

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2013036274701**

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

RE: Brent D. Noel, Respondent
Former Registered Personal Banker
CRD No. 5008539

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

Brent D. Noel ("Noel") was born in [REDACTED] In November 2006, while employed with Wells Fargo Bank, Noel obtained a Series 7 registration through Wells Fargo Investments, a FINRA regulated firm. In August 2008, Noel ceased his employment with Wells Fargo Bank and in October 2008 became employed as a personal banker at an Austin, TX branch of Chase Bank. In April 2011, while employed at the Chase Bank, Noel became associated with FINRA regulated firm Chase Investment Services Corp., and obtained his Series 6 and 63 registrations in May 2011. Chase Investment Services Corp., held Noel's registrations until October 2012 when JP Morgan Securities LLC ("Firm") assumed Noel's registrations.

In a Uniform Termination Notice of Securities Industry Registration (Form U5), dated March 14, 2013, the Firm reported that, based on the conduct described below, Noel's registrations and his employment at the Bank had been terminated on February 15, 2013. Noel is not currently employed in the securities industry,

however, pursuant to FINRA By-Law Article V, Section 4, he remains subject to FINRA's jurisdiction until at least March 13, 2015.

RELEVANT DISCIPLINARY HISTORY

Noel has no previous disciplinary history.

OVERVIEW

In January 2013, without permission or authority, Noel, a former registered personal banker employed with an Austin, TX branch of Chase Bank ("Bank"), a non-registered Firm affiliate, activated a Bank debit card linked to customer GG's Bank account and forged GG's name on a withdrawal slip. Thereafter, Noel used the Bank debit card and the forged withdrawal slip to misappropriate \$318.87 from GG's Bank savings account. Noel also failed to respond to two requests for information issued pursuant to FINRA Rule 8210. Noel's forgery and misappropriation of GG's Bank funds violated FINRA Rule 2010 and his failure to comply with FINRA's requests for information violated FINRA Rules 8210 and 2010.

FACTS AND VIOLATIVE CONDUCT

1. Forgery and Misappropriation of Bank Customer Funds

On January 26, 2013, GG's parents entered the Bank to close GG's Bank accounts. Bank staff directed GG's parents to Noel, a registered personal banker. GG's parents notified Noel of GG's death and Noel assisted them with closing GG's accounts. GG's savings account was left open, however, to disburse a \$318.87 cash redemption refund. That same day, Noel, without permission or authority, activated a temporary Automated Teller Machine ("ATM") Bank debit card linked to GG's savings account. Three days later, on January 29, 2013, without permission or authority, Noel used the ATM Bank debit card at a local pharmacy to withdraw \$300 from GG's Bank account. On January 30, 2013, without permission or authority, Noel forged GG's signature on a Bank withdrawal slip and withdrew \$18.87 from GG's Bank account.

The Bank's district manager viewed the pharmacy's surveillance video and identified Noel as the person who used the ATM Bank debit card to withdraw GG's funds. On February 15, 2013, the Bank interviewed Noel, who acknowledged that he had forged GG's name on the withdrawal slip and had withdrawn \$18.87 from GG's Bank account.

Noel admitted that he had ordered and activated the ATM Bank debit card without the knowledge or permission of GG's parents. Noel also admitted that he had used the ATM Bank debit card to withdraw the \$300 from GG's Bank account without permission or authority.

By virtue of the aforementioned conduct, Noel violated FINRA Conduct Rule 2010, which provides that “[a] member, in the conduct of his business, shall observe high standards of commercial honor and just and equitable principles of trade.”

2. Failure to Respond to Two FINRA Rule 8210 Requests for Information

In pertinent part, FINRA Rule 8210(a)(1) requires that a FINRA regulated “member, person associated with a member, or person subject to [FINRA’s] jurisdiction” provide testimony or information. FINRA Rule 8210(e) provides that “[n]o member or person shall fail to provide information or testimony ... pursuant to this Rule.” A violation of FINRA Rule 8210 is also a violation of FINRA Rule 2010.

On March 14, 2013, FINRA’s Central Review Group-Preliminary Investigations Unit (CRG-PI) received a Form U5 from the Firm, reporting Noel’s termination of employment for misappropriating \$318.87 from the account of a Bank customer. On March 28, 2013, via first class and certified mail, CRG-PIU sent Noel a letter pursuant to FINRA 8210, which he received, requesting that Noel provide a signed statement regarding the allegations in the Form U5. The certified mailing was returned, marked “unclaimed.” The first class mailing was not returned. Noel failed to respond to the request.

On April 29, 2013, via first class and certified mail, CRG-PIU sent Noel a second letter pursuant to FINRA 8210, which he received, requesting the same information as in the March 28, 2013 letter. The certified mailing receipt was returned signed. The first class mailing was not returned. Noel failed to respond to the second request for information.

By virtue of the aforementioned conduct, Noel violated FINRA Rules 8210 and 2010.

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

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

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.

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 Section 3(a)(39) of the Securities Exchange Act of 1934, as amended. 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).

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

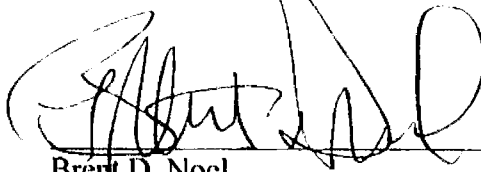
I understand that:

- 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.

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.

June 24, 2013



Brent D. Noel
Pro se

Accepted by FINRA:

7/18/2013
Date

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



Myles L. Orosco
Senior Trial Counsel
FINRA – Department of Enforcement
One World Financial Center,
200 Liberty Street, 11th Floor
New York, NY 10281
[t] 646.315.7383
[f] 202.689.3419