



IAPD Report

Thomas Gordon Cloud

CRD# 3021086

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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

Thomas Gordon Cloud (CRD# 3021086)

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 **06/27/2022**.

CURRENT EMPLOYERS

Firm	CRD#	Registered Since
IA THIRD ACT RETIREMENT PLANNING, INC.	CRD# 122785	01/04/2005

QUALIFICATIONS

This representative is currently registered in **0** SRO(s) and **1** 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
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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
Regulatory Event	2
Criminal	2
Investigation	1
Civil Event	1
Customer Dispute	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 **1** jurisdiction(s) and **0** SRO(s) through his or her employer(s).

Employment 1 of 1

Firm Name: **THIRD ACT RETIREMENT PLANNING, INC.**
Main Address: 3225 SHALLOWFORD ROAD
SUITE 330
MARIETTA, GA 30062
Firm ID#: 122785

Regulator	Registration	Status	Date
IA Georgia	Investment Adviser Representative	Approved	01/04/2005

Branch Office Locations

THIRD ACT RETIREMENT PLANNING, INC.
3162 Johnson Ferry Road
Suite 260-27
Marietta, GA 30062

THIRD ACT RETIREMENT PLANNING, INC.
3380 Trickum Road
Building 1100
Woodstock, GA 30062



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, 0 general industry/product exams, and 1 state securities law exam.

Principal/Supervisory Exams

Exam	Category	Date
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No information reported.

General Industry/Product Exams

Exam	Category	Date
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No information reported.

State Securities Law Exams

Exam	Category	Date
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IA Uniform Investment Adviser Law Examination (S65)	Series 65	12/28/1999
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PROFESSIONAL DESIGNATIONS

This section details that the representative has reported **2** professional designation(s).

Certified Financial Planner

Chartered Financial Consultant

This representative holds or did hold **2** professional designation(s) that may have been used to qualify as an Investment Advisor representative. Please check with the appropriate designation authority for verification that the designation is still in effect. The contact information for these professional designation authorities can be found on the website for the North American Securities Administrators Association at <http://www.nasaa.org>



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
12/2017 - Present	Third Act Retirement Planning, Inc.	President	Y	Marietta, GA, United States
01/2005 - 12/2017	ELEVEN TWO FUND MANAGEMENT	PRESIDENT	Y	MARIETTA, GA, 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
Regulatory Event	2
Criminal	2
Civil Event	1
Customer Dispute	1
Investigation	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 2

Reporting Source:	Regulator
Regulatory Action Initiated By:	GEORGIA COMMISSIONER OF SECURITIES
Sanction(s) Sought:	Cease and Desist
Other Sanction(s) Sought:	RETROACTIVE SUSPENSION FROM TIME APPLICATION WAS FILED. NO NEW IA BUSINESS FOR A PERIOD OF 30 DAYS
Date Initiated:	02/17/2005
Docket/Case Number:	EN19702
Employing firm when activity occurred which led to the regulatory action:	GOLDEN RULE FINANCIAL, INC.
Product Type:	Other
Other Product Type(s):	INVESTMENT ADVISORY BUSINESS
Allegations:	SUBJECT FAILED TO DISCLOSE CERTAIN PREVIOUS ACTIONS AND FAILED TO PROPERLY RENEW HIS IAR REGISTRATION FOR 2003 AND 2004.
Current Status:	Final
Resolution:	Consent



Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct? Yes

Resolution Date: 02/14/2005

Sanctions Ordered: Cease and Desist/Injunction
Monetary/Fine \$5,000.00
Suspension

Other Sanctions Ordered: SUSPENSION RETROACTIVE FROM DATE APPLICATION WAS FILED. ALSO PROHIBITED FROM NEW BUSINESS FOR MONTH OF FEBRUARY, 2005. MONETARY COST WAS "INVESTIGATIVE COST" AND WAS PAID IN FULL

Sanction Details: SUSPENSION RETROACTIVE FROM JANUARY 4, 2005 FOR 30 DAYS. PROHIBITED FROM NEW BUSINESS FOR 30 DAYS, CEASE AND DESIST FURTHER VIOLATIONS AND PAID INVESTIGATIVE COST.

