



IAPD Report

DAVID M TIDWELL

CRD# 2954047

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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

DAVID M TIDWELL (CRD# 2954047)

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 **04/22/2026**.

CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
IA	INTERWEST INVESTMENT ADVISORS, INC	CRD# 142840	05/30/2007
IA	GATEWAY FINANCIAL & ESTATE PLANNING, INC.	CRD# 144741	04/24/2026

QUALIFICATIONS

This representative is currently registered in **0** SRO(s) and **7** 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	AMERICAN INDEPENDENT SECURITIES GROUP, LLC	135288	NAMPA, ID	09/07/2006 - 10/30/2006
B	AMERICAN INDEPENDENT SECURITIES GROUP, LLC	135288	NAMPA, ID	05/11/2006 - 10/30/2006
B	USALLIANZ SECURITIES, INC.	40875	MINNEAPOLIS, MN	09/03/2004 - 05/24/2006

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
Customer Dispute	2



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 **7** jurisdiction(s) and **0** SRO(s) through his or her employer(s).

Employment 1 of 2

Firm Name: **GATEWAY FINANCIAL & ESTATE PLANNING, INC.**
Main Address: **POCATELLO, ID**
Firm ID#: **144741**

Regulator	Registration	Status	Date
IA Idaho	Investment Adviser Representative	Approved	04/24/2026
IA Washington	Investment Adviser Representative	Approved	04/24/2026

Branch Office Locations

GATEWAY FINANCIAL & ESTATE PLANNING, INC.
1450 S EAGLE FLIGHT WAY
SUITE 110
BOISE, ID 83709

Employment 2 of 2

Firm Name: **INTERWEST INVESTMENT ADVISORS, INC**
Main Address: **1450 S. EAGLE FLIGHT WAY**
SUITE 110
BOISE, ID 83709
Firm ID#: **142840**

Regulator	Registration	Status	Date
IA Idaho	Investment Adviser Representative	Approved	05/30/2007
IA Minnesota	Investment Adviser Representative	Approved - Pending IAR CE	01/01/2026
IA Montana	Investment Adviser Representative	Approved	06/08/2022
IA Nevada	Investment Adviser Representative	Approved - Pending IAR CE	01/01/2026



Qualifications

Regulator	Registration	Status	Date
IA Oregon	Investment Adviser Representative	Approved - Pending IAR CE	01/01/2026
IA Texas	Investment Adviser Representative	Restricted Approval	05/19/2022
IA Washington	Investment Adviser Representative	Approved	01/15/2015

Branch Office Locations

INTERWEST INVESTMENT ADVISORS, INC
1450 S. EAGLE FLIGHT WAY
SUITE 110
BOISE, ID 83709



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, 1 general industry/product exam, 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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B Investment Company Products/Variable Contracts Representative Examination (S6)	Series 6	11/07/1997
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State Securities Law Exams

Exam	Category	Date
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IA Uniform Investment Adviser Law Examination (S65)	Series 65	09/06/2006
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B Uniform Securities Agent State Law Examination (S63)	Series 63	11/06/1997
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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	09/07/2006 - 10/30/2006	AMERICAN INDEPENDENT SECURITIES GROUP, LLC	CRD# 135288	NAMPA, ID
B	05/11/2006 - 10/30/2006	AMERICAN INDEPENDENT SECURITIES GROUP, LLC	CRD# 135288	NAMPA, ID
B	09/03/2004 - 05/24/2006	USALLIANZ SECURITIES, INC.	CRD# 40875	MINNEAPOLIS, MN
B	11/10/1997 - 07/13/2004	AMERITAS INVESTMENT CORP.	CRD# 14869	LINCOLN, NE

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
04/2026 - Present	GATEWAY FINANCIAL & ESTATE PLANNING, INC.	INVESTMENT ADVISOR REPRESENTATIVE	Y	POCATELLO, ID, United States
03/2025 - Present	LEGACY SERVICES, LLC	PARALEGAL	Y	BOISE, ID, United States
09/2013 - Present	JRT, LLC	MANAGING MEMBER	N	NAMPA, ID, United States
10/2012 - Present	QUAD 4, LLC	MANAGING MEMBER	N	NAMPA, ID, United States
12/2006 - Present	INTERWEST INVESTMENT ADVISORS, INC.	PRESIDENT	Y	NAMPA, ID, United States
05/2005 - Present	TREASURE INTERPRISES INC.	PRESIDENT	N	CALDWELL, ID, United States
04/2003 - Present	LEGACY FINANCIAL ADVISORS INC.	INSURANCE AGENT	N	CALDWELL, ID, United States
01/1987 - Present	DAVID M. TIDWELL	INSURANCE	N	NAMPA, ID, United States



