

THE OFFICE OF THE SECRETARY
SECURITIES AND EXCHANGE COMMISSION
100 F STREET, NE
ROOM 10915
WASHINGTON, D.C. 20549-1090



3-18045

Notice of application for review with the SEC

RE: Complaint No. 201102666902: Merrimac Corporate Securities Inc. and Robert Nash

Application for review is being filed pro se by Robert Nash.

Address as follows: Robert Nash [REDACTED] Deltona, FL. [REDACTED]

Phone number: [REDACTED].

The basis for the appeal is twofold, first the facts which were pertinent to the case and not addressed and the facts in their decision which were incorrect.

The facts which were not addressed are as follows:

- When Blake Snyder the FINRA person and supervisor who was knowledgeable of the actual facts of the entire complaint was called to testify the FINRA attorneys claimed he was in New York and unavailable. He was in fact not only available but on the same floor as the hearing.
- Why did they not address items 66, 66a and 66b not in discovery and DOE only produced a small portion of the actual e-mails which gave a false impression of the facts.
- Why did they not address the fact that John Dubrule was the supervisor of the Orlando office which submitted the DSR's directly to Penson and he testified that he was aware of each and every DSR prior to submission .

- Why did they not address Wong's information request sent directly to Forkey although addressed to Forkey c/o Nash when he never spoke to Nash about the request which was for a document he already had and testified that he had worked on and reviewed the document over a dozen times.
- Why did they not address the facts that the charges against Nash were already charged to David Matthews and agreed to and accepted by the NAC.

The conclusions they stated concerning exhibit CX-75 were incorrect. The only documents Nash submitted were regarding trading requests and those request contained original signatures of Nash. All one has to do is look at the DSR's to verify this fact. Sometime during 2010 the clearing firm Penson changed the DSR form and added an addition page which had the signature on the last page. This would be the only time someone would be able to transport a signature on the DSR form.

They also claimed that Nash failed to implement timely procedures concerning foreign finders which are false. First of all there was no testimony given by anyone at FINRA in this regard and secondly, Nash was not responsible for implementing procedures as that task was solely done by the president of Merrimac.

Finally if you look at the original complaint you can see the original charges against me were that I knowingly provided forged documents to FINRA. Since they couldn't prove these allegations since they were false they changed the charges to something that wasn't in the original complaint which was that I provided false documents To FINRA based on the fact the request was sent to me. The actual evidence in case showed gathering and sending these documents with the exception of trading requests was the responsivity of another individual hired specially to do this. In fact dozens of FINRA examiners worked with him on document requests including the office which filed the complaint which means they has to or should have known this fact.

mt ml 6/21/17