Regulator Statement SUBJECT UNDER INVESTIGATION FOR FAILING TO PROPERLY RENEW HIS STATE IA REGISTRATION FOR 2003 AND 2004. ALSO INVOLVED IN PREVIOUS IA BUSINESS IN WHICH UNREGISTERED SECURITIES WERE OFFERED. ALSO CITED BY OTHER SRO'S FOR SECURITIES VIOLATIONS. FAILED TO DISCLOSE ON HIS FORM U-4

Reporting Source: Individual

Regulatory Action Initiated By: GEORGIA DIVISION OF SECURITIES AND BUSINESS REGULATION

Sanction(s) Sought: Cease and Desist

Other Sanction(s) Sought:

Date Initiated: 11/08/2004

Docket/Case Number: EN-19702

Employing firm when activity occurred which led to the regulatory action: GOLDEN RULE FINANCIAL

Product Type: Other

Other Product Type(s):

Allegations: DID NOT REGISTER THOMAS G. CLOUD, JR. AS AN INVESTMENT ADVISOR REPRESENTATIVE AND SHOULD HAVE. AND SHOULD HAVE DISCLOSED THINGS THAT HAPPENED TO PREVIOUS EMPLOYER.

Current Status: Final

Resolution: Consent

Resolution Date: 02/14/2005

Sanctions Ordered: Cease and Desist/Injunction
Suspension

Other Sanctions Ordered:

Sanction Details: GOLDEN RULE FINANCIAL, INC.'S AND THOMAS G. CLOUD, JR.'S REGISTRATION AS AND INVESTMENT ADVISOR AND INVESTMENT ADVISOR



REPRESENTATIVE WAS SUSPENDED FOR 30 DAYS (FROM 01/01/2005 FOR GOLDEN RULE FINANCIAL AND FROM 01/04/2005 FOR THOMAS G. CLOUD, JR.)

Disclosure 2 of 2

Reporting Source: Regulator
Regulatory Action Initiated By: MAINE OFFICE OF SECURITIES
Sanction(s) Sought: Cease and Desist
Other Sanction(s) Sought:
Date Initiated: 07/06/2001
Docket/Case Number: 01-021
Employing firm when activity occurred which led to the regulatory action:
Product Type: Investment Contract(s)
Other Product Type(s): ENHANCED AUTOMOBILE RECEIVABLES (EARS)
Allegations: UNLICENSED SALE OF SECURITIES AND SALE OF UNREGISTERED SECURITIES.
Current Status: Final
Resolution: Order
Resolution Date: 03/02/2002
Sanctions Ordered: Cease and Desist/Injunction
Other Sanctions Ordered:
Sanction Details: ON MARCH 2, 2002, THE MAINE OFFICE OF SECURITIES ISSUED A CEASE & DESIST ORDER AGAINST THOMAS G. CLOUD, THOMAS G. CLOUD JR., CLOUD & ASSOCIATES CONSULTING, INC., FIRST CHOICE MANAGEMENT SERVICES, INC., GARY VAN WAEYENBERGHE, ET AL., TO PREVENT FURTHER VIOLATIONS OF THE REVISED MAINE SECURITIES ACT.
Regulator Statement THOMAS G. CLOUD JR. SOLD \$19,069.84 OF FIRST CHOICE ENHANCED AUTOMOBILE RECEIVABLES (EARS) TO ONE MAINE RESIDENT ON OUR ABOUT 4/6/2000. AT THE TIME OF THE SALE HE WAS NOT LICENSED AND THE PRODUCT WAS NOT REGISTERED.

Reporting Source: Individual
Regulatory Action Initiated By: STATE OF MAINE OFFICE OF SECURITIES.
Sanction(s) Sought: Cease and Desist
Other Sanction(s) Sought:
Date Initiated: 07/06/2001
Docket/Case Number: 01-021-CDO



Employing firm when activity occurred which led to the regulatory action: CLOUD AND ASSOCIATES CONSULTING INC.

Product Type: Other

Other Product Type(s): ENHANCED AUTOMOBILE RECEIVABLES (EARS) CREATED BY FIRST CHOICE WAS NOT REGISTERED, NOR EXEMPT FROM BEING REGISTERED AS A SECURITY.