Registration & Employment History

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)TYPE OF BUSINESS: INSURANCE & ANNUITY SALES, NAME: LEGACY FINANCIAL ADVISORS, INC. ROLE: SALES AND SERVICE OF LIFE INS, LONG TERM CARE INSURANCE, DISABILITY AND ANNUITY CONTRACTS. NON-INVESTMENT RELATED DEVOTE 40HRS PER WEEK. (2) NAME: D&R FLLC, ASSET PROTECTION COMPANY. ROLE: MANAGING MEMBER. HOLDS THE STOCK FOR OTHER COMPANYS. NO ACTIVE ROLE EXCEPT COLLECT DIVIDENDS. NON-INVESTMENT RELATED. (3)NAME: TREASURE ENTERPRISES INC., MANAGEMENT COMPANY. ROLE AND DUTIES: PRESIDENT AND MANAGER. DEVOTES ROUGHLY 2HRS PER WEEK. NON-INVESTMENT RELATED. (4) JRT, LLC; NON-INVESTMENT RELATED; NAMP, IDAHO; FARMING - AGRICULTURE; MANAGING MEMBER; SEPTEMBER 2013; LESS THAN 5% OF MR. TIDWELL'S TIME IS DEVOTED TO THIS ACTIVITY EACH MONTH. (5) LEGACY SERVICES, LLC. INVESTMENT RELATED; MARCH 2025; BOISE, ID; APPROXIMATELY 20% OF TIME (5) INTERWEST INVESTMENT ADVISORS, INC.; INV REL; BOISE, ID; RIA/IAR/CCO; 12/2006 (WILL REMAIN REGISTERED DURING TRANSITION.)



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
Customer Dispute	2

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

Reporting Source:	Individual
Regulatory Action Initiated By:	UTAH DEPARTMENT OF INSURANCE
Sanction(s) Sought:	Civil and Administrative Penalt(ies) /Fine(s)
Other Sanction(s) Sought:	
Date Initiated:	05/26/1989
Docket/Case Number:	89-214
Employing firm when activity occurred which led to the regulatory action:	NOT A REGISTERED REPRESENTATIVE AT THAT TIME
Product Type:	Insurance
Other Product Type(s):	(HEALTH INSURANCE)
Allegations:	MAILED FALSE OR MISLEADING INFORMATION ON AN ADVERTISING MAILER TO THE PUBLIC.
Current Status:	Final
Resolution:	Other
Resolution Date:	06/05/1989
Sanctions Ordered:	Monetary/Fine \$250.00
Other Sanctions Ordered:	
Sanction Details:	ONLY FINED \$250.00. PAID 6/5/1989.



Broker Statement

I WAS A NEW AGENT AND MADE SOME MISLEADING STATEMENTS IN THIS FLYER BY ACCIDENT. A HARD LESSON ON PROPER ADVERTISING.



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 2

Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: SELF EMPLOYED

Allegations: ON THURSDAY, AUGUST 11, 2011 A BENEFICIARY CHANGE FOR WAS RECEIVED IN MY OFFICE (LATE AFTERNOON). AUGUST 13TH (SATURDAY) THE CLIENT PASSED AWAY @ 4:55 PM. THE BENEFICIARY CHANGE FORM NAMED THE NEW PRIMARY BENEFICIARY AS THE EX-SPOUSE. FAXED COPIES OF FORMS ARE NOT ACCEPTED. SINCE THE CHANGE FORM WAS NOT RECEIVED IN THE ISSUING COMPANY'S HOME OFFICE PRIOR TO THE DEATH OF THE CLIENT, THE COMPANY WAS NOT GOING TO ACCEPT THE CHANGE OF BENEFICIARY FORM. THE EX-SPOUSE THEN FILED A LAW SUIT CLAIMING THE FORM WAS NOT SENT IN A TIMELY MANNER, AND BECAUSE MY OFFICE IS A REPRESENTATIVE OF THE COMPANY, THE DEATH CLAIM SHOULD BE CONSIDERED AS BEING RECEIVED. ON DECEMBER 23, 2011, THE PLAINTIFF, A FORMER SPOUSE OF MY CLIENT, FILED A LAWSUIT WITH THE ADA COUNTY DIST. COURT IN THE STATE OF IDAHO, CLAIMING DAMAGES AND DECLARATORY RELIEF. THE EX-SPOUSE/PLAINTIFF (NOT THE MOTHER OF HIS BIOLOGICAL CHILDREN) WAS LISTED ON A CHANGE OF BENEFICIARY AS THE NEW PRIMARY BENEFICIARY REPLACING MY CLIENT'S THREE BIOLOGICAL CHILDREN. THE BENEFICIARY CHANGE FORM WAS RECEIVED IN MY OFFICE, BUT WAS NOT RECEIVED IN THE COMPANY'S HOME OFFICE PRIOR TO THE CLIENT'S DEATH. THE CLIENT'S DEATH OCCURRED 2 DAYS AFTER THE FORM WAS RECEIVED IN MY OFFICE. THE PLAINTIFF CLAIMED MY OFFICE WAS NEGLIGENT IN PROVIDING PROMPT & EFFECTIVE NOTICE TO THE COMPANY. PLAINTIFF ALSO CLAIMED MY OFFICE IS A REPRESENTATIVE OF THE COMPANY, THE DEATH CLAIM SHOULD BE CONSIDERED AS BEING RECEIVED WHEN IT REACHED MY OFFICE.

