



IAPD Report

STEVEN EDWARD KOWALSKI

CRD# 2232525

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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

STEVEN EDWARD KOWALSKI (CRD# 2232525)

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 **10/16/2024**.

CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
B	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	CRD# 7691	12/05/2008
IA	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	CRD# 7691	12/18/2008

QUALIFICATIONS

This representative is currently registered in **6** SRO(s) and **53** 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
IA	WACHOVIA SECURITIES, LLC	19616	CORAL SPRINGS, FL	07/23/2003 - 12/09/2008
B	WACHOVIA SECURITIES, LLC	19616	CORAL SPRINGS, FL	07/16/2003 - 12/09/2008
IA	MORGAN STANLEY	7556	CORALSPRINGS, FL	02/26/2001 - 07/16/2003

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
Customer Dispute	5



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 **53** jurisdiction(s) and 6 SRO(s) through his or her employer(s).

Employment 1 of 1

Firm Name: **MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED**

Main Address: ONE BRYANT PARK
NEW YORK, NY 10036

Firm ID#: 7691

Regulator	Registration	Status	Date
B Cboe BYX Exchange, Inc.	General Securities Representative	Approved	05/06/2014
B Cboe BZX Exchange, Inc.	General Securities Representative	Approved	05/06/2014
B Cboe Exchange, Inc.	General Securities Representative	Approved	12/05/2008
B Cboe Exchange, Inc.	General Securities Sales Supervisor	Approved	12/05/2008
B FINRA	General Securities Representative	Approved	12/05/2008
B FINRA	General Securities Sales Supervisor	Approved	12/05/2008
B Nasdaq Stock Market	General Securities Representative	Approved	12/05/2008
B Nasdaq Stock Market	General Securities Sales Supervisor	Approved	12/05/2008
B New York Stock Exchange	General Securities Representative	Approved	12/05/2008
B New York Stock Exchange	General Securities Sales Supervisor	Approved	10/01/2018
B Alabama	Agent	Approved	12/05/2008
B Alaska	Agent	Approved	11/22/2010
B Arizona	Agent	Approved	11/16/2010



Qualifications

	Regulator	Registration	Status	Date
B	Arkansas	Agent	Approved	11/10/2010
B	California	Agent	Approved	11/10/2010
IA	California	Investment Adviser Representative	Approved	12/22/2011
B	Colorado	Agent	Approved	12/22/2011
B	Connecticut	Agent	Approved	11/12/2010
B	Delaware	Agent	Approved	02/01/2010
B	District of Columbia	Agent	Approved	11/12/2010
B	Florida	Agent	Approved	12/05/2008
IA	Florida	Investment Adviser Representative	Approved	12/18/2008
B	Georgia	Agent	Approved	11/12/2010
B	Hawaii	Agent	Approved	11/18/2011
B	Idaho	Agent	Approved	11/10/2010
B	Illinois	Agent	Approved	12/05/2008
B	Indiana	Agent	Approved	11/10/2010
B	Iowa	Agent	Approved	11/10/2010
B	Kansas	Agent	Approved	11/19/2010
B	Kentucky	Agent	Approved	11/09/2010
B	Louisiana	Agent	Approved	11/18/2010
B	Maine	Agent	Approved	06/18/2010



Qualifications

Regulator	Registration	Status	Date
B Maryland	Agent	Approved	12/05/2008
B Massachusetts	Agent	Approved	11/09/2010
B Michigan	Agent	Approved	11/17/2010
B Minnesota	Agent	Approved	11/17/2010
B Mississippi	Agent	Approved	11/30/2010
B Missouri	Agent	Approved	11/16/2010
B Montana	Agent	Approved	11/10/2010
B Nebraska	Agent	Approved	11/16/2010
B Nevada	Agent	Approved	11/12/2010
B New Hampshire	Agent	Approved	09/08/2015
B New Jersey	Agent	Approved	01/26/2010
B New Mexico	Agent	Approved	11/09/2010
B New York	Agent	Approved	12/05/2008
B North Carolina	Agent	Approved	12/05/2008
B North Dakota	Agent	Approved	11/09/2010
B Ohio	Agent	Approved	11/10/2010
B Oklahoma	Agent	Approved	11/22/2010
B Oregon	Agent	Approved	11/09/2010
B Pennsylvania	Agent	Approved	11/10/2010



