

**Part 2A of Form ADV: *Firm Brochure***

**Sweeney Asset Management LLC**

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03/18/2012

This brochure provides information about the qualifications and business practices of Sweeney Asset Management LLC. If you have any questions about the contents of this brochure, please contact us at 615-714-7264 or jr54321@comcast.net. The information in this brochure has not been approved or verified by the United States Securities and Exchange Commission or by any state securities authority.

Additional information about Sweeney Asset Management LLC also is available on the SEC's website at [www.adviserinfo.sec.gov](http://www.adviserinfo.sec.gov). You can search this site by a unique identifying number, known as a CRD number. Our firm's CRD number is 130567.

## **Item 2    Material Changes**

This Firm Brochure, dated 03/18/2012, provides you with a summary of Sweeney Asset Management LLC's advisory services and fees, professionals, certain business practices and policies, as well as actual or potential conflicts of interest, among other things. This Item is used to provide our clients with a summary of new and/or updated information; we will inform of the revision(s) based on the nature of the information as follows.

1. Annual Update: We are required to update certain information at least annually, within 90 days of our firm's fiscal year end (FYE) of December 31. We will provide you with either a summary of the revised information with an offer to deliver the full revised Brochure within 120 days of our FYE or we will provide you with our revised Brochure that will include a summary of those changes in this Item.
2. Material Changes: Should a material change in our operations occur, depending on its nature we will promptly communicate this change to clients (and it will be summarized in this Item). "Material changes" requiring prompt notification will include changes of ownership or control; location; disciplinary proceedings; significant changes to our advisory services or advisory affiliates – any information that is critical to a client's full understanding of who we are, how to find us, and how we do business.

The following summarizes new or revised disclosures based on information previously provided in our Firm Brochure dated 03/18/2012:

There are no material changes to report for Sweeney Asset Management LLC.

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## **Item 4                      Advisory Business**

Sweeney Asset Management LLC is a SEC-registered investment adviser with its principal place of business located in Brentwood, Tennessee. Sweeney Asset Management LLC began conducting business in 2004. Registration with the SEC does not imply a certain level of skill or training.

Listed below are the firm's principal shareholders (i.e., those individuals and/or entities controlling 25% or more of this company).

□□ James Robert Sweeney, Manager

Sweeney Asset Management LLC offers the following advisory services to our clients:

### **INVESTMENT SUPERVISORY SERVICES ("ISS")**

#### **INDIVIDUAL PORTFOLIO MANAGEMENT MODEL PORTFOLIO MANAGEMENT**

Sweeney Asset Management LLC (the "Firm") provides investment supervisory services on a discretionary and non-discretionary basis as stated in the investment advisory agreement. Only Institutional accounts are accepted on a non-discretionary basis and will have their management dictated by the policies of the institution. Discretionary account supervision is guided by the stated objectives of the client (i.e., maximum capital appreciation, growth, etc.) within the investment style of the Firm. All fee based discretionary managed accounts will be maintained with an independent custodian selected by the Firm, unless the client directs the Firm to use a specific custodian. The custody relationship is between the client and the custodian. The Firm trades within the client accounts and does not have any access to the assets, other than the ability to directly debit management fees approved by the client (see Item 5 - Fees and Compensation and Item 15 - "Custody").

The Firm will assist the client in determining the discretionary client's needs and risk tolerance. Through personal discussions of goals, objectives, and risk tolerance, the Firm and the client will mutually decide if the client's needs can be accomplished within the general investment style of the Firm. Clients will not be accepted if the Firm feels the clients' needs are not compatible with the Firm's capabilities and style. When a client agrees to discretionary management, the Firm will be responsible for selecting the amount and timing of securities to be bought and sold. Significant allocation and diversification changes will be made at the sole discretion of the portfolio manager when he deems advisable. The only limitations on the investment authority will be those limitations imposed in writing by the client. Discretion implies that there can be more or less risk in portfolio performance based on the discretion to execute trades and strategies by the portfolio manager. Portfolios may significantly over or under perform market comparisons based on the discretionary management of the portfolio manager.

The Firm believes in the use of asset allocation and diversification as primary approaches in the discretionary management of portfolios and models. The application of these approaches requires input from a variety of sources such as fundamental analysis, technical analysis, and

many other sources of information discussed in Item 8 of this document. Asset allocations can be as low as zero for asset classes, but will seldom be 100% except in very unusual market conditions. Asset allocations may be severely altered in periods of significant market disruptions, as they are viewed as a primary method to moderate the degree of risk in a portfolio or model. The Firm believes that diversification can also be an effective method to potentially moderate risk in a portfolio or model. At times of very unusual market conditions, there may be little diversification in a portfolio or model due to the movement of assets into perceived very low risk investments. The normal investment approach of the Firm is to use diversification to participate in asset classes different than the traditional equity and fixed income classifications.

Diversification can be provided by the detailed list of securities in the section below. Other types of diversification can include, but not be limited to, commodities, currencies, hedge funds, specific sectors of stocks or investment categories, specific countries or regions of the world, inverse market securities, long/short securities or funds, among others. The firm does not impose any geographic limitation on its approaches. At times, the Firm may hold very concentrated positions in securities. In the past the firm has held almost entire portfolio allocations in Treasury Money Market Funds as an example.

The Firm attempts to always place capital preservation as its highest priority in discretionary accounts, but recognizes that market conditions can sometimes result in undesired losses. Portfolio return is a critical component to the Firm's approach but remains secondary to capital preservation unless directed otherwise in writing by the client.

The Firm's general approach described above can be moderated based upon discussion of the client's goals and objectives. The primary way in which this is accomplished is through asset allocation changes – an example would be holding less of an equity allocation. Secondly, adjustments can be made to the diversification in portfolios – for example holding more individual securities or more securities that would be classified as more or less volatile. At times of very unusual market circumstances, at times of high correlation, or when the Firm feels it appropriate, individual portfolios may be managed to various models continually monitored and updated by the Firm. These models can be based on portfolio sizes, degrees of risk (eg. aggressive vs.. moderate risk), or other factors the Firm feels may be most appropriate at the time. Even when models have been used, there has been variances in the portfolios due to individual adjustments for individual clients in the past. However, the firm cannot guarantee that there will not be situations in the future where a model will not be applied broadly to portfolios of similar sizes.

The firm has had and will continue to have, on-going discussions with clients to assure that asset allocations and the diversification used are still considered appropriate by them for their investment needs. These discussions will also include whether the client has had any changes in their financial situations, investment objectives, or any restrictions they might wish to impose that might affect the management of their portfolios. Management will assure that they are reasonably available for consultation with the client. Management will also inform the client at any time that they think their portfolios are no longer considered suitable for their needs.

