

# UNITEDSTATES SECURITIES AND EXCHANGE COMMISSION FO

Washington, D.C. 20549

OMB APPROVAL OMB Number: 3235-0123 April 30, 2013

Wait : Processing Expires: April 30, 20 hours per response.....12.00

# ANNUAL AUDITED REPORTCTION **FORM X-17A-5 PART III**

APR 272012

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

REPORT FOR THE PERIOD BEGINNING	01/01/11 AN MM/DD/YY	ND ENDING	12/31/11 MM/DD/YY
A. REGIS	TRANT IDENTIFICATION	ON	
NAME OF BROKER-DEALER: The Lawren	ce D. Vitez Corporation		OFFICIAL USE ONLY
ADDRESS OF PRINCIPAL PLACE OF BUSIN	ESS: (Do not use P.O. Box No.	.)	FIRM I.D. NO.
1901 Roxborough Road, Suite 118			
	(No. and Street)		
Charlotte	NC	28211	
(City)	(State)	(Zip	Code)
NAME AND TELEPHONE NUMBER OF PERS	ON TO CONTACT IN REGAR	LD TO THIS REPO	RT
		(A	rea Code – Telephone Number)
B. ACCOU	JNTANT IDENTIFICATI	ON	
INDEPENDENT PUBLIC ACCOUNTANT who	se opinion is contained in this F		
Greer & Walker, LLP	•		
(Na	me – if individual, state last, first, mia	dle name)	
227 W. Trade Street, Suite 1100	Charlotte	NC	28202
(Address)	(City)	(State)	(Zip Code)
CHECK ONE:			
Certified Public Accountant			
☐ Public Accountant			
☐ Accountant not resident in United	States or any of its possessions		
FC	R OFFICIAL USE ONLY		

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SEC 1410 (06-02)

<sup>\*</sup>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)

### OATH OR AFFIRMATION

I, Lawrence D. Vitez	, swear (or affirm) that, to the best of
my knowledge and belief the accompanying financial The Lawrence D. Vitez Corporation	al statement and supporting schedules pertaining to the firm of
of December 31	, 20-11, are true and correct. I further swear (or affirm) that
neither the company nor any partner, proprietor, pri	ncipal officer or director has any proprietary interest in any account
classified solely as that of a customer, except as foll-	ows:
	10/14.
	Descilent
	President
	Title
Janui Dale Doins	
Notary Public	
This report ** contains (check all applicable boxes)	
<ul><li>(a) Facing Page.</li><li>(b) Statement of Financial Condition.</li></ul>	
(c) Statement of Income (Loss).	
(d) Statement of Changes in Financial Condition	n.
(a) Statement of Changes in Stockholders' Equ	ity or Partners' or Sole Proprietors' Capital.
(f) Statement of Changes in Liabilities Subordi	nated to Claims of Cleditors.
<ul><li>(g) Computation of Net Capital.</li><li>(h) Computation for Determination of Reserve</li></ul>	Requirements Pursuant to Rule 15c3-3.
IVI (:) Information Peloting to the Possession or (	Control Requirements Under Rule 1503-3.
(1) A Pagangiliation including appropriate exp	lanation of the Computation of Net Capital Under Rule 1303-1 and the
Communication for Determination of the Rese	rve Requirements Under Exhibit A of Rule 1303-3.
(k) A Reconciliation between the audited and u	naudited Statements of Financial Condition with respect to methods of
consolidation.	
<ul><li>(I) An Oath or Affirmation.</li><li>(m) A copy of the SIPC Supplemental Report.</li></ul>	
(ii) A copy of the Sir C supplemental Report.  (iii) A report describing any material inadequacie	es found to exist or found to have existed since the date of the previous audit.
**For conditions of confidential treatment of certain	in portions of this filing, see section 240.17a-5(e)(3).

