



## IAPD Report

# BRIAN GLEN KASTELER

CRD# 2182796

<u>Section Title</u>	<u>Page(s)</u>
Report Summary	1
Qualifications	2 - 4
Registration and Employment History	5
Disclosure Information	6

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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

### BRIAN GLEN KASTELER (CRD# 2182796)

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 **05/26/2021**.

### CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
<b>IA</b>	LPL FINANCIAL LLC	CRD# 6413	07/30/2019
<b>B</b>	LPL FINANCIAL LLC	CRD# 6413	08/01/2019

### QUALIFICATIONS

This representative is currently registered in **1** SRO(s) and **10** 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>IA</b>	MML INVESTORS SERVICES, LLC	10409	SALT LAKE CITY, UT	11/14/2003 - 07/31/2019
<b>B</b>	MML INVESTORS SERVICES, LLC	10409	SALT LAKE CITY, UT	10/09/2003 - 07/31/2019
<b>IA</b>	FIRST WESTERN ADVISORS	13623	SALT LAKE CITY, UT	04/07/1997 - 09/30/2003

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	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 **10** jurisdiction(s) and 1 SRO(s) through his or her employer(s).

### Employment 1 of 1

Firm Name: **LPL FINANCIAL LLC**  
Main Address: 1055 LPL WAY  
FORT MILL, SC 29715  
Firm ID#: 6413

	Regulator	Registration	Status	Date
B	FINRA	General Securities Representative	Approved	08/01/2019
B	Arizona	Agent	Approved	08/01/2019
B	California	Agent	Approved	08/01/2019
B	Colorado	Agent	Approved	08/14/2019
B	Idaho	Agent	Approved	08/01/2019
B	Montana	Agent	Approved	08/24/2020
B	North Carolina	Agent	Approved	03/26/2020
B	Oregon	Agent	Approved	08/01/2019
B	Texas	Agent	Approved	08/07/2019
IA	Texas	Investment Adviser Representative	Restricted Approval	07/30/2019
B	Utah	Agent	Approved	08/08/2019
IA	Utah	Investment Adviser Representative	Approved	08/08/2019
B	Washington	Agent	Approved	08/21/2019



## Qualifications

### Branch Office Locations

#### **LPL FINANCIAL LLC**

6995 S UNION PARK CTR STE 300  
COTTONWOOD HEIGHTS, UT 84047



## 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 0 principal/supervisory exams, 3 general industry/product exams, and 2 state securities law exams.**




#### Principal/Supervisory Exams

Exam	Category	Date
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No information reported.



#### General Industry/Product Exams

Exam	Category	Date
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 Securities Industry Essentials Examination (SIE)	SIE	10/01/2018
 General Securities Representative Examination (S7)	Series 7	03/25/1993
 Investment Company Products/Variable Contracts Representative Examination (S6)	Series 6	09/29/1992

#### State Securities Law Exams

Exam	Category	Date
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 Uniform Investment Adviser Law Examination (S65)	Series 65	09/28/1994
 Uniform Securities Agent State Law Examination (S63)	Series 63	10/09/1992

### 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
IA	11/14/2003 - 07/31/2019	MML INVESTORS SERVICES, LLC	CRD# 10409	SALT LAKE CITY, UT
B	10/09/2003 - 07/31/2019	MML INVESTORS SERVICES, LLC	CRD# 10409	SALT LAKE CITY, UT
IA	04/07/1997 - 09/30/2003	FIRST WESTERN ADVISORS	CRD# 13623	SALT LAKE CITY, UT
B	10/02/1992 - 09/30/2003	FIRST WESTERN ADVISORS	CRD# 13623	HOLLADAY, UT

### 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
07/2019 - Present	LPL Financial	Registered Rep	Y	Cottonwood Heights, UT, United States
10/2003 - 07/2019	MASS MUTUAL	AGENT	Y	SPRINGFIELD, MA, United States
10/2003 - 07/2019	MML INVESTORS SERVICES, INC.	REG. REP.	Y	SALT LAKE CITY, UT, 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.