Our investments are not limited to any specific product or service offered by a broker-dealer

or insurance company and will generally include the following securities:

- ☐ ☐ Equity securities
- ☐ ☐ Mutual funds
- ☐ ☐ Fixed income securities
- ☐ ☐ Exchange-listed securities
- ☐ ☐ Securities traded over-the-counter
- ☐ ☐ Foreign issuers
- ☐ ☐ Warrants
- ☐ ☐ Corporate debt securities (other than commercial paper)
- ☐ ☐ Commercial paper
- ☐ ☐ Certificates of deposit
- ☐ ☐ Municipal securities
- ☐ ☐ United States governmental securities
- ☐ ☐ Options contracts on securities
- ☐ ☐ Options contracts on commodities
- ☐ ☐ Interests in partnerships investing in real estate

## **SELECTION AND MONITORING OF THIRD-PARTY MONEY MANAGERS**

We also offer advisory management services to our clients through our Selection and Monitoring of Third-Party Money Managers programs (hereinafter, "Programs").

Our Firm provides the client with an asset allocation strategy developed through personal discussions in which client's goals and objectives are matched with the investment styles and capabilities of the firm. Based on this assessment, we will then perform management searches of various unaffiliated registered investment advisers or separate account managers to identify which style is appropriate for that client. Factors considered in making this determination include account size, risk tolerance, the opinion of each client and the investment philosophy of the selected registered investment adviser or manager. Clients should refer to the selected registered investment adviser's or separate account manager's Firm Brochure or other disclosure document for a full description of the services offered. We are available to meet with clients on a regular basis, or as determined by the client, to review the account.

We monitor the performance of the selected registered investment adviser(s) or separate account manager(s). If we determine that a particular selected adviser or manager is not providing sufficient management services to the client, or is not managing the client's portfolio in a manner consistent with our objectives, we have the discretionary authority to direct the registered investment adviser and/or program sponsor or manager to liquidate the holdings to cash, and wait for client authorization to move the assets to another account. Under this scenario, our firm has the authority to direct restrictions on the account, make the decision to liquidate the assets and close the account, but only the client can direct the custodian to actually move the assets from one of their accounts to another.

## **FINANCIAL PLANNING**

We do not offer comprehensive financial planning services at this time. The Firm's manager, J. Robert Sweeney, may offer financial planning/consulting on an hourly basis through a CPA firm registered in the State of Tennessee.

### **PUBLICATION OF PERIODICALS**

Sweeney Asset Management LLC periodically publishes a newsletter providing general information on various market and financial topics including, but not limited to, estate and retirement planning, market trends, etc. No specific investment recommendations are provided in this newsletter and the information provided does not purport to meet the objectives or needs of any individual. This newsletter is distributed free of charge to our advisory clients.

### **MARKET TIMING SERVICES**

Sweeney Asset Management LLC provides the management of individual clients' portfolios, rendering advice and making changes to asset allocations and investments in an attempt to capture gains during rising market periods, and to preserve the client's capital during falling market periods. Our market timing service is of a continuous nature, evaluating holdings and market positions on a regular basis. We will attempt to move funds between asset classes, sectors, including cash when the market conditions are volatile. These classes and sectors include investments or equivalents such as U.S. equities, international equities, fixed income, commodities, currencies, inverse securities, long/short investments, emerging markets, and specialized sectors or equities like consumer cyclical, and other investment categories.

In order to effectively manage client funds, we request that each client provide the firm with discretionary authority to make these types of changes on the client's behalf.

Our primary objective is to preserve and increase the aggregate capital funds of any client unless directed otherwise in writing by the client.

### **CONSULTING SERVICES**

Clients can also receive investment advice on a more focused basis. This may include advice on only an isolated area(s) of concern such as estate planning, retirement planning, or any other specific topic. We also provide specific consultation and administrative services regarding investment and financial concerns of the client.

Consulting recommendations are not limited to any specific product or service offered by a broker-dealer or insurance company. All recommendations are of a generic nature.

### **AMOUNT OF MANAGED ASSETS**

As of 3/18/2012, we were actively managing \$92,453,000 of clients' assets on a discretionary basis plus \$52,000,000 of clients' assets on a non-discretionary basis. Within the discretionary assets, we are overseeing \$3,272,000 of clients' assets being managed by a separate account manager.

## Item 5 Fees and Compensation

### INVESTMENT SUPERVISORY SERVICES ("ISS")

### INDIVIDUAL PORTFOLIO MANAGEMENT FEES

### MODEL PORTFOLIO MANAGEMENT FEES

The annualized fee for Investment Supervisory Services is charged as a percentage of assets under management, according to the following schedule:

#### EQUITIES:

First \$1 Million 1.20%  
Next \$2 Million 1.00%  
Next \$2 Million .80%  
Next \$5 Million .70%  
Additional Amounts .60%

Minimum Account Fee: \$6,000

#### FIXED INCOME ASSETS:

First \$1 Million 1.00%  
Next \$3 Million .75%  
Additional Amounts .60%

Minimum Account Fee: \$4,000

The Firm reserves the right to deviate from the schedule above based on the client's circumstances. Fees for institutional fixed income portfolio clients may differ significantly from the schedule above. Fees will be debited from accounts in accordance with the client authorization in their management agreement or billing addendum. Only institutional fixed income clients will be billed directly for fees. The Firm's fees are generally paid quarterly, in advance, based on the value of the account(s) as of the close of the previous quarter (market value or fair market value in the absence of market value), unless otherwise negotiated with the client as provided for in the management agreement. For new client accounts, the Firm's fee will be pro-rated for the remaining calendar quarter. The Firm's service may be terminated by either party upon written notification in accordance with the applicable contractual notice of termination in the management agreement (minimum 30 days). Upon termination, the fees charged for advisory services will be pro-rated and a refund for any unearned fees will be issued. The client can cancel the management agreement without penalty within the first five days after the signing of the agreement.

Investment advisory services begin with the effective date of the management agreement, which is the date the client signs the Investment management agreement. For that calendar quarter, fees will be adjusted pro rata based upon the number of calendar days in the calendar quarter that the management agreement was effective, unless another date is agreed on.

**Limited Negotiability of Advisory Fees:** Although Sweeney Asset Management LLC has established the aforementioned fee schedule(s), we retain the discretion to negotiate alternative fees on a client-by-client basis. Client facts, circumstances and needs are considered in determining the fee schedule. These include the complexity of the client, assets



to be placed under management, anticipated future additional assets; related accounts; portfolio style, account composition, reports, among other factors. The specific annual fee schedule is identified in the contract between the adviser and each client.

