143.00)</u>	<u>\$16,397.00</u>	<u>(\$156,603.00)</u>
Minimum Requirement	\$5,000.00	\$13,731.00 (46)	\$5,000.00	\$13,731.00 (48)	\$5,000.00	\$13,771.00 (50)
Excess Net Capital	<u>\$31,143.00</u>	<u>(\$150,588.00)</u>	<u>\$6,857.00</u>	<u>(\$174,874.00)</u>	<u>\$11,397.00</u>	<u>(\$170,374.00)</u>

(45) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(46) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(47) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(48) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$205,954, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$205,954.

(49) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(50) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$206,554 exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$206,554.

DJ Mosier & Associates, Inc. Net Capital Computations From December 2006 through March 2009

	March 31, 2009	
	<u>Firm</u>	<u>Staff</u>
Ownership Equity	\$62,616.00	(\$110,384.00) (51)
Non allowable Assets	\$15,951.00	\$15,951.00
Tentative Net Capital	<u>\$46,665.00</u>	<u>(\$126,335.00)</u>
Haircuts	\$0.00	\$0.00
liabilities	\$14,326.00	\$220,280.00
Net Capital	<u>\$46,665.00</u>	<u>(\$126,335.00)</u>
Minimum Requirement	\$5,000.00	\$14,686.00 (52)
Excess Net Capital	<u>\$41,665.00</u>	<u>(\$141,021.00)</u>

(51) The Ownership Equity was reduced by \$173,000 because that is the amount that Mosier deposited into the Firm's account which she improperly represented as commissions.

(52) While the Firm agreed to maintain a minimum required net capital of \$5,000, this amount had to be increased because its aggregate indebtedness, which was \$220,280, exceeded 1500% of \$5,000. The new minimum required net capital was obtained by taking 6.667% of \$220,280.