

NASD
OFFICE OF HEARING OFFICERS

DEPARTMENT OF ENFORCEMENT,

Complainant,

v.

DEAN ANTHONY ESPOSITO
(CRD No. 2303699),

Respondent.

Disciplinary Proceeding
No. CLI050015

Hearing Officer -- SW

**ORDER ACCEPTING OFFER OF
SETTLEMENT**

Date: October 21, 2005

INTRODUCTION

Disciplinary Proceeding No. CLI050015 was filed on June 6, 2005, by the Department of Enforcement of NASD ("Complainant"). Respondent Dean Anthony Esposito ("Esposito" or "Respondent") submitted an Offer of Settlement ("Offer") to Complainant on October 5, 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.

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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 his permanent disciplinary record and may be considered in any future actions brought by NASD.

BACKGROUND

Respondent first became registered with NASD as a General Securities Representative ("GSR") on July 15, 1993 through an NASD member firm. He was subsequently registered with NASD through several NASD member firms.

From September 24, 2002 through January 15, 2003, Respondent was employed and associated with member firm Brockington Securities, Inc. (BD No. 37438) ("Brockington") and from October 4, 2002 through January 15, 2003, Respondent was registered with NASD as a GSR through Brockington. From May 13, 2004 through May 20, 2005, Respondent was last registered with NASD as a GSR through another member firm.

Respondent is not currently registered with any NASD member firm. However, he remains subject to NASD's jurisdiction pursuant to Article V, Section 4 of NASD's By-Laws.

FINDINGS AND CONCLUSIONS

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

- (1) From in or around September 2002 through in or around January 2003, while employed in the Maiden Lane, New York City, branch office of member firm

Brockington, Respondent signed new account forms with the purported signature of another registered representative, JC, when he was not authorized by JC to sign his signature on the new account forms.

By reason of the foregoing, Respondent violated NASD Conduct Rule 2110.

- (2) During Respondent's first on-the-record interview ("OTR") with the staff of NASD on June 9, 2004, held pursuant to NASD Procedural Rule 8210, Respondent provided inaccurate and incomplete testimony, which he subsequently corrected when he appeared and provided testimony during a second OTR with the staff of NASD on March 17, 2005.

By reason of the foregoing, Respondent violated NASD Procedural Rule 8210 and NASD Conduct Rule 2110.

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:

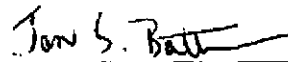
- Respondent is barred from associating with any member firm in any capacity.

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

SO ORDERED.

NASD

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



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