



## IAPD Report

# DARRELL ROSS AVERY

CRD# 2506212

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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

### DARRELL ROSS AVERY (CRD# 2506212)

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 **02/10/2021**.

### CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
<b>B</b>	CETERA INVESTMENT SERVICES LLC	CRD# 15340	04/11/2018
<b>IA</b>	CETERA INVESTMENT ADVISERS LLC	CRD# 105644	04/18/2018

### QUALIFICATIONS

This representative is currently registered in **1** SRO(s) and **4** 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>	AMERIPRISE FINANCIAL SERVICES, INC.	6363	HONOLULU, HI	12/12/2017 - 02/09/2018
<b>B</b>	AMERIPRISE FINANCIAL SERVICES, INC.	6363	HONOLULU, HI	11/27/2017 - 02/09/2018
<b>IA</b>	BANKOH ADVISORS	29280	MILILANI, HI	04/04/2005 - 08/28/2017

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	1
Termination	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 4 jurisdiction(s) and 1 SRO(s) through his or her employer(s).

#### Employment 1 of 2

Firm Name: **CETERA INVESTMENT SERVICES LLC**  
Main Address: 400 FIRST ST. S. SUITE 300  
ST. CLOUD, MN 56301  
Firm ID#: 15340

Regulator	Registration	Status	Date
<b>B</b> FINRA	General Securities Principal	Approved	04/11/2018
<b>B</b> FINRA	General Securities Representative	Approved	04/11/2018
<b>B</b> Arizona	Agent	Approved	10/15/2018
<b>B</b> California	Agent	Approved	10/05/2020
<b>B</b> Hawaii	Agent	Approved	04/18/2018
<b>B</b> Nevada	Agent	Approved	11/05/2019

#### Branch Office Locations

**CETERA INVESTMENT SERVICES LLC**  
91-1101 KEAUNUI DIRVE  
EWA BEACH, HI 96706

**CETERA INVESTMENT SERVICES LLC**  
94-060 FARRINGTON HWY  
WAIPAHU, HI 96797

**CETERA INVESTMENT SERVICES LLC**  
2110 N. King Street  
HONOLULU, HI 96819

**CETERA INVESTMENT SERVICES LLC**  
649 CALIFORNIA AVE  
WAHIAWA, HI 96786

#### Employment 2 of 2

Firm Name: **CETERA INVESTMENT ADVISERS LLC**  
Main Address: 1450 AMERICAN LANE  
6TH FLOOR, SUITE 650  
SCHAUMBURG, IL 60173-2096  
Firm ID#: 105644



## Qualifications

Regulator	Registration	Status	Date
<b>IA</b> Hawaii	Investment Adviser Representative	Approved	04/18/2018

### Branch Office Locations

**CETERA INVESTMENT ADVISERS LLC**  
91-1101 KEAUNUI DRIVE  
EWA BEACH, HI 96706




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



#### Principal/Supervisory Exams

Exam	Category	Date
 General Securities Principal Examination (S24)	Series 24	07/22/1999

#### General Industry/Product Exams

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

#### State Securities Law Exams

Exam	Category	Date
 Uniform Investment Adviser Law Examination (S65)	Series 65	10/12/1999
 Uniform Securities Agent State Law Examination (S63)	Series 63	08/06/1994

### 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	12/12/2017 - 02/09/2018	AMERIPRISE FINANCIAL SERVICES, INC.	CRD# 6363	HONOLULU, HI
B	11/27/2017 - 02/09/2018	AMERIPRISE FINANCIAL SERVICES, INC.	CRD# 6363	HONOLULU, HI
IA	04/04/2005 - 08/28/2017	BANKOH ADVISORS	CRD# 29280	MILILANI, HI
B	10/03/1994 - 08/28/2017	BANKOH INVESTMENT SERVICES, INC.	CRD# 29280	MILILANI, HI
IA	01/07/2003 - 05/03/2004	BANKOH INVESTMENT SERVICES, INC.	CRD# 29280	MILILANI, HI
B	09/15/1994 - 09/30/1994	PNMR SECURITIES, INC.	CRD# 19061	BOSTON, MA

### 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
04/2018 - Present	AMERICAN SAVINGS BANK	EMPLOYEE	N	EWA BEACH, HI, United States
04/2018 - Present	CETERA INVESTMENT ADVISERS LLC	INVESTMENT ADVISER REPRESENTATIVE	Y	EWA BEACH, HI, United States
04/2018 - Present	CETERA INVESTMENT SERVICES LLC	REGISTERED REP	Y	ST CLOUD, MN, United States
10/2017 - 02/2018	Ameriprise Financial Advisors Inc.	Registered Representative	Y	HONOLULU, HI, United States
09/1994 - 08/2017	BANKOH INVESTMENT SERVICES, INC	FINANCIAL CONSULTANT	Y	HONOLULU, HI, 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	1
Termination	1

