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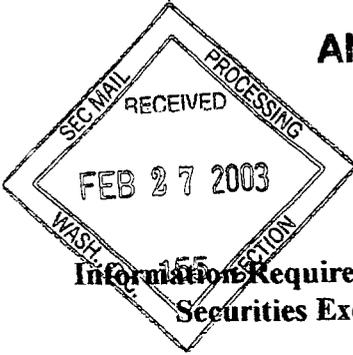
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**ANNUAL AUDITED REPORT  
FORM X-17A-5  
PART III**

503/4/03

OMB APPROVAL

OMB Number: 3235-0123  
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8-28026

**FACING PAGE**

**Information Required of Brokers and Dealers Pursuant to Section 17 of the  
Securities Exchange Act of 1934 and Rule 17a-5 Thereunder**

REPORT FOR THE PERIOD ENDING 01/01/02 AND ENDING 12/31/02  
MM/DD/YY MM/DD/YY

**A. REGISTRANT IDENTIFICATION**

NAME OF BROKER-DEALER:

AKAR CAPITAL MANAGEMENT, INC.

ADDRESS OF PRINCIPAL PLACE OF BUSINESS: (Do not use P.O. Box No.)

8551 WEST SUNRISE BOULEVARD, SUITE 102A  
(No. and Street)

PLANTATION FLORIDA 33322  
(City) (State) (Zip Code)

NAME AND TELEPHONE NUMBER OF PERSON TO CONTACT IN REGARD TO THIS REPORT

EMIL A. AKAR (954) 476-7011  
(Area Code -- Telephone No.)

**B. ACCOUNTANT IDENTIFICATION**

INDEPENDENT PUBLIC ACCOUNTANT whose opinion is contained in this Report\*

BRUCE D. SOULE, CPA, P.A.  
(Name -- if individual, state last, first and middle name)

2013 Herb Court Tallahassee Florida 32312  
(Address) (City) (State) (Zip Code)

CHECK ONE:

- Certified Public Accountant
- Public Accountant
- Accountant not resident in United States or any of its possessions.

**PROCESSED**  
**APR 02 2003**

|                       |                      |
|-----------------------|----------------------|
| FOR OFFICIAL USE ONLY | THOMSON<br>FINANCIAL |
|-----------------------|----------------------|

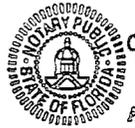
\*Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See section 240.17a-5(e)(2). SEC 1410(2-89)

CM  
4/1

OATH OR AFFIRMATION

I, EMIL A. AKAR, swear (or affirm) that, to the best of my knowledge and belief the accompanying financial statement and supporting schedules pertaining to the firm of AKAR CAPITAL MANAGEMENT, INC., as of DECEMBER 31, 2002, are true and correct. I further swear (or affirm) that neither the company nor any partner, proprietor, principal officer or director has any proprietary interest in any account classified solely as that of a customer, except as follows:

NONE



Robert Larrick  
Commission # DD112812  
Expires April 29, 2006  
Bonded Thru  
Atlantic Bonding Co., Inc.

Notary Public

Emil A. Akar  
Signature  
president  
Title

This report \*\* contains (check all applicable boxes):

- (a) Facing page.
- (b) Statement of Financial Condition.
- (c) Statement of Income (Loss).
- (d) Statement of Changes in Cash Flow.
- (e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietor's Capital.
- (f) Statement of in Liabilities Subordinated to Claims of Creditors.
- (g) Computation of Net Capital.
- (h) Computation for Determination of Reserve Requirements Pursuant to Rule 15c3-3.
- (i) Information Relating to the Possession of control Requirements Under Rule 15c3-3.
- (j) A Reconciliation, including appropriate explanation, of the Computation of Net Capital Under Rule 15c3-1 and the Computation for Determination of the Reserve Requirements Under Exhibit A of Rule 15c3-3.
- (k) A Reconciliation between the audited and unaudited Statements of Financial Condition with respect to methods of consolidation.
- (l) An Oath or Affirmation.
- (m) A copy of the SIPC Supplemental Report.
- (n) A report describing any material inadequacies found to exist or found to have existed since the date of the previous audit.

