

## BrokerCheck Report

# TRACY NEAL WENGERT

CRD# 3182678

Report #56766-47172, data current as of Friday, October 30, 2015.

<u>Section Title</u>	<u>Page(s)</u>
Report Summary	1
Broker Qualifications	2 - 3
Registration and Employment History	4
Disclosure Events	5

## 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](http://brokercheck.finra.org)



For additional information about the contents of this report, please refer to the User Guidance or [www.finra.org/brokercheck](http://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](http://www.finra.org).

**Thank you for using FINRA BrokerCheck.**

**TRACY N. WENGERT**

CRD# 3182678

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

### Registration History

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

**TRANSAMERICA FINANCIAL ADVISORS, INC**

CRD# 16164  
MESA, AZ  
01/2012 - 02/2015

**WORLD GROUP SECURITIES, INC.**

CRD# 114473  
MESA, AZ  
04/2002 - 01/2012

**WMA SECURITIES, INC.**

CRD# 32625  
DULUTH, GA  
02/1999 - 04/2002

### 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
Customer Dispute	4
Termination	1
Financial	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, 1 general industry/product exam, and 2 state securities law exams.**

### Principal/Supervisory Exams

Exam	Category	Date
Investment Company Products/Variable Contracts Principal Examination	Series 26	07/20/2000

### General Industry/Product Exams

Exam	Category	Date
Investment Company Products/Variable Contracts Representative Examination	Series 6	02/17/1999

### State Securities Law Exams

Exam	Category	Date
Uniform Securities Agent State Law Examination	Series 63	02/17/1999
Uniform Investment Adviser Law Examination	Series 65	08/12/2005

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/](http://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
01/2012 - 02/2015	TRANSAMERICA FINANCIAL ADVISORS, INC	16164	MESA, AZ
04/2002 - 01/2012	WORLD GROUP SECURITIES, INC.	114473	MESA, AZ
02/1999 - 04/2002	WMA SECURITIES, INC.	32625	DULUTH, GA

### 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
01/2012 - Present	TRANSAMERICA FINANCIAL ADVISORS, INC	MESA, AZ
01/2012 - Present	TRANSAMERICA FINANCIAL ADVISORS, INC	MESA, AZ
06/2001 - Present	WFG	MESA, AZ
05/2000 - Present	FINANCIAL LIFESTYLE STRATEGIES	GILBERT, AZ
05/2000 - Present	TRACE WENGERT CPA	GILBERT, AZ
06/2006 - 04/2012	IAI, INC.	MESA, AZ
04/2002 - 04/2012	WORLD GROUP SECURITIES, INC.	MESA, AZ
04/2003 - 12/2006	COMMUNITY LENDING	TEMPE, AZ

### 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	3	1	N/A



Termination	N/A	1	N/A
Financial	0	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 - Settled

This type of disclosure event involves a consumer-initiated, investment-related complaint, arbitration proceeding or civil suit containing allegations of sale practice violations against the broker that resulted in a monetary settlement to the customer.

#### Disclosure 1 of 1

<b>Reporting Source:</b>	Broker
<b>Employing firm when activities occurred which led to the complaint:</b>	WMA SECURITIES, INC.
<b>Allegations:</b>	CLIENT ALLEGES THAT THE REPRESENTATIVE DID NOT DELIVER THE VARIABLE UNIVERSAL LIFE INSURANCE POLICY ISSUED ON 05/22/2001. CLIENT IS REQUESTING A REFUND OF PREMIUMS.
<b>Product Type:</b>	Insurance
<b>Alleged Damages:</b>	\$5,899.21

### Customer Complaint Information

<b>Date Complaint Received:</b>	03/13/2003
<b>Complaint Pending?</b>	No
<b>Status:</b>	Settled
<b>Status Date:</b>	03/27/2003
<b>Settlement Amount:</b>	\$5,899.21
<b>Individual Contribution Amount:</b>	\$0.00
<b>Broker Statement</b>	PRODUCT PROVIDER ISSUED THE CLIENT A REFUND OF PREMIUMS UNDER THE "FREE LOOK" PROVISION.



