

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
No. 2011026123501**

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

RE: Kenneth Richard Doctor, Respondent
Former Registered Representative
CRD No. 4835927

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, Respondent submits 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

Respondent entered the securities industry on July 28, 2004, when he became associated with Valic Financial Advisors, Inc. ("Valic Financial"), a FINRA member, and registered with FINRA as an Investment Company and Variable Contracts Products Representative. Respondent terminated his association with Valic Financial on September 13, 2010.

Although Respondent is not currently associated with a FINRA member, pursuant to Article V, Section 4 of FINRA's By-Laws, he remains subject to the jurisdiction of FINRA until at least September 12, 2012.

RELEVANT DISCIPLINARY HISTORY

Respondent has no relevant disciplinary history.

OVERVIEW

Respondent violated Article V, Section 2 of FINRA's By-Laws and FINRA Rules 1122 and 2010 by willfully failing to amend his Uniform Application for Securities Industry Registration or Transfer Form ("Form U4") to reflect that he received notice of a proceeding in which he was subject to a prohibition from working at any credit union in the State of Michigan and that the prohibition was subsequently imposed. Respondent also violated FINRA Rules 8210 and 2010 by failing to respond to FINRA's requests for information and failed to appear and provide testimony.

FACTS AND VIOLATIVE CONDUCT

Failure to Amend the Form U4

Article V, Section 2 of FINRA By-Laws provides, in pertinent part, that each applicant and member shall ensure that its membership application with FINRA is kept current at all times by supplementary amendments via electronic process, or such other process as FINRA may prescribe to the original application. Such amendments to the Form U4 application shall be filed with FINRA not later than 30 days after learning of the facts or circumstances giving rise to the amendment. FINRA Rule 1122 provides that no member or person associated with a member shall file with FINRA information with respect to membership or registration which is incomplete or inaccurate so as to be misleading, or which could in any way tend to mislead, or fail to correct such filing after notice thereof. FINRA Rule 2010 provides that a member, in the conduct of its business, shall observe high standards of commercial honor and just and equitable principles of trade.

When Respondent joined Valic Financial in 2004, he reported that he was employed by a credit union as its treasurer and general manager. In June 2009, the credit union was examined by the Credit Union Division of the State of Michigan's Office of Financial and Insurance Regulation ("Michigan Financial Regulation"), which found multiple violations of Michigan's banking rules and regulations. Michigan Financial Regulation is responsible for regulating Michigan's financial industries, including credit unions.

On February 22, 2010, Michigan Financial Regulation issued to Respondent a "Notice of Intent to Permanently Prohibit Respondent from Participation in the Conduct of the Affairs of any Michigan State Chartered Credit Union" (the "Michigan Notice"). On March 14, 2010, Respondent filed a written response to the Michigan Notice. On March 31, 2010, Michigan Financial Regulation issued a final order that barred Respondent from working at any Michigan credit union because of the violations.

Question 14D(2)(a) of FINRA's Form U4 asks whether the registered person has been barred from engaging in credit union activities pursuant to a final order from a state authority that supervises or examines banks and credit unions. Respondent was required to amend his Form

U4 to reflect that that he had been barred from working at any Michigan credit union. However, Respondent failed to amend the Form U4.

Questions 14G (1) and (2) asks whether the registered person has been notified in writing that he or she is subject to a regulatory complaint or proceeding or an investigation that could result in a "yes" answer to Question 14(D). Given that Respondent replied to the Michigan Notice, he was required to amend his Form U4 to reflect that he was subject to a regulatory proceeding that could result in a bar from engaging in credit union activities. Respondent failed to amend his Form U4 after receiving the Michigan Notice.

As a result of the foregoing conduct, Respondent violated Article V, Section 2 of FINRA By-Laws and FINRA Rules 1122 and 2010 by willfully failing to disclose a material fact in an amended Form U4 filing.

Failure to Provide Information and Testimony

FINRA Rule 8210 provides that FINRA staff shall have the right to require a person associated with a member or person subject to FINRA's jurisdiction to provide information and to testify at a location specified by FINRA staff, under oath with respect to any matter involved in a FINRA investigation, complaint, examination, or proceeding.

By letter dated October 25, 2011, FINRA staff requested, pursuant to FINRA Rule 8210, that Respondent provide information related to the investigation of his conduct by no later than November 14, 2011, and provide testimony on November 15, 2011. Respondent failed to provide the information and testimony as requested.

By letter dated November 28, 2011 FINRA staff requested, pursuant to FINRA Rule 8210, that Respondent provide information related to the investigation of his conduct by no later than December 12, 2011, and provide testimony on December 13, 2011. Respondent failed to provide the information and testimony as requested.

By failing to provide information and testimony, Respondent violated FINRA Rules 8210 and 2010.

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

a bar from association with any FINRA member in any capacity.

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 this settlement includes a finding that I willfully omitted to state a material fact on a Form U4, and that under Section 3(a)(39)(F) 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 member.

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.

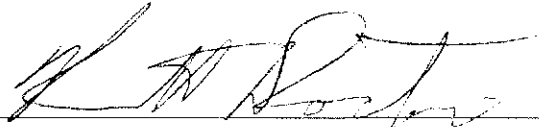
OTHER MATTERS

I understand that:

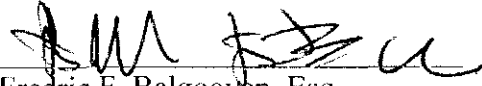
- A. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by the NAC, a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs ("ODA"), pursuant to FINRA Rule 9216;
- B. If this AWC is not accepted, its submission will 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.

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.

4-5-12
Date (mm/dd/yyyy)


Respondent – Kenneth Richard Doctor

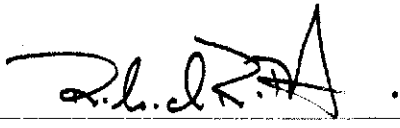
Reviewed by:


Fredric F. Balgooyen, Esq.
Counsel for Respondent
Balgooyen Law Offices, P.C.
801 West Norton Avenue
Muskegon, MI 49441
(231) 733-2566

Accepted by FINRA:

4-23-12
Date

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


Richard R. Best
Chief Counsel
FINRA Department of Enforcement
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New York, NY 10281
(646) 315-7308(p) and (202) 689-3424(f)