### 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 1

**Reporting Source:** Individual

**Employing firm when activities occurred which led to the complaint:** BANKOH INVESTMENT SERVICES, INC.

**Allegations:** CUSTOMER PURCHASED A VARIABLE ANNUITY IN DECEMBER 2012. WHILE THE FIRM BELIEVES THAT THE VARIABLE ANNUITY WAS A SUITABLE PRODUCT FOR CUSTOMER UNDER THE CIRCUMSTANCES PRESENTED TO OUR REPRESENTATIVE AT THE TIME OF PURCHASE, WE UNDERSTAND THAT SHE HAS SINCE DETERMINED, UPON ADVICE OF HER ATTORNEY, THAT THIS PURCHASE WAS NOT APPROPRIATE FOR HER. CUSTOMER'S ESTATE ATTORNEY DETERMINED THAT CUSTOMER SHOULD NOT HAVE PURCHASED A VARIABLE CONTRACT USING FUNDS FROM THE CUSTOMER'S TRUST. THE VARIABLE ANNUITY CONTRACT WAS FUNDED BY A DEATH BENEFIT PAYMENT FROM HER DECEASED HUSBAND WHERE THE DECEASED'S TRUST WAS THE BENEFICIARY. SINCE THE CUSTOMER'S TRUST PAID TAXES ON THE DEATH BENEFIT PAYMENT, THESE FUNDS SHOULD NOT HAVE BEEN USED FOR AN INDIVIDUAL INVESTMENT FOR THE CUSTOMER AS HER BENEFICIARIES WILL HAVE TO PAY ESTATE TAXES WHEN THE CUSTOMER PASSES AWAY, WHERE THE FUNDS USED FOR THE INVESTMENT WERE ALREADY TAXED (CAUSING DOUBLE TAXATION).

**Product Type:** Annuity-Variable

**Alleged Damages:** \$37,380.49

**Alleged Damages Amount Explanation (if amount not exact):** THE ALLEGED DAMAGE AMOUNT WOULD BE THE SURRENDER CHARGE OF \$37,380.49. THE CONTRACT VALUE IS ABOVE THE AMOUNT OF THE ORIGINAL INVESTMENT.



**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:** 11/27/2013

**Complaint Pending?** No

**Status:** Settled

**Status Date:** 02/13/2014

**Settlement Amount:** \$37,380.49

**Individual Contribution  
Amount:** \$12,531.36



## Termination

This disclosure event involves a situation where the Investment Adviser Representative voluntarily resigned, was discharged or was permitted to resign after allegations were made that accused the Investment Adviser Representative of violating investment-related statutes, regulations, rules or industry standards of conduct; fraud or the wrongful taking of property; or failure to supervise in connection with investment-related statutes, regulations, rules or industry standards of conduct.

### Disclosure 1 of 1

**Reporting Source:** Firm  
**Firm Name:** Bankoh Investment Services, Inc.  
**Termination Type:** Voluntary Resignation  
**Termination Date:** 08/18/2017

**Allegations:** Mr. Avery was under internal review at the time of his voluntary resignation for allegedly offering monetary incentives to non-registered bank employees who referred potential clients to him that were not in compliance with the firm's policies and procedures or Regulation R of the Gramm-Leach Bliley Act. On August 10, 2017, a Bank of Hawaii employee reported that Mr. Avery had offered cash incentives for both referrals and booked investment sales which were in violation of the firm's policy and Regulation R. Mr. Avery voluntarily resigned on August 18, 2017, while the internal review was in progress and before a formal in-person interview could be conducted. Mr. Avery was interviewed by telephone regarding the allegations, which he denied. The firm interviewed several bank employees regarding his alleged conduct. The results of the interviews indicate Mr. Avery appeared to offer cash incentives to employees at two branch office locations that were in violation of the firm's policy. There is no evidence that any cash incentives were paid to employees by Mr. Avery.

**Product Type:** No Product

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**Reporting Source:** Individual  
**Firm Name:** Bankoh Investment Services, Inc.  
**Termination Type:** Voluntary Resignation  
**Termination Date:** 08/18/2017

**Allegations:** Mr. Avery was under internal review at the time of his voluntary resignation for allegedly offering monetary incentives to non-registered bank employees who referred potential clients to him that were not in compliance with the firm's policies and procedures or Regulation R of the Gramm-Leach Bliley Act. On August 10, 2017, a Bank of Hawaii employee reported that Mr. Avery had offered cash incentives for both referrals and booked investment sales which were in violation of the firm's policy and Regulation R. Mr. Avery voluntarily resigned on August 18, 2017, while the internal review was in progress and before a formal in-person interview could be conducted. Mr. Avery was interviewed by telephone regarding the allegations, which he denied. The firm interviewed several bank employees regarding his alleged conduct. The results of the interviews indicate Mr. Avery appeared to offer cash incentives to employees at two branch office locations that were in violation of the firm's policy. There is no evidence that any cash incentives were paid to employees by Mr. Avery.

**Product Type:** No Product



## End of Report

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