Product Type: Annuity-Fixed

Alleged Damages: \$59,575.81

Civil Litigation Information

Type of Court: State Court

Name of Court: DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT

Location of Court: STATE OF IDAHO, COUNTY OF ADA

Docket/Case #: CV-EC 1124830

Date Notice/Process Served: 02/08/2012

Litigation Pending? No

Disposition: Monetary Judgment to Customer

Disposition Date: 03/13/2013



Monetary Compensation Amount: \$59,575.81

Individual Contribution Amount: \$5,000.00

Broker Statement

ON THURSDAY, AUGUST 11, 2011 A BENEFICIARY CHANGE FOR WAS RECEIVED IN MY OFFICE (LATE AFTERNOON). OUR RECORDS INDICATE THE DOCUMENT WAS SCANNED @ 4:25 PM. PER THE DEATH CERTIFICATE, MY CLIENT PASSED AWAY ON SATURDAY, AUGUST 13TH @ 4:55 PM, LESS THAN 49 HOURS AFTER WE RECEIVED THE FORM IN OUR OFFICE. ON THE BOTTOM OF THE BENEFICIARY CHANGE FORM (HIGHLIGHTED IN BLACK), IT STATES: "PLEASE MAIL ORIGINALS - WE CANNOT ACCEPT FAXED COPIES FOR PROCESSING." MY OFFICE MAELS ALL SERVICE FORMS THAT DO NOT CONTAIN MONEY VIA REGULAR POSTAL MAIL. EVEN IF WE HAD SENT THE FORM VIA OVERNIGHT MAIL, IT WOULD HAVE NOT HAVE BEEN SENT OUT UNTIL FRIDAY, BECAUSE THE UPS OVERNIGHT PICKUP DROP THAT WE USE, PICKS UP AT 4:20 PM. THEREFORE, THE FORM (HAD IT BEEN SENT OVERNIGHT DELIVERY) WOULD NOT HAVE BEEN RECEIVED AT THE COMPANY IN IOWA UNTIL THE FOLLOWING MONDAY.

SINCE THE REVISED CHANGE OF BENEFICIARY FORM WAS NOT RECEIVED IN THE COMPANY'S MAIN OFFICE BEFORE THE DATE OF DEATH, THE DEATH BENEFIT, THEREFORE, WAS GOING TO BE PAID TO THE PRE-EXISTING, PRIMARY BENEFICIARIES (THE CLIENT'S 3 BIOLOGICAL CHILDREN.) HOWEVER, THE REVISED BENEFICIARY FORM LISTED THE CLIENT'S EX-SPOUSE AS THE PRIMARY BENEFICIARY (WHO WAS NOT THE BIOLOGICAL MOTHER OF THE CLIENT'S CHILDREN.) THE 3 CHILDREN WERE LISTED AS THE CONTINGENT BENEFICIARIES ON THE NEW BENEFICIARY CHANGE FORM. SINCE THE EX-SPOUSE HELPED THE CLIENT FILL OUT THE CHANGE OF BENEFICIARY FORM, SHE KNEW THAT SHE WAS LISTED AS THE PRIMARY AND SHOULD THEREFORE, RECEIVE THE DEATH BENEFIT.

ALTHOUGH THE CONTRACT DEFINITIONS READ:

"WE, OUR, US, COMPANY: AMERICAN EQUITY INVESTMENT LIFE INSURANCE COMPANY" (CLIENT'S CONTRACT, PAGE 4)

"NOTICE, NOTIFY, NOTIFYING: WRITTEN REQUESTS AND INFORMATION WE RECEIVE AT OUR HOME OFFICE, AT ADDRESS SHOWN ON PAGE 1, THAT YOU SIGN, AND WE ACCEPT." (BOLD AND UNDERLINE ADDED) (CLIENT'S CONTRACT, PAGE 4)

IN THE CONTRACT (PG 12) , INSTRUCTIONS FOR BENEFICIARY CHANGES READ AS FOLLOWS: "YOU NAMED THE BENEFICIARY IN THE APPLICATION. WHILE THE ANNUITANT IS ALIVE YOU MAY CHANGE THE BENEFICIARY BY NOTIFYING US. A CHANGE WILL TAKE EFFECT ON THE DATE WE RECEIVE NOTICE. ANY CHANGE IS SUBJECT TO PAYMENT OR OTHER ACTION WE TAKE BEFORE RECEIVING NOTICE. (PLEASE REFER TO DEFINITIONS ABOVE FOR WE, US, AND NOTIFYING.)