We may group certain related client accounts for the purposes of achieving the minimum account size requirements and determining the annualized fee.

Discounts, not generally available to our advisory clients, may be offered to family members and friends of associated persons of our firm.

## **SELECTION and MONITORING of THIRD-PARTY MANAGERS FEES**

Sweeney Asset Management LLC's fee for this service does not include the Third-Party Manager(s)' fee for that entity's advisory/management services. The Third-Party Manager(s)' management fee is disclosed in the Third-Party Manager(s)' Firm Brochure or other disclosure document.

Sweeney Asset Management LLC annual fee for the Manager Selection Program is charged as a percentage of assets under management, according to the following schedule:

### **EQUITIES:**

First \$1 Million 1.20%  
Next \$2 Million 1.00%  
Next \$2 Million .80%  
Next \$5 Million .70%  
Additional Amounts .60%

### **FIXED INCOME ASSETS:**

First \$1 Million 1.00%  
Next \$3 Million .75%  
Additional Amounts .60%

Minimum Account Fee: \$6,000

Minimum Account Fee: \$4,000

The Firm reserves the right to deviate from the schedule above based on the client's circumstances. Institutional fees for fixed income portfolios may differ significantly from the schedule above. Fees will be debited from the account in accordance with the client authorization in the Management Agreement. The Firm's fees are generally paid quarterly, in advance, based on the value of the account(s) as of the close of the previous quarter (market value or fair market value in the absence of market value), unless otherwise negotiated with the client as provided for in the management agreement. For new client accounts, The Firm's fee will be pro-rated for the remaining calendar quarter. The Firm's service may be terminated by either party upon written notification in accordance with the applicable contractual notice of termination in the management agreement (minimum 30 days). Upon termination, the fees charged for advisory services will be pro-rated and a refund for any unearned fees will be issued. The client can cancel the management agreement without penalty within the first five days after the signing of the agreement.

Investment advisory services begin with the effective date of the management agreement, which is the date the client signs the Investment management agreement. For that calendar quarter, fees will be adjusted pro rata based upon the number of calendar days in the calendar quarter that the management agreement was effective, unless another date is

agreed on.

**Limited Negotiability of Advisory Fees:** Although Sweeney Asset Management LLC has established the aforementioned fee schedule(s), we retain the discretion to negotiate alternative fees on a client-by-client basis. Client facts, circumstances and needs are considered in determining the fee schedule. These include the complexity of the client, assets to be placed under management, anticipated future additional assets; related accounts; portfolio style, account composition, reports, among other factors. The specific annual fee schedule is identified in the contract between the adviser and each client.

We may group certain related client accounts for the purposes of achieving the minimum account size requirements and determining the annualized fee.

Discounts, not generally available to our advisory clients, may be offered to family members and friends of associated persons of our firm.

Sweeney Asset Management LLC's Financial Planning fee is determined based on the nature of the services being provided and the complexity of each client's circumstances. All fees are agreed upon prior to entering into a contract with any client.

Our Financial Planning fees are calculated and charged on an hourly basis, ranging from \$300 to \$400 per hour.

**Financial Planning Fee Offset:** Sweeney Asset Management LLC reserves the discretion to reduce or waive the hourly fee and/or the minimum fixed fee if a financial planning client chooses to engage us for our Portfolio Management Services.

The client is billed in arrears on a monthly basis as earned for financial planning/consulting.

## **PUBLICATION OF PERIODICALS OR NEWSLETTERS**

Any subscription fee is waived for advisory clients of our firm.

## **MARKET TIMING SERVICES FEES**

Sweeney Asset Management LLC provides market timing services as a component of its normal portfolio management process and has no additional fees for this service.

## **CONSULTING SERVICES FEES**

Sweeney Asset Management LLC's Consulting Services fee is determined based on the nature of the services being provided and the complexity of each client's circumstances. All fees are agreed upon prior to entering into a contract with any client.

Our Consulting Services fees are calculated and charged on an hourly basis, ranging from \$300 to \$400 per hour.

The client is billed in arrears on a monthly basis as earned.

## GENERAL INFORMATION

***Termination of the Advisory Relationship:*** A client agreement may be canceled at any time, by either party, for any reason upon receipt of 30 days written notice. Upon termination of any account, any prepaid, unearned fees will be promptly refunded as described in the management agreement.

***Mutual Fund and other Holdings Fees:*** All fees paid to Sweeney Asset Management LLC for investment advisory services are separate and distinct from the fees and expenses charged by mutual funds and/or ETFs and other security holdings (holding entity) to their shareholders. The Firm, when available, invests in the Institutional Class of mutual funds in order to reduce the fees to clients. The Firm also invests in "load waived" fees when available, and when performance warrants may pay a negotiated transaction cost to purchase a fund. These fees and expenses are described in each holding entity's prospectus, and are disclosed by Charles Schwab and Co. Inc if negotiated institutional fees are available. These fees will generally include a management fee, other expenses, and a possible distribution fee. If the holding entity also imposes sales charges, a client may pay an initial or deferred sales charge. A client could invest in a mutual fund directly, without our services but may not be able to buy the same class of the fund, and may not receive the same level of fees. In that case, the client would not receive the services provided by our firm which are designed, among other things, to assist the client in determining which mutual fund or funds are most appropriate to the client's financial condition and objectives, within the investment strategies available at the Firm. Accordingly, the client should review both the fees charged by the funds and our fees to fully understand the total amount of fees to be paid by the client, and to thereby evaluate the advisory services being provided.

***Wrap Fee Programs and Separately Managed Account Fees:*** Clients participating in separately managed account programs may be charged various program fees in addition to the advisory fee charged by our firm. Such fees may include the investment advisory fees of the independent advisers, which may be charged as part of a wrap fee arrangement or just charged directly to the account. At this time The Firm does not have any wrap fee accounts.

In a wrap fee arrangement, clients pay a single fee for advisory, brokerage and custodial services. Client's portfolio transactions may be executed without commission charge in a wrap fee arrangement. In evaluating such an arrangement, the client should also consider that, depending upon the level of the wrap fee charged by the broker-dealer, the amount of portfolio activity in the client's account, and other factors, the wrap fee may or may not exceed the aggregate cost of such services if they were to be provided separately. We will review with clients any separate program fees that may be charged to clients.

***Additional Fees and Expenses:*** In addition to our advisory fees, clients are also responsible for the fees and expenses charged by custodians and imposed by broker dealers, including, but not limited to, any transaction charges imposed by a broker dealer with which an independent investment manager effects transactions for the client's account(s). Please refer to the "Brokerage Practices" section (Item 12) of this Form ADV for additional information.