\*\*For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

**AKAR CAPITAL MANAGEMENT, INC.**

**AS OF AND FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

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# BRUCE D. SOULE, CPA, P.A.

CERTIFIED PUBLIC ACCOUNTANT

2013 HERB COURT  
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## INDEPENDENT AUDITOR'S REPORT

Stockholder  
Akar Capital Management, Inc.  
Plantation, Florida

I have audited the accompanying balance sheet of **Akar Capital Management, Inc.** as of December 31, 2002 and 2001 and the related statements of income and retained earnings, changes in stockholder equity, changes in liabilities subordinated to claims of general creditors, and cash flow for the years then ended. These financial statements are the responsibility of the Company's management. My responsibility is to express an opinion on these financial statements based on my audits.

I conducted my audits in accordance with generally accepted auditing standards. Those standards require that I plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. I believe that my audits provide a reasonable basis for my opinion.

In my opinion, the financial statements referred to above present fairly, in all material respects, the financial position of **Akar Capital Management, Inc.** as of December 31, 2002 and 2001, and the results of its operations and its cash flow for the years then ended, in conformity with generally accepted accounting principles applied on a consistent basis.

**BRUCE D. SOULE, CPA, P.A.**



**Certified Public Accountant**

**February 12, 2003**

**AKAR CAPITAL MANAGEMENT, INC.**

**BALANCE SHEET**

**DECEMBER 31, 2002 AND 2001**

| <b><u>ASSETS</u></b>  | <b><u>2002</u></b>      | <b><u>2001</u></b>      |
|---|-------------------------|-------------------------|
| <b>CURRENT ASSETS:</b>  |                         |                         |
| Cash  | \$ 25 307               | \$ 44 167               |
| Accounts receivable   | 18 101                  | 12 279                  |
| Prepaid expenses  | <u>1 371</u>            | <u>879</u>              |
| Total current assets  | <u>44 779</u>           | <u>57 325</u>           |
| <b>FURNITURE AND EQUIPMENT AT COST:</b>   |                         |                         |
| Furniture and equipment   | 26 887                  | 36 993                  |
| Less accumulated depreciation   | <u>20 767</u>           | <u>27 000</u>           |
| Net furniture and equipment   | <u>6 120</u>            | <u>9 993</u>            |
| <b>OTHER ASSET:</b>   |                         |                         |
| Rent deposit  | <u>1 392</u>            | <u>1 392</u>            |
| <b>TOTAL</b>  | <b><u>\$ 52 291</u></b> | <b><u>\$ 68 710</u></b> |
| <b><u>LIABILITIES AND STOCKHOLDER EQUITY</u></b>  |                         |                         |
| <b>CURRENT LIABILITIES:</b>   |                         |                         |
| Accounts payable and accrued expenses   | \$ 4 372                | \$ 6 788                |
| Commissions payable   | -0-                     | 634                     |
| Payroll taxes payable   | <u>2 500</u>            | <u>2 025</u>            |
| Total current liabilities   | <u>6 872</u>            | <u>9 447</u>            |
| <b>STOCKHOLDER EQUITY:</b>  |                         |                         |
| Common stock - \$1.00 par value, 5,000 shares<br>authorized, 20 shares issued and outstanding | 20                      | 20                      |
| Additional paid-in capital  | 20 943                  | 20 943                  |
| Retained earnings   | <u>24 456</u>           | <u>38 300</u>           |
| Total stockholder equity  | <u>45 419</u>           | <u>59 263</u>           |
| <b>TOTAL</b>  | <b><u>\$ 52 291</u></b> | <b><u>\$ 68 710</u></b> |

The accompanying notes are an integral part of these financial statements.