December 31, 2011

Financial Statements

GREER & WALKER, LLP
CERTIFIED PUBLIC ACCOUNTANTS

SEC Mai: Processing Section

APR 272012

Washington DC 405

## THE LAWRENCE D. VITEZ CORPORATION

Financial Statements and Supplemental Schedules for the Year Ended December 31, 2011 and Independent Auditors' Report

Financial Statements and Supplemental Schedules for the Year Ended December 31, 2011 and Independent Auditors' Report

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#### **INDEPENDENT AUDITORS' REPORT**

The Lawrence D. Vitez Corporation:

We have audited the accompanying statement of financial condition of The Lawrence D. Vitez Corporation as of December 31, 2011 and the related statements of income, of changes in stockholder's equity, of changes in liabilities subordinated to claims of general creditors, and of cash flows for the year then ended, that the Company is filing pursuant to Rule 17a-5 under the Securities Exchange Act of 1934. These financial statements are the responsibility of the Company's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Company's internal control over financial reporting. Accordingly, we express no such opinion. An audit also includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements, assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of The Lawrence D. Vitez Corporation as of December 31, 2011, and the results of its operations and its cash flows for the year then ended, in conformity with generally accepted accounting principles in the United States.

Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The supplementary information contained in pages 9 through 12 required by Rule 17a-5 under the Securities Exchange Act of 1934 is presented for purposes of additional analysis and is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated in all material respects in relation to the financial statements as a whole.

Grear + Walker, LLP February 23, 2012

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# STATEMENT OF FINANCIAL CONDITION DECEMBER 31, 2011

<u>ASSETS</u>		
CURRENT ASSETS:		
Cash equivalents	\$	121,254
Broker-dealer commissions receivable	·	49,118
Insurance commissions receivable		1,457
Prepaid expenses		2,080
Total current assets		173,909
		<del></del>
PROPERTY:		
Office furniture and equipment		41,100
Less accumulated depreciation		38,167
Property, net		2,933
TOTAL ASSETS	\$	176,842
LIADII ITIES AND STOCKHOLDEDIS FOLISTA		
LIABILITIES AND STOCKHOLDER'S EQUITY		
CURRENT LIABILITIES:		
Accounts payable	\$	10,806
recounts payable	Ψ	10,000
STOCKHOLDER'S EQUITY:		
Common stock, \$1 par value (100 shares authorized;		
10 shares issued and outstanding)		10
Additional paid-in capital		990
Retained earnings		165,036
Total stockholder's equity		166,036
	• • • • • • • • • • • • • • • • • • • •	,
TOTAL LIABILITIES AND STOCKHOLDER'S EQUITY	\$	176,842

### STATEMENT OF INCOME

FOR THE YEAR ENDED DECEMBER 31, 2011

DEMONITED		
REVENUES:	_	
Broker-dealer commissions	\$	559,029
Investment advisory fees		368,757
Insurance commissions		18,298
Interest		22
Other income		3,591
Total		949,697
EXPENSES:		
Salaries		417,804
Commissions		54,029
Retirement plan contributions		44,794
Rent		31,184
Insurance		26,982
Licensing and professional fees		22,645
Payroll taxes		20,618
Office supplies and expense		18,119
Travel and entertainment		12,650
Dues and subscriptions		4,522
Broker-dealer administrative expenses		2,850
Depreciation		1,988
Marketing		450
Loss on disposal of fixed asset		105
Other		(793)
Total		657,947
NET INCOME	\$	291,750

STATEMENT OF CHANGES IN STOCKHOLDER'S EQUITY FOR THE YEAR ENDED DECEMBER 31, 2011

				Retained Earnings		
BALANCE, DECEMBER 31, 2010	\$	10	\$	990	\$	302,468
NET INCOME						291,750
DIVIDENDS PAID TO STOCKHOLDER	-					(429,182)
BALANCE, DECEMBER 31, 2011	\$	10	\$	990	\$	165,036

STATEMENT OF CHANGES IN LIABILITIES SUBORDINATED TO CLAIMS OF GENERAL CREDITORS FOR THE YEAR ENDED DECEMBER 31, 2011

SUBORDINATED LIABILITIES, DECEMBER 31, 2010	\$	-
CHANGE IN SUBORDINATED LIABILITIES		_
SUBORDINATED LIABILITIES, DECEMBER 31, 2011	\$	-