***Grandfathering of Minimum Account Requirements:*** Pre-existing advisory clients are

subject to Sweeney Asset Management LLC's minimum account requirements and advisory fees in effect at the time the client entered into the advisory relationship, unless negotiated differently. Therefore, our firm's minimum account requirements will differ among clients.

***Advisory Fees in General:*** Clients should note that similar advisory services may (or may not) be available from other registered (or unregistered) investment advisers for similar or lower fees.

***Limited Prepayment of Fees:*** Under no circumstances do we require or solicit payment in excess of \$1200 more than six months in advance of services rendered.

## **Item 6 Performance-Based Fees and Side-By-Side Management**

Sweeney Asset Management LLC does not charge performance-based fees.

## **Item 7 Types of Clients**

Sweeney Asset Management LLC provides advisory services to the following types of clients:

- Individuals (other than high net worth individuals)
- High net worth individuals
- Charitable organizations
- Corporations or other businesses not listed above

As previously disclosed in Item 5, our firm has established certain initial minimum account requirements, based on the nature of the service(s) being provided. For a more detailed understanding of those requirements, please review the disclosures provided in each applicable service.

## **Item 8 Methods of Analysis, Investment Strategies and Risk of Loss**

### **METHODS OF ANALYSIS**

We use the following methods of analysis in formulating our investment advice and/or managing client assets:

***Charting.*** In this type of technical analysis, we review charts of market and security activity in an attempt to identify when the market is moving up or down and to predict how long the

trend may last and when that trend might reverse. We also look for past levels that showed major accumulation or distribution reversals, the amount of shares trading, and other information that may indicate patterns of selling or buying.

**Fundamental Analysis.** We may attempt to measure the intrinsic value of a security by looking at economic and financial factors (including the overall economy, industry conditions, and the financial condition of a company or security) to determine if the security is under priced (indicating it may be a good time to buy) or overpriced (indicating it may be time to sell). The Firm combines fundamental analysis with technical analysis and other factors to make decisions.

Fundamental analysis does not attempt to anticipate market movements. This presents a potential risk, as the price of a security can move up or down along with the overall market regardless of the economic and financial factors considered in evaluating the stock.

**Technical Analysis.** We analyze past market or security movements and apply that analysis to the present in an attempt to recognize recurring patterns of investor behavior and potentially predict future price movement. The Firm combines fundamental analysis with technical analysis and other factors to make decisions.

Technical analysis does not consider the underlying financial condition of a security. This presents a risk in that a poorly-managed or financially unsound security may under perform regardless of market movement.

**Cyclical Analysis.** In this type of technical analysis, we measure the movements of particular security against the overall market or other securities in an attempt to predict the price movement of the security. Past patterns of behavior in business cycles as well as relative strength factors are considered. There are risks that past behavior may not indicate what present or future patterns may be.

**Quantitative Analysis.** We use mathematical models in an attempt to obtain more accurate measurements of a security's quantifiable data, such as the value of a share price or earnings per share, and predict changes to that data. We also measure a security against market information or other securities to identify potential patterns of behavior.

A risk in using quantitative analysis is that the models used may be based on assumptions that prove to be incorrect.

**Qualitative Analysis.** We may subjectively evaluate non-quantifiable factors such as quality of management, strength of research and development factors not readily subject to measurement, and experience of the analyst, and predict changes to share price based on that data.

A risk is using qualitative analysis is that our subjective judgment may prove incorrect.

**Asset Allocation.** Rather than focusing primarily on securities selection, we attempt to identify an appropriate ratio of securities, fixed income, cash, and other asset classes suitable to the client's investment goals and risk tolerance.

A risk of asset allocation is that the client may not participate in sharp increases in a particular security, industry or market sector. Another risk is that the ratio of securities, fixed income, cash or other asset classes will change over time due to stock and market movements and, if not corrected, will no longer be appropriate for the client's goals or the Firm's style.

***Mutual Fund, ETN and/or ETF Analysis.*** We look at the experience and track record of the manager of the mutual fund, ETN, or ETF in an attempt to determine if that manager has demonstrated an ability to invest over a period of time and in different economic conditions. We also look at the underlying assets in a mutual fund, ETN or ETF in an attempt to determine if there is significant overlap in the underlying investments held in another holding in the client's portfolio. We also monitor the funds, ETNs or ETFs in an attempt to determine if they are continuing to follow their stated investment strategy.

A risk of mutual fund, ETN, and/or ETF analysis is that, as in all securities investments, past performance does not guarantee future results. A manager who has been successful may not be able to replicate that success in the future. In addition, as we do not control the underlying investments in a fund, ETN, or ETF, managers of different holdings held by the client may purchase the same security, increasing the risk to the client if that security were to fall in value. There is also a risk that a manager may deviate from the stated investment mandate or strategy of the fund, ETN, or ETF, which could make the holding(s) less suitable for the client's portfolio.

***Third-Party Money Manager Analysis.*** We examine the experience, expertise, investment philosophies, and past performance of independent third-party investment managers in an attempt to determine if that manager has demonstrated an ability to invest over a period of time and in different economic conditions. We monitor the manager's underlying holdings, strategies, concentrations and leverage as part of our overall periodic risk assessment.

A risk of investing with a third-party manager who has been successful in the past is that he/she may not be able to replicate that success in the future. In addition, as we do not control the underlying investments in a third-party manager's portfolio, there is also a risk that a manager may deviate from the stated investment mandate or strategy of the portfolio, making it a less suitable investment for our clients. Moreover, as we do not control the manager's daily business and compliance operations, we may be unaware of the lack of internal controls necessary to prevent business, regulatory or reputational deficiencies.

***Risks for all forms of analysis.*** Our securities analysis methods rely on the assumption that the companies whose securities we purchase and sell, the rating agencies that review these securities, and other publicly-available sources of information about these securities, are providing accurate and unbiased data. While we are alert to indications that data may be incorrect, there is always a risk that our analysis may be compromised by inaccurate or misleading information.

## **INVESTMENT STRATEGIES**

We use the following strategies in managing client accounts, provided that such strategies

are appropriate to the needs of the client and consistent with the client's investment objectives, risk tolerance, and time horizons, and the Firm's style, among other considerations:

**Long-term purchases.** We purchase securities with the idea of holding them in the client's account for a year or longer. Typically we employ this strategy when:

☐ we believe the securities to be currently undervalued, and/or

☐ we want exposure to a particular asset class over time, regardless of the current projection for this class.

