

BEFORE THE ARKANSAS SECURITIES COMMISSIONER
CASE NO. S-13-0095

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ARKANSAS SECURITIES DEPT.

IN THE MATTER OF:

EVERTON ALEXANDER MURDOCK

RESPONDENT

REQUEST FOR CEASE AND DESIST ORDER

The Staff of the Arkansas Securities Department (“Staff”) has received information and has in its possession certain evidence indicating that Everton Alexander Murdock has violated provisions of the Arkansas Securities Act (“Act”), codified at Ark. Code Ann. §§ 23-42-101 through 23-42-509.

ADMINISTRATIVE AUTHORITY

1. This matter is brought in connection with violations of the Act and is therefore properly before the Arkansas Securities Commissioner (“Commissioner”) in accordance with Ark. Code Ann. § 23-42-209.

RESPONDENT

2. Everton Alexander Murdock (“Murdock”), CRD No. 3149373, is a New York resident who was employed as a broker-dealer agent with National Securities Corporation (“NSC”), CRD No. 7569, from December 21, 2012, until his discharge on July 9, 2013. Murdock was not registered with the Department in any capacity during his employment with NSC.

FACTS SUPPORTING REQUEST FOR CEASE AND DESIST ORDER

3. On June 18, 2013, Murdock contacted an Arkansas resident (“AR1”) on a cold call recommending the purchase of stock in an initial public offering by HD Supply Holdings, Inc. (“HDS”). Murdock was not aware at the time of the call that AR1 was employed as a Senior

Securities Examiner with the Arkansas Securities Department (“Department”) and that he had contacted AR1 on a Department phone during business hours.

APPLICABLE LAW

4. Ark. Code Ann. § 23-42-301(a) provides that it is unlawful for any person to transact business in Arkansas as a broker-dealer agent without first being registered as such pursuant to the Act.

CONCLUSIONS OF LAW

5. Murdock cold called AR1 and recommended the purchase of HDS stock. Murdock was not registered with the Department as an agent of NSC at the time of the cold call and, therefore, acted as an unregistered agent in violation of Ark. Code Ann. § 23-42-301(a).

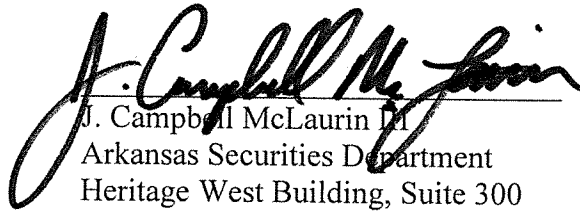
LEGAL AUTHORITY TO ISSUE CEASE AND DESIST ORDER

6. Ark. Code Ann. § 23-42-209(a)(1)(A) provides that whenever it appears to the Commissioner, upon sufficient grounds or evidence satisfactory to the Commissioner, that any person has engaged or is about to engage in any act or practice constituting a violation of any provision of the Act, or any rule or order under the Act, the Commissioner may summarily order the person to cease and desist from the act or practice.

PRAYER FOR RELIEF

WHEREFORE, the Staff respectfully requests that the Commissioner summarily order Murdock to immediately cease and desist from further violations of Ark. Code Ann. § 23-42-301(a) and Rule 308.01(d) of the Rules, and for all other relief to which the Staff may be entitled.

Respectfully Submitted,

A handwritten signature in black ink, reading "J. Campbell McLaurin III". The signature is written in a cursive style with a large, looping initial "J".

J. Campbell McLaurin III
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