

NASD OFFICE OF HEARING OFFICERS

DEPARTMENT OF ENFORCEMENT,

Complainant,

v.

**JEFFERY WIECK
(CRD No. 4293526)**

Respondent.

**Disciplinary Proceeding
No. E072004078401**

Hearing Officer -

COMPLAINT

Upon information and belief, Complainant alleges as follows:

RESPONDENT

1. Jeffrey Weick ("Weick") entered the securities industry in about October 2000, as a general securities representative of an NASD member. He has been associated with seven NASD members including LH Ross & Company, Inc. ("LH Ross"), where he was employed on two separate occasions most recently during the period from January 2003 until August 2004. He was last registered by Salomon Grey Financial Corporation where he was employed until July 2005. Weick is not currently employed by a NASD member, however he remains subject to the jurisdiction of the NASD pursuant to Article V, Section 4 of the NASD Bylaws.

FOR A CAUSE OF COMPLAINT

Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5 thereunder and NASD

Conduct Rules 2110 and 2120

(Unauthorized Transactions)

2. The allegations contained in paragraph 1 above, are hereby re-alleged and incorporated herein by reference.
3. Weick executed numerous unauthorized trades in multiple customer accounts and overbought trades that were authorized in a pattern of knowing misconduct. Specifically, he entered a total of forty-one (41) unauthorized trades in four (4) customer accounts during a 7-month period from July 2003 to January 2004 while employed by LH Ross.

Customer JDM

4. Customer JDM opened a securities account with LH Ross after receiving a "cold call" in 1999. His account was subsequently transferred to Weick in October 2003.
5. During the period beginning October 9, 2003 and continuing through January 13, 2004, Weick executed a series of transactions as listed below in JDM's account without the prior knowledge and authorization of JDM:

Date	Transaction	Security	Quantity	Price
10/09/03	Sale	Consolidated Mercantile Inc.	941	5.62
10/14/03	Purchase	Amtech Sys Inc. Par \$.01	500	7.42
10/14/03	Sale	Sirius Satellite Radio Inc.	500	2.36
10/23/03	Purchase	Lucent Technologies Inc.	400	2.81
11/18/03	Sale	Lucent Technologies Inc.	400	3.06

12/02/03	Purchase	American Recreational Enterprises, Inc. ¹	1,000	1.1
12/09/03	Sale	Amtech Sys Inc. Par \$.01	500	5.75
12/10/03	Purchase	AREP	500	4.45
12/16/03	Purchase	AREP	90	5.00
01/13/04	Purchase	BVLE	1,025	4.08

Customer DC

6. Customer DC established an account with LH Ross in March 2003, after receiving a "cold call" from Weick. He further transferred approximately \$12,000 and authorized the purchase of 500 shares of IVAX Corp. common stock.
7. During the period beginning July 1, 2003 and continuing through January 31, 2004, Weick executed a series of transactions as listed below in DC's account without the prior knowledge and authorization of DC:

Date	Transaction	Security	Quantity	Price
07/08/03	Sale	Microsoft Corp.	500	27.31
07/10/03	Purchase	Internet Initiative Japan, Inc. ("IIJI")	500	11.489
07/10/03	Purchase	IIJI	200	11.49
07/10/03	Purchase	IIJI	200	11.499
07/10/03	Purchase	IIJI	100	11.487
08/13/03	Sale	IIJI	1,000	5.65
9/16/03	Purchase	Western Digital Corp.	625	11.47
9/22/03	Sale	Western Digital Corp.	625	13.02
9/24/03	Purchase	Western Digital Corp.	600	13.23

¹ On December 11, 2003, American Recreational Enterprises, Inc. ("AREP") completed a share exchange with No Bidding, Inc. (d/b/a Bidville) and was renamed Bidville, Inc. ("BVLE").

