



## IAPD Report

# LOWELL THOMAS FLETCHER

CRD# 4466423

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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

### LOWELL THOMAS FLETCHER (CRD# 4466423)

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 **03/05/2024**.

### CURRENT EMPLOYERS

	Firm	CRD#	Registered Since
IA	AMERICAN CAPITAL MANAGEMENT, INC.	CRD# 122452	12/17/2014

### 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
B	REGULUS FINANCIAL GROUP, LLC	150631	Columbus, OH	09/06/2023 - 03/05/2024
B	AMERICAN EQUITY INVESTMENT CORPORATION	40199	WESTERVILLE, OH	02/25/2011 - 09/01/2023
IA	ESTATE PLANNING PROFESSIONALS	146957	WESTERVILLE, OH	09/13/2010 - 12/16/2014

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

#### Employment 1 of 1

Firm Name: **AMERICAN CAPITAL MANAGEMENT, INC.**

Main Address: 4222 GRANTLINE ROAD  
NEW ALBANY, IN 47150

Firm ID#: 122452

	Regulator	Registration	Status	Date
IA	Ohio	Investment Adviser Representative	Approved	12/17/2014

#### Branch Office Locations

**AMERICAN CAPITAL MANAGEMENT, INC.**  
1900 POLARIS PARKWAY  
COLUMBUS, OH 43240



## 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 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
<b>B</b> Securities Industry Essentials Examination (SIE)	SIE	10/01/2018
<b>B</b> General Securities Representative Examination (S7)	Series 7	01/03/2002

#### State Securities Law Exams

Exam	Category	Date
<b>IA</b> <b>B</b> Uniform Combined State Law Examination (S66)	Series 66	01/31/2002



### 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
B	09/06/2023 - 03/05/2024	REGULUS FINANCIAL GROUP, LLC	CRD# 150631	Columbus, OH
B	02/25/2011 - 09/01/2023	AMERICAN EQUITY INVESTMENT CORPORATION	CRD# 40199	WESTERVILLE, OH
IA	09/13/2010 - 12/16/2014	ESTATE PLANNING PROFESSIONALS	CRD# 146957	WESTERVILLE, OH
IA	12/04/2006 - 09/08/2010	WELLS FARGO ADVISORS, LLC	CRD# 19616	DUBLIN, OH
B	12/01/2006 - 09/08/2010	WELLS FARGO ADVISORS, LLC	CRD# 19616	DUBLIN, OH
IA	06/19/2002 - 12/14/2006	MERRILL LYNCH PIERCE FENNER & SMITH INC.	CRD# 7691	COLUMBUS, OH
B	01/04/2002 - 12/14/2006	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	CRD# 7691	COLUMBUS, OH

### 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
09/2023 - Present	Regulus Financial Group, LLC	Registered Representative	Y	Kentwood, MI, United States
12/2014 - Present	AMERICAN CAPITAL MANAGEMENT CORPORATION	IAR	Y	NEW ALBANY, IN, United States
02/2011 - 08/2023	AMERICAN EQUITY INVESTMENT CORP	REGISTERED REP.	Y	NEW ALBANY, IN, 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.

I AM AN INVESTMENT ADVISOR REPRESENTATIVE WITH AMERICAN CAPITAL MANAGEMENT. THIS IS INVESTMENT RELATED. I SPEND 40 HOURS PER WEEK AT THIS BUSINESS.



## 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
Termination	1

### 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:** EASTWIND CAPITAL, LLC

**Termination Type:** Discharged

**Termination Date:** 12/16/2014

**Allegations:** REMOVED CLIENT INFORMATION AND PROPRIETARY FIRM INFORMATION FROM OFFICE WITHOUT PERMISSION.

**Product Type:** No Product

**Firm Statement** PRIOR TO INDIVIDUAL SUBMITTING RESIGNATION, IT WAS FOUND THAT MR. FLETCHER REMOVED CLIENT DATA FROM THE FIRM'S COMPUTER SYSTEM AND OBTAINED FIRM PROPRIETARY INFORMATION FROM FIRM'S OFFICE WITHOUT PRIOR PERMISSION OR AUTHORIZATION.