## Customer Dispute - Pending

This type of disclosure event involves (1) a pending consumer-initiated, investment-related arbitration or civil suit that contains allegations of sales practice violations against the broker; or (2) a pending, 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.

### Disclosure 1 of 3

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	TRANSAMERICA FINANCIAL ADVISORS, INC. ("TFA") F/K/A WORLD GROUP SECURITIES, INC. ("WGS")
<b>Allegations:</b>	CLIENT ALLEGES MR. WENGERT ESTABLISHED ACCOUNTS FOR THE CLIENT OUTSIDE OF TFA AND MADE UNSUITABLE TRADES WHICH RESULTED IN FINANCIAL LOSSES.
<b>Product Type:</b>	Equity-OTC Equity Listed (Common & Preferred Stock) Options
<b>Alleged Damages:</b>	\$100,000.00
<b>Alleged Damages Amount Explanation (if amount not exact):</b>	DEMAND STATES "DAMAGES AGAINST RESPONDENTS OF AT LEAST APPROXIMATELY \$100,000 IN A SPECIFIC AMOUNT TO BE PROVEN AT ARBITRATION."
<b>Is this an oral complaint?</b>	No
<b>Is this a written complaint?</b>	Yes
<b>Is this an arbitration/CFTC reparation or civil litigation?</b>	Yes
<b>Arbitration/Reparation forum or court name and location:</b>	FINRA
<b>Docket/Case #:</b>	15-02170
<b>Filing date of arbitration/CFTC reparation or civil litigation:</b>	09/01/2015

### Customer Complaint Information

<b>Date Complaint Received:</b>	09/04/2015
<b>Complaint Pending?</b>	Yes
<b>Settlement Amount:</b>	



**Individual Contribution  
Amount:**

---

**Disclosure 2 of 3**

**Reporting Source:** Firm

**Employing firm when activities occurred which led to the complaint:** TRANSAMERICA FINANCIAL ADVISORS, INC. ("TFA")

**Allegations:** FORMER RR TRACY WENGERT WAS A NAMED RESPONDENT IN A FINRA ARBITRATION WHICH ALLEGED THAT BETWEEN APPROXIMATELY AUGUST 2013 TO JANUARY 2015 THE RR MISREPRESENTED THE COMPLAINANTS INVESTMENTS AND MANAGED THEIR ASSETS AT A THIRD-PARTY BROKER DEALER ON A DISCRETIONARY BASIS. ACCORDING TO THE COMPLAINANT, THE RR ALLEGEDLY PLACED UNSUITABLE AND HIGH RISK TRADES WHICH RESULTED IN A TOTAL LOSS OF ACCOUNT VALUE.

