

NASD
LETTER OF ACCEPTANCE, WAIVER AND CONSENT
NO. E1020041090-01

TO: Department of Enforcement
NASD

RE: Roberto Alford (CRD No. 2445460)
Respondent

Pursuant to Rule 9216 of NASD Code of Procedure, I ("Respondent" or "Alford") submit this Letter of Acceptance, Waiver and Consent ("AWC") for the purpose of proposing a settlement of the alleged rule violations described in Part II below. This AWC is submitted on the condition that, if accepted, NASD will not bring any future actions against me alleging violations based on the same factual findings.

I understand that:

1. Submission of this AWC is voluntary and will not resolve this matter unless and until it has been reviewed and accepted by NASD's Department of Enforcement and National Adjudicatory Council ("NAC") Review Subcommittee or Office of Disciplinary Affairs ("ODA"), pursuant to NASD Rule 9216;
2. If this AWC is not accepted, its submission will not be used as evidence to prove any of the allegations against me; and
3. If accepted:
 - a. this AWC will become part of my permanent disciplinary record and may be considered in any future actions brought by NASD or any other regulator against me;
 - b. this AWC will be made available through NASD's public disclosure program in response to public inquiries about my disciplinary record;
 - c. NASD may make a public announcement concerning this agreement and the subject matter thereof in accordance with NASD Rule 8310 and IM-8310-2; and
 - d. 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 allegation in this AWC or create the impression that the AWC is without factual basis. Nothing in this provision affects my testimonial obligations or right to take legal or factual positions in

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litigation or other legal proceedings in which NASD is not a party.

I also understand that my experience in the securities industry and disciplinary history may be factors that will be considered in deciding whether to accept this AWC. That experience and history are as follows:

Respondent first became registered as a General Securities Representative in March 1994, through an association with NASD member firm Continental Broker-Dealer Corporation (BD No. 14048) ("Continental"). Respondent was also registered with NASD as a General Securities Principal through Continental.

Respondent was registered as a General Securities Representative and General Securities Principal through an association with National Securities Corporation ("National") (BD No. 7569) from January 26, 2004 through May 24, 2004.

On May 24, 2004, National filed with NASD a Uniform Termination Notice for Securities Industry Registration ("Form U-5") indicating that Respondent was terminated from the firm. Respondent is not currently registered with NASD or associated with any NASD member firm.

Respondent does not have any disciplinary history with the Securities and Exchange Commission, any state securities regulator, or self-regulatory organization.

I.

WAIVER OF PROCEDURAL RIGHTS

I specifically and voluntarily waive the following rights granted under NASD's Code of Procedure:

- A. To have a Formal Complaint issued specifying the allegations against me;
- B. To be notified of the Formal 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 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 General Counsel, 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 Rule 9143 or the separation of functions prohibitions of 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.

II.

ACCEPTANCE AND CONSENT

A. I hereby accept and consent, without admitting or denying the allegations or findings, 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, prior to a hearing and without an adjudication of any issue of law or fact, to the entry of the following findings by NASD:

1. On or about October 2, 1996, Respondent was charged with Operating a Motor Vehicle While Under the Influence of Alcohol or Drugs (N.Y. Vehicle and Traffic Law §1192.2), a felony, in Nassau County, New York. On or about January 15, 1997, Respondent pled guilty to Operating a Motor Vehicle Under the Influence of Alcohol or Drugs (N.Y. Vehicle and Traffic Law §1192.2), a felony, in Nassau County, New York.

- a. Respondent was registered with NASD through an association with member firm Continental from March 7, 1994 through January 27, 2004. In connection with his registration through Continental, Respondent completed and executed a Uniform Application for Securities Industry Registration or Transfer ("Form U-4") that was submitted to NASD by Continental on or about March 7, 1994 (the "Continental Form U-4").

Question 22B on the Continental Form U-4 asks applicants to disclose if they've ever been charged with any felony, and Question 22A asks applicants to disclose if they've ever been convicted of or pled guilty or nolo contendere to any felony.

Respondent willfully failed to amend his Continental Form U-4 to disclose the material facts that he (i) had been charged with a felony in New York State on October 2, 1996, and (ii) pled guilty to a felony in New York State on January 15, 1997.

- b. On January 26, 2004, in connection with his employment with National, Respondent executed a Form U-4 that was submitted to

NASD on his behalf by National (the "National Form U-4").

Question 14A(1)(b) on the National Form U-4 asks applicants to disclose if they've ever been charged with any felony, and Question 14A(1)(a) asks applicants to disclose if they've ever been convicted of or pled guilty or nolo contendere to any felony.

Respondent willfully failed to disclose on the National Form U-4 the material facts that he (i) had been charged with a felony in New York State on October 2, 1996, and (ii) pled guilty to a felony in New York State on January 15, 1997.

By reason of the foregoing, Respondent acted in contravention of Article V, Section 2 of NASD's By-Laws and violated NASD Conduct Rule 2110 and IM 1000-1.

2. By letters dated May 13, 2005, June 2, 2005, and June 22, 2005, sent to Respondent pursuant to and in accordance with NASD Procedural Rule 8210, the staff of NASD's District No. 10 office (the "Staff") requested that Respondent provide a written statement concerning his Form U-4 nondisclosures. No response to the requests has been received.

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

B. I also consent to the imposition, at a maximum, of the following sanctions:

- A bar from associating with any NASD member in any capacity.

The sanctions imposed herein shall be effective on a date set by NASD staff. Pursuant to IM-8310-2(f), a bar or expulsion shall become effective upon approval or acceptance of this AWC by the NAC.

III

OTHER MATTERS

- A. I understand that if I am barred or suspended from associating with any NASD member, I become subject to a statutory disqualification as that term is defined in Section 3(a)(39) of the Securities Exchange Act of 1934, as amended. Accordingly, I may not be associated with any NASD member in any capacity, including clerical or ministerial functions, during the period of the bar or suspension. (See NASD Rule 8310 and IM-8310-1.)

B. I further understand that this settlement includes a finding that on or about January 26, 2004, I willfully failed to disclose a material fact on a Form U4, and that under Section 15(b)(4)(A) of the Securities Exchange Act of 1934 and Article III, Section 4(f) of the NASD By-Laws, this nondisclosure makes me subject to a statutory disqualification with respect to association with a member.

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, and that no offer, threat, inducement, or promise of any kind, other than the terms set forth herein, has been made to induce me to submit it.

8/16/05
Date

Roberto Alford
Roberto Alford (CRD No. 2445460)
Respondent

Accepted by NASD:

August 16, 2005
Date

Paul Hare
Paul Hare
Regional Attorney, District 10
Signed on behalf of the Director of ODA,
by delegated authority