Qualifications

Regulator	Registration	Status	Date
B Puerto Rico	Agent	Approved	11/10/2010
B Rhode Island	Agent	Approved	11/10/2010
B South Carolina	Agent	Approved	11/10/2010
B South Dakota	Agent	Approved	11/10/2010
B Tennessee	Agent	Approved	11/16/2010
B Texas	Agent	Approved	12/01/2010
IA Texas	Investment Adviser Representative	Restricted Approval	12/19/2008
B Utah	Agent	Approved	11/10/2010
B Vermont	Agent	Approved	01/18/2011
B Virgin Islands	Agent	Approved	11/12/2010
B Virginia	Agent	Approved	11/10/2010
B Washington	Agent	Approved	11/09/2010
B West Virginia	Agent	Approved	11/23/2010
B Wisconsin	Agent	Approved	11/10/2010
B Wyoming	Agent	Approved	11/09/2010

Branch Office Locations

**MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED**
2301 SE MONTEREY RD
STUART, FL 34996

**MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED**
Palm City, FL



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

Principal/Supervisory Exams

Exam	Category	Date
General Securities Sales Supervisor - General Module Examination (S10)	Series 10	12/11/2002
General Securities Sales Supervisor - Options Module Examination (S9)	Series 9	11/27/2002

General Industry/Product Exams

Exam	Category	Date
Securities Industry Essentials Examination (SIE)	SIE	10/01/2018
National Commodity Futures Examination (S3)	Series 3	11/27/2012
General Securities Representative Examination (S7)	Series 7	04/20/1992

State Securities Law Exams

Exam	Category	Date
Uniform Investment Adviser Law Examination (S65)	Series 65	11/22/1995
Uniform Securities Agent State Law Examination (S63)	Series 63	07/26/1994

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	07/23/2003 - 12/09/2008	WACHOVIA SECURITIES, LLC	CRD# 19616	CORAL SPRINGS, FL
B	07/16/2003 - 12/09/2008	WACHOVIA SECURITIES, LLC	CRD# 19616	CORAL SPRINGS, FL
IA	02/26/2001 - 07/16/2003	MORGAN STANLEY	CRD# 7556	CORALSPRINGS, FL
B	02/26/2001 - 07/16/2003	MORGAN STANLEY DW INC.	CRD# 7556	PURCHASE, NY
B	01/01/1998 - 02/21/2001	BANC OF AMERICA INVESTMENT SERVICES, INC.	CRD# 16361	BOSTON, MA
B	05/16/1994 - 01/01/1998	NATIONSSECURITIES	CRD# 32542	
B	04/21/1992 - 05/18/1994	QUEST CAPITAL STRATEGIES, INC.	CRD# 16783	LAGUNA HILLS, CA

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
12/2009 - Present	BANK OF AMERICA, N.A.	VP; RESIDENT DIRECTOR	Y	LA JOLLA, CA, United States
12/2008 - Present	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	VP; RESIDENT DIRECTOR	Y	LA JOLLA, CA, 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.

No information reported.



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
Customer Dispute	5

Customer Dispute

This section provides information regarding a customer dispute that was reported to the Investment Adviser Registration Depository (IARD) by the Investment Adviser Representative (IAR), an investment adviser and/or securities firm, and/or a securities regulator. The event may include a consumer-initiated, investment-related complaint, arbitration proceeding or civil suit that contains allegations of sales practice violations against the individual.

The customer dispute may be pending or may have resulted in a civil judgment, arbitration award, monetary settlement, closure without action, withdrawal, dismissal, denial, or other outcome.

Disclosure 1 of 5

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	WACHOVIA SECURITIES, LLC
Allegations:	THIS VERBAL COMPLAINT AROSE OUT OF THE SALE OF AN AUCTION RATE SECURITY (ARS) THAT WAS MADE PRIOR TO THE WIDESPREAD ILLIQUIDITY IN THE ARS MARKET THAT OCCURRED IN FEBRUARY 2008
Product Type:	Other: AUCTION RATE SECURITIES
Alleged Damages:	\$75,000.00
Is this an oral complaint?	Yes
Is this a written complaint?	No
Is this an arbitration/CFTC reparation or civil litigation?	No