**Product Type:** Options

**Alleged Damages:** \$307,416.26

**Is this an oral complaint?** No

**Is this a written complaint?** Yes

**Is this an arbitration/CFTC reparation or civil litigation?** Yes

**Arbitration/Reparation forum or court name and location:** FINRA

**Docket/Case #:** 15-01106

**Filing date of arbitration/CFTC reparation or civil litigation:** 05/11/2015

**Customer Complaint Information**

**Date Complaint Received:** 06/22/2015

**Complaint Pending?** Yes

**Settlement Amount:**

**Individual Contribution  
Amount:**

---



### Disclosure 3 of 3

**Reporting Source:** Broker

**Employing firm when activities occurred which led to the complaint:** TRANSAMERICA FINANCIAL ADVISORS, INC. ("TFA")

**Allegations:** REGISTERED REPRESENTATIVE TRACEY WENGERT WAS NAMED AS A RESPONDENT IN A CIVIL LITIGATION WHICH ALLEGED THAT DURING THE PERIOD OF DECEMBER 2010 THROUGH JANUARY 2014 HE BREACHED HIS FIDUCIARY DUTY TO THE ABOVE NAMED CLIENTS BY MISREPRESENTING THEIR INVESTMENT STRATEGY, EXPERIENCE AND NEEDS. THE CLIENTS FURTHER ALLEGE THAT MR. WENGERT ENCOURAGED THEM TO TRANSFER RETIREMENT FUNDS FROM AN ACCOUNT MANAGED BY AN OUTSIDE MONEY MANAGER TO A BROKERAGE ACCOUNT AT A THIRD-PARTY BROKER DEALER WHICH MR. WENGERT WOULD MANAGE ON A DISCRETIONARY BASIS. ACCORDING TO THE CLIENTS, MR. WENGERT PLACED UNSUITABLE AND HIGH RISK TRADES RESULTING IN SUBSTANTIAL FINANCIAL LOSSES. DURING THIS PERIOD, THE CLIENTS ALLEGED THEY PAID COMMISSIONS TO MR. WENGERT DIRECTLY IN ADDITION TO THE COMMISSIONS BILLED BY THE OUTSIDE BROKER DEALER FOR THE TRADES EXECUTED BY MR. WENGERT. THE CLIENTS FURTHER ALLEGE THAT WHILE ACTING AS CPA, MR. WENGERT MISCHARACTERIZED LOSSES ON THEIR TAX RETURNS. IN THEIR STATEMENT OF CLAIM, THE CLIENTS ALSO ALLEGE MR. WENGERT ATTEMPTED TO SETTLE THE MATTER AWAY FROM TFA, PARTIALLY COMPENSATED THEM FOR THEIR LOSSES AND DISCOURAGED THEM FROM CONTACTING AN ATTORNEY.

**Product Type:** Options

**Alleged Damages:** \$732,037.24

**Alleged Damages Amount Explanation (if amount not exact):** FURTHER ALLEGED DAMAGES OF UNKNOWN VALUE INCLUDE COMMISSION DISGORGEMENT, BACK TAXES, PENALTIES, PRE-JUDGMENT AND POST- JUDGMENT INTEREST, AND OTHER RELIEF AS DEEMED EQUITABLE

### Civil Litigation Information

**Type of Court:** State Court

**Name of Court:** STATE OF ARIZONA SUPERIOR COURT

**Location of Court:** PIMA COUNTY

**Docket/Case #:** C20146584

**Date Notice/Process Served:** 12/30/2014



**Litigation 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

<b>Reporting Source:</b>	Firm
<b>Employer Name:</b>	TRANSAMERICA FINANCIAL ADVISORS, INC.
<b>Termination Type:</b>	Discharged
<b>Termination Date:</b>	01/30/2015
<b>Allegations:</b>	MR. WENGERT WAS TERMINATED FROM ASSOCIATION WITH TRANSAMERICA FINANCIAL ADVISORS, INC. EFFECTIVE JANUARY 30, 2015 IN CONNECTION WITH A MATTER IN WHICH HE WAS ALLEGED TO HAVE MANAGED CLIENT ACCOUNTS ON A DISCRETIONARY BASIS WITHOUT APPROVAL OR OVERSIGHT THROUGH ANOTHER BROKER-DEALER.
<b>Product Type:</b>	Options



## Financial - Final

This type of disclosure event involves a bankruptcy, compromise with one or more creditors, or Securities Investor Protection Corporation liquidation involving the broker or an organization/brokerage firm the broker controlled that occurred within the last 10 years.

### Disclosure 1 of 1

<b>Reporting Source:</b>	Broker
<b>Action Type:</b>	Compromise
<b>Action Date:</b>	11/29/2011
<b>Organization Investment-Related?</b>	
<b>Type of Court:</b>	N/A
<b>Name of Court:</b>	N/A
<b>Location of Court:</b>	N/A
<b>Docket/Case #:</b>	N/A
<b>Action Pending?</b>	No
<b>Disposition:</b>	Satisfied/Released
<b>Disposition Date:</b>	05/31/2012
<b>If a compromise with creditor, provide:</b>	
<b>Name of Creditor:</b>	JP MORGAN CHASE
<b>Original Amount Owed:</b>	\$138,062.31
<b>Terms Reached with Creditor:</b>	SETTLED FOR \$14,283.00, WHICH WAS PAID

## End of Report



**This page is intentionally left blank.**