

JOHN MORGAN
SECURITIES COMMISSIONER

TRAVIS ILES
DEPUTY SECURITIES COMMISSIONER

Mail: P.O. BOX 13167
AUSTIN, TEXAS 78711-3167

Phone: (512) 305-8300
Facsimile: (512) 305-8310



Texas State Securities Board

208 E. 10th Street, 5th Floor
Austin, Texas 78701-2407
www.ssb.texas.gov

BETH ANN BLACKWOOD
CHAIR

E. WALLY KINNEY
MEMBER

DAVID A. APPLEBY
MEMBER

ALAN WALDROP
MEMBER

MIGUEL ROMANO, JR.
MEMBER

IN THE MATTER OF THE
AGENT REGISTRATION OF
TREVOR M. CARNEY

§
§
§

Order No. REG17-CAF-05

TO: Trevor M. Carney (CRD #5657735)
Ascendant Alternative Strategies, LLC
13413 Galleria Circle
Building Q, Suite 150
Austin, Texas 78738

DISCIPLINARY ORDER

Be it remembered that Trevor M. Carney ("Respondent") appeared before the Securities Commissioner of the State of Texas ("Securities Commissioner") and consented to the entry of this order ("Order") and the Findings of Fact and the Conclusions of Law contained herein.

FINDINGS OF FACT

1. Respondent has waived (a) Respondent's right to notice and hearing in this matter; (b) Respondent's right to appear and present evidence in this matter; (c) Respondent's right to appeal this Order; and (d) all other procedural rights granted to the Respondent by The Securities Act, Tex. Rev. Civ. Stat. Ann. arts. 581-1 to 581-44 (West 2010 & Supp. 2016) ("Texas Securities Act"), and the Administrative Procedure Act, Tex. Gov't Code Ann. §§ 2001.001 to 2001.902 (West 2008 & Supp. 2016) ("Administrative Procedure Act").
2. From July 3, 2009 through February 8, 2010, Respondent was registered with the Securities Commissioner as an agent of Direct Capital Securities, Inc. ("Direct").
3. From September 16, 2010 through June 22, 2012, Respondent was registered with the Securities Commissioner as an agent of KBR Capital Markets, LLC ("KBR").

4. From May 28, 2014 through March 29, 2017, Respondent was registered with the Securities Commissioner as an agent of Axiom Capital Management, Inc. ("Axiom").
5. On March 28, 2017 Respondent applied for registration with the Securities Commissioner as an agent of Ascendant Alternative Strategies, LLC. This application is currently pending.

Failure to Update Form U4

6. Pursuant to §101.2(c) of the Rules and Regulations of the Texas State Securities Board (the "Board Rules") certain forms required to be filed with the Securities Commissioner, including Form U4, have been adopted as Board Rules.
7. The Form U4 is the Uniform Application for Securities Industry Registration or Transfer. Broker dealers, their agents, investment advisers, and investment advisor representatives must use this form to become registered with the appropriate jurisdictions and/or SROs and are under a continuing obligation to amend and update information required by the Form U4 as changes occur.
8. The Internal Revenue Service ("IRS") filed a lien on September 26, 2008 against Respondent for \$101,675.00 (the "First Lien").
9. Item 14M of the Form U4 requires the disclosure of whether the individual has any unsatisfied judgements or liens against him/her.
10. Respondent applied for registration with the Securities Commissioner as an agent of Direct on April 2, 2009, and did not disclose the First Lien.
11. Pursuant to §115.9(a)(6) of the Board Rules a person registered as an agent of a securities dealer shall report to the Securities Commissioner within thirty (30) days any change in any information previously disclosed to the Securities Commissioner on any application form or filing.
12. While registered with the Securities Commissioner as an agent of Direct, the IRS filed a second lien against Respondent on September 15, 2009 for \$138,733.00 ("Second Lien").
13. Respondent did not update Item 14 of Respondent's Form U4 within thirty (30) days of the filing of the Second Lien.
14. Furthermore, while registered as an agent of Direct, KBR and Axiom, Respondent filed multiple amendments to Respondent's Form U4 and repeatedly failed to update Item 14 to report the IRS tax liens to the Securities Commissioner.

