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OMB APPROVAL

OMB Number: 3235-0123  
Expires: February 28, 2010  
Estimated average burden  
hours per response... 12.00

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

SEC FILE NUMBER

8- 67149

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 BEGINNING 01/01/08 AND ENDING 12/31/08  
MM/DD/YY MM/DD/YY

**A. REGISTRANT IDENTIFICATION**

NAME OF BROKER-DEALER: Wilmington Capital Securities LLC

OFFICIAL USE ONLY

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

FIRM I.D. NO.

600 Old Country Road Suite 200

(No. and Street)

Garden City

NY

11530

(City)

(State)

(Zip Code)

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

(Area Code - Telephone Number)

**B. ACCOUNTANT IDENTIFICATION**

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

Paul Gaynes CPA

(Name - if individual, state last, first, middle name)

54 Sunnyside Blvd, Suite H Plainview NY 11803

(Address)

(City)

(State)

(Zip Code)

**CHECK ONE:**

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

**FOR OFFICIAL USE ONLY**

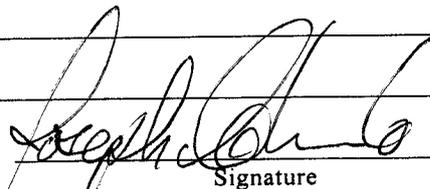
\*Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See Section 240.17a-5(e)(2)

Handwritten initials and number: 17/230

OATH OR AFFIRMATION

I, Joseph Columbo, swear (or affirm) that, to the best of my knowledge and belief the accompanying financial statement and supporting schedules pertaining to the firm of Wilmington Capital Securities LLC, as of December 31, 2008, 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:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
Signature

Chairman  
Title

  
Notary Public

**IRIS G. TURCIOS**  
Notary Public, State of New York  
No. 01TU6134720  
Qualified in Nassau County  
Commission Expires  
October 3, 2009

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 Financial Condition~~ cash flows.
- (e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietors' Capital.
- (f) Statement of Changes 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 or 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).

**PAUL GAYNES**  
CERTIFIED PUBLIC ACCOUNTANT

PAUL GAYNES, CPA

54 SUNNYSIDE BOULEVARD, PLAINVIEW, NEW YORK 11803  
516/349-1331

## INDEPENDENT AUDITOR'S REPORT

To the Members  
Wilmington Capital Securities, LLC  
Garden City, New York

I have audited the accompanying statement of financial condition of Wilmington Capital Securities, LLC. as of December 31, 2008, the related statement of income, statement of cash flows, statement of changes in stockholders' equity for the year then ended and the supplementary information thereto. 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 audit.

I conducted my audit in accordance with generally accepted auditing standards. These 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 audit provides 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 Wilmington Capital Securities, LLC. as of December 31, 2008 and the results of its operations and its cash flows for the year then ended in conformity with generally accepted accounting principles.

My audit was made for the purpose of forming an opinion on the basic financial statements taken as a whole. The information contained in the schedules 1 and 2 is presented for purposes of additional analysis and is not a required part of the basic financial statements but is supplementary information required by Rule 17a-5 of the Securities and Exchange Commission. Such information has been subjected to the auditing procedures applied in the audit 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.

  
PAUL GAYNES, CPA

Plainview, NY  
January 29, 2009

WILMINGTON CAPITAL SECURITIES, LLC  
STATEMENT OF FINANCIAL CONDITION  
DECEMBER 31, 2008

ASSETS

Exhibit A

CURRENT ASSETS

Cash	\$ 12,182
Receivables	<u>308,113</u>
Total current assets	<u>\$ 320,295</u>
 Total Assets	 <u>\$ 320,295</u>

LIABILITIES AND MEMBERS' EQUITY

LIABILITIES

Accounts payable	\$ 43,740
Accrued Expenses	<u>5,000</u>
Total current liabilities	<u>\$ 48,740</u>

MEMBERS EQUITY

	<u>271,555</u>
Total Liabilities and Members' Equity	<u>\$ 320,295</u>

The accompanying notes are an integral part of these financial statements

WILMINGTON CAPITAL SECURITIES, LLC  
STATEMENT OF LOSS AND MEMBERS' EQUITY  
YEAR ENDED DECEMBER 31, 2008

Exhibit B

REVENUE		
Commissions		\$ 642,018
Other income		<u>222,744</u>
Total Revenues		\$ 864,762
OPERATING EXPENSES		
Officer compensation	\$ 266,047	
Commissions	152,493	
Salaries	133,032	
Employee benefits	52,726	
Payroll taxes	41,243	
Clearance fees	33,240	
Rent and utilities	79,458	
Professional fees	14,750	
Communications	23,683	
Local travel	7,475	
Equipment lease	6,071	
Quote service	12,280	
Regulatory and licensing fees	34,226	
Other expenses	<u>29,420</u>	
Total Expenses		<u>886,144</u>
NET LOSS FROM OPERATIONS		(21,382)
MEMBERS' EQUITY JANUARY 1, 2008		71,944
MEMBERS CONTRIBUTIONS		<u>220,993</u>
MEMBERS EQUITY DECEMBER 31, 2008		<u>\$ 271,555</u>