Customer Complaint Information

Date Complaint Received:	03/27/2008
Complaint Pending?	No
Status:	Settled
Status Date:	08/15/2008
Settlement Amount:	\$75,000.00
Individual Contribution Amount:	\$0.00

**Firm Statement**

THIS MATTER INVOLVES THE SALE OF AUCTION RATE SECURITIES (ARS). THE TRANSACTION(S) AT ISSUE TOOK PLACE BEFORE MID-FEBRUARY 2008, WHEN THE ARS MARKET SUFFERED WIDESPREAD AUCTION FAILURES AND ILLIQUIDITY. THE FINANCIAL ADVISOR DID NOT CAUSE, CONTRIBUTE OR HAVE ANY CONTROL WHATSOEVER OVER THESE MARKET EVENTS. THE FIRM REACHED AGREEMENT WITH CERTAIN OF ITS REGULATORS, PURSUANT TO WHICH IT REPURCHASED ARS FOR THEIR FULL PAR VALUE FROM CERTAIN CLIENTS, INCLUDING THE INSTANT CLIENT, WHETHER THEY COMPLAINED OR NOT. THE FINANCIAL ADVISOR WAS NOT A PARTY TO THAT AGREEMENT, DID NOT MAKE ANY PAYMENTS TO THE CLIENT, AND WAS NOT ASKED TO AND DID NOT CONTRIBUTE TO THE REPURCHASE AMOUNT. THE SETTLEMENT AMOUNT IN ITEM 11 ABOVE REFLECTS THE PAR VALUE OF THE REPURCHASED ARS, AS REQUIRED BY FINRA REGULATORY NOTICE 09-12.

Reporting Source:

Individual

Employing firm when activities occurred which led to the complaint:

WACHOVIA SECURITIES, LLC

Allegations:

THIS VERBAL COMPLAINT AROSE OUT OF THE SALE OF AN AUCTION RATE SECURITY (ARS) THAT WAS MADE PRIOR TO THE WIDESPREAD ILLIQUIDITY IN THE ARS MARKET THAT OCCURRED IN FEBRUARY 2008.

Product Type:

Other: AUCTION RATE SECURITIES

Alleged Damages:

\$75,000.00

Is this an oral complaint?

Yes

Is this a written complaint?

No

Is this an arbitration/CFTC reparation or civil litigation?

No

Customer Complaint Information**Date Complaint Received:** 03/27/2008**Complaint Pending?** No**Status:** Settled**Status Date:** 08/15/2008**Settlement Amount:** \$75,000.00**Individual Contribution Amount:** \$0.00**Broker Statement**

THIS MATTER INVOLVES THE SALE OF AUCTION RATE SECURITIES (ARS). THE TRANSACTION(S) AT ISSUE TOOK PLACE BEFORE MID-FEBRUARY 2008, WHEN THE ARS MARKET SUFFERED WIDESPREAD AUCTION FAILURES AND ILLIQUIDITY. THE FINANCIAL ADVISOR DID NOT CAUSE, CONTRIBUTE OR HAVE ANY CONTROL WHATSOEVER OVER THESE MARKET EVENTS. THE FIRM REACHED AGREEMENT WITH CERTAIN OF ITS REGULATORS, PURSUANT TO WHICH IT REPURCHASED ARS FOR THEIR FULL PAR VALUE FROM CERTAIN CLIENTS, INCLUDING THE INSTANT CLIENT, WHETHER THEY COMPLAINED OR NOT. THE FINANCIAL ADVISOR WAS NOT A PARTY TO THAT AGREEMENT, DID NOT MAKE ANY PAYMENTS TO THE CLIENT, AND WAS NOT ASKED TO AND DID NOT CONTRIBUTE TO THE REPURCHASE AMOUNT. THE SETTLEMENT AMOUNT IN ITEM 11 ABOVE



REFLECTS THE PAR VALUE OF THE REPURCHASED ARS, AS REQUIRED BY FINRA REGULATORY NOTICE 09-12.