### STATEMENT OF CASH FLOWS FOR THE YEAR ENDED DECEMBER 31, 2011

CASH FLOWS FROM OPERATING ACTIVITIES: Net income Adjustments to reconcile net income to net cash from operating activities:	\$ 291,750
Depreciation	1,988
Loss on sale of fixed asset	105
Changes in operating assets and liabilities:	
Commissions receivable	13,114
Prepaid expenses	1,822
Accounts payable	(522)
Net cash provided by operating activities	 308,257
CASH FLOWS FROM INVESTING ACTIVITIES: Purchases of property	(2,065)
CASH FLOWS FROM FINANCING ACTIVITIES: Dividends paid to stockholder	(429,182)
NET DECREASE IN CASH EQUIVALENTS	(122,990)
CASH EQUIVALENTS, DECEMBER 31, 2010	 244,244
CASH EQUIVALENTS, DECEMBER 31, 2011	\$ 121,254

#### NOTES TO FINANCIAL STATEMENTS FOR THE YEAR ENDED DECEMBER 31, 2011

#### 1. SUMMARY OF OPERATIONS AND SIGNIFICANT ACCOUNTING POLICIES

Operations - The Lawrence D. Vitez Corporation (the "Company") is incorporated in the State of North Carolina and operates as a registered investment advisory firm, a licensed independent insurance agency, and a registered broker-dealer. The Company handles investment capital on behalf of clients including individuals, businesses and retirement plans. As a registered broker-dealer, the Company is primarily involved in the purchase and sale of mutual funds and direct participation programs on behalf of its clients. The Company does not take title to or control of any securities. The Company is registered with the Securities and Exchange Commission and is a member of the Financial Industry Regulatory Authority and the Securities Investor and Protection Corporation.

<u>Use of Accounting Estimates</u> - The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of certain assets and liabilities and disclosures. Accordingly, the actual amounts could differ from those estimates. Any adjustments applied to estimated amounts are recognized in the year in which such adjustments are determined.

<u>Cash Equivalents</u> - The Company considers all highly liquid investments with a maturity of three months or less when purchased to be cash equivalents. The Company maintains cash deposits with financial institutions that at times may exceed federally insured limits, The Company also maintains an uninsured money market account. As of December 31, 2011, the balance in this account was \$121,254.

Receivables - The Company extends credit under its service agreements for various commissions. By their nature, receivables involve risk, including the credit risk of nonpayment by the client. Receivables are considered past due based on contractual and invoice terms. Accounts deemed uncollectible are charged directly to bad debt expense. As of December 31, 2011, the Company considered all remaining balances collectible and, therefore, no allowance has been provided.

<u>Property</u> - Property is stated at cost. Depreciation is provided over estimated useful lives using an accelerated method.

<u>Revenue Recognition</u> - The Company bills its management advisory fees at the beginning of each calendar quarter. (Annual fees can range from .25% to 1.70% of the assets under management, and are negotiable.) Accounts receivable may relate to advisory fees, fees and commissions from mutual funds, and insurance commissions, all of which are recognized when earned.

Broker-dealer commission income and related expenses are recorded on a settlement date basis. The difference between the settlement date basis and trade date basis is not a significant amount.

<u>Income Taxes</u> - Under the provisions of the Internal Revenue Code, the Company has elected to be taxed as a subchapter "S" corporation. Under such election, the Company's taxable income and tax credits are passed through to its stockholder for inclusion in his individual income tax return.

The Company records liabilities for income tax positions taken or expected to be taken when those positions are deemed uncertain to be upheld in an examination by taxing authorities. As of December 31, 2011, the tax years ended December 31, 2008 through 2011 were open for potential examination by taxing authorities. No liabilities for uncertain income tax positions were recorded as of December 31, 2011.

<u>Subsequent Events</u> - In preparing its financial statements, the Company has evaluated subsequent events through February 23, 2012, which is the date the financial statements were available to be issued.

#### 2. NET CAPITAL REQUIREMENTS

The Company is subject to the Securities and Exchange Commission Uniform Net Capital Rule (SEC 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 15 to 1. As of December 31, 2011, the Company had net capital of \$138,419 which was \$133,419 in excess of its required net capital of \$5,000. As of December 31, 2011, the Company's ratio of aggregate indebtedness to adjusted net capital was .08 to 1.

#### 3. RETIREMENT PLAN

The Company maintains a qualified retirement plan under which eligible employees may defer a portion of their annual compensation, pursuant to Section 401(k) of the Internal Revenue Code. The plan covers substantially all full-time employees. Company contributions to the plan are made at the discretion of management. Contributions to the plan for the year ended December 31, 2011 totaled \$44,794.