15. It was not until January 27, 2016, over six (6) years after the Second Lien was filed, that Respondent updated Respondent's Form U4 to disclose the First and Second Liens from 2008 and 2009.


CONCLUSIONS OF LAW

1. A failure to disclose information required by the Form U4 constitutes a violation of a Board Rule.
2. Respondent's failure to disclose to the Securities Commissioner the changes of information in connection with Item 14M of the Form U4 within thirty (30) days of such changes are violations of §115.9(a)(6) of the Board Rules.
3. Pursuant to Section 14.A(6) of Texas Securities Act, Respondent's aforementioned violations of the Board Rules constitute bases for the issuance of an order reprimanding Respondent.
4. Pursuant to Section 23-1 of the Texas Securities Act, the aforementioned violations of the Board Rules constitute bases for the assessment of an administrative fine against the Respondent.

ORDER

1. It is therefore ORDERED that the agent registration of Trevor M. Carney is hereby GRANTED.
2. It is further ORDERED that Trevor M. Carney is hereby REPRIMANDED.
3. It is further ORDERED that Trevor M. Carney shall pay an ADMISTRATIVE FINE in the amount of Seven Thousand and Five Hundred Dollars (\$7,500). Payment shall be made by delivery of a cashier's check to the Securities Commissioner in the amount of Seven Thousand and Five Hundred Dollars (\$7,500) payable to the State of Texas, contemporaneously with the delivery of this Order.

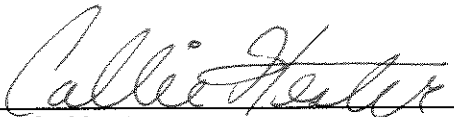
SIGNED AND ENTERED BY THE SECURITIES COMMISSIONER this 21st day of June, 2017.


JOHN MORGAN
Securities Commissioner


Respondent:

Trevor M. Carney

Approved as to Form:

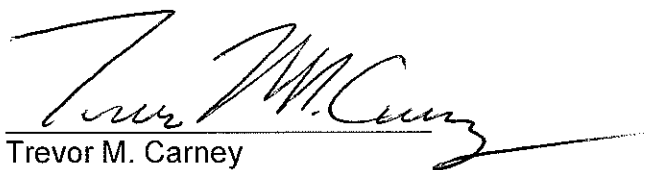


Callie A. Hester
Attorney, Inspections and
Compliance Division



Cristi Ramón
Attorney, Inspections and
Compliance Division

Respondent:


Trevor M. Carney

Approved as to Form:

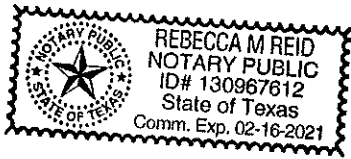
Callie A. Hester
Attorney, Inspections and
Compliance Division

Cristi Ramón
Attorney, Inspections and
Compliance Division

ACKNOWLEDGMENT

On the 19 day of June, 2017, Trevor M. Carney ("Respondent"), appeared before me, executed the foregoing Order, and acknowledged that:

1. Respondent has read the foregoing Order;
2. Respondent has been fully advised of his rights under the Texas Securities Act and the Administrative Procedure Act;
3. Respondent knowingly and voluntarily consents to the entry of the foregoing Order and the Findings of Fact and Conclusions of Law contained therein; and
4. Respondent, by consenting to the entry of the foregoing Order, has knowingly and voluntarily waived his rights as set forth therein.



[affix notary seal here]

A handwritten signature in cursive script, appearing to read "Rebecca M Reid".

Notary Public in and for
the State of Texas

My commission expires on: 02/16/21