A risk in a long-term purchase strategy is that by holding the security for this length of time, we may not take advantage of short-term gains that could be profitable to a client. Moreover, if our predictions are incorrect, a security may decline sharply in value before we make the decision to sell.

**Short-term purchases.** When utilizing this strategy, we purchase securities with the idea of selling them within a relatively short time (typically a year or less). We do this in an attempt to take advantage of conditions that we believe will soon result in a price swing in the securities we purchase. Losses could occur if market conditions differ from The Firm's projections.

**Trading.** We purchase securities with the idea of selling them very quickly (typically within 30 days or less). We do this in an attempt to take advantage of our predictions of brief price swings. The Firm generally does not favor using this strategy except in very unusual circumstances.

**Short sales.** We do not directly participate in short security sales but we do occasionally participate indirectly in "shorting". We have purchased and may continue to purchase securities that are designed to perform in an inverse (reverse) way to the direction of the market or a sector. These are commonly in the form of an ETF or ETN. They may also be in the form of a fund that combines long/short positions, an alternative investment, or a hedge fund. There is always a risk that the market may perform in a manner that causes losses in short or inverse positions. There is also a risk that securities utilizing futures in their trading strategy may not "track" the market accurately, may experience more or less gain/loss by the nature of backwardation or contango in the futures market, and may not perform as expected.

**Margin transactions.** We can purchase stocks within your portfolio with money borrowed from your brokerage account. This allows you to purchase more stock than you would be able to with your available cash, allows us to purchase stock without selling other holdings, or allows us to purchase a desired security before "settlement" of a security sale. The Firm would only make use of this procedure after direct discussion and approval of the client, or at the direct written direction of a client.

**Option writing.** We may use options as an investment strategy. An option is a contract that gives the buyer the right, but not the obligation, to buy or sell an asset (such as a share of stock) at a specific price on or before a certain date. An option, just like a stock or bond, is a

security. An option is also a derivative, because it derives its value from an underlying asset.

The two types of options are calls and puts:

□□ A call gives us the right to buy an asset at a certain price within a specific period of time. We will buy a call if we have projected that the stock will increase substantially before the option expires.

□□ A put gives us the holder the right to sell an asset at a certain price within a specific period of time. We will buy a put if we have projected that the price of the stock will fall before the option expires.

We may use options to speculate on the possibility of a sharp price swing. We may also use options to "hedge" a purchase of the underlying security; in other words, we may use an option purchase to limit the potential upside and downside of a security we have purchased for your portfolio.

We may use "covered calls", in which we sell an option on security you own. In this strategy, you receive a fee for making the option available, and the person purchasing the option has the right to buy the security from you at an agreed-upon price.

We may use a "spreading strategy", in which we purchase two or more option contracts (for example, a call option that you buy and a call option that you sell) for the same underlying security. This effectively puts you on both sides of the market, but with the ability to vary price, time and other factors.

### ***Risk of Loss***

Risk of loss has been discussed for strategies and types of trading above. No one can project every risk with certainty so there could be other risks that arise. The Firm therefore can offer no assurance that client portfolios will be able to fully meet their investment objectives and goals.

In addition to the specific risks related to strategies and trading above, there are risks associated with any discretionary management relationship. Discretion implies that there can be more or less risk in portfolio performance based on the discretion to execute trades and strategies by the portfolio manager. Portfolios may significantly over or under perform market comparisons based on the discretionary management of the portfolio manager, unanticipated market movements, and performance of specific security holdings in portfolios.

Market risks affect the current value of all securities on a daily basis. Equity related securities can be subject to sudden and sometimes large price movements, as well as prolonged cyclical movements in either an upward or downward trend. Individual equity securities may be subject to these same market movements, as well as unpredicted ones, no matter how carefully researched or purchased. Fixed Income securities are also subject to daily movement and sometimes large price changes, based on the general movement of market interest rates, changes in the credit profile of the issuer of a bond, possible defaults by the issuer, lack of liquidity, and other risks. Prices on fixed income securities generally decline as



interest rates rise, and this decline will be greater for bonds having longer maturities. Individual bonds can be held to maturity but the purchasing power of that holding can be negatively affected by the effects of inflation. The Firm attempts to offset some of these risks through asset allocation and diversification but there are no guarantees that those efforts will always be successful.

Securities investments are not guaranteed and you may lose money on your investments. We ask that you work with us to help us understand your tolerance for risk.

## **Item 9 Disciplinary Information**

We are required to disclose any legal or disciplinary events that are material to a client's or prospective client's evaluation of our advisory business or the integrity of our management.

Our firm and our management personnel have no reportable disciplinary events to disclose.

## **Item 10 Other Financial Industry Activities and Affiliations**

Our firm and our related persons are not engaged in other financial industry activities and have no other industry affiliations except as detailed below.

□The Manager of our firm is also owner of the accounting firm of J. Robert Sweeney, CPA, where he is an individually licensed and practicing Certified Public Accountant in Tennessee, providing accounting services for separate compensation.

J. Robert Sweeney, CPA may recommend Sweeney Asset Management LLC to clients in need of advisory services. Conversely, Sweeney Asset Management LLC may have advisory clients that use the services of J. Robert Sweeney, CPA. Services provided by J. Robert Sweeney, CPA, a sole proprietorship, are separate and distinct from our advisory services, and are provided for separate and typical compensation. There are no referral fee arrangements between Sweeney Asset Management LLC and J. Robert Sweeney, CPA for these recommendations. No Sweeney Asset Management LLC client is obligated to use J. Robert Sweeney, CPA, or any services, and conversely, no CPA client is obligated to use the advisory services provided by The Firm. J. Robert Sweeney, CPA's services do not include the authority to sign checks or otherwise disburse funds on any of our advisory client's behalf.

It is anticipated that Mr. Sweeney will only spend less than 5% of his time on duties of J. Robert Sweeney, CPA.

## **Item 11 Code of Ethics, Participation or Interest in Client Transactions and Personal Trading**

Our firm has adopted a Code of Ethics which sets forth high ethical standards of business conduct that we require of our employees, including compliance with applicable federal securities laws.

Sweeney Asset Management LLC and our personnel owe a duty of loyalty, fairness and good faith towards our clients, and have an obligation to adhere not only to the specific provisions of the Code of Ethics but to the general principles that guide the Code.

Our Code of Ethics includes policies and procedures for the review of quarterly securities transactions reports as well as initial and annual securities holdings reports that must be submitted by the firm's access persons. Among other things, our Code of Ethics also requires the prior approval of any acquisition of securities in a limited offering (e.g., private placement) or an initial public offering. Our code also provides for oversight, enforcement and recordkeeping provisions.