**AKAR CAPITAL MANAGEMENT, INC.**

**STATEMENT OF INCOME AND RETAINED EARNINGS**

**FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

|  | <u>2002</u>      | <u>2001</u>      |
|--|------------------|------------------|
| <b>REVENUES:</b>                             |                  |                  |
| Commissions                                  | \$ 236 856       | \$ 325 658       |
| Management fee income                        | 88 411           | 100 375          |
| Other income                                 | <u>15 326</u>    | <u>5 186</u>     |
| Total revenue                                | <u>340 593</u>   | <u>431 219</u>   |
| <b>EXPENSES:</b>                             |                  |                  |
| Clearing charges                             | 48 599           | 66 414           |
| Commissions and wages                        | 74 466           | 73 061           |
| Data and regulation                          | 10 984           | 13 690           |
| Rent expense                                 | 27 751           | 22 652           |
| Other expenses                               | <u>93 496</u>    | <u>85 323</u>    |
| Total expenses                               | <u>255 296</u>   | <u>261 140</u>   |
| <b>INCOME BEFORE TAXES</b>                   | 85 297           | 170 079          |
| <b>PROVISION FOR INCOME TAXES</b>            | <u>-0-</u>       | <u>-0-</u>       |
| <b>NET INCOME</b>                            | 85 297           | 170 079          |
| <b>RETAINED EARNINGS - Beginning of year</b> | <u>38 300</u>    | <u>55 441</u>    |
| <b>TOTAL</b>                                 | 123 597          | 225 520          |
| <b>LESS DIVIDEND DISTRIBUTIONS</b>           | <u>99 141</u>    | <u>187 220</u>   |
| <b>RETAINED EARNINGS - End of year</b>       | <u>\$ 24 456</u> | <u>\$ 38 300</u> |

The accompanying notes are an integral part of these financial statements.

**AKAR CAPITAL MANAGEMENT, INC.**  
**STATEMENT OF CHANGES IN STOCKHOLDER EQUITY**  
**FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

|                                    | <u>Common stock</u> |               | <u>Additional</u> | <u>Retained</u>  |
|------------------------------------|---------------------|---------------|-------------------|------------------|
|                                    | <u>Shares</u>       | <u>Amount</u> | <u>paid-in</u>    | <u>earnings</u>  |
|                                    |                     |               | <u>capital</u>    |                  |
| <b>BALANCE - January 1, 2001</b>   | 20                  | \$ 20         | \$ 20 943         | \$ 55 441        |
| Net income for year                |                     |               |                   | 170 079          |
| Dividend distributions             | —                   | —             | —                 | <u>(187 220)</u> |
| <b>BALANCE - December 31, 2001</b> | 20                  | 20            | 20 943            | 38 300           |
| Net income for year                |                     |               |                   | 85 297           |
| Dividend distributions             | —                   | —             | —                 | <u>(99 141)</u>  |
| <b>BALANCE - December 31, 2002</b> | <u>20</u>           | <u>\$ 20</u>  | <u>\$ 20 943</u>  | <u>\$ 24 456</u> |

