



State Securities Board

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JOSE ADAN TREVINO
MEMBER

SSB Docket No. 99-020

IN THE MATTER OF THE
AGENT REGISTRATION OF
MICHAEL JOHN PACURAR

§
§
§

Order No. CAF-1349

TO: Michael John Pacurar (CRD# 2887443)
5234 Luzzane Lane #805
Indianapolis, Indiana 46220

DISCIPLINARY ORDER REPRIMANDING AN AGENT

Be it remembered that Michael John Pacurar ("Respondent") appeared before the Securities Commissioner of the State of Texas ("Securities Commissioner") and consented to the entry of this 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 Respondent by The Securities Act, TEX. REV. CIV. STAT. ANN. art. 581-1 et seq. (Vernon 1964 & Supp. 1999) ("Texas Securities Act"), and the Administrative Procedure Act, TEX. GOV'T CODE ANN. § 2001.001 et seq. (Vernon Supp. 1999) ("Administrative Procedure Act").
2. Respondent was charged with a felony on or about September 7, 1996. Respondent pled guilty and was convicted of a misdemeanor, operating a vehicle while intoxicated.
3. The Form U-4 application for registration requires applicants to disclose any felony charge.
4. Respondent has been registered with the Securities Commissioner as an agent of Charles Schwab & Co., Inc., since on or about March 20, 1998. While applying for registration with Charles Schwab & Co., Inc., Respondent failed to disclose the felony charge on his Form U-4 application for registration as required by that form.

Respondent subsequently amended his Form U-4 application for registration to disclose the charge on or about June 6, 1998.

5. Pursuant to § 101.2(c) of the Rules and Regulations of the State Securities Board ("Board Rules") certain forms required to be filed with the Securities Commissioner, including Form U-4, have been adopted as Board Rules.

CONCLUSIONS OF LAW

1. A failure to disclose information required by Form U-4 constitutes a violation of a Board Rule.
2. The foregoing rule violation constitutes a violation of Sections 14.A(6) and 14.A(7) of the Texas Securities Act, which are bases for the issuance of an order reprimanding an agent.
3. Pursuant to Section 23-1 of the Texas Securities Act, the foregoing violations of the Texas Securities Act and Board Rules constitute bases for the issuance of an order assessing an administrative fine against an agent.

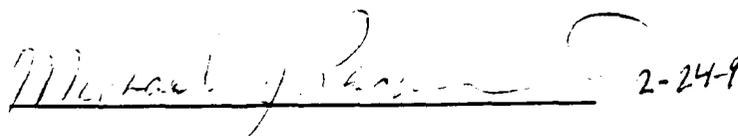
ORDER

1. It is therefore ORDERED that Respondent is hereby REPRIMANDED;
2. It is further ORDERED that Respondent is ASSESSED AN ADMINISTRATIVE FINE in the amount of Five Hundred Dollars (\$500.00). Payment shall be made by delivery of a cashier's check to the Securities Commissioner in the amount of Five Hundred Dollars (\$500.00), payable to the State of Texas, contemporaneously with the delivery of this Order.

SIGNED AND ENTERED BY THE SECURITIES COMMISSIONER this 8th day of March, 1999.


DENISE VOIGT CRAWFORD
Securities Commissioner

Respondent:
Michael John Pacurar


2-24-9

Approved as to Form:

Denise L. Claino for
Michael S. Gunst, Director
Dealer Registration Division

Charles S. Neal
Charles S. Neal, Attorney
Enforcement Division

ACKNOWLEDGMENT

On the 24th day of February, 1999, Michael John Pacurar, Respondent, personally appeared before me, executed the foregoing Order, and acknowledged that:

1. Respondent has read the foregoing Order;
2. Respondent has been fully advised of Respondent's 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 Respondent's rights as set forth therein.

Jeff Holzner
Notary Public in and for
the State of Indiana

[affix notary seal here]

My commission expires on:

1-20-07

Jeff Holzner