HOWEVER, THE EX-SPOUSE BELIEVED THAT SHE SHOULD BE ENTITLED TO HE ENTIRE DEATH BENEFIT, BECAUSE ALTHOUGH THE FORM WAS NOT RECEIVED DIRECTLY BY THE ISSUING COMPANY, THE AGENT'S OFFICE SHOULD BE CONSIDERED AN EXTENSION OF THE COMPANY.

THEREFORE, THE EX-SPOUSE FILED A LAW SUIT AND NAMED THE ISSUING COMPANY, THE DECEASED CLIENT'S 3 CHILDREN, AND MY FIRM AS DEFENDANTS IN THE LAW SUIT. EVENTUALLY, MY ATTORNEY RECOMMENDED THAT I SHOULD SETTLE OUT OF COURT BECAUSE IT WOULD BE CHEAPER THAN A TRIAL FOR EVERYONE INVOLVED.



Reporting Source: Individual

Employing firm when activities occurred which led to the complaint: SELF EMPLOYED

Allegations: ON OCTOBER 15, 2008 [CUSTOMER] FILED A COMPLAINT WITH THE IDAHO DEPT OF INSURANCE ALLEGING THAT I ADVISED HIM TO SURRENDER TWO ANNUITY CONTRACTS THAT RESULTED IN A LARGE TAX LIABILITY

Product Type: Annuity-Fixed

Alleged Damages: \$65,000.00

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: 10/20/2008

Complaint Pending? No

Status: Settled

Status Date: 01/14/2010

Settlement Amount: \$11,747.76

Individual Contribution Amount: \$2,500.00

Broker Statement

I WAS REFERRED TO [CUSTOMER] AND HER HUSBAND [SPOUSE] SEVERAL YEARS AGO. THEY WERE UPSET ABOUT ACCOUNTS HELD WITH A BROKER THAT WERE LOSING MONEY. THEY ASKED ME TO PUT THEIR MONEY IN SOME GUARANTEED ACCOUNTS. THE ACCOUNTS I SET UP PERFORMED WELL. [CUSTOMER] HUSBAND INSTRUCTED ME TO CASH OUT THE CONTRACTS TO MAKE SURE THAT [CUSTOMER] AHD CASH TO PAY MEDICAL BILLS AND HIS FUNERAL EXPENSES. I DID NOT GIVE ANY ADVICE ON THE TRANSACTION. I TOLD THEM THERE WOULD BE TAXES DUE ON THE ACCOUNT SINCE IT HAD EARNED INTEREST. WHEN THE TAX BILL CAME, [CUSTOMER] WAS NOT HAPPY ABOUT IT. WE HAD AN APPOINTMENT WITH HER DAUGHTER PRESENT AND I EXPLAINED IT AND THEY SEEMED OKAY WITH IT AT THE TIME. I DID INFORM THEM OF ALL TAX LIABLITIES INVOLVED WITH CASHING OUT THE POLICY. ONE OF THE POLICIES WAS SURRENDERED BY [SPOUSE] BEFORE HIS DEATH WITH NO INVOLVEMENT ON MY PART. THE OTHER WAS SURRENDERED THROUGH A DEATH CLAIM BY [CUSTOMER] AFTER [SPOUSE] DEATH. THE TWO CONTRACTS IN QUESTION WERE NOT WRITTEN BY ME AND I WAS NOT THE AGENT ON EITHER ON OF THEM. BEFORE [SPOUSE] DIED HE MADE IT VERY CLEAR THAT HE WANTED ME TO TAKE OVER ALL THE ACCOUNTS, THAT I WAS NOT MANAGING AT THAT TIME, AFTER HE WAS GONE. IN ACCORDANCE WITH HIS WISHES AND WITH THE AGREEMENT OF [SPOUSE] I DID SUGGEST THAT WE DO A DEATH CLAIM ON THE ONE CONTRACT. I DID ADVISE THEM BOTH OF THE TAX CONSEQUENCE OF THAT DECISION. THEY PROCEEDED ANYWAY, AND THEN WERE ANGRY ABOUT THE TAX AND FELT I SHOULD HAVE TO PAY THE TAX ON ALL THE GAIN FOR DECADES OF GROWTH IN THOSE ACCOUNTS.



End of Report

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