**The accompanying notes are an integral part of these financial statements.**

**AKAR CAPITAL MANAGEMENT, INC.**

**STATEMENT OF CASH FLOW**

**FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

|   | <u>2002</u>      | <u>2001</u>      |
|---|------------------|------------------|
| Cash Flow From Operating Activities:  |                  |                  |
| Net income  | \$ 85 297        | \$ 170 079       |
| Adjustment to reconcile net income to<br>net cash provided by (used in) operating activities: |                  |                  |
| Depreciation  | 4 331            | 4 474            |
| Equipment written off   | 2 704            | -0-              |
| (Increase) in accounts receivable   | (5 822)          | 11 628           |
| (Increase) in inventory   | -0-              | 1 625            |
| (Increase) in prepaid expenses  | (492)            | 687              |
| Increase (decrease) in accounts payable   | (2 416)          | (57)             |
| Increase (decrease) in commissions payable  | (634)            | (1 230)          |
| Increase (decrease) in payroll taxes payable  | 475              | (1 605)          |
| Net cash flow provided by operating activities  | <u>83 443</u>    | <u>185 601</u>   |
| Cash Flow From Investing Activities:  |                  |                  |
| Purchase of furniture and equipment   | <u>3 162</u>     | <u>932</u>       |
| Net cash flow provided by (used in)<br>investing activities                                   | <u>(3 162)</u>   | <u>(932)</u>     |
| Cash Flow From Financing Activities:  |                  |                  |
| Dividend distribution to officer shareholder  | <u>99 141</u>    | <u>187 220</u>   |
| Net cash flow provided by (used in)<br>financing activities                                   | <u>(99 141)</u>  | <u>(187 220)</u> |
| Net Increase (Decrease) In Cash   | (18 860)         | (2 551)          |
| Cash At Beginning of Year   | <u>44 167</u>    | <u>46 718</u>    |
| Cash At End of Year   | <u>\$ 25 307</u> | <u>\$ 44 167</u> |

The accompanying notes are an integral part of these financial statements.

**AKAR CAPITAL MANAGEMENT, INC.**

**STATEMENT OF CHANGES IN LIABILITIES**

**SUBORDINATED TO CLAIMS OF GENERAL CREDITORS**

**FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

|  |                      |
|--|----------------------|
| <b>SUBORDINATED LIABILITIES AT JANUARY 1, 2001</b>   | <b>\$ -0-</b>        |
| Changes during the year                              | <u>-0-</u>           |
| <b>SUBORDINATED LIABILITIES AT DECEMBER 31, 2001</b> | <b>-0-</b>           |
| Changes during the year                              | <u>-0-</u>           |
| <b>SUBORDINATED LIABILITIES AT DECEMBER 31, 2002</b> | <b><u>\$ -0-</u></b> |

**The accompanying notes are an integral part of these financial statements.**

**AKAR CAPITAL MANAGEMENT, INC.**

**NOTES TO FINANCIAL STATEMENTS**

**FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

**NOTE 1 - BUSINESS AND ORGANIZATION**

The Company was incorporated in Florida on June 18, 1982 as Charles, Akar & Associates, Inc. On March 8, 2002 the Company changed its name to Akar Capital Management, Inc. The Company is registered as a broker-dealer under the Securities and Exchange Act of 1934, as amended, and is a member of the National Association of Securities Dealers, Inc.

The Company acts as an introducing broker through a clearing arrangement with a broker-dealer on a fully disclosed basis. This broker-dealer provides clearing services, handles funds of the Company's customers, holds securities, and remits activity statements to the customers.

The Company sells investment-related products, primarily securities to the small investor in Southeast Florida.

**NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

**RECOGNITION OF COMMISSION INCOME** - Customer's securities transactions are recorded on a trade date basis with related commission income and expenses recorded on a trade date basis.

**MARKET** - The Company earns commissions on retail stock transactions sold to customers primarily in the South Florida area.

**USE OF ESTIMATES** - The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that effect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

**DEPRECIATION** - Furniture and equipment are being depreciated on a straight-line basis over a period generally not to exceed five years.

**NOTE 3 - NET CAPITAL REQUIREMENT**

The Company is subject to the Securities & Exchange Commission's uniform Net Capital Rule (Rule 15c 3-1) which requires that the ratio of aggregate indebtedness to net capital, both as defined, shall not exceed fifteen to one. Net capital and the related net capital ratio fluctuates on a daily basis; however, as of December 31, 2002 and 2001 the net capital ratio was 0.19 to 1 and 0.20 to 1 and net capital was \$36,536 and \$46,957 which exceeded the minimum net capital requirement by \$31,536 and \$41,957.