Disclosure 2 of 5

Reporting Source: Firm
Employing firm when activities occurred which led to the complaint: WACHOVIA SECURITIES, LLC

Allegations: FL RESIDENTS WRITE THAT THEIR FA TOLD THEM THEY COULD WITHDRAW 10% FROM THEIR ANNUITIES WITHOUT NEGATIVELY IMPACTING THEIR ANNUITIES. THE CLIENTS CLAIM BECAUSE THEY WITHDREW MORE THAN 6.5%, THEY NO LONGER HAVE THEIR NO LAPSE GUARANTEE ON THEIR ANNUITY CONTRACTS, WHICH CAUSED THEM TO SURRENDER THEIR ANNUITIES. THEY ARE REQUESTING TO BE REIMBURSED THE \$20,000 THEY PAID IN SURRENDER PENALTIES. (07/16/2008)

Product Type: Annuity(ies) - Variable

Alleged Damages: \$20,000.00

Customer Complaint Information

Date Complaint Received: 11/18/2008

Complaint Pending? No

Status: Denied

Status Date: 12/18/2008

Settlement Amount:

Individual Contribution Amount:

Firm Statement DENIED BY FIRM. FA DID NOT SELL THE CLIENTS THE ANNUITY AND WAS NOT THE AGENT OF RECORD. FA TOLD CLIENTS THAT A 10% WITHDRAWAL CAN BE TAKEN FROM THE TYPE OF ANNUITY THAT THEY HELD. HOWEVER, HE STATED THAT HE DID NOT KNOW THE PARTICULAR RIDERS FOR THEIR INDIVIDUAL CONTRACTS AND ADVISED THEM TO CONTACT THE ANNUITY CARRIER FOR MORE INFORMATION ABOUT THEIR SPECIFIC CONTRACTS, BEFORE REQUESTING A WITHDRAWAL. CLIENTS SUBMITTED REQUEST FOR WITHDRAWALS DIRECTLY TO THE ANNUITY COMPANY WITHOUT THE ASSISTANCE OF THE FA.

Reporting Source: Individual
Employing firm when activities occurred which led to the complaint: WACHOVIA SECURITIES, LLC

Allegations: FL RESIDENTS WRITE THAT THEIR FA TOLD THEM THEY COULD WITHDRAW 10% FROM THEIR ANNUITIES WITHOUT NEGATIVELY IMPACTING THEIR ANNUITIES. THE CLIENTS CLAIM BECAUSE THEY WITHDREW MORE THAN 6.5% THEY NO LONGER HAVE THEIR NO LAPSE GUARANTEE ON THEIR ANNUITY CONTRACTS, WHICH CAUSED THEM TO SURRENDER THEIR ANNUITIES. THEY ARE REQUESTING TO BE REIMBURSED THE \$20000.00 THEY PAID IN SURRENDER PENALTIES.(07/16/2008)

Product Type: Annuity(ies) - Variable



Alleged Damages: \$20,000.00

Customer Complaint Information

Date Complaint Received: 11/18/2008

Complaint Pending? No

Status: Denied

Status Date: 12/18/2008

Settlement Amount:

Individual Contribution Amount:

Broker Statement

DENIED BY FIRM DID NOT SELL THE CLIENTS THE ANNUITY AND WAS NOT THE AGENT OF RECORD. FA TOLD CLIENTS THAT A 10% WITHDRAWAL CAN BE TAKEN FROM THE TYPE OF ANNUITY THAT THEY HELD. HOWEVER HE STATED THAT HE DID NOT KNOW THE PARTICULAR RIDERS FOR THEIR SPECIFIC CONTRACTS AND ADVISED THEM TO CONTACT THE ANNUITY CARRIER FOR MORE INFORMATION ABOUT THEIR SPECIFIC CONTRACTS BEFORE REQUESTIN A WITHDRAWAL. CLIENTS SUBMITTED REQUEST FOR WITHDRAWALS DIRECTLY TO THE ANNUITY COMPANY WITHOUT THE ASSISTANCE OF THE FA.

Disclosure 3 of 5

Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: WACHOVIA SECURITIES, LLC

Allegations: FLORIDA RESIDENT'S ATTORNEY WRITES THAT HIS CLIENT BELIEVED THAT THE DEATH BENEFIT VALUE ON HER ANNUITY WOULD NOT BE IMPACTED BY TAKING HER 72T DISTRIBUTIONS. CLIENT ALSO CLAIMS THAT AFTER THE FREE LOOK PERIOD EXPIRED, HER FA INFORMED HER THAT SHE WOULD BE ASSESSED A 10% PENALTY FOR ANY WITHDRAWALS THAT SHE TOOK IN EXCESS OF HER 72T DISTRIBUTION. CLIENT PURCHASED AXA EQUITABLE ACCUMULATOR VARIABLE ANNUITY ON 8/10/2007 FOR \$240,000. CLIENT WOULD LIKE HER MONEY RETURNED TO HER. DAMAGES ARE CURRENTLY \$13,386.35.

