

NASD

OFFICE OF HEARING OFFICERS

Department of Enforcement,

Complainant,

v.

Abigail Rubio Ancheta
(CRD No. 4632532)

Respondent.

Disciplinary Proceeding
No. C02040040

Hearing Officer- DMF

**ORDER ACCEPTING OFFER OF
SETTLEMENT**

Date: March 21, 2005

INTRODUCTION

Disciplinary Proceeding No. C02040040 was filed on October 21, 2004, by the Department of Enforcement of NASD ("Complainant"). Respondent Abigail Rubio Ancheta ("Respondent") submitted an Offer of Settlement ("Offer") to Complainant on February 1, 2005. Pursuant to Code of Procedure Rule 9270(e), the Complainant and the National Adjudicatory Council ("NAC") Review Subcommittee or the Office of Disciplinary Affairs ("ODA") have accepted the uncontested Offer. Accordingly, this Order now is issued pursuant to Code of Procedure Rule 9270(e)(3). The findings, conclusions and sanctions set forth in this Order are those stated in the Offer as accepted by the Complainant and approved by the NAC.

Under the terms of the Offer, Respondent has consented, without admitting or denying the allegations of the Complaint, and solely for the purposes of this proceeding and any other proceeding brought by or on behalf of NASD, or to which NASD is a party, to the entry of findings and violations consistent with the allegations of the Complaint, and to the imposition of

the sanctions set forth below, and fully understands that this Order will become part of Respondent's permanent disciplinary record and may be considered in any future actions brought by NASD.

BACKGROUND

Respondent Abigail Rubio Ancheta first entered the securities industry in June 2003. Respondent was a representative of World Group Securities, Inc. (WGS) during the period from June 12, 2003, to October 22, 2003. On June 22, 2003, WGS filed with NASD a Form U-4 to register Respondent as a Limited Representative – Investment Companies and Variable Contracts Products. WGS terminated Ancheta without registration on October 22, 2003. Respondent therefore remains subject to NASD's jurisdiction until two years following the termination date. Respondent has been the subject of no previous disciplinary action.

FINDINGS AND CONCLUSIONS

It has been determined that the Offer be accepted and that findings be made as follows:

On or about February 25, 2003, Respondent submitted to WGS a Form U-4 to become registered with NASD as a Limited Representative-Investment Companies and Variable Contracts Products. On or about June 12, 2003, WGS submitted that Form U-4 to NASD.

The Form U-4 asked whether Respondent had ever been charged with or convicted of a misdemeanor involving the wrongful taking of property. Respondent responded that she had not.

In fact, on March 21, 2001, Respondent had been charged with one count of misdemeanor burglary and one count of misdemeanor

theft, and on May 15, 2001, Respondent had been convicted of one count of misdemeanor theft. Respondent's false answers on her Form U-4 constituted willful misrepresentations of material fact.

On November 14, 2003, pursuant to and in accordance with Rule 8210, NASD requested that Respondent provide NASD with information concerning the Form U-4 submitted by her to WGS and NASD. The request was sent by regular first class and certified mail to Ancheta at [REDACTED]

[REDACTED] Respondent's last known residential address as reflected on CRD. The information was to be provided to NASD by November 28, 2003. The copy of the request sent by regular first class mail was not returned. The copy of the request sent by certified mail was accepted by Respondent. Respondent did not provide the requested information.

On December 1, 2003, pursuant to and in accordance with Rule 8210, NASD requested that Respondent provide NASD with information concerning the Form U-4 submitted by her to WGS and NASD. The request was sent by regular first class and certified mail to Respondent at [REDACTED]

[REDACTED] Respondent's last known residential address as reflected on CRD. The information was to be provided to NASD by December 15, 2003. The copy of the request sent by regular first class mail was not returned. The copy of the request

sent by certified mail was accepted by Respondent. Respondent did not provide the requested information.

Based on the foregoing, Respondent violated IM 1000-1 and NASD Rules 2110 and 8210.

Based on these considerations, the sanctions hereby imposed by the acceptance of the Offer are in the public interest, are sufficiently remedial to deter Respondent from any future misconduct, and represent a proper discharge by NASD, of its regulatory responsibility under the Securities Exchange Act of 1934.

SANCTIONS

It is ordered that Respondent be barred from association with any member of NASD in any capacity.

Pursuant to IM-8310-2(f), a bar or expulsion shall become effective upon approval or acceptance of this Order by the NAC.

SO ORDERED.

NASD

201 By: 
Elisabeth P. Owens
Senior Vice President, West Region

on behalf of the Director of ODA, pursuant to
delegated authority