

**FINANCIAL INDUSTRY REGULATORY AUTHORITY  
LETTER OF ACCEPTANCE, WAIVER AND CONSENT  
NO. 2014039710901**

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

RE: Jack Xiao Xi Chen, Respondent  
Investment Company and Variable Contracts Representative  
CRD No. 4456395

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, I, Jack Xiao Xi Chen, 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**

Jack Xiao Xi Chen ("Chen" or "Respondent") entered the securities industry on October 31, 2005 when he became associated with a FINRA-member firm as an unregistered sales assistant. On January 16, 2006, Chen became registered as an investment company and variable contracts products representative. Chen was terminated from the member firm on April 19, 2010. On September 30, 2010, Chen became associated with NYLIFE Securities, LLC (the "Firm"), as a variable contracts products representative, and also became dually associated with the Firm's affiliate insurance company (the "Insurance Company") as an insurance agent.

On December 24, 2013, the Firm filed a Uniform Termination Notice for Securities Industry Registration reporting that on November 27, 2013, Chen was permitted to resign because of concerns about inaccurate information in insurance application documents, including insured's occupation and business address. The information in these applications was relied upon to underwrite individual

insurance policies.

Although Chen is no longer employed in the securities industry, pursuant to Article V, Section 4 of FINRA's By-Laws, FINRA retains jurisdiction over Chen until at least December 23, 2015.

### **RELEVANT DISCIPLINARY HISTORY**

Chen has no relevant disciplinary history.

### **OVERVIEW**

Chen failed to provide documents and information to FINRA in violation of FINRA Rules 8210 and 2010.

### **FACTS AND VIOLATIVE CONDUCT**

FINRA Rule 8210(a) states, in pertinent part:

For the purpose of an investigation, complaint, examination or proceeding authorized by the FINRA By-Laws or rules, an Adjudicator or FINRA Staff shall have the right to: (1) require a member, person associated with a member, or person subject to FINRA's jurisdiction to provide information orally, in writing, or electronically...

By letter dated May 28, 2014, FINRA requested, pursuant to FINRA Rule 8210, that Chen provide certain documents and information pertaining to allegations that he knowingly provided incorrect occupation, salary, and address information for Insurance Company customers on traditional life insurance applications.

On July 15, 2014, Chen's counsel contacted Enforcement and advised FINRA that Chen would not provide any further documents and information requested by FINRA, or otherwise participate in Enforcement's investigation.

By failing to provide documents and information as requested by FINRA staff, Chen 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

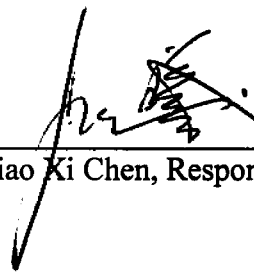
## OTHER MATTERS

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.

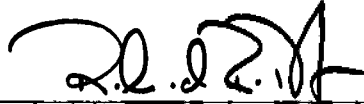
09/22/2014  
Date (mm/dd/yyyy)

  
\_\_\_\_\_  
Jack Xiao Xi Chen, Respondent

Accepted by FINRA:

10.3.17  
Date

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



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