

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2011030536001**

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

RE: Paul Joseph Dumouchel, Respondent
CRD No. 2882033

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, Paul Joseph Dumouchel ("Dumouchel" or "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 him alleging violations based on the same factual findings described herein.

I.

ACCEPTANCE AND CONSENT

- A. Respondent hereby accepts and consents, 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 first entered the securities industry in 1997. From March 2009 to October 2011, Dumouchel was registered as an Investment Company Products/Variable Contracts Representative in the Wellesley, Massachusetts branch office of H. Beck, Inc. ("H. Beck" or the "Firm"), a FINRA regulated broker-dealer. On October 18, 2011, Dumouchel voluntarily resigned his employment with H. Beck. From October 18, 2011 to November 8, 2011, Dumouchel was associated with Questar Capital Corporation ("Questar"), a FINRA regulated broker-dealer. On November 11, 2011, Questar filed a Form U5 reporting the voluntary termination of Dumouchel's employment on November 8, 2011. On November 15, 2011, H. Beck filed a Form U5 reporting the October 18, 2011 termination of Dumouchel's employment. On November 23, 2011, H. Beck filed an Amended Form U5 relating to Dumouchel. FINRA retains jurisdiction over Dumouchel pursuant to Article V, Section 4(a) of FINRA's By-Laws.

RELEVANT DISCIPLINARY HISTORY

On July 9, 2012, Dumouchel entered into a Consent Order with the Massachusetts Securities Division, without admitting or denying the facts and allegations contained therein.¹ In the Consent Order, the Massachusetts Securities Division alleged that during May 2010 through July 2010, while associated with H. Beck, Dumouchel recommended that an elderly woman, who was later diagnosed with Alzheimer's disease, withdraw nearly \$1.5 million from her certificates of deposit and other bank accounts and purchase over \$1 million in annuities and over \$450 thousand worth of mutual funds. Respondent allegedly effectuated these transactions by driving the woman to five local banks and facilitating the endorsement of multiple checks made payable to various annuity and mutual fund companies. Further, the Division alleged that Respondent received approximately \$63,000 in commissions as a result of the transactions. The Division alleged that Dumouchel thereby violated MASS. GEN. LAWS ch. 110A, §101(3) (Fraudulent & other Prohibited Practices) and MASS. GEN. LAWS ch. 110A, § 204(a)(2)(G) (Dishonest and Unethical Practices in the securities business).

Dumouchel agreed to: (a) permanently cease and desist from any conduct in violation of the Massachusetts Uniform Securities Act and 950 Mass. Code Regs. 10.00 *et seq.*; (b) never to apply for registration in the Commonwealth of Massachusetts as a broker-dealer, agent of either a broker-dealer or an issuer, investment adviser or investment adviser representative or in any other capacity; and (c) to pay the Massachusetts Securities Division an administrative fine in the amount of approximately \$24,000 in disgorgement. Prior to entering into the consent order, Dumouchel also paid additional disgorgement.

FACTS AND VIOLATIVE CONDUCT

In June 2010, Dumouchel was employed as an Investment Company Products/Variable Contracts Representative in the Wellesley, Massachusetts branch office of H. Beck. On November 15, 2011, the Firm filed a Form U5 reporting the voluntary termination of Dumouchel's employment on October 18, 2011.

On November 23, 2011, the Firm filed an Amended Form U5, which stated that the Massachusetts Securities Division was taking regulatory action against Dumouchel in connection with the matter described above.

On December 14, 2011, FINRA sent a letter to the Respondent, pursuant to FINRA Rule 8210, requesting that Respondent provide certain documents, including correspondence with the client at issue in the above-described Massachusetts Securities Division matter as well as other documents concerning that client. This letter was sent via Certified Mail

¹ See, Docket No. E-2010-0065.

and first class mail to Respondent's address on record with FINRA's Central Registration Depository. To date, Dumouchel has not provided any of the requested documents to FINRA. Rather, beginning in January 2012 and continuing through March 2012, Dumouchel shredded all of his client files, including the materials in those files that FINRA requested pursuant to Rule 8210.

By virtue of this conduct, Respondent violated FINRA Rule 8210. In addition, the Respondent violated FINRA Rule 2010, which requires the observance of high standards of commercial honor and just and equitable principles of trade.

B. Respondent also consents to the imposition of the following sanction:

- A bar from association with any FINRA member in any capacity.

Respondent understands that if he is barred or suspended from associating with any FINRA member, Respondent becomes 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, Respondent 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).

The sanction 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

Respondent specifically and voluntarily waives the following rights granted under FINRA's Code of Procedure:

- A. To have a Complaint issued specifying the allegations against him;
- 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, Respondent specifically and voluntarily waives 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.

Respondent further specifically and voluntarily waives 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

Respondent understands that:

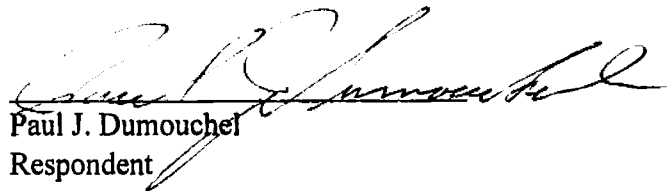
- A. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by the NAC, a Review Subcommittee of the NAC, or the Office of Disciplinary Affairs ("ODA"), pursuant to FINRA Rule 9216;
- B. If this AWC is not accepted, its submission will not be used as evidence to prove any of the allegations against him; and
- C. If accepted:
 - 1. this AWC will become part of Respondent's permanent disciplinary record and may be considered in any future actions brought by FINRA or any other regulator against him;
 - 2. this AWC will be made available through FINRA's public disclosure program in response to public inquiries about Respondent's 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. Respondent 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. He 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 his (i) testimonial obligations; or (ii) right to take legal or factual positions in litigation or other legal proceedings in which FINRA is not a party.

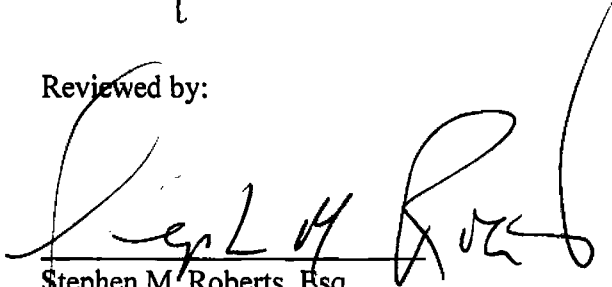
Respondent certifies that he has read and understands all of the provisions of this AWC and have been given a full opportunity to ask questions about it; that he has agreed to its provisions voluntarily; and that no offer, threat, inducement, or promise of any kind, other than the terms set forth herein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

Date

10/10/13


Paul J. Dumouchel
Respondent

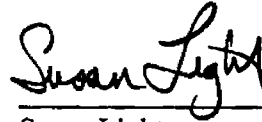
Reviewed by:


Stephen M. Roberts, Esq.
Counsel for Respondent
Law Offices of Stephen M. Roberts
177 Worcester Street
Wellesley Hills, MA 02481
Ph: 781-235-9700

10/24/13

Date

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



Susan Light

Sr. Vice President & Chief Counsel

Department of Enforcement

FINRA

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