



IAPD Report

JAMES WILDER KORTH

CRD# 1091113

<u>Section Title</u>	<u>Page(s)</u>
Report Summary	1
Qualifications	2 - 4
Registration and Employment History	6
Disclosure Information	7



When communicating online or investing with any professional, make sure you know who you're dealing with. [Imposters](#) might link to sites like BrokerCheck from [phishing](#) or similar scam websites, or through [social media](#), trying to steal your personal information or your money.

Please contact FINRA with any concerns.



IAPD Information About Representatives

IAPD offers information on all current-and many former representatives. Investors are strongly encouraged to use IAPD to check the background of representatives before deciding to conduct, or continue to conduct, business with them.

What is included in a IAPD report?

IAPD reports for individual representatives include information such as employment history, professional qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards.

It is important to note that the information contained in an IAPD report may include pending actions or allegations that may be contested, unresolved or unproven. In the end, these actions or allegations may be resolved in favor of the representative, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

Where did this information come from?

The information contained in IAPD comes from the Investment Adviser Registration Depository (IARD) and FINRA's Central Registration Depository, or CRD, (see more on CRD below) and is a combination of:

- information the states require representatives and firms to submit as part of the registration and licensing process, and
- information that state regulators report regarding disciplinary actions or allegations against representatives.

How current is this information?

Generally, representatives are required to update their professional and disciplinary information in IARD within 30 days.

Need help interpreting this report?

For help understanding how to read this report, please consult NASAA's IAPD Tips page <http://www.nasaa.org/IAPD/IARReports.cfm>

What if I want to check the background of an Individual Broker or Brokerage Firm?

To check the background of an Individual Broker or Brokerage firm, you can search for the firm or individual in IAPD. If your search is successful, click on the link provided to view the available licensing and registration information in FINRA's BrokerCheck website.

Are there other resources I can use to check the background of investment professionals?

It is recommended that you learn as much as possible about an individual representative or Investment Adviser firm before deciding to work with them. Your state securities regulator can help you research individuals and certain firms doing business in your state. The contact information for state securities regulators can be found on the website of the North American Securities Administrators Association <http://www.nasaa.org>



Report Summary

JAMES WILDER KORTH (CRD# 1091113)

The report summary provides an overview of the representative's professional background and conduct. The information contained in this report has been provided by the representative, investment adviser and/or securities firms, and/or securities regulators as part of the states' investment adviser registration and licensing process. The information contained in this report was last updated by the representative, a previous employing firm, or a securities regulator on **02/07/2024**.

CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
B	J.W. KORTH & COMPANY	CRD# 26455	05/15/1990
IA	J W KORTH & COMPANY	CRD# 26455	03/17/2011

QUALIFICATIONS

This representative is currently registered in **1** SRO(s) and **17** jurisdiction(s).

Is this representative currently Inactive or Suspended with any regulator? **No**

Note: Not all jurisdictions require IAR registration or may have an exemption from registration.

Additional information including this individual's qualification examinations and professional designations is available in the Detailed Report.

REGISTRATION HISTORY

This representative was previously registered with the following firm(s):

	FIRM	CRD#	LOCATION	REGISTRATION DATES
B	J. W. KORTH & COMPANY	17090	FARMINGTON HILLS, MI	01/07/1987 - 05/15/1990
B	J.W. KORTH & COMPANY, INC.	13139	FARMINGTON HILLS, MI	01/09/1986 - 01/28/1987
B	J.W. KORTH & COMPANY, INC.	13139	FARMINGTON HILLS, MI	04/12/1983 - 12/09/1985

For additional registration and employment history details as reported by the individual, refer to the Registration and Employment History section of the Detailed Report.

DISCLOSURE INFORMATION

Disclosure events include certain criminal charges and convictions, formal investigations and disciplinary actions initiated by regulators, customer disputes and arbitrations, and financial disclosures such as bankruptcies and unpaid judgments or liens.

Are there events disclosed about this representative?

Yes

The following types of events are disclosed about this representative:

Type	Count
Regulatory Event	3
Civil Event	1



Qualifications

REGISTRATIONS

This section provides the SRO, states and U.S. territories in which the representative is currently registered and licensed, the category of each registration, and the date on which the registration becomes effective. This section also provides, for each firm with which the representative is currently employed, the address of each location where the representative works. This individual is currently registered with **17** jurisdiction(s) and 1 SRO(s) through his or her employer(s).

