

ARBITRATION DISCLOSURE REPORTING PAGE (ADV)

GENERAL INSTRUCTIONS

This Disclosure Reporting Page (DRP ADV) is an ☐ INITIAL OR ☒ AMENDED response used to report details for affirmative responses to Item 2.E. of Part 1B of Form ADV.

Check Part 1B item(s) being responded to: ☐ 2.E(1) ☐ 2.E(2) ☐ 2.E(3) ☐ 2.E(4) ☐ 2.E(5)

Use a separate DRP for each event or *proceeding*. The same event or *proceeding* may be reported for more than one *person* or entity using one DRP. File with a completed Execution Page.

One event may result in more than one affirmative answer to Item 2.E. Use only one DRP to report details related to the same event. Unrelated arbitration actions must be reported on separate DRPs.

PART I

A. The *person(s)* or entity(ies) for whom this DRP is being filed is (are):

- ☒ You (the advisory firm)
☐ You and one or more of your *advisory affiliates*
☐ One or more of your *advisory affiliates*

If this DRP is being filed for an *advisory affiliate*, give the full name of the *advisory affiliate* below (for individuals, Last name, First name, Middle name).

If the *advisory affiliate* has a *CRD* number, provide that number. If not, indicate "non-registered" by checking the appropriate checkbox.

Your Name
Michael A. Urbik

Your *CRD* Number
108293

ADV DRP - ADVISORY AFFILIATE

CRD Number

This *advisory affiliate* is ☐ a firm ☐ an individual
Registered: ☐ Yes ☐ No

Name (For individuals, Last, First, Middle)

- ☐ This DRP should be removed from the ADV record because the *advisory affiliate(s)* is no longer associated with the adviser.

NOTE: The completion of this form does not relieve the *advisory affiliate* of its obligation to update its IARD or *CRD* records.

PART II

1. Arbitration/Reparation Claim initiated by: (Name of private plaintiff, firm, etc.)

Private Plaintiff Jean Bush

2. Principal Relief Sought (check appropriate item):

- ☐ Restraining *Order* ☐ Disgorgement ☐ Money Damages (Private/Civil Claim) ☐ Other _____
☐ Civil Penalty(ies)/Fine(s) ☐ Injunction ☒ Restitution

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Other Relief Sought:

Legal Fees

3. Initiation Date of Arbitration/Reparation Claim (MM/DD/YYYY):

3/15/2004

☐ Exact ☐ Explanation

If not exact, provide explanation:

4. Principal Product Type (check appropriate item):

☐ Annuity(ies) - Fixed
☒ Annuity(ies) - Variable
☐ CD(s)
☐ Commodity Option(s)
☐ Debt - Asset Backed
☐ Debt - Corporate
☐ Debt - Government
☐ Debt - Municipal

☐ Derivative(s)
☐ Direct Investment(s) - DPP & LP Interest(s)
☐ Equity - OTC
☐ Equity Listed (Common & Preferred Stock)
☐ Futures - Commodity
☐ Futures - Financial
☐ Index Option(s)
☐ Insurance

☐ Investment Contract(s)
☐ Money Market Fund(s)
☒ Mutual Fund(s)
☐ No Product
☐ Options
☐ Penny Stock(s)
☐ Unit Investment Trust(s)
☐ Other _____

Other Product Types:

5. Arbitration/Reparation Claim was filed with (NASD, AAA, NYSE, CBOE, CFTC, etc.) and Docket/Case Number:

NASD Case#03-04535

6. *Advisory Affiliate* Employing Firm when activity occurred which led to the arbitration/reparation (if applicable):

7. Describe the allegations related to this arbitration/reparation (your response must fit within the space provided):

Market losses due to insufficient supervision.

8. Current status? ☐ Pending ☐ On Appeal ☒ Final

9. If on appeal, action appealed to (provide name of court) and Date Appeal Filed (MM/DD/YYYY):

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10. If pending, date notice/process was served (MM/DD/YYYY) ☐ Exact ☐ Explanation

If not exact, provide explanation:

If Final or On Appeal, complete all items below. For Pending Actions, complete Item 14 only.

11. How was matter resolved (check appropriate item):

☐ Consent ☐ Judgment Rendered ☒ Settled
☐ Dismissed ☐ Opinion ☐ Withdrawn ☐ Other _____

12. Resolution Date (MM/DD/YYYY): ☒ Exact ☐ Explanation

If not exact, provide explanation:

13. Resolution Detail:

A. Were any of the following Sanctions Ordered or Relief Granted (check appropriate items)?

☐ Monetary Award ☒ Settlement ☐ Disgorgement/Restitution

Amount: \$ ☐ Injunction

B. Other Sanctions:

NONE

C. Sanction detail: If disposition resulted in a penalty, restitution, disgorgement or monetary compensation, provide total amount, portion levied against you or an *advisory affiliate*, date paid and if any portion of penalty was waived:

NONE

14. Provide a brief summary of circumstances related to the action(s), allegation(s), disposition(s) and/or finding(s) disclosed above (your response must fit within the space provided).

Ms. Bush came to me after donating stock to a charity I manage money for. She rqstd I manage her acct. I agreed to look at it & determined I was unable to do that due to the form it was currently in - load, back end loaded funds and proprietary Variable annuities, all of which had significant surr chrgs if moved to our Institutional fee based no load platform. I agreed to review & comment & offered suggestions. Never was there a formal agrmt, contract or compensation w/me and Ms. Bush. No revenue was exchgd. The assets were custodianed as a courtesy to Ms. Bush for she did not want them to be viewed by her former brkr. At a later date she enlisted my support to help prepare legal action against her former brkr, when I declined, I was named in the suit for arbitration. We believe the suit has no merit. Hearing is set for 9/12/2005. Settlement 8/22/05 requested by Broker/Dealer to avoid additional costs. Settlement was paid by Broker/Dealer with no findings of any wrong doing and settled with prejudice. We plan to request a formal expungement from record.