#### 4. LEASE COMMITMENT

The Company leases its office space under a long-term operating lease expiring in July 2014. Total rent expense for the year ended December 31, 2011 was \$31,184.

Future minimum rental payments required under this operating lease as of December 31, 2011 are approximately as follows:

	End	

2012	\$ 26,000
2013	27,000
2014	16,000
Total	\$69,000

#### 5. SIPC MEMBERSHIP EXCLUSION

The Company has claimed exclusion from SIPC Membership for the calendar year ended December 31, 2011 under Section 78ccc(2)(A)ii of the Securities Investor Protection Act of 1970.

SUPPLEMENTAL DISCLOSURES, DECEMBER 31, 2011					
1. The Company is exempt from the SEC Rule 15c3-3 Reserve Requirement under exemption k(1).					

# RECONCILIATION OF NET CAPITAL AS OF DECEMBER 31, 2011 UNDER RULE 15c3-1 OF THE SECURITIES AND EXCHANGE COMMISSION

NET CAPITAL, DECEMBER 31, 2011 (unaudited)	\$ 138,419
ADJUSTMENTS	 -
NET CAPITAL, DECEMBER 31, 2011 (audited)	\$ 138,419

# FINANCIAL AND OPERATIONAL COMBINED UNIFORM SINGLE REPORT PART IIA

BROKER OR DEALER		
CONSOLIDATED SECURITIES	as of	12/31/11

#### COMPUTATION OF NET CAPITAL

I. Total ownership equity from Statement of Financial Condition	\$ 166,036 3480
2. Deduct ownership equity not allowable for Net Capital	( )3490
3. Total ownership equity qualified for Net Capital	166,036 3500
I. Add:	
A. Liabilities subordinated to claims of general creditors allowable in computation of net capital	3520
B. Other (deductions) or allowable credits (List)	3525
5. Total capital and allowable subordinated liabilities	\$ 166,036 3530
6. Deductions and/or charges:	100,030
A. Total non-allowable assets from	
Statement of Financial Condition (Notes B and C) \$ 25,192 3540	
B. Secured demand note deficiency 3590	
C. Commodity futures contracts and spot commodities-	
proprietary capital charges	
D. Other deductions and/or charges	( 25,192)3620
7. Other additions and/or allowable credits (List)	3630
B. Net Capital before haircuts on securities positions	\$ 140,844 3640
9. Haircuts on securities (computed, where appliicable,	
pursuant to 15c3-1(f)):	
A. Contractual securities commitments\$ 3660	
B. Subordinated securities borrowings	
C. Trading and investment securities:	
1. Exempted securities	
2. Debt securities	
3. Options	
4. Other securities	
D. Undue concentration	
E. Other (List)	( 2,425)3740
0. Net Capital	\$ 138,419 3750

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# FINANCIAL AND OPERATIONAL COMBINED UNIFORM SINGLE REPORT PART IIA

BROKER OR DEALER		
CONSOLIDATED SECURITIES	as of	12/31/11

#### COMPUTATION OF BASIC NET CAPITAL REQUIREMENT

#### Part A

Tatta		
11. Minimum net capital required (6-2/3% of line 19)  12. Minimum dollar net capital requirement of reporting broker or dealer and minimum net capital requirement	\$	720 3756
of subsidiaries computed in accordance with Note (A)	\$	5,000 3758
13. Net capital requirement (greater of line 11 or 12)	\$	5,000 3760
14. Excess net capital (line 10 less 13)	\$	133,419 3770
15. Net capital less greater of 10% of line 19 or 120% of line 12	\$	132,419 3780
COMPUTATION OF AGGREGATE INDEBTEDNESS		
16. Total A.I. liabilities from Statement of Financial Condition	\$	10,806 3790
17. Add:	Ψ	10,806 [5750]
A. Drafts for immediate credit\$ 3800		
B. Market value of securities borrowed for which no		
equivalent value is paid or credited\$ 3810		<del></del>
C. Other unrecorded amounts (List) \$ 3820	\$	3830
19. Total aggregate indebtedness	\$	10,806 3840
20. Percentage of aggregate indebtedness to net capital (line 19 divided by line 10)		7.81 3850
21. Percentage of debt to debt-equity total computed in accordance with Rule 15c-3-1(d)	% 	0.00 [3860]
COMPUTATION OF ALTERNATE NET CAPITAL REQUIREMENT		
•		
Part B 22. 2% of combined aggregate debit items as shown in Formula for Reserve Requirements pursuant		
to Rule 15c3-3 prepared as of the date of net capital computation including both		
brokers or dealers and consolidated subsidiaries' debits	\$	3870
23. Minimum dollar net capital requirement of reporting broker or dealer and minimum net capital	AND AND A COLUMN TO SERVICE AN	
requirement of subsidiaries computed in accordance with Note (A)	\$	3880
24. Net capital requirement (greater of line 22 or 23)	\$	3760
25. Excess net capital (line 10 less 24)	-	3910
26. Net capital in excess of the greater of:		
5% of combined aggregate debit items or 120% of minimum net capital requirement	\$	3920

