

BrokerCheck Report

ROBERT HAWKES POTTER

CRD# 1198202

Report #80651-60038, data current as of Tuesday, September 08, 2015.

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About BrokerCheck®

BrokerCheck offers information on all current, and many former, registered securities brokers, and all current and former registered securities firms. FINRA strongly encourages investors to use BrokerCheck to check the background of securities brokers and brokerage firms before deciding to conduct, or continue to conduct, business with them.

- **What is included in a BrokerCheck report?**

BrokerCheck reports for individual brokers include information such as employment history, professional qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards. BrokerCheck reports for brokerage firms include information on a firm's profile, history, and operations, as well as many of the same disclosure events mentioned above.

Please note that the information contained in a BrokerCheck 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 broker or brokerage firm, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

- **Where did this information come from?**

The information contained in BrokerCheck comes from FINRA's Central Registration Depository, or CRD® and is a combination of:

- information FINRA and/or the Securities and Exchange Commission (SEC) require brokers and brokerage firms to submit as part of the registration and licensing process, and
- information that regulators report regarding disciplinary actions or allegations against firms or brokers.

- **How current is this information?**

Generally, active brokerage firms and brokers are required to update their professional and disciplinary information in CRD within 30 days. Under most circumstances, information reported by brokerage firms, brokers and regulators is available in BrokerCheck the next business day.

- **What if I want to check the background of an investment adviser firm or investment adviser representative?**

To check the background of an investment adviser firm or representative, you can search for the firm or individual in BrokerCheck. If your search is successful, click on the link provided to view the available licensing and registration information in the SEC's Investment Adviser Public Disclosure (IAPD) website at <http://www.adviserinfo.sec.gov>. In the alternative, you may search the IAPD website directly or contact your state securities regulator at <http://www.finra.org/Investors/ToolsCalculators/BrokerCheck/P455414>.

- **Are there other resources I can use to check the background of investment professionals?**

FINRA recommends that you learn as much as possible about an investment professional before deciding to work with them. Your state securities regulator can help you research brokers and investment adviser representatives doing business in your state.



Using this site/information means that you accept the FINRA BrokerCheck Terms and Conditions. A complete list of Terms and Conditions can be found at

brokercheck.finra.org



For additional information about the contents of this report, please refer to the User Guidance or www.finra.org/brokercheck. It provides a glossary of terms and a list of frequently asked questions, as well as additional resources. For more information about FINRA, visit www.finra.org.

Thank you for using FINRA BrokerCheck.

ROBERT H. POTTER

CRD# 1198202

This broker is not currently registered.

Report Summary for this Broker



This report summary provides an overview of the broker's professional background and conduct. Additional information can be found in the detailed report.

Broker Qualifications

This broker is not currently registered.

This broker has passed:

- 1 Principal/Supervisory Exam
- 2 General Industry/Product Exams
- 2 State Securities Law Exams

Registration History

This broker was previously registered with the following securities firm(s):

CAMBRIA CAPITAL, LLC

CRD# 133760
SALT LAKE CITY, UT
08/2011 - 08/2015

WELLS FARGO ADVISORS, LLC

CRD# 19616
SALT LAKE CITY, UT
12/2005 - 08/2011

EAGLE GATE SECURITIES, INC.

CRD# 46959
SALT LAKE CITY, UT
09/1999 - 12/2005

Disclosure Events

All individuals registered to sell securities or provide investment advice are required to disclose customer complaints and arbitrations, regulatory actions, employment terminations, bankruptcy filings, and criminal or civil judicial proceedings.

Are there events disclosed about this broker? **Yes**

The following types of disclosures have been reported:

Type	Count
Investigation	2
Customer Dispute	3
Termination	1

Investment Adviser Representative Information

The information below represents the individual's record as a broker. For details on this individual's record as an investment adviser representative, visit the SEC's Investment Adviser Public Disclosure website at

<http://www.adviserinfo.sec.gov>

Broker Qualifications



Registrations

This section provides the self-regulatory organizations (SROs) and U.S. states/territories the broker is currently registered and licensed with, the category of each license, and the date on which it became effective. This section also provides, for every brokerage firm with which the broker is currently employed, the address of each branch where the broker works.

This broker is not currently registered.



Broker Qualifications

Industry Exams this Broker has Passed

This section includes all securities industry exams that the broker has passed. Under limited circumstances, a broker may attain a registration after receiving an exam waiver based on exams the broker has passed and/or qualifying work experience. Any exam waivers that the broker has received are not included below.

