

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. 2015043276901**

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

RE: Bolton Global Capital, Respondent
CRD No. 15650

Pursuant to FINRA Rule 9216 of FINRA's Code of Procedure, Respondent Bolton Global Capital ("Bolton" or "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 Respondent 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

Bolton has been a FINRA member since 1984 and is headquartered in Bolton, Massachusetts. Bolton conducts a general securities business and employs approximately 136 registered representatives in 60 branch offices.

RELEVANT DISCIPLINARY HISTORY

The Firm has no relevant disciplinary history.

FACTS AND VIOLATIVE CONDUCT

A "consolidated report" is a document provided by a broker to a customer that combines account information regarding most or all of a customer's assets. On April 8, 2010, FINRA issued Regulatory Notice 10-19. Notice 10-19 reminded member firms that consolidated reports are communications with the public by the firm and must be clear, accurate, and compliant with federal securities laws and FINRA Rules. The Notice cautioned that consolidated reports, "[i]f not

rigorously supervised . . . can raise a number of regulatory concerns, including the potential for communicating inaccurate, confusing or misleading information to customers . . . and the use of these reports for fraudulent or unethical purposes.” Accordingly, Notice 10-19 directed that any firm that permitted registered representatives to provide consolidated reports to customers “must ensure that the size and complexity of the consolidated reporting program does not exceed the firm’s ability to supervise the activity and to subject it to a rigorous system of internal controls.”

Between January 2014 and July 2016, at least 25 Bolton representatives used various systems to prepare and distribute consolidated reports to customers. Some of these systems allowed for the manual entry of account information and asset values. During this period, the Firm had no written supervisory procedures governing consolidated reports, no system to detect the use of consolidated reports, and no system or method to review such reports for accuracy. Additionally, the Firm had no procedures requiring representatives to retain copies of the consolidated reports sent to customers or the back-up documentation that could be used to verify the manually entered asset values contained within those reports.

By failing to adequately supervise the creation and dissemination of consolidated reports, Bolton violated NASD Rule 3010 (for the period July 2014 through November 30, 2014), FINRA Rule 3110 (for the period December 1, 2014 to July 2016), and FINRA Rule 2010.

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

- a censure and a \$45,000 fine.

Respondent agrees to pay the monetary sanction upon notice that this AWC has been accepted and that such payment is due and payable. Respondent has submitted an Election of Payment form showing the method by which it 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 imposed in this matter.

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

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 it;
- 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 Respondent; and
- C. If accepted:
 - 1. this AWC will become part of Respondent's permanent disciplinary record and may be considered in any future actions brought by FINRA or any other regulator against Respondent;

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 Respondent's: (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 Respondent has 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 Respondent to submit it.

06/06/2017
Date (mm/dd/yyyy)

Bolton Global Capital

By: Steven C. Praskeris

Name: Steven C. Praskeris

Title: President

Reviewed by:

Paul Tyrrell

Paul Tyrrell
Counsel for Respondent
Sidley Austin LLP
60 State Street, 34th Floor
Boston, MA 02109
(617) 223-0350

Accepted by FINRA:

6/15/17
Date

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

Robert Kennedy
Robert Kennedy
Principal Regional Counsel
FINRA Department of Enforcement
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