- 1) 7/30/2019 - Business Entity For Tax/Investment Purposes Only - Investment Advisory Services - Not Investment Related - 6781 S Rossbern Salt Lake City UT 84121
- 2) 7/30/2019 - DBA for LPL Business (entity for LPL business) - Intermountain Financial Partners - Investment Related - Cottonwood Heights, UT
- 3) 7/30/2019 - Real Estate Rental - 3423 Big Piney Dr. Eden, UT 84310 - Investment Related
- 4) 7/30/2019 - Business Entity For Tax/Investment Purposes Only - KTFIVE, LLC - Not Investment Related - 3423 Big Piney Dr. Eden, UT 84310



## 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	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 1

<b>Reporting Source:</b>	Regulator
<b>Regulatory Action Initiated By:</b>	UTAH DIVISION OF SECURITIES
<b>Sanction(s) Sought:</b>	Bar Civil and Administrative Penalty(ies)/Fine(s) Revocation
<b>Date Initiated:</b>	02/16/2007
<b>Docket/Case Number:</b>	SD-07-0018
<b>URL for Regulatory Action:</b>	
<b>Employing firm when activity occurred which led to the regulatory action:</b>	FIRST WESTERN ADVISORS, INC.
<b>Product Type:</b>	Mutual Fund
<b>Allegations:</b>	The Division's Petition alleges the following violations: a) securities fraud under Utah Uniform Securities Act ("Act") Sections 61-1-1(2) and (3); b) multiple dishonest and unethical practices under Section 61-1-6(2)(g) of the Act and Utah Administrative Code Rule R164-6-1g, including recommending unsuitable investments to clients. For more information on the allegations contact the Utah Division of Securities at 801-530-6600 to obtain a copy of the Petition.
<b>Current Status:</b>	Final
<b>Resolution:</b>	Stipulation and Consent



<b>Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?</b>	No
<b>Resolution Date:</b>	03/21/2007
<b>Sanctions Ordered:</b>	Other: Respondents must within thirty days offer clients who purchased B or C shares the option to convert to A shares at no cost to clients; offer to pay clients increased fees associated with B and C shares; and cooperate fully with the Division's case against First Western Advisors, Inc. In resolving this matter, the Division agreed to dismiss fraud charges against Respondent but concluded Respondent offered unsuitable investment recommendations. For more information contact the Utah Securities Division at 801-530-6600 to obtain a copy of the Stipulation and Consent Order.
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<b>Reporting Source:</b>	Firm
<b>Regulatory Action Initiated By:</b>	UTAH DIVISION OF SECURITIES
<b>Sanction(s) Sought:</b>	Revocation
<b>Other Sanction(s) Sought:</b>	PETITION TO REVOKE LICENSES, BAR LICENSEES, AND IMPOSE FINES
<b>Date Initiated:</b>	02/16/2007
<b>Docket/Case Number:</b>	SD-07-0018
<b>Employing firm when activity occurred which led to the regulatory action:</b>	FIRST WESTERN ADVISORS, INC.
<b>Product Type:</b>	Mutual Fund(s)
<b>Other Product Type(s):</b>	
<b>Allegations:</b>	THE DIVISION ALLEGES THAT KASTELER: 1) COMMITTED SECURITIES FRAUD UNDER 61-1-1(2) AND 61-1-1(3) OF THE UTAH UNIFORM SECURITIES ACT ("ACT") BY OMITTING MATERIAL FACTS TO CLIENTS, PROVIDING CLIENTS WITH FRAUDULENT REPORTS, ATTEMPTING TO MANIPULATE AND CHANGE TESTIMONY CLIENTS MADE TO THE SEC, FAILING TO DISCLOSE ALL COMPENSATION RECEIVED BY SALES OF INVESTMENTS, AND RECEIVING UNREASONABLE COMMISSIONS OR PROFITS; AND 2) ENGAGED IN DISHONEST OR UNETHICAL BUSINESS PRACTICES UNDER 61-1-6(2)(G) OF THE ACT BY RECOMMENDING UNSUITABLE INVESTMENTS TO CLIENTS, ATTEMPTING TO CHANGE TESTIMONY, AND VIOLATING NASD CONDUCT RULE 2110.
<b>Current Status:</b>	Final
<b>Resolution:</b>	Stipulation and Consent
<b>Resolution Date:</b>	03/21/2007
<b>Sanctions Ordered:</b>	
<b>Other Sanctions Ordered:</b>	RESPONDENTS MUST, WITHIN THIRTY OFFER CLIENTS WHO PURCHASED B OR C SHARES THE OPTION TO CONVERT TO A SHARES AT NO COST TO CLIENTS; OFFER TO PAY CLIENTS INCREASED FEES ASSOCIATED WITH B



AND C SHARES; AND COOPERATE FULLY WITH THE DIVISION'S CASE AGAINST FIRST WESTERN ADVISORS, INC.