**AKAR CAPITAL MANAGEMENT, INC.**

**NOTES TO FINANCIAL STATEMENTS (CONTINUED)**

**FOR THE YEARS ENDED DECEMBER 31, 2002 AND 2001**

**NOTE 4 - CASH**

Included in cash is a \$25,000 and \$25,042, respectively, interest-earning deposit retained by the clearing broker-dealer to offset unsecured customer debits.

**NOTE 5 - INCOME TAXES**

The Company elected to become a Small Business Corporation, effective June 1, 1996. Therefore, since the shareholder pays personal tax on the income of the Company, there is no provision for income taxes in the Company.

**NOTE 6 - COMMITMENTS**

The Company rents their office space for \$1,163 per month plus the common area maintenance charge under a lease which expires May 31, 2003. The minimum annual rental payments for the next five years are as follows:

|                   |          |
|-------------------|----------|
| December 31, 2003 | \$ 5,816 |
| 2004              | -0-      |
| 2005              | -0-      |
| 2006              | -0-      |
| 2007              | -0-      |

# BRUCE D. SOULE, CPA, P.A.

CERTIFIED PUBLIC ACCOUNTANT

2013 HERB COURT  
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TOLL FREE: (888) 864-5464  
E-MAIL: bdscca@prodigy.net

## **ACCOUNTANT'S REPORT ON SUPPLEMENTARY INFORMATION PURSUANT TO SEC RULE 19 a-5**

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Stockholder  
Akar Capital Management, Inc.  
Plantation, Florida

My examination was made for the purpose of forming an opinion on the basic financial statements taken as a whole. The information contained in the schedules presented in pages ten and eleven is presented for purposes of additional analysis and is not a required part of the basic financial statements but is required by Rule 17a-5 of the Securities & Exchange Commission. Such information has been subjected to the auditing procedures applied in the examination of the basic financial statements and, in my opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole. Further, it is my opinion that the schedules present fairly, the information therein in conformity with the rules of the Securities & Exchange Commission.

**BRUCE D. SOULE, CPA, P.A.**



**Certified Public Accountant**

**February 12, 2003**

**AKAR CAPITAL MANAGEMENT, INC.**

**SUPPLEMENTARY INFORMATION PURSUANT TO SEC RULE 17a-5**

**DECEMBER 31, 2002 AND 2001**

|  | <u>2002</u>      | <u>2001</u>      |
|--|------------------|------------------|
| <b><u>COMPUTATION OF NET CAPITAL</u></b> |                  |                  |
| Total stockholder equity                 | \$ 45 419        | \$ 59 263        |
| Deductions and/or charges:               |                  |                  |
| Nonallowable assets:                     |                  |                  |
| Other assets                             | (2 763)          | (2 313)          |
| Furniture and equipment                  | <u>(6 120)</u>   | <u>(9 993)</u>   |
| NET CAPITAL                              | <u>\$ 36 536</u> | <u>\$ 46 957</u> |

**COMPUTATION OF BASIC NET CAPITAL REQUIREMENT**

|  |                  |                  |
|--|------------------|------------------|
| Net capital required (greater of a or b)                       | <u>\$ 5 000</u>  | <u>\$ 5 000</u>  |
| a. Minimum capital required (6-2/3% of aggregate indebtedness) | <u>\$ 458</u>    | <u>\$ 630</u>    |
| b. Minimum dollar of net capital required                      | <u>\$ 5 000</u>  | <u>\$ 5 000</u>  |
| Excess net capital   | <u>\$ 31 536</u> | <u>\$ 41 957</u> |

**COMPUTATION OF AGGREGATE INDEBTEDNESS**

|  |                 |                 |
|--|-----------------|-----------------|
| Total aggregate indebtedness                   | <u>\$ 6 872</u> | <u>\$ 9 447</u> |
| Ratio of aggregate indebtedness to net capital | <u>0.19:1</u>   | <u>0.20:1</u>   |

