

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Rel. No. 64391 / May 4, 2011

Admin. Proc. File No. 3-14206

In the Matter of the Application of

DENISE LYNN GIZANKIS

For Review of Action Taken by

FINRA

ORDER DISMISSING
PETITION FOR REVIEW

On January 25, 2011, Denise Lynn Gizankis, formerly a registered representative associated with Wells Fargo Advisors, LLC ("Wells Fargo"), a FINRA member firm, filed an application for review of FINRA disciplinary action. FINRA barred Gizankis pursuant to FINRA Rule 9552¹ for failing to respond to a request to provide information pursuant to Rule 8210² in connection with her termination from Wells Fargo. In her application for review, Gizankis requested that the Commission set aside the bar. Gizankis explained that, because she recently relocated to another state, she had not received FINRA's information requests or the subsequent suspension notices that resulted in her bar.

On March 16, 2011, FINRA filed with the Commission a "Motion to Dismiss Application for Review and to Stay Briefing Schedule." In its motion, FINRA states that Gizankis's application for review included "information responsive to FINRA's information requests." FINRA explains that, as a result of "Gizankis's willingness to respond to FINRA's request for information and the extraordinary circumstances that made her unavailable," Gizankis and FINRA entered into a Letter of Acceptance, Waiver, and Consent, in which Gizankis agreed to settle the matter "for a sanction less than a bar." FINRA accordingly asserts that Gizankis's

¹ FINRA Rule 9552 provides that FINRA may suspend a person subject to FINRA's jurisdiction who fails to provide information and that, if the person subsequently fails to request termination of the suspension within three months, that person will be automatically barred.

² FINRA Rule 8210 requires persons associated (or formerly associated) with a member firm to provide information with respect to any matter related to an investigation, complaint, or proceeding.

application for review is now moot and requests that the Commission dismiss Gizankis's application for review. Gizankis, by signing the motion, assents to FINRA's request. Under the circumstances, we find it appropriate to grant FINRA's motion to dismiss Gizankis's application for review.³

Accordingly, it is ORDERED that Denise Lynn Gizankis's application for review be, and it hereby is, dismissed.

By the Commission.

Elizabeth M. Murphy
Secretary

³ Because briefing has not yet been scheduled, FINRA's additional request that the Commission stay briefing is unnecessary.