Sweeney Asset Management LLC's Code of Ethics further includes the firm's policy prohibiting the use of material non-public information. While we do not believe that we have any particular access to non-public information, all employees are reminded that such information may not be used in a personal or professional capacity.

A copy of our Code of Ethics is available to our advisory clients and prospective clients. You may request a copy by email sent to [jr54321@comcast.net](mailto:jr54321@comcast.net), or by calling us at 615-714-7264.

Sweeney Asset Management LLC and individuals associated with our firm are prohibited from engaging in principal transactions.

Sweeney Asset Management LLC and individuals associated with our firm are prohibited from engaging in agency cross transactions.

Our Code of Ethics is designed to assure that the personal securities transactions, activities and interests of our employees will not interfere with (i) making decisions in the best interest of advisory clients and (ii) implementing such decisions while, at the same time, allowing employees to invest for their own accounts.

Our firm and/or individuals associated with our firm may buy or sell for their personal accounts securities identical to or different from those recommended to our clients. In addition, any related person(s) may have an interest or position in a certain security(ies) which may also be recommended to a client.

It is the expressed policy of our firm that no person employed by us may purchase or sell any security prior to a planned transaction(s) being implemented for an advisory account, thereby preventing such employee(s) from benefiting from transactions placed on behalf of advisory accounts.

## Item 12 Brokerage Practices

For discretionary clients, Sweeney Asset Management LLC requires clients to provide us with written authority to determine the broker dealer to use, and the commission costs that will be charged to these clients for these transactions, unless negotiated otherwise. The Firm makes available an institutional custodial relationship for its clients that provides competitive fees, expenses, and costs based on its judgement of the benefits received, and limited or no custodial fees (see the detailed explanations later in this section). This custodial relationship recommended by The Firm is directly between an Independent Custodian and the Client. The Firm does not have any access to portfolio assets other than the direct debiting of fees from the client account as agreed to in the management agreement or addendum.

These clients must include limitations on The Firm's discretionary authority in a written authority statement. Clients may change/amend these limitations as required. Such amendments must be provided to us in writing.

Sweeney Asset Management LLC will block trades where possible and when advantageous to clients. This blocking of trades permits the trading of aggregate blocks of securities composed of assets from multiple client accounts. Normally, the custodian will assign the transaction costs to each account participating based on their separate agreement with the custodian. However, if transaction costs are not separately assigned, the Firm will request that any transaction costs are shared equally and on a pro-rated basis between all accounts included in any such block.

Block trading may allow us to execute equity trades in a timelier, more equitable manner, at an average share price. Sweeney Asset Management LLC will typically aggregate trades among clients whose accounts can be traded at a given broker. Sweeney Asset Management LLC's block trading policy and procedures are as follows:

- 1) Transactions for any client account may not be aggregated for execution if the practice is prohibited by or inconsistent with the client's advisory agreement with Sweeney Asset Management LLC, or our firm's order allocation policy. We also may implement trades on an individual portfolio basis for other reasons we think appropriate.
- 2) The portfolio manager must determine that the purchase or sale of the particular security involved is appropriate for the client and consistent with the client's restrictions applicable to the client's account.
- 3) The portfolio manager must reasonably believe that the order aggregation will benefit, and will enable Sweeney Asset Management LLC to seek best execution for each or all client(s) participating in the aggregated order. This requires a good faith judgment at the time the order is placed for the execution. It does not mean that the determination made in advance of the transaction must always prove to have been correct in the light of a "20-20 hindsight" perspective. Best execution includes the duty to seek the best quality of execution, as well as the best net price.
- 4) Prior to entry of an aggregated order, a written list or computer file must be completed which identifies each client account participating in the order and the proposed allocation of

the order, upon completion, to those clients.

5) If the order cannot be executed in full at the same price or time, the securities actually purchased or sold by the close of each business day must be allocated pro rata among the participating client accounts in accordance with the initial order ticket or other written statement of allocation. However, adjustments to this pro rata allocation may be made to participating client accounts in accordance with the initial order ticket or other written statement of allocation. Furthermore, adjustments to this pro rata allocation may be made to avoid having odd amounts or excessively small numbers of shares held in any client account, or to avoid excessive ticket charges in smaller accounts.

6) Generally, each client that participates in the aggregated order must do so at the average price for all separate transactions made to fill the order, and will pay any transaction costs according to their agreement with the custodian. If no separate agreement exists, each client must share in the transaction costs on a pro rata basis in proportion to the client's participation. Under the client's agreement with the custodian/broker, transaction costs may be based on the number of shares traded for each client, or may be a flat transaction cost per account.

7) If the order will be allocated in a manner other than that stated in the initial statement of allocation, a written explanation of the change must be provided to and approved by the Chief Compliance Officer no later than the morning following the execution of the aggregate trade.

8) Sweeney Asset Management LLC's client account records separately reflect, for each account in which the aggregated transaction occurred, the securities which are held by, and bought and sold for, that account.

9) Funds and securities for aggregated orders are clearly identified on Sweeney Asset Management LLC's records and to the broker-dealers or other intermediaries handling the transactions, by the appropriate account numbers for each participating client.

10) No client or account will be favored over another.

### **The Custodian and Brokers We Use**

Sweeney Asset Management LLC does not maintain custody of your assets, although we may be deemed to have custody of your assets if you give us authority to withdraw assets from your account by directly debiting management fees (see *Item 15 – Custody*, below). Your assets must be maintained in an account at a "qualified custodian," generally a broker dealer or bank. We request that our clients use Charles Schwab & Co., Inc. (Schwab), a registered broker-dealer, member SIPC, as the qualified custodian. We are independently owned and operated and are not affiliated with Schwab. Schwab will hold your assets in a brokerage account and buy and sell securities when we instruct them to. While we request that you use Schwab as custodian/broker, you will decide whether to do so and will open your account with Schwab by entering into an account agreement directly with them. We do not open the account for you, although we may assist you in doing so. Not all advisors require their clients to use a particular broker-dealer or other custodian selected by the advisor. Even though your account is maintained at Schwab, we can still use other brokers to execute

trades for your account as described below (see *“Your Brokerage and Custody Costs”*).

