

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2014041392601**

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

RE: Chandler D. Le (CRD No. 4738556),
Respondent

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, I, Chandler D. Le ("Le" or "Respondent"), 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

Le became registered with FINRA in June 2007 as an Investment Company Products/Variable Contracts Representative through an association with member firm NY Life Securities LLC (BD No. 5167) ("NYL Securities"). Le also sold life insurance policies for the non-member insurance company affiliated with NYL Securities (the "Insurance Company").

On May 29, 2014, NYL Securities filed a Uniform Termination Notice for Securities Industry Registration ("Form U5") stating that Le was discharged effective May 2, 2014. According to the Form U5, "Mr. Le was terminated for failing to disclose an outside activity involving tax preparation. Mr. Le used his outside business account to make premium payments for a life insurance customer. No securities products were involved."

Le is not currently registered or associated with a FINRA member firm, but he remains subject to FINRA's jurisdiction pursuant to Article V, Section 4 of FINRA's By-Laws.

RELEVANT DISCIPLINARY HISTORY

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

OVERVIEW

Le engaged in an undisclosed outside business activity in violation of FINRA Rules 3270 and 2010. In addition, Le commingled customer funds in a business account under his personal control in violation of FINRA Rule 2010.

FACTS AND VIOLATIVE CONDUCT

A. Outside Business Activity

FINRA Rule 3270 states that "[n]o registered person may be an employee, independent contractor, sole proprietor, officer, director or partner of another person, or be compensated, or have the reasonable expectation of compensation, from any other person as a result of any business activity outside the scope of the relationship with his or her member firm, unless he or she has provided prior written notice to the member, in such form as specified by the member." A violation of FINRA Rule 3270 also constitutes a violation of FINRA Rule 2010.

While NYL Securities permitted its representatives to engage in certain outside business activities (provided that the representatives complied with the necessary disclosure process), the firm prohibited its representatives from engaging in certain outside business activities, including providing tax preparation services.

From 2012 through 2014, Le performed work for, and received compensation from, a tax preparation firm outside the scope of Le's relationship with NYL Securities. Le failed to provide the necessary prior written notice to NYL Securities.

By virtue of the foregoing, Le violated FINRA Rules 3270 and 2010.

B. Commingling Customer Funds

FINRA Rule 2010 provides that a member, in the conduct of his business, shall observe high standards of commercial honor and just and equitable principles of trade. A registered representative violates FINRA Rule 2010 where he commingles a customer's funds with his own for purposes of effecting a business-related transaction.

In February 2014, Le received approximately \$6,395 in cash from one of his Insurance Company customers, which was to be used to pay the initial premium on an insurance policy for the customer's son. Le deposited the \$6,395 in cash into his business bank account, and wrote a check in that amount to the Insurance Company for the premium.

By depositing the customer's cash into his business bank account, thereby commingling the customer's funds with his own, Le violated FINRA Rule 2010.

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

- A \$7,500 deferred fine; and
- A suspension of two months from associating with any FINRA member firm in any capacity.

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

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 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. 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.

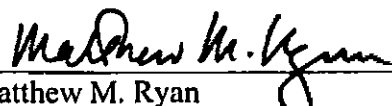
9/23/15
Date (mm/dd/yyyy)


Chandler D. Le (CRD No. 4738556),
Respondent

Accepted by FINRA:

October 16, 2015
Date

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


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