Employment 1 of 1

Firm Name: **J W KORTH & COMPANY**
Main Address: 6500 CENTURION DRIVE
SUITE 250
LANSING, MI 48917
Firm ID#: 26455

	Regulator	Registration	Status	Date
B	FINRA	General Securities Principal	Approved	05/15/1990
B	FINRA	General Securities Representative	Approved	05/15/1990
B	FINRA	Municipal Securities Principal	Approved	10/19/2004
B	FINRA	Investment Banking Representative	Approved	05/06/2010
B	FINRA	Operations Professional	Approved	10/31/2011
B	FINRA	Registered Options Principal	Approved	01/23/2013
B	FINRA	Investment Banking Principal	Approved	10/01/2018
B	FINRA	Municipal Securities Representative	Approved	01/11/2025
B	Arizona	Agent	Approved	06/11/2003
B	California	Agent	Approved	05/06/2003
B	Connecticut	Agent	Approved	10/14/2008
B	Florida	Agent	Approved	08/02/1995
IA	Florida	Investment Adviser Representative	Approved	05/06/2011



Qualifications

	Regulator	Registration	Status	Date
B	Georgia	Agent	Approved	05/19/2003
B	Illinois	Agent	Approved	05/22/2003
B	Kentucky	Agent	Approved	06/04/2003
B	Louisiana	Agent	Approved	05/15/2003
B	Maryland	Agent	Approved	05/13/2003
B	Massachusetts	Agent	Approved	05/29/2003
B	Michigan	Agent	Approved	07/25/1990
IA	Michigan	Investment Adviser Representative	Approved	03/17/2011
B	Missouri	Agent	Approved	05/14/2003
B	New Jersey	Agent	Approved	06/16/2003
B	North Carolina	Agent	Approved	05/13/2003
B	Pennsylvania	Agent	Approved	06/05/2003
B	Texas	Agent	Approved	08/13/2003
B	Virginia	Agent	Approved	10/10/2007

Branch Office Locations

J W KORTH & COMPANY
6500 CENTURION DRIVE
SUITE 250
LANSING, MI 48917

J W KORTH & COMPANY
135 San Lorenzo Avenue
Suite 600
Coral Gables, FL 33146






Qualifications

PASSED INDUSTRY EXAMS






This section includes all industry exams that the representative has passed. Under limited circumstances, a representative may attain registration after receiving an exam waiver based on a combination of exams the representative has passed and qualifying work experience. Likewise a new exam requirement may be grandfathered based on a representative's specific qualifying work experience. Exam waivers and grandfathering are not included below.

This individual has passed 3 principal/supervisory exams, 5 general industry/product exams, and 2 state securities law exams.




Principal/Supervisory Exams

	Exam	Category	Date
	Registered Options Principal Examination (S4)	Series 4	11/03/2012
	Municipal Securities Principal Examination (S53)	Series 53	07/09/2003
	General Securities Principal Examination (S24)	Series 24	02/01/1983

General Industry/Product Exams

	Exam	Category	Date
	Municipal Securities Representative Examination (S52TO)	Series 52TO	09/25/2025
	Operations Professional Examination (S99TO)	Series 99TO	01/02/2023
	Investment Banking Registered Representative Examination (S79TO)	Series 79TO	01/02/2023
	Securities Industry Essentials Examination (SIE)	SIE	10/01/2018
	General Securities Representative Examination (S7)	Series 7	01/15/1983

State Securities Law Exams

	Exam	Category	Date
 	Uniform Combined State Law Examination (S66)	Series 66	01/13/2011
	Uniform Securities Agent State Law Examination (S63)	Series 63	02/15/1983



PROFESSIONAL DESIGNATIONS

This section details that the representative has reported **0** professional designation(s).

No information reported.



Registration & Employment History

PREVIOUSLY REGISTERED WITH THE FOLLOWING FIRMS

This representative held registrations with the following firms:

	Registration Dates	Firm Name	ID#	Branch Location
B	01/07/1987 - 05/15/1990	J. W. KORTH & COMPANY	CRD# 17090	FARMINGTON HILLS, M
B	01/09/1986 - 01/28/1987	J.W. KORTH & COMPANY, INC.	CRD# 13139	
B	04/12/1983 - 12/09/1985	J.W. KORTH & COMPANY, INC.	CRD# 13139	

EMPLOYMENT HISTORY

Below is the representative's employment history for up to the last 10 years.

Employment Dates	Employer Name	Position	Investment Related	Employer Location
05/1990 - Present	J.W. KORTH & COMPANY	OTHER - REPRESENTATIVE	Y	MIAMI, FL, United States

OTHER BUSINESS ACTIVITIES

This section includes information, if any, as provided by the representative regarding other business activities the representative is currently engaged in either as a proprietor, partner, officer, director, employee, trustee, agent, or otherwise. This section does not include non-investment related activity that is exclusively charitable, civic, religious, or fraternal and is recognized as tax exempt.

Chairman of the Board, Founder, and Director of Korth Direct Mortgage Inc (KDM) which is located in our Miami office. KDM makes and services loans on income producing properties. KDM issues debt to fund the loans. J W Korth & Company underwrites KDM's Mortgage Secured Notes, acting as the lead underwriter. The time spent on this activity is ongoing and in concert with the hours spent on J W Korth and Company LP. KDM is the owner of J W Korth & Company. James Korth also is part owner (11%) and of FINSUM, a financial online newsletter and data company. Finsum is controlled and managed by James Korth's son, James Duncan MacDonald-Korth. James Korth's role at Finsum is purely advisory at about 5 hours per month.