The accompanying notes are an integral part of these financial statements

WILMINGTON CAPITAL SECURITIES, LLC  
STATEMENT OF CASH FLOWS  
YEAR ENDED DECEMBER 31, 2008

Exhibit C

OPERATING ACTIVITIES

Net loss from operations	\$ (21,382)
Adjustments to reconcile net loss to net cash Provided by operating activities:	
Change in:	
Accounts receivable	(307,229)
Prepaid expenses	8,724
Accounts payable	37,066
Accrued expenses	<u>3,724</u>
	(257,715)
Provided by financing activities:	
Members' contributions	<u>220,993</u>
Net cash applied to operating activities and increase in receivables	(58,104)
Cash, beginning of year	<u>70,286</u>
Cash, end of year	<u>12,182</u>

The accompanying notes are an integral part of these financial statements

*SUPPLEMENTARY INFORMATION*

WILMINGTON CAPITAL SECURITIES, LLC  
COMPUTATION OF NET CAPITAL PURSUANT TO RULE 15c3-1  
OF THE SECURITIES AND EXCHANGE COMMISSION  
DECEMBER 31, 2008

Schedule 1

Total members' equity from Statement of financial condition	<u>\$ 271,555</u>
Net capital	<u>\$ 271,555</u>
Minimum net capital required per 15c3-1 (a)(2)	<u>\$ 50,000</u>
Aggregate indebtedness from statement of financial condition, net of A-1c liabilities	<u>\$ 48,740</u>
Ration of aggregate indebtedness to net capital	<u>17.9%</u>

WILMINGTON CAPITAL SECURITIES, LLC  
RECONCILIATION OF THE COMPUTATION OF NET CAPITAL  
UNDER RULE 15c3-1 OF THE SECURITIES AND EXCHANGE COMMISSION  
DECEMBER 31, 2008

Total members' equity according To Form X-17A-5	\$ 271,690
Audit adjustments	<u>86</u>
Total members' equity according To the audit	<u>271,555</u>
Reconciliation with Company's computation (included in Part II of Form X-17A-5 as of December 31, 2008).	
Net capital, as reported in Company's Part II (unaudited) FOCUS Report	271,641
Audit adjustments Eliminate closed bank account	<u>86</u>
Net capital according to the audit	<u>\$ 271,555</u>

WILMINGTON CAPITAL SECURITIES, LLC  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2008

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The following is a summary of the significant accounting policies applied by management in the preparation of the financial statements.

Organization

Wilmington Capital Securities, LLC (Company), was organized under the Laws of the State of New York in 2004 as GHS Capital Management, LLC and was registered as a broker-dealer in June 2005 under the Securities Exchange Act of 1934, as amended. The Company is approved to sell corporate equity securities, corporate debt securities, U.S. government securities, municipal securities, mutual funds, variable annuities, put and call options, and private placements of securities to public customers. The Company is registered in twenty-four (24) states to conduct securities transactions.

Revenue recognition

Revenue is recognized from the sale of equity, debt and option transactions on a trade date basis. Revenue from mutual fund trades is recognized as received. Revenue from the placement of variable annuities is recognized upon notification of policy acceptance and renewal.

Income taxes

The Company, as a limited liability company, has elected to be taxed for federal and state purposes as a partnership. As a result, the Company is not a taxpaying entity for federal or state income tax purposes and, accordingly, no income tax expense or tax benefit has been recorded in these financial statements. Income or losses from the Company are reflected in the Members' income tax returns.

NOTE B – NET CAPITAL REQUIREMENT

The Company is subject to the Securities and Exchange Commission Uniform Net Capital Rule (Rule 15c3-1), which requires the maintenance of minimum net capital and requires that the ratio of aggregate indebtedness to net capital, both as defined, shall not exceed a ratio of 15 to 1. At December 31, 2008, the Company had net capital, as defined, of \$271,555, which was \$221,555 in excess of its required minimum net capital of \$50,000. At December 31, 2008, the Company's ratio of aggregate indebtedness to net capital was 6.9 to 1.