**AKAR CAPITAL MANAGEMENT, INC.**

**SUPPLEMENTARY INFORMATION PURSUANT TO SEC RULE 17a-5 (CONTINUED)**

**DECEMBER 31, 2002 AND 2001**

**RECONCILIATION OF THE COMPUTATION OF NET CAPITAL**

The net capital per the FOCUS Report for the quarter ended December 31, 2002 and 2001 was \$36,703 and \$47,360.

|  | <u>2002</u>      | <u>2001</u>      |
|--|------------------|------------------|
| The adjustments which reconcile the net capital as shown on the FOCUS Report | \$ 36 703        | \$ 47 360        |
| 1. Increase in net capital due to trade date adjustment                      | 274              | 1 464            |
| 2. Net increase in accounts payable  | (441)            | (1 825)          |
| 3. Excess cash deposit over requirement                                      | <u>-0-</u>       | <u>(42)</u>      |
| Net capital per report   | <u>\$ 36 536</u> | <u>\$ 46 957</u> |

**EXEMPTIVE PROVISION UNDER RULE 15c3-3**

With respect to the Computation for Determination of Reserve Requirements and Information relating to the Possession or Control Requirements under Rule 15c3-3, Akar Capital Management, Inc. qualifies for exemption under subparagraph (K)(2)(ii) of the Rule.

# BRUCE D. SOULE, CPA, P.A.

CERTIFIED PUBLIC ACCOUNTANT

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## **INDEPENDENT ACCOUNTANT'S SUPPLEMENTARY REPORT ON INTERNAL ACCOUNTING CONTROL**

Stockholder  
Akar Capital Management, Inc.  
Plantation, Florida

I have examined the financial statements of **Akar Capital Management, Inc.** for the year ended December 31, 2002 and have issued my report thereon, dated February 12, 2003. As part of my examination, I made a study and evaluation of the Company's system of internal accounting control to the extent I considered necessary to evaluate the system as required by generally accepted auditing standards and Rule 17a-5 of the Securities Exchange Act of 1934. This study and evaluation included, in the accounting system, the procedures for safeguarding securities and the practices and procedures followed by the Company in making the periodic computations of net capital under Rule 17a-3(a)(11). Rule 17a-5 states that the scope of the study and evaluation should be sufficient to provide reasonable assurance that any material weakness existing at the date of my examination would be disclosed. The purposes of my study and evaluation were to determine the nature, timing, and extent of the auditing procedures necessary for expressing an opinion on the Company's financial statements and to provide a basis of reporting material weaknesses in internal accounting control under Rule 17a-5. My study and evaluation was more limited than would be necessary to express an opinion on the system of internal accounting control taken as a whole.

I have found that, with respect to Rule 15c3-3, the Company does not obtain and maintain physical possession or control of any fully paid or excess margin securities of customers.

The management of the Company is responsible for establishing and maintaining a system of internal accounting control. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of control procedures. The objectives of a system are to provide management with reasonable, but not absolute, assurance that assets are safeguarded against loss from unauthorized use or disposition and that transactions are executed in accordance with management's authorization and recorded properly to permit the preparation of financial statements in accordance with generally accepted accounting principles.

**INDEPENDENT ACCOUNTANT'S SUPPLEMENTARY REPORT ON  
INTERNAL ACCOUNTING CONTROL**

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**(CONTINUED)**

Because of inherent limitations in any system of internal accounting control, errors or irregularities may nevertheless occur and not be detected. Also, projection of any evaluation of the system to future periods is subject to the risk that procedures may become inadequate because of changes in conditions or that the degree of compliance with the procedures may deteriorate.

My study and evaluation, described in the first paragraph, would not necessarily disclose all material weaknesses in the system. Accordingly, I do not express an opinion on the system of internal accounting control of the Company taken as a whole. However, my study and evaluation disclosed no condition that I believe to be a material weakness.

This report is intended solely for the use of management, the Securities & Exchange Commission, and other regulatory agencies pursuant to their requirements and should not be used for any other purpose.

**BRUCE D. SOULE, CPA, P.A.**



**Certified Public Accountant**

**February 12, 2003**