Disclosure Summary

Disclosure Information

What you should know about reported disclosure events:

(1) Certain thresholds must be met before an event is reported to IARD, for example:

- A law enforcement agency must file formal charges before an Investment Adviser Representative is required to report a particular criminal event.;
- A customer dispute must involve allegations that an Investment Adviser Representative engaged in activity that violates certain rules or conduct governing the industry and that the activity resulted in damages of at least \$5,000.

(2) Disclosure events in IAPD reports come from different sources:

As mentioned in the "About IAPD" section on page 1 of this report, information contained in IAPD comes from Investment Adviser Representatives, firms and regulators. When more than one of these sources reports information for the same disclosure event, all versions of the event will appear in the IAPD report. The different versions will be separated by a solid line with the reporting source labeled.

(3) There are different statuses and dispositions for disclosure events:

- A disclosure event may have a status of *pending*, *on appeal*, or *final*.
 - A "pending" disclosure event involves allegations that have not been proven or formally adjudicated.
 - A disclosure event that is "on appeal" involves allegations that have been adjudicated but are currently being appealed.
 - A "final" disclosure event has been concluded and its resolution is not subject to change.
- A final disclosure event generally has a disposition of *adjudicated*, *settled* or *otherwise resolved*.
 - An "adjudicated" matter includes a disposition by (1) a court of law in a criminal or civil matter, or (2) an administrative panel in an action brought by a regulator that is contested by the party charged with some alleged wrongdoing.
 - A "settled" matter generally represents a disposition wherein the parties involved in a dispute reach an agreement to resolve the matter. Please note that Investment Adviser Representatives and firms may choose to settle customer disputes or regulatory matters for business or other reasons.
 - A "resolved" matter usually includes a disposition wherein no payment is made to the customer or there is no finding of wrongdoing on the part of the Investment Adviser Representative. Such matters generally involve customer disputes.

(4) You may wish to contact the Investment Adviser Representatives to obtain further information regarding any of the disclosure events contained in this IAPD report.



DISCLOSURE EVENT DETAILS

When evaluating this information, please keep in mind that some items may involve pending actions or allegations that may be contested and have not been resolved or proven. The event may, in the end, be withdrawn, dismissed, resolved in favor of the Investment Adviser Representative, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

This report provides the information exactly as it was reported to the Investment Adviser Registration Depository. Some of the specific data fields contained in the report may be blank if the information was not provided.

The following types of events are disclosed about this representative:

Type	Count
Regulatory Event	3
Civil Event	1

Regulatory Event

This disclosure event may include a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, a federal regulator such as the Securities and Exchange Commission or the Commodities Futures Trading Commission, or a foreign financial regulatory body) for a violation of investment-related rules or regulations. This disclosure event may also include a revocation or suspension of an Investment Adviser Representative's authority to act as an attorney, accountant or federal contractor.

Disclosure 1 of 3

Reporting Source:	Regulator
Regulatory Action Initiated By:	UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Sanction(s) Sought:	Cease and Desist
Date Initiated:	09/13/2021
Docket/Case Number:	3-20539
Employing firm when activity occurred which led to the regulatory action:	J.W. KORTH & COMPANY, LIMITED PARTNERSHIP
Product Type:	Other: Unspecified Securities
Allegations:	

The SEC deems it appropriate and in the public interest that public administrative and cease-and-desist proceedings be, and hereby are, instituted pursuant to Sections 203(e) and 203(k) of the Investment Advisers Act of 1940 against JW Korth & Company L.P. ("Korth"), James W. Korth ("James Korth"), and Holly MacDonald-Korth ("MacDonald-Korth") (collectively, "Respondents"), and Section 15(b)(4) of the Securities Exchange Act of 1934 against Korth. The Commission finds that: from March 2015 to October 2018, dually-registered investment adviser and broker-dealer Korth effected 201 riskless principal transactions with its advisory clients' accounts without disclosing to such clients in writing before the completion of each such transaction the capacity in which it was acting and obtaining transaction-by-transaction client consent in violation of Section 206(3) of the Advisers Act. Further, Korth violated Advisers Act Section 206(4) and Rule 206-4(7) thereunder by failing to implement written policies and procedures reasonably designed to prevent violations of Section 206(3) of the Advisers Act. Korth's managing partner James Korth and managing director MacDonald-Korth each caused Korth's violations. Korth generated \$46,857 in net profits from these



transactions. As a result of the conduct described herein, Korth willfully violated, and James Korth and MacDonald-Korth caused Korth's violations of Sections 206(3) and 206(4) of the Advisers Act and Rule 206(4)-7.

Current Status:

Final

Resolution:

Order

Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?