Allegations: MY DAD, THROUGH HIS COMPANY CLOUD AND ASSOCIATES, INC. (C&A) RECOMMENDED AN UNREGISTERED SECURITY TO ONE OF HIS CLIENTS IN MAINE. THE CLIENT THEN REQUESTED PAPERWORK NECESSARY TO COMPLETE AN INVESTMENT IN THIS UNREGISTERED SECURITY CALLED AN EAR. IN MY COVER LETTER TO THE CLIENT I SIGNED IT AS EXECUTIVE VP OF C&A. AT THE TIME I WAS MAINLY AN ADMINSTRATIVE ASSISTANT. WHEN DAD CHANGED HIS STATIONARY FOR THE FIRST TIME FOR CLOUD AND ASSOCIATES, INC. HE PUT THE TITLE EXECUTIVE VICE PRESIDENT ON MY BUSINESS CARDS. WHEN I RECEIVED THE CEASE AND DESIST ORDER FROM MAINE, I CALLED THEM TO EXPRESS THAT I DID NOT SELL OR RECOMMEND THIS UNREGISTERED PRODUCT TO THEIR STATE'S CITIZEN. I THOUGHT THEY MADE THE PROPER CHANGES. HOWEVER, THAT WAS NOT THE CASE AND IN THE FINAL ORDER IT WAS RULED, ALONG WITH MY DAD AND SEVERAL OTHER INDIVIDUALS AND COMPANIES, THAT BECAUSE I HAD SOME INVOLVMENT IN TRANSACTIONS FOR THIS MAINE RESIDENT THAT I HAD SOLD UNREGISTERED SECURITIES. THIS ORDER FURTHER STATED "THOMAS G. CLOUD, JR., TRANSACTED BUSINESS AS AN UNLICENSED SALE REPRESENTATIVE." AT THE TIME THIS ORDER CAME INTO MY LIFE I HAD NO MONEY TO FIGHT IT AND I WAS WORKING MANY HOURS EACH WEEK TO PROVIDE FOR MY FAMILY.

Current Status: Final

Resolution: Acceptance, Waiver & Consent(AWC)

Resolution Date: 03/02/2002

Sanctions Ordered: Cease and Desist/Injunction

Other Sanctions Ordered:

Sanction Details: THE FINAL ORDER READS AS FOLLOWS:
"NOW, THEREFORE, IT IS ORDERED THAT THOMAS GORDON CLOUD, THOMAS GORDON CLOUD, JR., CLOUD & ASSOCIATES CONSULTING, INC., FIRST CHOICE MANAGEMENT SERVICES, INC., GARY VAN WAEYENBERGHE, AND ALL OTHER OFFICERS, DIRECTORS, EMPLOYEES, AGENTS, AND SUBSIDIARIES OR CONTROLLING ENTITIES OF CLOUD & ASSOCIATES CONSULTING, INC. AND FIRST CHOICE MANAGEMENT SERVICES, INC. IMMEDIATELY CEASE AND DESIST FROM VIOLATING ANY PROVISIONS OF THE REVISED MAINE SECURITIES ACT."



Criminal

This disclosure event involves a criminal charge against the Investment Adviser Representative that has resulted in a dismissal, plea, acquittal or conviction. The criminal matter may relate to any felony or certain misdemeanor offenses (e.g., bribery, perjury, forgery, counterfeiting, extortion, fraud, wrongful taking of property).

Disclosure 1 of 2

Reporting Source: Individual

Court Details: POLICE DEPARTMENT OF DULUTH DOCKET# = 97B-3674-1

Charge Date: 01/30/1997

Charge Details: 1.)CRIMINAL TRESPASS 4 COUNTS, CRIMINAL DAMAGE TO PROPERTY 2ND DEGREE, 2.)FELONY, 3.)1ST OFFENDER ACT.

Felony? Yes

Current Status: Final

Status Date: 10/23/2000

Disposition Details: A) DISCHARGED, B) 10/23/2000, C) PROBATION AND 80 HOURS OF COMMUNITY SERVICE, D) 5 YEARS PROBATION, E) 05/01/1998, F)\$1200, G) 05/01/1998.