### **How We Select Brokers/Custodians**

We seek to use a custodian/broker who will hold your assets and execute transactions on terms that are, overall, most advantageous when compared to other available providers and their services. We consider a wide range of factors, including, among others:

- Combination of transaction execution services and asset custody services (generally without a separate fee for custody)
- Capability to execute, clear, and settle trades (buy and sell securities for your account)
- Capability to facilitate transfers and payments to and from accounts (wire transfers, check requests, bill payment, etc.)
- Breadth of available investment products (stocks, bonds, mutual funds, exchange-traded funds, ETFs, etc.)
- Availability of investment research and tools that assist us in making investment decisions
- Quality of services
- Competitiveness of the price of those services (commission rates, margin interest rates, other fees, etc.) and willingness to negotiate the prices
- Reputation, financial strength, and stability
- Prior service to us and our other clients
- Availability of other products and services that benefit us, as discussed below (see *“Products and Services Available to Us From Schwab”*)

### **Your Brokerage and Custody Costs**

For our clients' accounts that Schwab maintains, Schwab generally does not charge you separately for custody services but is compensated by charging you commissions or other fees on trades that it executes or that settle into your Schwab account. Schwab's commission rates applicable to our client accounts are disclosed directly to you by Charles Schwab & Co. Inc. on statements, and may differ depending on factors you choose (eg. electronic communication) and the negotiation of The Firm based on the assets held, and the trading activity at Charles Schwab and Co., Inc. This commitment benefits you because the overall commission rates you pay may be lower than they would be otherwise. In addition to commissions, Schwab charges you a flat dollar amount as a “prime broker” or “trade away” fee for each trade that we have executed by a different broker-dealer but where the securities bought or the funds from the securities sold are deposited (settled) into your Schwab account. These fees are in addition to the commissions or other compensation you pay the executing broker-dealer. Because of this, in order to minimize your trading costs, we have Schwab execute most trades for your account. We have determined that having Schwab execute most trades is consistent with our duty to seek “best execution” of your trades. Best execution means the most favorable terms for a transaction based on all relevant factors, including those listed above (see *“How We Select Brokers/Custodians”*).

### **Products and Services Available to Us From Schwab**

Schwab Advisor Services™ (formerly called Schwab Institutional®) is Schwab's business serving independent investment advisory firms like us. They provide us and our clients with access to its institutional brokerage trading, custody, reporting, and related services, many of which are not typically available to Schwab retail customers. Schwab also makes available various support services. Some of those services help us manage or administer our clients' accounts, while others help us manage and grow our business. Schwab's support services generally are available on an unsolicited basis (we don't have to request them) and at no charge to us as long as our clients collectively maintain a total of at least \$10 million of their assets in accounts at Schwab. If our clients collectively have less than \$10 million in assets at Schwab, Schwab may charge us quarterly service fees of \$1,200. Following is a more detailed description of Schwab's support services:

**Services That Benefit You.** Schwab's institutional brokerage services include access to a broad range of investment products, execution of securities transactions, and custody of client assets. The investment products available through Schwab include some to which we might not otherwise have access or that would require a significantly higher minimum initial investment by our clients. Schwab's services described in this paragraph generally benefit you and your account.

**Services That May Not Directly Benefit You.** Schwab also makes available to us other products and services that benefit us but may not directly benefit you or your account. These products and services assist us in managing and administering our clients' accounts. They include investment research, both Schwab's own and that of third parties. We may use this research to service all or a substantial number of our clients' accounts, including accounts not maintained at Schwab. In addition to investment research, Schwab also makes available software and other technology that:

- Provide access to client account data (such as duplicate trade confirmations and account statements)
- Facilitate trade execution and allocate aggregated trade orders for multiple client accounts
- Provide pricing and other market data
- Facilitate payment of our fees from our clients' accounts
- Assist with back-office functions, record keeping, and client reporting

The Firm generally uses all the services described in this section.

### **Services That Generally Benefit Only Us.**

Schwab also offers other services intended to help us manage and further develop our business enterprise. These services include:

- Educational conferences and events
- Consulting on technology, compliance, legal, and business needs
- Publications and conferences on practice management and business succession
- Access to employee benefits providers, human capital consultants, and insurance providers

Schwab may provide some of these services itself. In other cases, it will arrange for third-party vendors to provide the services to us. Schwab may also discount or waive its fees for some of these services or pay all or a part of a third party's fees. Schwab may also

provide us with other benefits, such as occasional business entertainment of our personnel.

The Firm does attend educational conferences and events. Any convention and travel fees for participants are paid by the Firm. The Firm does use some of the materials available to Institutions on the Charles Schwab web site regarding the business needs in the second bullet point above. The Firm has occasionally discussed business issues with Charles Schwab representatives, attended on-line seminars, and printed and used some publications. The Firm has not used employee benefit providers, human capital consultants, or insurance providers recommended by Charles Schwab and Co. Inc. but could use those resources in the future.

### **Our Interest in Schwab's Services**

The availability of these services from Schwab benefits us because we do not have to produce or purchase them. We don't have to pay for Schwab's services so long as our clients collectively keep a total of at least \$10 million of their assets in accounts at Schwab. Beyond that, these services are not contingent upon us committing any specific amount of business to Schwab in trading commissions or assets in custody. The \$10 million minimum may give us an incentive to request that you maintain your account with Schwab, based on our interest in receiving Schwab's services that benefit our business rather than based on your interest in receiving the best value in custody services and the most favorable execution of your transactions. This is a potential conflict of interest. We believe, however, that our selection of Schwab as custodian and broker is in the best interests of our clients. Our selection is primarily supported by the scope, quality, and price of Schwab's services (see "*How We Select Brokers/Custodians*") and not Schwab's services that benefit only us. We have over \$90,000,000 in client assets under management custodied at Charles Schwab, and we do not believe that requesting our clients to collectively maintain at least \$10 million of those assets at Schwab in order to avoid paying Schwab quarterly service fees presents a material conflict of interest.

## **Item 13      Review of Accounts**

### **INVESTMENT SUPERVISORY SERVICES ("ISS")**

#### **INDIVIDUAL PORTFOLIO MANAGEMENT MODEL PORTFOLIO MANAGEMENT SERVICE**

**REVIEWS:** While the underlying securities within Individual Portfolio Management and Model Portfolio Management Services accounts are continually monitored, these accounts are reviewed at least Quarterly. Accounts are reviewed in the context of our knowledge client's investment objectives, the general market conditions, and the investment strategies of The Firm. More frequent reviews may be triggered by material changes in variables such as the client's individual circumstances, or the market, political or economic environment.

These accounts are reviewed by: J. Robert Sweeney.

**REPORTS:** In addition to the monthly statements and confirmations of transactions that clients receive from their broker-dealer, we provide periodic reports summarizing account performance, balances and holdings. Clients should always compare these reports to the reports they receive directly from their Broker to assure consistency.

## **SELECTION and MONITORING of THIRD-PARTY MONEY MANAGERS and SEPARATE ACCOUNT MANAGERS**

**REVIEWS:** These client accounts should refer to the independent registered investment adviser's or separate account manager's Firm Brochure (or other disclosure document used in lieu of the brochure) for information regarding the nature and frequency of reviews provided by that independent registered investment adviser or manager. Sweeney Asset Management LLC will provide reviews on a periodic basis.