Yes

Resolution Date:

09/13/2021

Sanctions Ordered:

Cease and Desist
Civil and Administrative Penalty(ies)/Fine(s)

If the regulator is the SEC, CFTC, or an SRO, did the action result in a finding of a willful violation or failure to supervise?

No

(1) willfully violated any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board, or to have been unable to comply with any provision of such Act, rule or regulation?

(2) willfully aided, abetted, counseled, commanded, induced, or procured the violation by any person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board? or



(3) failed reasonably to supervise another person subject to your supervision, with a view to preventing the violation by such person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any such Acts, or any of the rules of the Municipal Securities Rulemaking Board?

Monetary Sanction 1 of 1

Monetary Related Sanction: Civil and Administrative Penalty(ies)/Fine(s)

Total Amount: \$50,000.00

Portion Levied against individual: \$50,000.00

Payment Plan:

Is Payment Plan Current:

Date Paid by individual:

Was any portion of penalty waived? No

Amount Waived:

Regulator Statement

The Respondents have submitted Offers of Settlement ("Offers") which the Commission has determined to accept. As a result of the conduct described herein, Korth willfully violated, and James Korth and MacDonald-Korth caused Korth violations of, Sections 206(3) and 206(4) of the Advisers Act and Rule 206(4)-7. Accordingly, it is hereby ordered that: James Korth shall cease and desist from committing or causing any violations and any future violations of Sections 206(3), and 206(4) of the Advisers Act and Rule 206(4)-7 promulgated thereunder; and shall pay a civil penalty of \$50,000, to the SEC.

.....

Reporting Source: Individual

Regulatory Action Initiated By: UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Sanction(s) Sought: Cease and Desist

Date Initiated: 09/13/2021

Docket/Case Number: 3-20539

Employing firm when activity occurred which led to the regulatory action: J. W. Korth & Company Limited Partnership



Product Type:	Other: Unspecified Securities
Allegations:	THE SEC ALLEGED OUR FIRM EFFECTED 201 RISKLESS PRINCIPAL TRANSACTIONS FROM MARCH 2015 TO OCTOBER 2018 FOR INVESTMENT ADVISORY CLIENTS WITHOUT PROVIDING PRIOR WRITTEN DISCLOSURE OF OUR CAPACITY IN THE TRANSACTIONS AND OBTAINING TRANSACTION BY TRANSACTION CONSENT. THE SEC ALLEGED THESE TRANSACTIONS WERE IN VIOLATION OF SECTION 206(3) OF THE ADVISERS ACT. ADDITIONALLY, THE SEC ALLEGED OUR FIRM VIOLATED SECTION 206(4) AND RULE 206-4(7) BY FAILING TO IMPLEMENT WRITTEN POLICIES AND PROCEDURES REASONABLY DESIGNED TO PREVENT VIOLATIONS OF SECTION 206(3) OF THE ADVISERS ACT. As the Managing Partner, the SEC alleged Mr. Korth caused the firm's violations of Sections 206(3) and 206(4) of the Advisers Act and Rule 206(4)-7.
Current Status:	Final
Resolution:	Order
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	Yes
Resolution Date:	09/13/2021
Sanctions Ordered:	Cease and Desist Civil and Administrative Penalty(ies)/Fine(s)
Monetary Sanction 1 of 1	
Monetary Related Sanction:	Civil and Administrative Penalty(ies)/Fine(s)
Total Amount:	\$50,000.00
Portion Levied against individual:	\$50,000.00
Payment Plan:	
Is Payment Plan Current:	
Date Paid by individual:	09/14/2021
Was any portion of penalty waived?	No
Amount Waived:	
Broker Statement	THIS MATTER INVOLVED RULE INTERPRETATIONS OF THE TECHNICAL ASPECTS OF RECORDING AND REPORTING FOR PURCHASES AND SALES OF BONDS AND THE RELEVANCE OF CERTAIN DISCLOSURES. AS A RESULT OF THE PROCEEDINGS, OUR FIRM HAS MADE CHANGES TO OUR POLICIES AND PROCEDURES REGARDING THESE TYPES OF TRANSACTIONS. FINES, DISGORGEMENTS AND PREJUDGMENT INTEREST HAS BEEN REMITTED TO THE SEC.
Disclosure 2 of 3	
Reporting Source:	Regulator
Regulatory Action Initiated By:	CONNECTICUT



