



IAPD Report

R NOEL BOURQUE

CRD# 2469386

| <u>Section Title</u> | <u>Page(s)</u> |
|-------------------------------------|-----------------------|
| Report Summary | 1 |
| Qualifications | 2 - 5 |
| 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

R NOEL BOURQUE (CRD# 2469386)

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 **12/01/2025**.

CURRENT EMPLOYERS

| | Firm | CRD# | Registered Since |
|-----------|--|-----------|------------------|
| B | MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED | CRD# 7691 | 05/10/1994 |
| IA | MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED | CRD# 7691 | 05/18/1994 |

QUALIFICATIONS

This representative is currently registered in **6** SRO(s) and **37** 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 |
|------|------|----------|--------------------|
|------|------|----------|--------------------|

No information reported.

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 | 4 |



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 **37** 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 | 05/13/2014 |
| B | Cboe BZX Exchange, Inc. | General Securities Representative | Approved | 05/13/2014 |
| B | Cboe Exchange, Inc. | General Securities Representative | Approved | 05/10/1994 |
| B | FINRA | General Securities Representative | Approved | 05/10/1994 |
| B | Nasdaq Stock Market | General Securities Representative | Approved | 07/12/2006 |
| B | New York Stock Exchange | General Securities Representative | Approved | 07/05/1994 |
| B | Alabama | Agent | Approved | 04/24/2014 |
| B | Arizona | Agent | Approved | 10/24/2006 |
| B | Arkansas | Agent | Approved | 01/07/2019 |
| B | California | Agent | Approved | 09/06/1995 |
| B | Colorado | Agent | Approved | 01/05/2000 |
| B | Connecticut | Agent | Approved | 01/08/1999 |
| B | Delaware | Agent | Approved | 01/15/2019 |



Qualifications

| | Regulator | Registration | Status | Date |
|----|----------------|-----------------------------------|----------|------------|
| B | Florida | Agent | Approved | 05/18/1994 |
| IA | Florida | Investment Adviser Representative | Approved | 05/18/1994 |
| B | Georgia | Agent | Approved | 09/20/1999 |
| B | Hawaii | Agent | Approved | 01/15/2016 |
| B | Idaho | Agent | Approved | 09/30/2019 |
| B | Illinois | Agent | Approved | 09/20/1999 |
| B | Maine | Agent | Approved | 05/21/1996 |
| B | Maryland | Agent | Approved | 07/24/2017 |
| B | Massachusetts | Agent | Approved | 01/25/2001 |
| B | Michigan | Agent | Approved | 07/24/2017 |
| B | Minnesota | Agent | Approved | 07/23/2017 |
| B | Missouri | Agent | Approved | 06/25/2002 |
| B | Montana | Agent | Approved | 06/12/2025 |
| B | Nevada | Agent | Approved | 07/31/2017 |
| B | New Hampshire | Agent | Approved | 11/03/2015 |
| B | New Jersey | Agent | Approved | 01/05/2000 |
| B | New Mexico | Agent | Approved | 07/21/2017 |
| B | New York | Agent | Approved | 02/10/1995 |
| B | North Carolina | Agent | Approved | 01/11/2000 |



Qualifications

| | Regulator | Registration | Status | Date |
|----|----------------|-----------------------------------|---------------------|------------|
| B | Ohio | Agent | Approved | 09/21/1999 |
| B | Oregon | Agent | Approved | 01/02/2019 |
| B | Pennsylvania | Agent | Approved | 12/14/2015 |
| B | Rhode Island | Agent | Approved | 05/23/2011 |
| B | South Carolina | Agent | Approved | 03/08/2021 |
| B | Tennessee | Agent | Approved | 07/03/2014 |
| B | Texas | Agent | Approved | 07/21/2017 |
| IA | Texas | Investment Adviser Representative | Restricted Approval | 07/22/2004 |
| B | Utah | Agent | Approved | 11/09/2017 |
| B | Vermont | Agent | Approved | 12/01/2025 |
| B | Virginia | Agent | Approved | 04/20/2010 |
| B | Washington | Agent | Approved | 01/04/2019 |
| B | Wyoming | Agent | Approved | 12/22/2016 |

Branch Office Locations

**MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED**
601 E Atlantic Ave
DELRAY BEACH, FL 33483



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

Principal/Supervisory Exams

| Exam | Category | Date |
|------|----------|------|
|------|----------|------|

No information reported.

General Industry/Product Exams

| Exam | Category | Date |
|---|----------|------------|
| B Securities Industry Essentials Examination (SIE) | SIE | 10/01/2018 |
| B General Securities Representative Examination (S7) | Series 7 | 05/09/1994 |

State Securities Law Exams

| Exam | Category | Date |
|---|-----------|------------|
| B Uniform Securities Agent State Law Examination (S63) | Series 63 | 06/28/1994 |
| IA Uniform Investment Adviser Law Examination (S65) | Series 65 | 06/22/1994 |



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:

No information reported.