This individual has passed 1 principal/supervisory exam, 2 general industry/product exams, and 2 state securities law exams.

Principal/Supervisory Exams

Exam	Category	Date
General Securities Principal Examination	Series 24	05/03/1999

General Industry/Product Exams

Exam	Category	Date
National Commodity Futures Examination	Series 3	02/27/2006
General Securities Representative Examination	Series 7	10/15/1983

State Securities Law Exams

Exam	Category	Date
Uniform Securities Agent State Law Examination	Series 63	11/01/1983
Uniform Investment Adviser Law Examination	Series 65	01/21/2006

Additional information about the above exams or other exams FINRA administers to brokers and other securities professionals can be found at www.finra.org/brokerqualifications/registeredrep/.



Registration and Employment History

Registration History

The broker previously was registered with the following firms:

Registration Dates	Firm Name	CRD#	Branch Location
08/2011 - 08/2015	CAMBRIA CAPITAL, LLC	133760	SALT LAKE CITY, UT
12/2005 - 08/2011	WELLS FARGO ADVISORS, LLC	19616	SALT LAKE CITY, UT
09/1999 - 12/2005	EAGLE GATE SECURITIES, INC.	46959	SALT LAKE CITY, UT
03/1999 - 10/1999	FINANCIAL WEST GROUP	16668	WESTLAKE VILLAGE, CA
09/1992 - 12/1998	SALOMON SMITH BARNEY INC.	7059	NEW YORK, NY
02/1988 - 09/1992	LEHMAN BROTHERS INC.	7506	NEW YORK, NY
05/1987 - 02/1988	E. F. HUTTON & COMPANY INC	235	
10/1983 - 05/1987	MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED	7691	

Employment History

This section provides up to 10 years of an individual broker's employment history as reported by the individual broker on the most recently filed Form U4.

Please note that the broker is required to provide this information only while registered with FINRA or a national securities exchange and the information is not updated via Form U4 after the broker ceases to be registered. Therefore, an employment end date of "Present" may not reflect the broker's current employment status.

Employment Dates	Employer Name	Employer Location
12/2005 - Present	WACHOVIA SECURITIES, LLC	SALT LAKE CITY, UT
03/1999 - 12/2005	EAGLE GATE SECURITIES, INC.	SALT LAKE CITY, UT

Other Business Activities

This section includes information, if any, as provided by the broker regarding other business activities the broker 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 Events

What you should know about reported disclosure events:

1. All individuals registered to sell securities or provide investment advice are required to disclose customer complaints and arbitrations, regulatory actions, employment terminations, bankruptcy filings, and criminal or civil judicial proceedings.
2. **Certain thresholds must be met before an event is reported to CRD, for example:**
 - A law enforcement agency must file formal charges before a broker is required to disclose a particular criminal event.
 - A customer dispute must involve allegations that a broker engaged in activity that violates certain rules or conduct governing the industry and that the activity resulted in damages of at least \$5,000.
3. **Disclosure events in BrokerCheck reports come from different sources:**
 - As mentioned at the beginning of this report, information contained in BrokerCheck comes from brokers, brokerage 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 BrokerCheck report. The different versions will be separated by a solid line with the reporting source labeled.
4. **There are different statuses and dispositions for disclosure events:**
 - A disclosure event may have a status of *pending*, *on appeal*, or *final*.
 - A "pending" event involves allegations that have not been proven or formally adjudicated.
 - An event that is "on appeal" involves allegations that have been adjudicated but are currently being appealed.
 - A "final" event has been concluded and its resolution is not subject to change.
 - A final 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 involves an agreement by the parties to resolve the matter. Please note that brokers and brokerage firms may choose to settle customer disputes or regulatory matters for business or other reasons.
 - A "resolved" matter usually involves no payment to the customer and no finding of wrongdoing on the part of the individual broker. Such matters generally involve customer disputes.

For your convenience, below is a matrix of the number and status of disclosure events involving this broker. Further information regarding these events can be found in the subsequent pages of this report. You also may wish to contact the broker to obtain further information regarding these events.

	Pending	Final	On Appeal
Customer Dispute	0	3	N/A



Investigation	2	N/A	N/A
Termination	N/A	1	N/A



Disclosure Event Details

When evaluating this information, please keep in mind that a disclosure event may be pending or involve allegations that are contested and have not been resolved or proven. The matter may, in the end, be withdrawn, dismissed, resolved in favor of the broker, or concluded through a negotiated settlement for certain business reasons (e.g., to maintain customer relationships or to limit the litigation costs associated with disputing the allegations) with no admission or finding of wrongdoing.