Broker Statement IN JANUARY OF 1997, MY SENIOR OF COLLEGE, I WAS DRIVING UNDER THE INFLUENCE OF ALCOHOL AND HIT 4 MAILBOXES. BECAUSE THE DAMAGE WAS ABOVE \$500, IN THE CITY OF DULUTH, I WAS CHARGED WITH A FELONY UNDER THE 1ST OFFENDER ACT. I SUCCESSFULLY SERVED MY PROBATION AND THE CHARGES WERE DISCHARGED ON OCTOBER 23, 2000.

Disclosure 2 of 2

Reporting Source: Individual

Court Details: ROSWELL GA POLICE DEPT. 0093029401

Charge Date: 08/12/1993

Charge Details: FORGERY 1ST DEGREE - 1. 1 COUNT 2. FELONY 3. NO PLEA BECAUSE FELONY CHARGE WAS DISMISSED.

Felony? Yes

Current Status: Final

Status Date: 09/14/1994

Disposition Details: DISMISSED

Broker Statement I GAVE A POLICE OFFICER A FAKE I.D. AND HE CHARGED ME WITH BOTH COUNTS. THE JUDGE FELT LIKE THE OFFICER WAS OVER ZEALOUS AND DROPPED BOTH CHARGES.



Investigation

This disclosure event involves any ongoing formal investigation such as a grand jury investigation, a Securities and Exchange Commission investigation, a formal investigation by a self-regulatory organization (e.g., FINRA), or an action or procedure designated as an investigation by a state or other regulator. Subpoenas, preliminary or routine regulatory inquiries, and general requests by these regulatory bodies for information are not considered investigations and therefore are not required to be reported.

Disclosure 1 of 1

Reporting Source:	Individual
Initiated By:	GEORGIA DIVISION OF SECURITIES AND BUSINESS REGULATION
Notice Date:	11/08/2004
Details:	INVESTIGATING THE ACCURACY OF MY DISCLOSURES ON U-4 AND FORM ADV.



Civil Event

This disclosure event involves an injunction issued by a foreign or domestic court in connection with investment-related activity, a finding by a domestic or foreign court of a violation of any investment-related statute or regulation, or an action dismissed by a domestic or foreign court pursuant to a settlement agreement.

Disclosure 1 of 1

Reporting Source: Individual

Initiated By: SECURITIES AND EXCHANGE COMMISSION

Relief Sought: Injunction

Other Relief Sought:

Date Court Action Filed: 10/16/2001

Product Type: Other

Other Product Types: TAX LIENS

Court Details: UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA
DOCKET # = SAVC-00-960-DOC(MLGX)

Employing firm when activity occurred which led to the action: CLOUD AND ASSOCIATES

Allegations: THIS ACTION WAS BROUGHT AGAINST CLOUD AND ASSOCIATES (MY EMPLOYER) AND THOMAS G. CLOUD, SENIOR BUT WAS NOT BROUGHT AGAINST ME (THOMAS G. CLOUD, JR.). THE SEC ALLEGED THAT THOMAS G. CLOUD, SENIOR, THROUGH HIS COMPANY CLOUD AND ASSOCIATES CONSULTING, ACTED AS A SALES AGENT FOR TLC'S OFFERING, RAISING APPROXIMATELY \$12,614,575 FROM 295 INVESTORS WHILE RECEIVING \$1,119,556 IN COMMISSIONS. TLC'S REPRESENTED TO INVESTORS THAT IT WOULD USE THEIR MONEY TO REFURBISH AND RESELL DISTRESSED REAL ESTATE, WHICH TLC GUARANTEED WOULD CREATE A RATE OF RETURN BETWEEN 8% AND 15%.

Current Status: Final

Resolution: Judgment Rendered

Resolution Date: 09/17/2001

Sanctions Ordered or Relief Granted: Cease and Desist/Injunction

Other Sanctions:

Sanction Details: CLOUD AND ASSOCIATES AND ITS SERVANTS AND EMPLOYEES WERE ENJOINED FROM FURTHER VIOLATIONS OF SECTION 5(A), 5(C), AND 17(A) OF THE SECURITIES ACT AND SECTION 10(A) OF THE SECURITIES EXCHANGE ACT AND RULE 10B-5.