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 |
|-------------------|--|---------------------------------|--------------------|------------------------------------|
| 09/2009 - Present | BANK OF AMERICA,NA | CLIENT ADVISORY | Y | DELRAY BEACH, FL, United States |
| 03/1994 - Present | MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED | WEALTH MANAGEMENT ADVISOR | Y | DELRAY BEACH, 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.

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 | 4 |

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 4

Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: MERRILL LYNCH PIERCE FENNER & SMITH, INC.

Allegations: CLIENT ALLEGES THAT PRIOR TO PORTFOLIO CHANGES MADE AUGUST 2007 HER FINANCIAL ADVISOR OMITTED TO ADVISE HER THAT SHE WOULD HAVE CAPITAL GAINS THAT WOULD RESULT IN A TAX LIABILITY. DAMAGES UNSPECIFIED.

Product Type: No Product

Alleged Damages: \$0.00

Customer Complaint Information

Date Complaint Received: 07/01/2008

Complaint Pending? No

Status: Closed/No Action

Status Date: 09/22/2008

Settlement Amount:

Individual Contribution Amount:

Broker Statement MERRILL LYNCH AND MR. BOURQUE DENY THE CLIENT COMPLAINTS IN THEIR ENTIRETY. CLIENT IN A LATER CONVERSATION STATED SHE DID RECALL MR. BOURQUE'S DISCUSSION REGARDING PROTECTING HER PROFITS. MR. BOURQUE ALSO DISCUSSED WITH THE CLIENT TAX RATES AND THE NEED FOR THE CLIENT TO CONSULT WITH A QUALIFIED TAX



ADVISOR OR ACCOUNTANT FOR GUIDANCE BEFORE SELLING.

Disclosure 2 of 4

Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED

Allegations: CLIENT ALLEGES MISREPRESENTATION AND UNSUITABILITY CONCERNING AUCTION MARKET SECURITIES. DAMAGES UNSPECIFIED.

Product Type: Other: AUCTION RATE SECURITIES-- CLOSED-END FUNDS

Alleged Damages: \$0.00

Alleged Damages Amount Explanation (if amount not exact): UNSPECIFIED

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: 03/31/2008

Complaint Pending? No

Status: Settled

Status Date: 04/13/2009

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, WHERE THEY COMPLAINED OR NOT. THE FINANCIAL ADVISOR WAS NOT A PARTY TO THAT AGREEMENT, DID NOT MAKE ANY PAYMENT 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 3 of 4

Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: MERRILL LYNCH



Allegations: [CUSTOMERS] ALLEGED THAT THE SALE OF BOND MUTUAL FUNDS AND THE PURCHASE OF INDIVIDUAL MUNICIPAL BONDS, AND THE INITIATION OF THE UNLIMITED ADVANTAGE ACCOUNT WERE UNSUITABLE. [CUSTOMERS] REQUESTED THAT THEIR ACCOUNTS BE REINSTATED AND THE UNLIMITED ADVANTAGE ACCOUNT BE CANCELLED. NO SPECIFIC DAMAGES WERE ALLEGED.

Product Type: Mutual Fund(s)
Other Product Type(s): DEBT-MUNICIPAL
Alleged Damages: \$0.00

Customer Complaint Information

Date Complaint Received: 02/16/2000
Complaint Pending? No
Status: Settled
Status Date: 04/24/2000
Settlement Amount: \$12,165.00
Individual Contribution Amount: \$0.00

Broker Statement MERRILL LYNCH AGREED TO CANCEL THE [CUSTOMERS'] MUNICIPAL BOND PURCHASES AND REINSTATE THEIR MUTUAL FUND TRADES. IN ADDITION, MERRILL LYNCH CANCELLED THE [CUSTOMERS'] UNLIMITED ADVANTAGES ACCOUNT FEE. ALTHOUGH MERRILL LYNCH BELIEVES MR. BOURQUE'S RECOMMENDATIONS WERE SUITABLE, MERRILL LYNCH RESOLVED THIS MATTER TO AVOID FURTHER EXPENDITURE OF TIME AND RESOURCES. THE COSTS TO REINSTATE THE [CUSTOMERS'] ACCOUNTS WAS APPROXIMATELY \$12,165.

Disclosure 4 of 4

Reporting Source: Individual
Employing firm when activities occurred which led to the complaint: MERRILL LYNCH

Allegations: CUSTOMER ALLEGES MISMANAGEMENT OF ACCOUNT BY FINANCIAL CONSULTANT.
Product Type: Other: BONDS
Alleged Damages: \$60,000.00
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: 12/27/1999
Complaint Pending? No
Status: Denied



Status Date: 02/07/2000

Settlement Amount:

**Individual Contribution
Amount:**



End of Report

This page is intentionally left blank.