These accounts are reviewed by: J. Robert Sweeney.

**REPORTS:** These clients should refer to the independent registered investment adviser's or separate account manager's Firm Brochure (or other disclosure document used in lieu of the brochure) for information regarding the nature and frequency of reports provided by that independent registered investment adviser or separate account manager.

Sweeney Asset Management LLC does not typically provide reports in addition to those provided by the independent registered investment adviser or separate account manager selected to manage the client's assets. However, the advisor will include the assets and their changes in amounts in periodic reports provided to clients. In addition, their returns will be included where possible in any aggregate returns for portfolios provided to the client. Clients should always compare these reports to the reports they receive directly from their Broker to assure consistency.

## **FINANCIAL PLANNING SERVICES**

**REVIEWS:** While reviews may occur at different stages depending on the nature and terms of the specific engagement, typically no formal reviews will be conducted for Financial Planning clients unless otherwise contracted for.

**REPORTS:** Financial Planning clients will receive a completed financial plan if contracted for. Additional reports will not typically be provided unless otherwise contracted for.

## **MARKET TIMING SERVICES**

Sweeney Asset Management LLC provides market timing services as a component of its normal portfolio management process. The review and results of these services are combined as part of the reporting and reviews of Individual Portfolio Services and Model Portfolio Services.

## **CONSULTING SERVICES**

**REVIEWS:** While reviews may occur at different stages depending on the nature and terms



of the specific engagement, typically no formal reviews will be conducted for Consulting Services clients unless otherwise contracted for. Such reviews will be conducted by the client's account representative.

## **Item 14 Client Referrals and Other Compensation**

It is Sweeney Asset Management LLC's policy not to engage solicitors or to pay related or non-related persons for referring potential clients to our firm.

We receive an economic benefit from Schwab in the form of the support products and services it makes available to us and other independent investment advisors whose clients maintain their accounts at Schwab. These products and services, how they benefit us, and the related conflicts of interest are described above (see *Item 12 – Brokerage Practices*). The availability to us of Schwab's products and services is not based on us giving particular investment advice, such as buying particular securities for our clients.

It is Sweeney Asset Management LLC's policy not to accept or allow any related persons to accept any form of compensation, including cash, sales awards or other prizes, from a non-client in conjunction with the advisory services we provide to our clients.

## **Item 15 Custody**

We previously disclosed in the "Fees and Compensation" section (Item 5) of this Brochure that our firm directly debits advisory fees from discretionary client accounts.

As part of the direct debit billing process, the client's custodian is advised of the amount of the fee to be deducted from that client's account. On at least a quarterly basis, the custodian is required to send to the client a statement showing all transactions within the account during the reporting period.

Because the custodian does not calculate the amount of the fee to be deducted, it is important for clients to carefully review their custodial statements to verify the accuracy of the calculation, among other things. Clients should contact us directly if they believe that there may be an error in their statement.

Under government regulations, we are deemed to have custody of your assets if, for example, you authorize us to instruct Schwab to deduct our advisory fees directly from your account. Schwab maintains actual custody of your assets and the Firm's only access to your assets are the debiting of management fees you have authorized. You will receive account statements directly from Schwab at least quarterly. They will be sent to the email or postal mailing address you provided to Schwab. You should carefully review those statements promptly when you receive them. We also urge you to compare Schwab's account statements to the periodic portfolio reports you will receive from us.

Our firm does not have actual or constructive custody of client accounts.

Institutional fixed income accounts will be custodied at the custodian of their choosing. The Firm will have no access to these assets, and will bill fees directly to the Client.

## **Item 16 Investment Discretion**

Clients may hire us to provide discretionary asset management services, in which case we place trades in a client's account without contacting the client prior to each trade to obtain the client's permission.

Our discretionary authority includes the ability to do the following without contacting the client:

☐ determine the securities to buy or sell; and/or

☐ determine the amount of the securities to buy or sell

☐ make all asset allocation and diversification decisions we feel appropriate

Clients give us discretionary authority when they sign a discretionary agreement with our firm, and may limit this authority by giving us written instructions. Clients may also change/amend such limitations by once again providing us with written instructions.

### **MANAGER OF MANAGERS PROGRAM**

As previously disclosed in Item 4 of this brochure, we do not "manage" client portfolios in the traditional sense of the definition, rather Sweeney Asset Management LLC manages the managers of client portfolios within this program. Accordingly, clients participating in this program grant us authority to hire and fire the selected asset manager(s) managing client accounts.

Clients give us this authority when they sign a discretionary agreement with our firm, and may limit this authority by giving us written instructions. Clients may change/amend these limitations by once again providing us with written instructions.

## **Item 17 Voting Client Securities**

We vote proxies for all client accounts that request the service; however, you always have the right to vote proxies yourself. You can exercise this right by instructing us in writing to not vote proxies in your account.

We will vote proxies in the best interests of its clients and in accordance with our established policies and procedures. Our firm will retain all proxy voting documents for the requisite period of time, including a copy of each proxy statement received, a record of each vote cast, a copy of any document created by us that was material to making a decision how to vote proxies, and a copy of each written client request for information on how the adviser voted proxies. If

our firm has a conflict of interest in voting a particular action, we will notify the client of the conflict and retain an independent third-party to cast a vote.

Clients may obtain a copy of our complete proxy voting policies and procedures by contacting J. Robert Sweeney by telephone (615-714-7264), email (jr54321@comcast.net), or in writing. Clients may request, in writing, information on how proxies for his/her shares were voted. If any client requests a copy of our complete proxy policies and procedures or how we voted proxies for his/her account(s), we will promptly provide such information to the client.

We will neither advise nor act on behalf of the client in legal proceedings involving companies whose securities are held in the client's account(s), including, but not limited to, the filing of "Proofs of Claim" in class action settlements. If desired, clients may direct us to transmit copies of class action notices to the client or a third party. Upon such direction, we will make commercially reasonable efforts to forward such notices in a timely manner.

## **Item 18 Financial Information**

Under no circumstances do we require or solicit payment of fees in excess of \$500 per client more than six months in advance of services rendered. Therefore, we are not required to include a financial statement.

As an advisory firm that maintains discretionary authority for client accounts, we are also required to disclose any financial condition that is reasonable likely to impair our ability to meet our contractual obligations. Sweeney Asset Management LLC has no additional financial circumstances to report.

Sweeney Asset Management LLC has not been the subject of a bankruptcy petition at any time during the past ten years.