This report provides the information exactly as it was reported to CRD and therefore some of the specific data fields contained in the report may be blank if the information was not provided to CRD.

Customer Dispute - Award/Judgment

This type of disclosure event involves a final, consumer-initiated, investment-related arbitration or civil suit containing allegations of sales practice violations against the broker that resulted in an arbitration award or civil judgment for the customer.

Disclosure 1 of 1

Reporting Source:	Regulator
Employing firm when activities occurred which led to the complaint:	SMITH BARNEY INC.
Allegations:	UNAUTHORIZED TRADING; CHURNING; SUITABILITY; ACCOUNT RELATED - FAILURE TO SUPERVISE
Product Type:	
Alleged Damages:	\$3,000,000.00
Arbitration Information	
Arbitration/Reparation Claim filed with and Docket/Case No.:	NASD - CASE #95-05966
Date Notice/Process Served:	12/26/1995
Arbitration Pending?	No
Disposition:	Other
Disposition Date:	03/31/1997
Disposition Detail:	AWARD AGAINST PARTY ***POTTER IS J&S LIABLE FOR \$66,152.00***



Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: SMITH BARNEY INC.

Allegations: EXCESSIVE, UNAUTHORIZED, UNSUITABLE TRADING.
CLIENT SOUGHT \$3,000,000 IN ACTUAL DAMAGES AND \$10,000,000 IN PUNITIVE DAMAGES.

Product Type:

Alleged Damages: \$3,000,000.00

Customer Complaint Information

Date Complaint Received:

Complaint Pending? No

Status: Arbitration/Reparation

Status Date: 03/31/1997

Settlement Amount:

Individual Contribution Amount:

Arbitration Information

Arbitration/Reparation Claim filed with and Docket/Case No.: [NASD; 95-05966](#)

Date Notice/Process Served: 12/26/1995

Arbitration Pending? No

Disposition: Award to Customer

Disposition Date: 03/31/1997

Monetary Compensation Amount: \$66,152.00

Individual Contribution Amount: \$0.00

Broker Statement

CLAIMANT AWARDED \$66,152 AND WAS TOLD TO PAY THE COST OF THE ARBITRATION. NO OTHER PENALTIES, FINES OR OTHER TERMS OF DISPOSITION. SMITH BARNEY PAID THE JUDGEMENT. THE CLIENT, [CUSTOMER], CLAIMS AND ALLEGATIONS WERE WITHOUT MERIT.



Customer Dispute - Closed-No Action/Withdrawn/Dismissed/Denied

This type of disclosure event involves (1) a consumer-initiated, investment-related arbitration or civil suit containing allegations of sales practice violations against the individual broker that was dismissed, withdrawn, or denied; or (2) a consumer-initiated, investment-related written complaint containing allegations that the broker engaged in sales practice violations resulting in compensatory damages of at least \$5,000, forgery, theft, or misappropriation, or conversion of funds or securities, which was closed without action, withdrawn, or denied.

Disclosure 1 of 2

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: WACHOVIA SECURITIES, LLC

Allegations: UT RESIDENT DEPOSITED \$400,000 IN JUNE 2007. ACCOUNT WAS CLOSED WITH ABOUT \$21,500 LEFT. CLIENT CLAIMS UNSUITABLE RECOMMENDATIONS AND UNAUTHORIZED TRADES. HE WOULD LIKE THE RETURN OF HIS PRINCIPAL.

Product Type: Equity - OTC

Alleged Damages: \$378,500.00

Customer Complaint Information

Date Complaint Received: 12/08/2008

Complaint Pending? No

Status: Denied

Status Date: 12/22/2008

Settlement Amount:

Individual Contribution Amount:

Broker Statement THE FIRM'S REVIEW DID NOT REVEAL ANY EVIDENCE OF WRONDOING. THE ALLEGATIONS AND DEMAND FOR REMUNERATION WERE DENIED IN THEIR ENTIRETY.

Disclosure 2 of 2

Reporting Source: Firm

Employing firm when activities occurred which led to the complaint: SMITH BARNEY INC.



