

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2014039407201**

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

RE: Double Eagle Securities of America, Inc. ("Double Eagle"), Respondent
Member Firm
CRD No. 43844

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, Double Eagle Securities of America, Inc. (the "Firm" 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 the Firm 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

Double Eagle has been a FINRA member since 1998. The Firm maintains one office, its main office, in Tamarac, Florida. Its primary business includes the sale of mutual funds and variable annuities. Double Eagle employs two people including its owner.

RELEVANT DISCIPLINARY HISTORY

The Firm has no relevant disciplinary history with the Securities and Exchange Commission, any state securities agency or any self-regulatory organization.

FACTS AND VIOLATIVE CONDUCT

SEC Regulation S-P, entitled "Privacy of Consumer Financial Information," requires, among other things, that FINRA member firms develop and provide annual privacy notices to their customers, unless certain conditions are met.

In 2011, 2012, and 2013, Double Eagle was required under Regulation S-P to send privacy notices to its customers. Under its policies and procedures, to comply with Regulation S-P, the Firm required that the notice be posted on its website and that the notice be sent to its customers each year. However, between December 2011 and December 2013, Double Eagle failed to provide approximately 280 customers with an annual privacy notice required by SEC Regulation S-P, which resulted from the Firm's failure to enforce its written supervisory procedures. By reason of the foregoing, Double Eagle violated NASD Rule 3010(b) and FINRA Rule 2010.

Between August 2011 and November 2013 (the "Relevant Period"), Double Eagle also failed to establish, maintain, and enforce a supervisory system and written procedures reasonably designed to ensure that the Firm's mutual fund share class recommendations were suitable in light of its customers' anticipated holding period, the amount invested, and the sales charges and fees associated with the various share classes. For example, during the Relevant Period, the Firm made 22 purchases of Class C shares for 17 customers, totaling approximately \$286,000. Many of these customers anticipated holding the mutual funds long-term. However, the Firm did not have a mechanism to ensure that the share class recommendation was suitable for the customers. By reason of the foregoing, Double Eagle violated NASD Rules 3010(a) and (b) and FINRA Rule 2010.

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

- Censure and
- A \$10,000 fine.¹

Respondent agrees to pay the monetary sanction(s) upon notice that this AWC has been accepted and that such payment(s) are due and payable. Respondent has submitted an Election of Payment form showing the method by which the Firm proposes to pay the fine imposed.

Respondent specifically and voluntarily waives any right to claim that it is unable to pay, now or at any time hereafter, the monetary sanction(s) imposed in this matter.

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

¹ Pursuant to the General Principles Applicable to all Sanction Determinations contained in the Sanction Guidelines, FINRA imposed a lower fine in this case after it considered, among other things, the Firm's revenues and financial resources. See Notice to Members 06-55.

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 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, Respondent specifically and voluntarily waives any right to claim bias or prejudgment of the Chief Legal Officer, 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 the Firm; and

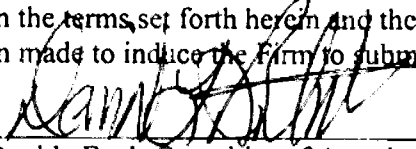
C. If accepted:

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 accordance with FINRA Rule 8313;
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. Respondent 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 its: (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. Respondent may attach a Corrective Action Statement to this AWC that is a statement of demonstrable corrective steps taken to prevent future misconduct. Respondent understands that it 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.

The undersigned, on behalf of the Firm, certifies that a person duly authorized to act on its behalf has read and understands all of the provisions of this AWC and has 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 the Firm to submit it.

9/1/16
Date (mm/dd/yyyy)

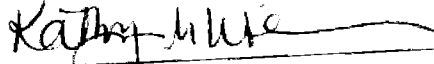

Double Eagle Securities of America, Inc.,
Respondent

By: Daniel Lawrence Bertucelli, CEO

Accepted by FINRA:

9/6/2010
Date

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



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