

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2012034580501**

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

RE: Crysler Philip McQuire, Respondent
Investment Company and Variable Contracts Products Representative and General Securities
Representative and Principal
CRD No.: 4460379

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, I 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

Crysler Philip McQuire ("McQuire") entered the securities industry in September 2001, when he became associated with a FINRA member firm. McQuire was associated with two FINRA member firms during the period from September 2001 through November 2010. McQuire was first registered as an investment company and variable contracts products representative in October 2001. McQuire was later registered as a general securities representative and general securities principal. McQuire was employed by Chase Investment Services Corp. ("Chase") in November 2010, where he remained until August 2012. McQuire is not currently associated with a FINRA member firm and does not have a relevant disciplinary history.

OVERVIEW

McQuire failed to notify his FINRA member firm of a customer complaint and further settled the complaint through a payment of \$2,800 without the authorization or approval of his FINRA member firm, in violation of FINRA Rule 2010.

FACTS AND VIOLATIVE CONDUCT

In June 2011, customer C.F. completed a MetLife Investors USA Insurance Company Variable Annuity Application ("Annuity"). The Annuity was issued on June 22, 2011. The Annuity was purchased without an income rider requested by C.F. McQuire contacted MetLife regarding the rider, but was told that a new application would have to be completed and the original contract would need to be surrendered. C.F. advised McQuire that she was not happy with that solution.

C.F. sent McQuire a letter addressed to McQuire's father's address. The letter asked for \$2,800 in compensation in exchange for giving McQuire complete indemnity. The letter contained a release signed by C.F., dated February 23, 2012. McQuire's father drafted a check dated June 26, 2012 in the amount of \$2,800 payable to C.F. and forwarded the check to C.F.

Chase's procedures require its representatives to promptly notify their supervisor when and if they receive a complaint from a customer and whether or not it is oral or in writing. Chase representatives are further prohibited from discussing the possible resolution of any complaint with the customer or any third-party. Chase prohibits its representatives from offering or paying any restitution to a customer and cannot discuss with or provide information to any outside party about a customer account.

McQuire failed to disclose to Chase that C.F. had expressed dissatisfaction with the Annuity, specifically the failure to include the income rider. McQuire further failed to disclose to Chase that C.F. proposed a settlement, that he discussed C.F.'s account with his father and that his father had provided C.F. with a check in exchange for the release.

As a result of the foregoing, McQuire violated FINRA Rule 2010.

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

- A fine in the amount of \$5,000; and
- A one-month suspension from associating with any FINRA member firm in all capacities.

The fine shall be due and payable either immediately upon reassociation with a member firm following the one-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.

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).

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

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: (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.
- 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.

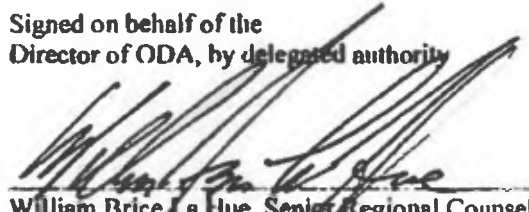
4/1/14
Date


Crysler Philip McGuire, Respondent

Accepted by FINRA:

4/24/14
Date

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


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