Allegations:

Product Type:

Alleged Damages:

Customer Complaint Information

Date Complaint Received: 04/01/1998

Complaint Pending? No

Status: Denied

Status Date: 06/23/1998

Settlement Amount:

Individual Contribution Amount:

Reporting Source: Broker

Employing firm when activities occurred which led to the complaint: SMITH BARNEY INC.

Allegations: THE CLIENT WROTE A LETTER TO HAVE LIMITED DISCRETION REMOVED FROM THE ACCOUNT. HE STATED IN THE REASON HE WANTED THE DISCRETION REMOVED WAS THAT HE LOST OR CLAIMED HE LOST APPROXIMATELY \$100,000.00 AND DESIRED TO KEEP THE ACCOUNT OPEN AND DEPOSIT ANOTHER 200,000.00 BUT DID NOT WANT ANY DISCRETIONARY AUTHORITY TO ACCESS THE NEW FUNDS FOR TRADING. NO DAMAGES WERE SPECIFIED.

Product Type:

Alleged Damages:

Customer Complaint Information

Date Complaint Received: 04/01/1998

Complaint Pending? No

Status: Denied

Status Date: 06/23/1998



Settlement Amount:

Individual Contribution Amount:

Broker Statement

NONE
CUSTOMER CALLED SMITH BARNEY TO HAVE THE
LIMITED TRADING AUTHORITY FROM HIS ACCOUNT. HE WAS TOLD HE
HAD
TO WRITE A LETTER AND GIVE A REASON, OTHERWISE HE WOULD
NEVER
HAVE WRITTEN A LETTER. IN THE LETTER HE STATED SPECIFICALLY
THAT THE PURPOSE OF THE LETTER WAS TO REMOVE THE DISCRETION
BECAUSE HE WAS DEPOSITING \$200,000.00 INTO THE ACCOUNT. WHILE
HE DID MENTION HIS TRADING LOSSES, HE MADE NO CLAIM FOR
DAMAGES. I DON'T BELIEVE HE INTENDED TO MAKE A COMPLAINT AT
ALL BECAUSE AFTER HE WROTE THE LETTER I SPOKE TO HIM AND SAID
HE HAD NO HARD FEELINGS OR PROBLEMS WITH THE LOSSES.



Investigation

This type of disclosure event involves any ongoing formal investigation by an entity such as a grand jury state or federal agency, self-regulatory organization or foreign regulatory authority. Subpoenas, preliminary or routine regulatory inquiries, and general requests by a regulatory entity for information are not considered investigations and therefore are not included in a BrokerCheck report.

Disclosure 1 of 2

Reporting Source: Firm

Initiated By: FINANCIAL INDUSTRY REGULATORY AUTHORITY

Notice Date: 07/31/2014

Details: FINRA MATTER 2014041579901. INQUIRY WITH RESPECT TO A 4530 DISCLOSURE REPORTING.

Is Investigation pending? Yes

Disclosure 2 of 2

Reporting Source: Firm

Initiated By: NATIONAL FUTURES ASSOCIATION

Notice Date: 08/03/2015

Details: NFA MATTER 2015-CEXM-00435. INVESTIGATION OF EVENTS THAT LEAD TO MR. POTTER'S DISCHARGE FROM CAMBRIA

Is Investigation pending? Yes



Employment Separation After Allegations

This type of disclosure event involves a situation where the broker voluntarily resigned, was discharged, or was permitted to resign after being accused of (1) violating investment-related statutes, regulations, rules or industry standards of conduct; (2) fraud or the wrongful taking of property; or (3) failure to supervise in connection with investment-related statutes, regulations, rules, or industry standards of conduct.

Disclosure 1 of 1

Reporting Source:	Firm
Employer Name:	CAMBRIA CAPITAL, LLC
Termination Type:	Discharged
Termination Date:	08/03/2015
Allegations:	AN INDIVIDUAL ALLEGED MR. POTTER WAS INSTRUCTED TO OPEN COMMODITIES/FUTURES ACCOUNT IN THE NAME OF THE INDIVIDUAL AND DEPOSIT FUNDS FOR INVESTMENT IN OIL FUTURES CONTRACT(S). THE INDIVIDUAL ALLEGES NO ACCOUNT WAS EVER ESTABLISHED AND QUESTIONS THE VALIDITY OF ANY TRANSACTIONS DESPITE REPRESENTATIONS FROM MR. POTTER THAT THE CUSTOMER HAD PURCHASED A CONTRACT FOR OIL FUTURES AND PROVIDED A VALUATION OF THE POSITION.
Product Type:	Futures Commodity

End of Report



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