Broker Statement I WAS NOT A NAMED DEFENDANT IN THE SUIT OR MENTIONED IN THE ORDER OR INJUNCTION. THIS INJUNCTION APPLIES TO ME BECAUSE I WAS AN EMPLOYEE OF CLOUD AND ASSOCIATES.



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: TURAMALI, INC.

Allegations: THE PLAINTIFF [CUSTOMERS] PURCHASED \$750,000 OF BANYAN CERTIFICATES ON OR ABOUT THE FALL OF 1999, INCLUDING SOME BASED ON THE RECOMMENDATION OF MY FATHER, [BROKER DEALER PRESIDENT] THROUGH HIS COMPANY CLOUD AND ASSOCIATES. I WAS WORKING FOR CLOUD AND ASSOCIATES, WHERE I HAD NO OWNERSHIP OR CONTROL THE INVESTMENT DID NOT WORK OUT AND PLAINTIFFS SUED SOME 15 PERSONS INCLUDING ME. I DID NOT RECOMMEND OR SELL THIS PRODUCT TO PLAINTIFFS.. BECAUSE I SENT A LETTER TO THE CLIENT AFTER THE SALE HAD BEEN MADE WHICH OFFERED INSTRUCTION ON HOW TO COMPLETE THE PAPERWORK, SIGNED THE LETTER AS EXECUTIVE VP, AND BECAUSE I AM THE SON OF THE PERSON THIS CLIENT ADMITTEDLY HAS SO MUCH BITTERNESS TOWARDS; I WAS ALSO INCLUDED IN THIS LAWSUIT. DURING THE TRIAL OF THIS LAWSUIT BOTH OF THE CLIENTS ([CUSTOMERS]) TESTIFIED THAT MY DAD WAS THE ONLY PERSON THAT EVER RECOMMENDED THAT THEY PURCHASE THIS INVESTMENT. I REPRESENTED MYSELF BECAUSE I COULD NOT AFFORD A LAWYER AND THE JURY FOUND ME 2% NEGLIGENT AND A JUDGMENT AGAINST ME IN THE AMOUNT OF \$271,046.28 WAS ENTERED.

Product Type: Other

Other Product Type(s): UNREGISTERED SECURITY GUARANTEED FIXED RATE NOTE RECEIVABLE.

Alleged Damages: \$271,046.28

Customer Complaint Information

Date Complaint Received: 07/06/2001

Complaint Pending? No

Status: Litigation

Status Date: 04/08/2004

Settlement Amount:

Individual Contribution Amount: \$0.00

Civil Litigation Information

Court Details: THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA.
DOCKET CASE NO. = CV OC 01 04032D

Date Notice/Process Served: 07/06/2001



Litigation Pending?	No
Disposition:	Monetary Judgment to Customer
Disposition Date:	04/08/2004
Monetary Compensation Amount:	\$271,046.28
Individual Contribution Amount:	\$0.00

Broker Statement

ALTHOUGH I USED THE TITLE OF EXECUTIVE VP, I DID NOT HAVE THE OFFICE OF VP. I DID NOT OWN ANY OF THE COMPANY, DID NOT PARTICIPATE IN MANAGEMENT DECISIONS, WAS NOT A DIRECTOR, PARTNER, OR FUNCTION AS AN OFFICER. I WAS EMPLOYED LARGELY IN AN ADMINISTRATIVE/CLERICAL CAPACITY. WHEN DAD CHANGED HIS STATIONARY FOR THE FIRST TIME FOR CLOUD AND ASSOCIATES, INC. HE PUT THE TITLE "EXECUTIVE VICE PRESIDENT" ON MY BUSINESS CARDS.

THOMAS G. CLOUD, JR. FILED FOR BANKRUPTCY. THE LAWSUIT ENDED, COMPLETELY, ON DECEMBER 19, 2006. THOMAS G. CLOUD, JR. AGREED TO PAY \$4,000. SO \$4,000 WAS NOT DISCHARGED IN THOMAS G. CLOUD, JR.'S BANKRUPTCY. [CUSTOMER] WAS REPORTED TO HAVE COMMITTED SUICIDE DURING THE SUMMER OF 2006.



End of Report

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