**Sanction Details:**

THE DISPOSITION RESULTED IN A REIMBURSEMENT TO THE CLIENT TO BE CALCULATED BY THE REPRESENTATIVE. THE REPRESENTATIVE WAS REQUIRED TO PROVIDE THE STATE OF UTAH WITH THE TOTAL AMOUNT AND DATE, INCLUDING PROOF OF PAYMENT. COPIES WERE NOT FORWARDED TO FIRST WESTERN ADVISORS; HOWEVER, THE STATE CAN BE CONTACTED FOR ADDITIONAL INFORMATION.

**Firm Statement**

THE DIVISION CAN BE CONTACTED FOR ADDITIONAL INFORMATION AT (801) 530-6600. THE PETITION CAN BE VIEWED ONLINE AT: [HTTP://SECURITIES.UTAH.GOV/DOCKETS/07001801.PDF](http://SECURITIES.UTAH.GOV/DOCKETS/07001801.PDF) AND THE STIPULATION AND CONSENT ORDER CAN BE VIEWED AT: [HTTP://SECURITIES.UTAH.GOV/DOCKETS/07001802.PDF](http://SECURITIES.UTAH.GOV/DOCKETS/07001802.PDF)

**Reporting Source:**

Individual

**Regulatory Action Initiated By:**

UTAH DIVISION OF SECURITIES

**Sanction(s) Sought:**

Bar  
Civil and Administrative Penalty(ies)/Fine(s)  
Revocation

**Date Initiated:**

02/16/2007

**Docket/Case Number:**

SD070018

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

FIRST WESTERN ADVISORS

**Product Type:**

Mutual Fund

**Allegations:**

THE DIVISION'S PETITION ALLEGES THE FOLLOWING VIOLATIONS: a) SECURITIES FRAUD UNDER UTAH UNIFORM SECURITIES ACT ("ACT") §§ 61-1-1(2) AND (3); b) MULTIPLE DISHONEST AND UNETHICAL PRACTICES UNDER § 61-1-6(2)(g) OF THE ACT AND UTAH ADMINISTRATIVE CODE RULE R164-6-1g, INCLUDING RECOMMENDING UNSUITABLE INVESTMENTS TO CLIENTS. FOR MORE INFORMATION ON THE ALEGATIONS CONTACT THE UTAH DIVISION OF SECURITIES AT 801-530-6600 TO OBTAIN A COPY OF THE PETITION.

**Current Status:**

Final

**Resolution:**

Stipulation and Consent

**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:**

03/21/2007

**Sanctions Ordered:**

Other: RESPONDENT TO OFFER THE ONE CLIENT WHOSE ACCOUNT WAS AT ISSUE THE OPTION TO CONVERT CLASS B MUTUAL FUND SHARES TO CLASS A SHARES AT NO COST TO THE CLIENT AND OFFER TO PAY THE CLIENT THE 75 BASIS POINT DIFFERENCE FOR EXPENSES INCURRED DUE TO HIGHER 12B-1 FEES ASSOCIATED WITH CLASS B SHARES. IN RESOLVING THIS MATTER, THE DIVISION AGREED TO DISMISS FRAUD



CHARGES AGAINST RESPONDENT BUT CONCLUDED RESPONDENT OFFERED UNSUITABLE INVESTMENT RECOMMENDATIONS. FOR MORE INFORMATION CONTACT THE UTAH SECURITIES DIVISION AT 801-530-6600 TO OBTAIN A COPY OF THE STIPULATION AND CONSENT ORDER.

**Broker Statement**

THE FACTUAL BASIS FOR THE STATE'S ALLEGED VIOLATION STEM FROM LESS THAN 5 TRANSACTIONS FOR 1 CLIENTS DURING A PERIOD FROM 2000 THROUGH 2003. THE TRANSACTIONS INVOLVE THE PURCHASE OF B SHARES IN VARIOUS MUTUAL FUNDS FOR 1 CLIENT WHO MAY HAVE BEEN ELIGIBLE FOR A SHARE PURCHASES AND/OR BREAKPOINTS. IT IS IMPORTANT TO NOTE THAT THE CLIENT STATED IN WRITING THAT (1)ALL REQUIRED DISCLOSURES WERE MADE, (2)THERE EXISTED A WELL CONCEIVED, FINANCIALLY ADVANTAGEOUS, PLAN FOR THE CLIENT IN THE INVESTMENTS IN B SHARES, (3)THE CLIENT WITH APPROPRIATE AND REQUIRED KNOWLEDGE ELECTED THE INVESTMENTS HE MADE IN B SHARES, AND (4)THE B SHARES INVESTMENTS MADE OUT PERFORMED THOSE ALTERNATE A SHARE INVESTMENTS SUGGESTED BY THE STATE. (5) THE CLIENT STANDS BEHIND HIS ORIGINAL DECISIONS AND RESULTS.



## End of Report

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