Sanction(s) Sought:	Denial
Other Sanction(s) Sought:	
Date Initiated:	09/04/2003
Docket/Case Number:	ND-2003-6851-S
Employing firm when activity occurred which led to the regulatory action:	J.W. KORTH & COMPANY
Product Type:	No Product
Other Product Type(s):	
Allegations:	9/4/2003 NOTICE OF INTENT TO DENY REGISTRATION AS AGENT ALLEGED THAT, ON JANUARY 21, 1998, THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA FOUND THAT JAMES WILDER KORTH HAD VIOLATED SECTIONS 17(A)(1) AND 17(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AS WELL AS RULE 17A-4(J) THEREUNDER IN REFUSING TO PROVIDE THE SEC WITH ACCESS TO BOOKS AND RECORDS REQUIRED BY LAW, AND THAT THE COURT HAD PERMANENTLY ENJOINED THE RESPONDENT FROM VIOLATING THE FEDERAL SECURITIES LAWS (SECURITIES AND EXCHANGE COMMISSION V. J.W. KORTH & CO., ET AL., 991 F.SUPP. 1468; 1473-1474 (1998)).
Current Status:	Final
Resolution:	Order
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	No
Resolution Date:	10/22/2003
Sanctions Ordered:	Bar
Other Sanctions Ordered:	IN LIEU OF CONTESTING THE ALLEGATIONS IN THE NOTICE OF INTENT TO DENY, THE RESPONDENT SOUGHT TO WITHDRAW HIS APPLICATION, AND REPRESENTED TO THE AGENCY THAT HE HAD TRANSACTED NO SECURITIES BUSINESS WITH CONNECTICUT RESIDENTS. ON 10/22/2003, THE CONNECTICUT BANKING COMMISSIONER ISSUED AN ORDER CONDITIONING EFFECTIVENESS OF THE WITHDRAWAL. THE ORDER CONDITIONING THE RESPONDENT'S WITHDRAWAL RENDERED THAT WITHDRAWAL EFFECTIVE AS OF OCTOBER 22, 2003 SUBJECT TO CERTAIN CONDITIONS: 1) FOR THIRTY-SIX MONTHS, THE RESPONDENT WOULD NOT REAPPLY FOR REGISTRATION IN CONNECTICUT AS AN AGENT OF A BROKER-DEALER OR ISSUER, AN INVESTMENT ADVISER AGENT, A BROKER-DEALER OR AN INVESTMENT ADVISER; 2) DURING THE THIRTY-SIX MONTH PERIOD, THE RESPONDENT WOULD NOT RELY ON ANY DEFINITIONAL EXCLUSION OR EXEMPTION THAT WOULD OTHERWISE EXCUSE REGISTRATION BY A PERSON TRANSACTING BUSINESS IN CONNECTICUT AS A BROKER-DEALER AGENT, AN AGENT OF AN ISSUER, AN INVESTMENT ADVISER AGENT, A BROKER-DEALER OR AN INVESTMENT ADVISER; 3) AT THE CONCLUSION OF THE THIRTY-SIX MONTH PERIOD, THE RESPONDENT COULD APPLY FOR REGISTRATION AS LONG AS HE FURNISHED A WRITTEN SUBMISSION STATING THAT HE HAD NOT BEEN THE SUBJECT OF ANY SECURITIES-RELATED COMPLAINT, ACTION OR



PROCEEDING SINCE THE ENTRY OF THE CONDITIONING ORDER AND HAD BEEN IN COMPLIANCE WITH THE CONDITIONING ORDER; AND 4) THE RESPONDENT WOULD NOT VIOLATE THE CONNECTICUT UNIFORM SECURITIES ACT OR ANY RULE, REGULATION OR ORDER UNDER THE ACT.

Sanction Details:

PLEASE SEE ITEM 13B. RESPONSE.

Regulator Statement

RESPONDENT WAS AFFORDED AN OPPORTUNITY TO REQUEST A HEARING ON THE 9/4/2003 NOTICE OF INTENT TO DENY REGISTRATION AS AGENT. UPDATE: 10/22/2003 ORDER CONDITIONING WITHDRAWAL WITHDREW THE 9/4/2003 NOTICE OF INTENT TO DENY. COMMENT ON ITEM 11 RESPONSE: WHILE THE 10/22/03 ORDER CONDITIONING WITHDRAWAL WAS A FINAL ORDER, IT CONTAINED NO INDEPENDENT FINDINGS RE FRAUDULENT CONDUCT.

.....

Reporting Source:

Individual

Regulatory Action Initiated By:

STATE OF CONNECTICUT DEPARTMENT OF BANKING

Sanction(s) Sought:

Denial

Other Sanction(s) Sought:**Date Initiated:**

09/04/2003

Docket/Case Number:

ND-2003-6851-S

Employing firm when activity occurred which led to the regulatory action:

J.W. KORTH & COMPANY

Product Type:

No Product

Other Product Type(s):**Allegations:**

09/04/2003 NOTICE OF INTENT TO DENY REGISTRATION AS AGENT ALLEGED THAT, ON JANUARY 21, 1998, THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA FOUND THAT JAMES WILDER KORTH HAD VIOLATED SECTIONS 17(A)(1) AND 17(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AS WELL AS RULE 17A-4(J) THEREUNDER IN REFUSING TO PROVIDE THE SEC WITH ACCESS TO BOOKS AND RECORDS REQUIRED BY LAW, AND THAT THE COURT HAD PERMANENTLY ENJOINED THE RESPONDENT FROM VIOLATING THE FEDERAL SECURITIES LAWS (SECURITIES AND EXCHANGE COMMISSION V. J.W. KORTH & CO., ET AL., 991 F.SUPP. 1468; 1473-1474 (1998)).