10/06/03	Sale	Western Digital Corp.	600	14.30
10/08/03	Purchase	NCE Petrofund I TR ("NCE")	680	12.39
10/17/03	Sale	NCE	680	12.52
10/20/03	Purchase	E M C Corp. Mass	600	12.98
11/03/03	Purchase	ADRX Group	400	20.34
11/03/03	Sale	E M C Corp. Mass	600	13.89
11/18/03	Sale	ADRX Group	400	21.34
11/18/03	Purchase	Blue Rhino Corp. ("RINO")	700	12.13
12/02/03	Purchase	AREP	275	1.10
12/17/03	Sale	RINO	700	13.30
12/19/03	Purchase	AREP	970	4.50
12/22/03	Purchase	AREP	255	5.00
12/31/03	Purchase	AREP	300	1.10
01/08/04	Purchase	AREP	435	5.00
01/14/04	Purchase	BVLE	165	4.18

Customer JJM

8. In July 2003, customer JJM opened a securities account with LH Ross as a result of a "cold call" from Weick. JJM authorized the purchase of 50 shares of IVX, which was sold at a later date.
9. In December 2003, Weick executed two purchase transactions as listed below in JJM's account without the prior knowledge and authorization of JJM:

Date	Transaction	Security	Quantity	Price
12/10/03	Purchase	AREP	1,000	4.45
12/16/03	Purchase	AREP	275	5.00

Customer CA

10. Customer CA established a securities account with LH Ross in July 2003, as a result of a "cold call" from Weick and authorized the purchase of 200 shares of the Provident Energy Trust ("PVX").

11. During the period beginning November 25 and continuing through December 11, 2003, Weick executed a series of transactions as listed below in CA's account without the prior knowledge and authorization of CA:

Date	Transaction	Security	Quantity	Price
11/25/03	Sale	PVX	200	8.25
11/25/03	Purchase	RINO	100	12.169
12/05/03	Purchase	AREP	70	3.20
12/09/03	Sale	RINO	100	12.65
12/11/03	Purchase	AREP	250	4.00

12. The fact that Weick executed unauthorized trades and overbuys without authorization in the accounts of JDM, DC, JJM and CA are material facts and Weick failed to disclose to such customers that he was executing unauthorized trades in their respective accounts.
13. Weick acted with scienter in connection with the unauthorized trading in the accounts of JDM, DC, JJM and CA in that he knew the trading at issue was conducted without authorization or, at a minimum, he was recklessly indifferent to whether the customers had authorized the trades.
14. Weick, by engaging in the conduct referenced in paragraphs 3 through 13, above, with scienter, directly or indirectly, in connection with the offer or sale of securities, by the use of means or instrumentalities of interstate commerce, or of the mails: 1) employed devices schemes or artifices to defraud; 2) made untrue statements of material fact or omitted to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or 3) engaged in acts, practices or courses of business which operated or would operate as a fraud or deceit upon purchasers or prospective purchasers in violation of Section 10(b) of the Exchange Act and Rule 10b-5 promulgated thereunder.

15. The purchase of a larger quantity of stock than was authorized and each unauthorized transaction effected in the accounts of JDM, DC, JJM and CA constitute separate and distinct violations of Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5 thereunder and Conduct Rules 2110 and 2120 by Respondent Weick.

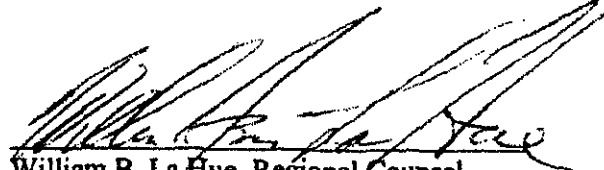
PRAYER FOR RELIEF

WHEREFORE, Complainant respectfully requests:

- A. Findings of fact and conclusions of law that Respondent committed the violations alleged within this Complaint;
- B. An order imposing sanctions upon the Respondent in accordance with NASD Rule 8310;
- C. An order requiring Respondent to disgorge fully any and all ill-gotten gains and/or make full and complete restitution, together with interest.
- D. An order imposing such costs of any proceeding as are deemed fair and appropriate under the circumstances in accordance with NASD Rule 8330; and,
- E. An order imposing any other fitting sanction.

NASD DEPARTMENT OF ENFORCEMENT

Date: December 14, 2005


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