|   | UNITED STATES<br>SECURITIES AND EXCHANGE COMMISSION<br>Washington, D.C. 20549 |   |   | OMB APPROVAL<br>OMB Number: 3235-012<br>Expires: April 30, 201<br>Estimated average burden<br>Hours per response 12.0 |  |
|---|---|---|---|---|--|
| <b>                                     </b>  | ANN   | UAL AUDITED REPO<br>FORM X-17A-5<br>PART III  | Mail Proce<br>Section   | cessing   |  |
| Information<br>Secu   | n Required o<br>arities Excha   | FACING PAGE<br>f Brokers and Dealers Pursu<br>nge Act of 1934 and Rule 17:  | APR 1 - 2<br>an <b>Washingto</b> i<br>a-5 There <b>400</b> ei | <b>WDE</b> the  |  |
| REPORT FOR THE PERIOD BE  | GINNING _   | 01/01/2012<br>MM/DD/YY  |   | 12/31/2012<br>MM/DD/YY  |  |
|   | A. REC  | GISTRANT IDENTIFICA   | TION  |   |  |
| NAME OF BROKER-DEALER:  | 4103  |   |   | OFFICIAL USE ONLY   |  |
| BRANT POINT CAPITAL,  | LLC   |   |   |   |  |
|   |   |   | an e s  | FIRM I.D. NO.   |  |
| ADDRESS OF PRINCIPAL PLAC<br>712 Fifth Avenue 45 <sup>th</sup> Floc   |   | ESS: (Do not use P.O. Box No.)  | · · · ·   |   |  |
| /12 Filth Avenue 45" Floc   | )r  | (No. and Street)  |   | <u> </u>  |  |
| New York  |   | New York  | 1   | 0019  |  |
|   |   | (State)   | _   | ip Code)  |  |
| (City)  |   |   | ÷   | ראר   |  |
|   | BER OF PERS   | SON TO CONTACT IN REGAR   | D TO THIS REP   |   |  |
|   | BER OF PERS   | SON TO CONTACT IN REGAR   |   |   |  |
| NAME AND TELEPHONE NUM  | BER OF PERS   | SON TO CONTACT IN REGAR   | (2  | 212) 587-6667<br>rea Code - Telephone Number)   |  |
| NAME AND TELEPHONE NUM  |   | SON TO CONTACT IN REGAR   | (2<br>(A  | 212) 587-6667   |  |
| NAME AND TELEPHONE NUM  | B. ACC  | COUNTANT IDENTIFCA  | (2<br>(A<br>TION  | 212) 587-6667   |  |
| NAME AND TELEPHONE NUM Paul Ehrenstein NDEPENDENT PUBLIC ACCO   | B. ACC  | COUNTANT IDENTIFCA  | (2<br>(A<br>TION  | 212) 587-6667   |  |
| NAME AND TELEPHONE NUM<br>Paul Ehrenstein   | <b>B. ACC</b><br>UNTANT who   | COUNTANT IDENTIFCA  | (2<br>(A<br>TION  | 212) 587-6667   |  |
| NAME AND TELEPHONE NUM<br>Paul Ehrenstein<br>INDEPENDENT PUBLIC ACCO<br>Keith K. Zhen, CPA  | <b>B. ACC</b><br>UNTANT who   | COUNTANT IDENTIFCA  | (2<br>(A<br>TION  | 212) 587-6667   |  |
| NAME AND TELEPHONE NUM<br>Paul Ehrenstein<br>INDEPENDENT PUBLIC ACCO<br>Keith K. Zhen, CPA<br>(Name - if individual, state last, first, middle name)  | <b>B. ACC</b><br>UNTANT who   | COUNTANT IDENTIFCA<br>se opinion is contained in this Re  | (A<br>TION<br>port*   | 212) 587-6667<br>rea Code - Telephone Number)   |  |
| NAME AND TELEPHONE NUM Paul Ehrenstein  NDEPENDENT PUBLIC ACCOR Keith K. Zhen, CPA (Name - if individual, state last, first, middle name) 2070 West 6 <sup>th</sup> Street (Address) CHECK ONE:  CHECK ONE:  Public Accountan | <b>B. ACC</b><br>UNTANT who<br>countant<br>t<br>sident in Unite               | COUNTANT IDENTIFCA<br>se opinion is contained in this Re<br>BROOKLYN<br>(City)<br>d States or any of its possessions. | (7<br>(A<br>TION<br>port*<br><u>New York</u><br>(State)       | 212) 587-6667<br>rea Code - Telephone Number)<br>11223  |  |
| NAME AND TELEPHONE NUM Paul Ehrenstein  NDEPENDENT PUBLIC ACCOR Keith K. Zhen, CPA (Name - if individual, state last, first, middle name) 2070 West 6 <sup>th</sup> Street (Address) CHECK ONE:  CHECK ONE:  Public Accountan | <b>B. ACC</b><br>UNTANT who<br>countant<br>t<br>sident in Unite               | COUNTANT IDENTIFCA<br>se opinion is contained in this Re<br>BROOKLYN<br>(City)  | (7<br>(A<br>TION<br>port*<br><u>New York</u><br>(State)       | 212) 587-6667<br>rea Code Telephone Number)<br>11223  |  |