WILMINGTON CAPITAL SECURITIES, LLC  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2008

NOTE C – LEASE AGREEMENT

Beginning in April 2008 the Company has entered into a lease agreement with Shelvin Plaza Associates LLC, which will expire on February 29, 2012. The monthly rent payments will be \$6,273.80 through February 2009, \$6,524.75 through February 2010, \$6,785.74 through February 2011, and \$7,057.17 through February 2012. Future minimum lease payments are as follows:

2009	\$75,095.10
2010	\$80,906.90
2011	\$84,143.18
2012	\$14,114.34

Report on Internal Accounting  
Control Required by SEC Rule 17a-5

The Members  
Wilmington Capital Securities, LLC  
Garden City, New York

In planning and performing our audit of the financial statements of Wilmington Capital Securities, LLC (the "Company") for the year ended December 31, 2008, we considered its internal control, in order to determine our auditing procedures for the purposes of expressing our opinion on the financial statements and not to provide assurance on internal control.

Also, as required by rule 17-a-5(g)(1) of the Securities and Exchange Commission (SEC), we have made a study of the practices and procedures followed by the Company, including tests of compliance with such practices and procedures that we considered relevant to the objectives stated in rule 17a-5(g), in making the periodic computations of aggregate indebtedness and net capital under rule 17a-3(a)(11) and the reverse required by rule 15c3-3. We did not review the practices and procedures followed by the Company in making the quarterly securities examinations, counts, verifications and comparisons, and the recordation of difference required by rule 17a-13, in complying with the requirements for prompt payment for securities of Section 8 of the Federal Reserve Regulation T of the Board of Governors of the Federal Reserve System, or in obtaining and maintaining physical possession or control of all paid and excess margin securities of customers as required by Rule 15c3-3, since the Company does not carry security accounts for customers or perform custodial functions relating to customer securities.

The management of the Company is responsible for establishing and maintaining internal controls and the practice and procedures referred to in the preceding paragraph. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of control procedures and of the practices and procedures referred to in the preceding paragraph, and to assess whether those practices and procedures can be expected to achieve the SEC's above mentioned objectives. Two of the objectives of internal control and the practices and procedures are to provide management with reasonable, but not absolute, assurance that assets for which the Company has responsibility 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

conformity with generally accepted accounting principles. Rule 17a-5(g) lists additional objectives of the practices and procedures listed in the preceding paragraph.

Because of inherent limitations in internal control or the practices and procedures referred to above, error or fraud may occur and not be detected. Also, projection of any evaluation of them to future periods is subject to the risk that they may become inadequate because of changes in conditions or that the effectiveness of their design and operation may deteriorate.

Our consideration of internal control would not necessarily disclose all matter in internal control that might be material weaknesses under standards established by the American Institute of Certified Public Accountants. A material weakness is a condition in which the design or operation of the specific internal control components does not reduce to a relatively low level the risk that error or fraud in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. However, we noted no matters involving internal control that we consider to be material weaknesses as defined above.

We understand that practices and procedures that accomplish the objectives referred to in the second paragraph of this report are considered by the SEC to be adequate for its purpose in accordance with the Securities Exchange Act of 1934 and related regulations, and that practices and procedures that do not accomplish such objectives in all material respects indicate a material inadequacy for such purposes. Based on this understanding and on our study, we believe that the Company's practices and procedures were adequate at December 31, 2008, to meet the SEC's objectives.

This report is intended solely for the use of Members, the Financial Industry Regulatory Authority, the Securities and Exchange Commission, the New York Stock Exchange, Inc. (or other designated regulatory organizations) and other regulatory agencies which rely on Rule 17-a-5(9) under the Securities Exchange Act of 1934 and should not be used for any other purpose.



Paul Gaynes, CPA  
January 29, 2009

**FINANCIAL STATEMENTS**

**WILMINGTON CAPITAL SECURITIES, LLC**

**DECEMBER 31, 2008**

**SEC**  
**Mail Processing**  
**Section**

**FEB 26 2009**

**Washington, DC**  
**105**

INDEX TO THE FINANCIAL STATEMENTS  
OF  
WILMINGTON CAPITAL SECURITIES LLC

Facing Page

Independent Auditor's Report

Exhibit A      Statement of Financial Condition  
                    December 31, 2008

Exhibit B      Statement of Loss and Members Equity For The Year Ended  
                    December 31, 2008

Exhibit C      Statement of Cash Flows For The Year Ended  
                    December 31, 2008

Schedule 1     Computation of Net Capital Under S.E.C. Rule 15c3-1  
                    As of December 31, 2008

Schedule 2     Schedule of Reconciliation of Net Capital  
                    As of December 31, 2008

Notes to Financial Statements – December 31, 2008

Report on Internal Control – December 31, 2008