Product Type: Annuity(ies) - Variable

Alleged Damages: \$13,386.35

Customer Complaint Information

Date Complaint Received: 12/04/2007

Complaint Pending? No

Status: Denied

Status Date: 03/20/2008

Settlement Amount:

Individual Contribution Amount:

Broker Statement

DENIED BY FIRM. FA RECALLS THAT HE EXPLAINED THE GUARANTEED MINIMUM DEATH BENEFIT FEATURE OF THE ANNUITY CONTRACT IN



DETAIL AND THE IMPACT THAT TAKING WITHDRAWALS WOULD HAVE ON THE DEATH BENEFIT VALUE. FA RECALLS THAT PRIOR TO THE PURCHASE OF THE ANNUITY HE DISCUSSED WITH CLIENT A FEW TIMES THAT IF SHE DID NOT TAKE WITHDRAWALS FROM THE ANNUITY IN ACCORDANCE WITH THE IRS RULE 72 (T), THEN SHE WOULD BE ASSESSED A 10% PENALTY FOR WITHDRAWING QUALIFIED MONEY WHILE SHE IS UNDER 59 1/2. FA ALSO RECOMMENDED THAT SHE DISCUSS THE TAX CONSEQUENCES OF WITHDRAWING MONEY FROM A QUALIFIED ANNUITY WITH HER ACCOUNTANT. BEFORE THE CLIENT PURCHASED THE ANNUITY, THE FA RECALLS THAT ON TWO SEPARATE OCCASIONS HE GAVE HER A PROSPECTUS, WHICH PROVIDED HER WITH THE SAME INFORMATION ON THE FEATURES OF THE CONTRACT IN WRITTEN FORM.

Disclosure 4 of 5

Reporting Source: Firm

Employing firm when activities occurred which led to the complaint: MORGAN STANLEY DW INC.

Allegations: CUSTOMER ALLEGES THAT HER ACCOUNT WAS CHURNED AND THAT UNAUTHORIZED TRADES WERE MADE IN HER ACCOUNT. DAMAGES UNSPECIFIED.

Product Type: Mutual Fund(s)

Alleged Damages: \$0.00

Customer Complaint Information

Date Complaint Received: 01/06/2005

Complaint Pending? No

Status: Denied

Status Date: 03/25/2005

Settlement Amount: \$0.00

Individual Contribution Amount: \$0.00

Firm Statement ALL ALLEGATIONS WERE REVIEWED, FOUND TO BE WITHOUT MERIT AND DENIED BY MSDW.

Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: MORGAN STANLEY DW INC.

Allegations: CUSTOMER ALLEGES THAT HER ACCOUNT WAS CHERNED AND THAT UNAUTHORIZED TRADS WERE MADE IN HER ACCOUNT.

Product Type: Mutual Fund(s)

Alleged Damages: \$0.00

Customer Complaint Information

Date Complaint Received: 01/06/2005

Complaint Pending? No



Status: Denied
Status Date: 03/25/2005
Settlement Amount: \$0.00
Individual Contribution Amount: \$0.00
Broker Statement ALL ALLOGATIONS WERE REVIEWED, FOUND TO BE WITHOUT MERIT AND DENIED.

Disclosure 5 of 5

Reporting Source: Individual
Employing firm when activities occurred which led to the complaint: BANC OF AMERICA INVESTMENT SERVICES INC.
Allegations: CUSTOMER ALLEGES THAT MR. KOWALSKI MADE UNSUITABLE RECOMMENDATIONS IN CONNECTION WITH INVESTMENTS IN MUTUAL FUNDS.
Product Type: Mutual Fund
Alleged Damages: \$0.00
Is this an oral complaint? No
Is this a written complaint? Yes
Is this an arbitration/CFTC reparation or civil litigation? No

Customer Complaint Information

Date Complaint Received: 04/30/2001
Complaint Pending? No
Status: Settled
Status Date: 10/07/2005
Settlement Amount: \$23,000.00
Individual Contribution Amount: \$0.00



End of Report

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