\*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).

Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.

SEC 1410 (06-02)

# **OATH OR AFFIRMATION**

| · · · · · · · · · | aul Ehrenste                       |  |                     | • • • •   |           | •              |                 |                | a) that, to the best of |
|-------------------|------------------------------------|--|---------------------|-----------|-----------|----------------|-----------------|----------------|-------------------------|
| -                 | owledge and be<br>t Point Capit    |  | n er statsgem<br>en | ial state | ement a   | nd supportin   | ig schedules po | ertaining to t |                         |
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|                   | cember 31                          | 117 <b>**</b> *                                | Helps M             | _, 20     | 12        |                |                 |                | vear (or affirm) that   |
|                   | the company n<br>ied solely as tha | 1 T - 1214                                     |                     | -         | officer   | or director h  | as any proprie  | tary interest  | in any account          |
|                   | No.                                | ic, State of Ne<br>01AI4899711<br>in Nassau Co |                     |           |           | Na             | Signature       | l              | tin .                   |
|                   | Commission E                       | xpires July 0                                  | , 20                |           |           |                | FINOP           |                |                         |
|                   |                                    | •  |                     |           |           |                | Title           |                |                         |
|                   | verdre 50<br>Nota                  | E <u>inhais</u><br>ry Public                   | ander               | dæ        |           |                |                 |                |                         |
|                   | ort** contains                     | (check all app                                 | licable boxes):     |           |           |                |                 |                |                         |
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|                   | Computation of                     | -  | bilities Subord     | maicu     |           | is of Creation | )[8.            |                |                         |
| ] (b)             | Computation f                      | -  |                     | Pequir    | emente    | Durmont to     | Dula 1502 2     |                |                         |
| ] (i)             | Information R                      |  |                     | -         |           |                |                 |                |                         |
| ] (j)             |                                    | on, including                                  | appropriate exp     | planatic  | on, of th | e Computat     | ion of Net Cap  | ital Under R   | ule 15c3-1 and 3.       |
| ] (k)             | A Reconciliati consolidation.      | on between th                                  | e audited and u     | inaudite  | ed state  | ments of Fir   | ancial Conditi  | on with resp   | ect to methods of       |
| X (l)             | An Oath or Af                      | firmation.                                     |                     |           |           |                |                 |                |                         |
| ] (m)             | A copy of the                      |  | -                   |           |           |                |                 |                |                         |
| ] (n)             | A report descr.<br>previous audit. | bing any mate                                  | erial inadequac     | ies four  | nd to ex  | ist or found   | to have existed | i since the d  | ate of the              |
| *For c            | onditions of cor                   | fidential treat                                | ment of certain     | n portio  | ns of th  | is filing, see | section 240.17  | 7a-5(e)(3).    |                         |

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Statement of Financial Position

December 31, 2012

(With Independent Auditor's Report Thereon)

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### December 31, 2012

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KEITH K. ZHEN

CERTIFIED PUBLIC ACCOUNTANT 2070 WEST 6<sup>TH</sup> STREET, BROOKLYN, NY 11223 TEL (347) 408-0693 FAX (347) 602-4686

#### **INDEPENDENT AUDITOR'S REPORT**

To the Member of Brant Point Capital, LLC New York, New York

### **Report on the Financial Statements**

We have audited the accompanying statement of financial condition of Brant Point Capital, LLC as of December 31, 2012.

#### Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

#### Auditor's Responsibility

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the Company's preparation and fair presentation of the financial statements in order to design 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. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

#### Opinion

In our opinion, the financial statements referred to above present fairly in all material respects, the financial position of Brant Point Capital, LLC, at December 31, 2012, in conformity with accounting principles generally accepted in the United States of America.

Keith K Then

Brooklyn, New York March 28. 2012

## STATEMENT OF FINANCIAL CONDITION

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December 31, 2012

### ASSETS

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| Cash                                  | \$<br>104,880       |
|---------------------------------------|---------------------|
| TOTALASSETS                           | \$<br>104,880       |
| LIA BILITIES AND MEMBER'S EQUITY      |                     |
| Accounts payable<br>Due to Parent     | \$<br>11,490<br>174 |
| TOTAL LIA BILITIES                    | <br>11,664          |
| Member's equity                       | <br>93,216          |
| TOTAL MEMBER'S EQUITY                 | <br>93,216          |
| TOTAL LIABILITIES AND MEMBER'S EQUITY | \$<br>104,880       |

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

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#### NOTES TO FINANCIAL STATEMENTS

December 31, 2012

### **NOTE 1 – ORGANIZATION AND NATURE OF BUSINESS**

Brant Point Capital, LLC (the "Company") was formed as a Delaware limited liability company on September 29, 2009. The Company is a wholly owned subsidiary of PPIH, LLC ("the Parent"). Effective March 25, 2011, the Company was registered under the Securities Exchange Act of 1934 as a broker-dealer and was approved as a member firm by the Financial Industry Regulatory Authority ("FINRA"). The Company has not commenced operations but anticipates that at least initially, the majority of the company's revenues would relate to the provision of mortgage security advisory services including Residential Mortgage Backed Securities, Asset Backed Securities and whole loan businesses.

### **NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

The financial statements are prepared in conformity with accounting principles generally accepted in the United States of America.

<u>Cash</u>

The Company maintains its cash in one bank account which, at times, may exceed federally insured limits.

#### Use of Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires the Company's management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from those estimates.

#### **Revenue Recognition**

The Company records income as earned.

### Income Taxes

Tax laws are complex and subject to different interpretations by the taxpayer and taxing authorities. Significant judgment is required when evaluating tax positions and related uncertainties. Future events such as changes in tax legislation could require a provision for income taxes. Any such changes could significantly affect the amounts reported in the statement of operations.

The Company has not recognized in these financial statements any interest or penalties related to income taxes, and has no material unrecognized tax benefits. There are currently no income tax returns under audit.

As a limited liability company, the member is individually responsible for income taxes that result from the Company's operations. Therefore, no provision for federal or state income taxes is included in the accompanying financial statements.

### **NOTE 3 – RELATED PARTY TRANSACTIONS**

The Company engages in material transactions with members of related entities. The results of operations of the Company may not be indicative of the results of the operations if the entities operated independently on an arm's length basis.

The Company bears the costs of its filing, registration fees and operations of its business. The Company has an expense sharing agreement with the Parent. The agreement allows the Parent or any of their other subsidiaries to allocate rent, salaries, benefits and certain other expenses incurred in connection with the business and operations. For the year ended December 31, 2012, the Company was allocated expenses totaling \$319,834 from the Parent.

#### NOTES TO FINANCIAL STATEMENTS

December 31, 2012

#### **NOTE 4 – NET CAPITAL REQUIREMENTS**

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The Company is subject to the Securities and Exchange Commission Uniform Net Capital Rule 15c3-1. This Rule requires that the ratio of aggregate indebtedness to net capital may not exceed 15 to 1 and equity capital may not be withdrawn or cash dividends paid if the resulting net capital ratio would exceed 10 to 1. At December 31, 2012, the Company had net capital of \$93,216 which is \$43,216 in excess of its required net capital of \$50,000. The Company's aggregate indebtedness to net capital ratio was 0.1251 to 1.

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