#### NOTES:

- (A) The minimum net capital requirement should be computed by adding the minimum dollar net capital requirement of the reporting broker dealer and, for each subsidiary to be consolidated, the greater of:
  - 1. Minimum dollar net capital requirement, or
  - $2.\,6\text{-}2/3\% \ of aggregate \ indebtedness \ or \ 4\% \ of \ aggregate \ debits \ if \ alternative \ method \ is \ used.$
- (B) Do not deduct the value of securities borrowed under subordination agreements or secured demand notes covered by subordination agreements not in satisfactory form and the market values of the memberships in exchanges contributed for use of company (contra to item 1740) and partners' securities which were included in non-allowable assets.
- (C) For reports filed pursuant to paragraph (d) of Rule 17a-5, respondent should provide a list of material non-allowable assets.



# INDEPENDENT AUDITORS' REPORT ON INTERNAL CONTROL REQUIRED BY SEC RULE 17a-5(g)(1) FOR A BROKER-DEALER CLAIMING AN EXEMPTION FROM SEC RULE 15c3-3

The Lawrence D. Vitez Corporation:

In planning and performing our audit of the financial statements and supplemental disclosures of The Lawrence D. Vitez Corporation (the "Company") for the year ended December 31, 2011, in accordance with generally accepted auditing standards in the United States of America, we considered its internal control over financial reporting ("internal control") as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Company's internal control. Accordingly, we do not express an opinion on the effectiveness of the Company's internal control.

Also, as required by Rule 17a-5(g)(1) of the Securities and Exchange Commission (the "SEC"), we have made a study of the practices and procedures followed by the Company including consideration of control activities for safeguarding securities, if applicable. This study included tests of 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 for determining compliance with the exemptive provisions of Rule 15c3-3. Because the Company does not carry securities accounts for customers or perform custodial functions relating to customer securities, we did not review the practices and procedures followed by the Company in any of the following:

- 1. Making quarterly securities examinations, counts, verifications and comparisons, and recordation of differences required by Rule 17a-13.
- 2. Complying with the requirements for prompt payment for securities under Section 8 of Federal Reserve Regulation T of the Board of Governors of the Federal Reserve System.

The management of the Company is responsible for establishing and maintaining internal control and the practices 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 controls 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 preparation of financial statements in conformity with generally accepted accounting principles. Rule 17a-5(g) lists additional

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objectives of the practices and procedures listed in the preceding paragraph. Because of the inherent limitations in internal control or the practices and procedures referred to above, errors or fraud may occur and may 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.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect misstatements on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control over financial reporting that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. A material weakness is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the Company's financial statements will not be prevented or detected and corrected on a timely basis.

Our consideration of the Company's internal control was for the limited purpose described in the first and second paragraphs and would not necessarily identify all deficiencies in internal control that might be material weaknesses. We did not identify any deficiencies in 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 purposes 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 as of December 31, 2011 to meet the SEC's objectives.

This report is intended solely for the information and use of management, the Securities and Exchange Commission, the Financial Industry Regulatory Authority and other regulatory agencies which rely on Rule 17a-5(g) under the Securities Exchange Act of 1934 in their regulation of registered brokers and dealers, and is not intended to be and should not be used by anyone other than these specified parties.

Creer + Walker, LLP February 23, 2012