Current Status:

Final

Resolution:

Withdrawn

Resolution Date:

10/22/2003

Sanctions Ordered:

Bar

Other Sanctions Ordered:

IN LIEU OF CONTESTING THE ALLEGATIONS IN THE NOTICE OF INTENT TO DENY, THE RESPONDENT SOUGHT TO WITHDRAW HIS APPLICATION, AND REPRESENTED TO THE AGENCY THAT HE HAD TRANSACTED NO SECURITIES BUSINESS WITH CONNECTICUT RESIDENTS. ON 10/22/2003, THE CONNECTICUT BANKING COMMISSIONER ISSUED AN ORDER CONDITIONING EFFECTIVENESS OF THE WITHDRAWAL. THE ORDER CONDITIONING THE RESPONDENT'S WITHDRAWAL RENDERED THAT WITHDRAWAL EFFECTIVE AS OF OCTOBER 22, 2003 SUBJECT TO



CERTAIN CONDITIONS: 1) FOR THIRTY-SIX MONTHS, THE RESPONDENT WOULD NOT REAPPLY FOR REGISTRATION IN CONNECTICUT AS AN AGENT OF A BROKER-DEALER OR ISSUER, AN INVESTMENT ADVISER AGENT, A BROKER-DEALER OR AN INVESTMENT ADVISER; 2) DURING THE THIRTY-SIX MONTH PERIOD, THE RESPONDENT WOULD NOT RELY ON ANY DEFINITIONAL EXCLUSION OR EXEMPTION THAT WOULD OTHERWISE EXCUSE REGISTRATION BY A PERSON TRANSACTING BUSINESS IN CONNECTICUT AS A BROKER-DEALER AGENT, AN AGENT OF AN ISSUER, AN INVESTMENT ADVISER AGENT, A BROKER-DEALER OR AN INVESTMENT ADVISER; 3) AT THE CONCLUSION OF THE THIRTY-SIX MONTH PERIOD, THE RESPONDENT COULD APPLY FOR REGISTRATION AS LONG AS HE FURNISHED A WRITTEN SUBMISSION STATING THAT HE HAD NOT BEEN THE SUBJECT OF ANY SECURITIES-RELATED COMPLAINT, ACTION OR PROCEEDING SINCE THE ENTRY OF THE CONDITIONING ORDER AND HAD BEEN IN COMPLIANCE WITH THE CONDITIONING ORDER; AND 4) THE RESPONDENT WOULD NOT VIOLATE THE CONNECTICUT UNIFORM SECURITIES ACT OR ANY RULE, REGULATION OR ORDER UNDER THE ACT.

Sanction Details:

J. W. KORTH & CO. SHALL NOT REAPPLY FOR REGISTRATION AS AN AGENT OF ISSUER OR BROKER-DEALER, INVESTMENT ADVISOR AGENT, BROKER-DEALER OR INVESTMENT ADVISOR UNDER THE ACT FOR A PERIOD OF THIRTY-SIX MONTHS FOLLOWING THE ENTRY OF THE ORDER.

Broker Statement

THE FIRM WAS AFFORDED AN OPPORTUNITY TO REQUEST A HEARING ON THE NOTICE OF INTENT TO DENY REGISTRATION AS A BROKER-DEALER BUT DECIDED THAT WAS BEYOND THE FIRM'S MEANS AND THE FIRM HAS NEVER HAD A CUSTOMER IN THE STATE OF CONNECTICUT. THE RESPONDENT WITHDREW HIS APPLICATION FOR REGISTRATION IN THE STATE OF CONNECTICUT THROUGH THE SUBMISSION OF A PARTIAL U-5.

Disclosure 3 of 3**Reporting Source:**

Regulator

Regulatory Action Initiated By:

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Sanction(s) Sought:

Other: N/A

Date Initiated:

07/07/1998

Docket/Case Number:

3-9644

Employing firm when activity occurred which led to the regulatory action:

J.W. KORTH & COMPANY

Product Type:

Other: BONDS

Allegations:

SEC ADMINISTRATIVE RELEASE 34-40173, JULY 7, 1998: THE SECURITIES AND EXCHANGE COMMISSION ("COMMISSION") DEEMS IT APPROPRIATE AND IN THE PUBLIC INTEREST THAT PUBLIC ADMINISTRATIVE PROCEEDINGS BE, AND HEREBY ARE, INSTITUTED PURSUANT TO SECTIONS 15(B) AND 19(H) OF THE SECURITIES EXCHANGE ACT OF 1934 AGAINST JAMES KORTH AND HIS COMPANY BASED ON THE FINAL JUDGMENT OF PERMANENT INJUNCTION ENTERED AGAINST KORTH IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, SEC VS. KORTH, ET AL, 1998 WL 30248, PERMANENTLY ENJOINING HIM FROM AIDING AND ABETTING FUTURE VIOLATIONS OF SECTIONS 17(A)(1) AND 17(B) OF THE EXCHANGE ACT AND RULE 17A-4(J) THEREUNDER. THE FINAL JUDGMENT ALSO IMPOSED A \$5,500 CIVIL PENALTY AGAINST KORTH.