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**Reporting Source:** Individual

**Firm Name:** EASTWIND CAPITAL, LLC

**Termination Type:** Discharged

**Termination Date:** 12/16/2014

**Allegations:** REMOVED CLIENT INFORMATION AND PROPRIETARY FIRM INFORMATION FROM OFFICE WITHOUT PERMISSION.

**Product Type:** No Product

**Broker Statement** THIS FILING IS MADE IN RESPONSE TO THE DISCLOSURE CLAIMS FILED BY MICHAEL VALLEY OF EASTWIND CAPITAL, LLC AGAINST LOWELL THOMAS FLETCHER ON TUESDAY, DECEMBER 16TH, 2014.

(LOWELL THOMAS FLETCHER'S RESPONSE)





FIRST AND FOREMOST, I WAS NOT TERMINATED FROM EASTWIND CAPITAL, LLC; I RESIGNED VIA A PHONE CONVERSATION WITH THE OWNER, MICHAEL VALLEY, ON DECEMBER 7, 2014. I ALSO REQUESTED A FORMAL RELEASE VIA EMAIL ON DECEMBER 8, 2014. MR. VALLEY FILED THE U5 DATED DECEMBER 16, 2014 AND THE STATED REASON FOR TERMINATION WAS LISTED AS "DISCHARGED." THE CORRECT LISTING SHOULD HAVE BEEN "PERMITTED TO RESIGN," SINCE THAT IS WHAT HAPPENED ON DECEMBER 7, 2014.

ADDITIONALLY, MR. VALLEY'S TERMINATION EXPLANATION CLAIMS THAT "PRIOR TO RECEIPT OF FORMAL LETTER OF RESIGNATION, INDIVIDUAL REMOVED PROPRIETARY CLIENT AND PORTFOLIO INFORMATION FROM THE FIRM'S OFFICE". THIS STATEMENT IS FALSE, AND MICHAEL VALLEY ACTUALLY ADMITTED IT WAS NOT TRUE TO TIMOTHY PEOPLES, PRESIDENT OF OUR BROKER DEALER, AMERICAN EQUITY INVESTMENT CORPORATION. IN A PHONE CONVERSATION WITH MR. PEOPLES, MICHAEL VALLEY STATED THE ONLY INFORMATION I RETAINED WAS THAT OF MY OWN PERSONAL CLIENTS I BROUGHT TO THE FIRM.

LASTLY, ANSWERING "YES" TO DISCLOSURE QUESTION 7F (2) IS ALSO FALSE. THIS STATEMENT SHOULD BE CHECKED "NO" BECAUSE I WAS NEVER ACCUSED OF ANY WRONGDOING OF ANY KIND PRIOR TO MY RESIGNATION. IT WAS ONLY AFTER MY RESIGNATION THAT SUCH ACCUSATIONS CAME OUT, WHICH IS NOTHING MORE THAN A VINDICTIVE ATTEMPT TO DAMAGE ME DUE TO MY RESIGNATION. HAD I NOT RESIGNED, I WOULD STILL BE WORKING THERE TODAY, WITH A CLEAN U5.

(AMERICAN EQUITY INVESTMENT COMPANY, AEIC, RESPONSE)  
AEIC HAS BEEN IN CONTACT WITH BOTH MR. FLETCHER AND MR. VALLEY MULTIPLE TIMES SINCE DECEMBER 8, 2014 AND WE FULLY SUPPORT THE STATEMENTS MADE BY MR. FLETCHER. WE BELIEVE THAT QUESTION 7F (2) SHOULD BE MARKED "NO" AND THAT A DISCLOSURE SHOULD NOT HAVE BEEN FILED.

AEIC CAN FIND NO EVIDENCE SUPPORTING THE CLAIMS MADE BY MR. VALLEY. AS SUCH, AEIC AND MR. VALLEY MUTUALLY AGREED TO PART WAYS AND HIS FULL TERMINATION FROM THE BROKER DEALER WAS FILED DECEMBER 18, 2014.



## End of Report

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