Current Status:	Final
Resolution:	Order
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	No
Resolution Date:	07/07/1998
Sanctions Ordered:	Censure
If the regulator is the SEC, CFTC, or an SRO, did the action result in a finding of a willful violation or failure to supervise?	No

(1) willfully violated any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board, or to have been unable to comply with any provision of such Act, rule or regulation?

(2) willfully aided, abetted, counseled, commanded, induced, or procured the violation by any person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board? or



(3) failed reasonably to supervise another person subject to your supervision, with a view to preventing the violation by such person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any such Acts, or any of the rules of the Municipal Securities Rulemaking Board?

Regulator Statement

RESPONDENT KORTH HAS SUBMITTED AN OFFER OF SETTLEMENT (THE "OFFER") WHICH THE COMMISSION HAS DETERMINED TO ACCEPT. SOLELY FOR THE PURPOSE OF THESE PROCEEDINGS AND ANY OTHER PROCEEDINGS BROUGHT BY OR ON BEHALF OF THE COMMISSION OR TO WHICH THE COMMISSION IS A PARTY, AND WITHOUT ADMITTING OR DENYING THE FINDINGS, EXCEPT AS TO THE COMMISSION'S JURISDICTION OVER HIM AND THE SUBJECT MATTER OF THESE PROCEEDINGS AND THE FINDINGS, WHICH ARE ADMITTED, KORTH CONSENTS TO THE ENTRY OF FINDINGS AND REMEDIAL SANCTIONS. ACCORDINGLY, IT IS ORDERED THAT KORTH BE, AND HEREBY IS, CENSURED.

.....

Reporting Source:	Individual
Regulatory Action Initiated By:	SECURITIES AND EXCHANGE COMMISSION
Sanction(s) Sought:	
Other Sanction(s) Sought:	
Date Initiated:	02/04/1997
Docket/Case Number:	97-0280
Employing firm when activity occurred which led to the regulatory action:	J.W. KORTH & COMPANY
Product Type:	Debt - Government
Other Product Type(s):	
Allegations:	VIOLATIONS OF SECTIONS 17 (A)(1) AND 17(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AND RULE 17A-4(J) THEREUNDER.
Current Status:	Final
Resolution:	Consent
Resolution Date:	01/22/1998
Sanctions Ordered:	Cease and Desist/Injunction



Censure
Monetary/Fine \$5,500.00

Other Sanctions Ordered:

Sanction Details:

COMPANY WAS FINED \$55,000 AND JAMES W. KORTH WAS FINED \$5,500.00. COMPANY AND JAMES W. KORTH WERE ADMINISTRATIVELY CENSURED BY SEC.

Broker Statement

IN A PRINCIPLED DISPUTE WITH SEC WHICH DID NOT INVOLVE CUSTOMER OR INVESTORS, COMPANY FOUND IT UNREASONABLE TO GIVE SERIAL NUMBERS OF DEFAULTED GERMAN BONDS TO SEC WHEN GERMANY CLAIMED SOME WERE STOLEN AND WOULD NOT PUBLISH LOST AND STOLEN LIST AS REQUIRED BY U.S. LAW. COURT FOUND COMPANY'S ARGUMENT WITHOUT MERIT AND FOUND INFRACTION AND ENTERED CENSURE AND FINE AGAINST COMPANY AND JAMES W. KORTH. SERIAL NUMBERS WERE TURNED OVER TO SEC. NO HARM TO CUSTOMER, INVESTORS OR ANY OTHER PARTIES WAS FOUND.



Civil Event

This disclosure event involves an injunction issued by a foreign or domestic court in connection with investment-related activity, a finding by a domestic or foreign court of a violation of any investment-related statute or regulation, or an action dismissed by a domestic or foreign court pursuant to a settlement agreement.

Disclosure 1 of 1

Reporting Source:	Regulator
Initiated By:	SECURITIES AND EXCHANGE COMMISSION
Relief Sought:	
Other Relief Sought:	
Date Court Action Filed:	02/04/1997
Product Type:	Other
Other Product Types:	BONDS
Court Details:	THE U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, CASE NO. 97-0280-CIV-UNGARO-BENAGES
Employing firm when activity occurred which led to the action:	J.W. KORTH & COMPANY
Allegations:	02-06-97, SEC NEWS DIGEST ISSUE NO. 97-24, 2/5/97, ENFORCEMENT PROCEEDINGS DISCLOSE: ON 2/4, THE SEC FILED A CIVIL SUIT IN THE U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA AGAINST JAMES WILDER KORTH. THE COMPLAINT ALLEGES THAT KORTH HAS REPEATEDLY REFUSED TO GIVE TRUE, COMPLETE COPIES OF RECORDS CONTAINING CERTIFICATE NUMBERS FOR DEFAULTED PRE-WORLD WAR II GERMAN GOLD BONDS (BONDS) IN VIOLATION OF SECTIONS 17(A)(1) AND 17(B) OF THE SECURITIES EXCHANGE ACT OF 1934 (EXCHANGE ACT) AND RULE 17A-4(J). THE SEC CHARGES THAT KORTH VIOLATED THESE PROVISIONS AS AN AIDER AND ABETTOR, PURSUANT TO SECTION 20(F) OF THE EXCHANGE ACT. THE SUIT SEEKS A TEMPORARY RESTRAINING ORDER, PRELIMINARY AND PERMANENT INJUNCTIONS, A CIVIL PENALTY AND CERTAIN ANCILLARY RELIEF.
Current Status:	Final
Resolution:	Judgment Rendered
Resolution Date:	01/22/1998
Sanctions Ordered or Relief Granted:	Cease and Desist/Injunction Monetary/Fine \$5,500.00
Other Sanctions:	
Sanction Details:	[SEC V. JAMES WILDER KORTH ET. AL., CASE NO. 97-0280-CIV-UNGARO-BENAGES, USDC/SD FL] (LR-15244). *** 02-04-98, SEC NEWS DIGEST ISSUE NO. 98-19, 1/29/98, ENFORCEMENT PROCEEDINGS DISCLOSE: ON 1/22, THE U.S. DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF FLORIDA ENTERED SUMMARY JUDGMENT AGAINST KORTH PERMANENTLY ENJOINING HIM FROM FUTURE VIOLATIONS OF SECTION 17 OF THE SECURITIES EXCHANGE ACT OF 1934 AND IMPOSED FIRST-TIER PENALTIES OF \$5,500 ON KORTH. [SEC V. JAMES WILDER KORTH ET. AL., CASE NO. 97-0280-CIV-UNGARO-BENAGES, USDC/SD FL] (LR-15628) *** SEC NEWS DIGEST ISSUE 98-130 DATED 7/8/98, ENFORCEMENT PROCEEDINGS DISCLOSED; THE SEC HAS INSTITUTED ADMINISTRATIVE



PROCEEDINGS PURSUANT TO SECTION 15(B) OF THE EXCHANGE ACT FINDING AND IMPOSING REMEDIAL SANCTIONS AGAINST KORTH. KORTH SUBMITTED, AND THE COMMISSION ACCEPTED, OFFERS OF SETTLEMENT WHERE HE CONSENTED, WITHOUT ADMITTING OR DENYING, THE ORDER. BASED UPON FINDINGS, THE ORDER CENSURES JWK AND KORTH. (REL. 34-40173; FILE NO. 3-9644)

.....

Reporting Source: Individual

Initiated By: SECURITIES AND EXCHANGE COMMISSION

Relief Sought:

Other Relief Sought:

Date Court Action Filed: 02/04/1997

Product Type: Debt - Government

Other Product Types:

Court Details: 97-0280

Employing firm when activity occurred which led to the action: J.W. KORTH & COMPANY

Allegations: VIOLATIONS OF SECTIONS 17(A)(1) AND 17(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AND RULE 17A-4(J) THEREUNDER.

Current Status: Final

Resolution: Judgment Rendered

Resolution Date: 01/22/1998

Sanctions Ordered or Relief Granted: Cease and Desist/Injunction
Monetary/Fine \$5,500.00

Other Sanctions:

Sanction Details: COMPANY WAS FINED \$55,000.00. JAMES W. KORTH WAS FINED \$5,500.00. J.W. KORTH & COMPANY AND JAMES W. KORTH WERE ALSO PERMANENTLY ENJOINED FROM, DIRECTLY OR INDIRECTLY, VIOLATING OR AIDING AND ABETTING VIOLATIONS OF SECTIONS 17(A)(1) AND 17(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AND RULE 17A-4(J) THEREUNDER.

Broker Statement JAMES W. KORTH FOUND IT UNREASONABLE TO GIVE SERIAL NUMBERS OF DEFAULTED GERMAN BONDS TO SEC WHEN GERMANY CLAIMED SOME WERE STOLEN AND WOULD NOT PUBLISH LOST AND STOLEN LIST AS REQUIRED BY U.S. LAW. COURT FOUND COMPANY'S ARGUMENT WITHOUT MERIT AND FOUND INFRACTION. SERIAL NUMBERS WERE TURNED OVER TO SEC. NO HARM TO INVESTORS WAS FOUND.



End of Report

This page is intentionally left blank.