

BrokerCheck Report

CLINTON F. BYRD

CRD# 4673625

<u>Section Title</u>	<u>Page(s)</u>
Report Summary	1
Broker Qualifications	2 - 3
Registration and Employment History	5
Disclosure Events	6



Please be aware that fraudsters may link to BrokerCheck from phishing and similar scam websites, trying to steal your personal information or your money. Make sure you know who you're dealing with when investing, and contact FINRA with any concerns.

For more information read our [investor alert](#) on imposters.

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 <https://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.

Thank you for using FINRA BrokerCheck.



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.](http://www.finra.org)

CLINTON F. BYRD

CRD# 4673625

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:

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

Registration History

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

- B** **CANTELLA & CO., INC.**
CRD# 13905
TALLAHASSEE, FL
08/2007 - 06/2021
- B** **MORGAN STANLEY & CO., INCORPORATED**
CRD# 8209
TALLAHASSEE, FL
04/2007 - 07/2007
- B** **MORGAN STANLEY DW INC.**
CRD# 7556
TALLAHASSEE, FL
08/2003 - 04/2007

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
Regulatory Event	1
Customer Dispute	2
Termination	2

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

<https://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 0 principal/supervisory exams, 3 general industry/product exams, and 1 state securities law exam.

Principal/Supervisory Exams

Exam	Category	Date
No information reported.		

General Industry/Product Exams

Exam	Category	Date
B Securities Industry Essentials Examination	SIE	10/01/2018
B Futures Managed Funds Examination	Series 31	12/05/2003
B General Securities Representative Examination	Series 7	08/07/2003

State Securities Law Exams

Exam	Category	Date
B IA Uniform Combined State Law Examination	Series 66	08/28/2003

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/.

Broker Qualifications



Professional Designations

This section details that the representative has reported **0** professional designation(s).

No information reported.



Registration and Employment History

Registration History

The broker previously was registered with the following firms:

Registration Dates	Firm Name	CRD#	Branch Location
B 08/2007 - 06/2021	CANTELLA & CO., INC.	13905	TALLAHASSEE, FL
B 04/2007 - 07/2007	MORGAN STANLEY & CO., INCORPORATED	8209	TALLAHASSEE, FL
B 08/2003 - 04/2007	MORGAN STANLEY DW INC.	7556	TALLAHASSEE, FL

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	Employer Name	Position	Investment Related	Employer Location
08/2007 - Present	CANTELLA & CO INC	REGISTERED REP	Y	BOSTON, MA, United States

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.

1) PROFESSIONAL VIDEO RESOURCES INC. NON INVESTMENT RELATED. OFFICER; ASSIST WITH THE PRODUCTION OF VIDEOS FOR EDUCATIONAL INSTITUTIONS AND THE GENERAL PUBLIC. PROVIDE BUSINESS CONSULTING. APPROX. 10HOURS PER MONTH OUTSIDE SECURITIES TRADING HOURS. COMPENSATION; REIMBURSEMENT FOR EXPENSES AND MINIMAL FEES FOR ASSISTING TECHNICAL CREW.

2) KITCHEN BYRD PRODUCTIONS-THEATRICAL PRODUCTION OF AFRICAN-AMERICAN MUSICAL WILL BE SERVING AS A CONSULTANT AND ASSIST WITH ADMINISTRATIVE COSTS. ALSO OWNS THE MONTAGUE COLLECTION AND PREPARES THE EXHIBITS FOR MUSEUMS. 15 HOURS PER MONTH, NONE DURING SECURITIES TRADING HOURS.

3) SPRINGHILL ROAD CHURCH OF CHRIST- ELDER. HE PROVIDES FINANCIAL SUPERVISION AND SPIRITUAL OVERSIGHT. ABOUT 5 HOURS A MONTH, NONE DURING TRADING HOURS.

4. Institute for African American Health, LLC- Secretary/treasurer. Assist/volunteers with planning community projects. About 1 hour a month is devoted to this, none during trading hours.



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.
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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.
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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
Regulatory Event	0	1	0
Customer Dispute	1	1	N/A
Termination	N/A	2	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.

Regulatory - Final

This type of disclosure event may involve (1) a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulatory such as the Securities and Exchange Commission, foreign financial regulatory body) for a violation of investment-related rules or regulations; or (2) a revocation or suspension of a broker's authority to act as an attorney, accountant, or federal contractor.

Disclosure 1 of 1

Reporting Source: Regulator

Regulatory Action Initiated By: FINRA

Sanction(s) Sought:

Date Initiated: 01/09/2023

Docket/Case Number: [2021070461801](#)

Employing firm when activity occurred which led to the regulatory action: Cantella & Co., Inc.

Product Type: Promissory Note

Allegations: Without admitting or denying the findings, Byrd consented to the sanctions and to the entry of findings that he participated in a private securities transaction without providing prior written notice to his member firm. The findings stated that Byrd caused a musical production company, which he owned, to issue a promissory note to the daughter of a firm customer, who signed the note on behalf of the customer's family. Byrd, acting on behalf of his musical production company, signed a promissory note through which his company borrowed \$550,000 from the customer's family. Funding for the principal amount of the note came from the customer's firm brokerage account. Pursuant to the terms of the promissory note, Byrd's company used the note to finance its acquisition of a collection of historical memorabilia. Acting outside the scope of his employment with the firm, Byrd



drafted the promissory note, which was a security, transmitted it to the customer's daughter, and both Byrd and the customer's daughter signed the note. Although the note required Byrd's company to make quarterly interest payments and repay the principal within one year, the company made no such payments. Byrd did not provide written notice to the firm before causing his company to issue the promissory note, nor did he obtain written approval from the firm. When subsequently asked on annual firm attestation forms whether he had referred anyone to any investment opportunities outside of the firm, Byrd falsely responded that he had not.

Current Status:	Final
Resolution:	Acceptance, Waiver & Consent(AWC)
Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?	No
Resolution Date:	01/09/2023
Sanctions Ordered:	Civil and Administrative Penalty(ies)/Fine(s) Suspension Other: Restitution is not ordered because Byrd has compensated the beneficiaries of the customer's estate through the settlement of an arbitration claim brought by the customer's legal representative.
If the regulator is the SEC, CFTC, or an SRO, did the action result in a finding of a willful violation or failure to supervise?	No



(1) willfully violated any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board, or to have been unable to comply with any provision of such Act, rule or regulation?

(2) willfully aided, abetted, counseled, commanded, induced, or procured the violation by any person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board? or



(3) failed reasonably to supervise another person subject to your supervision, with a view to preventing the violation by such person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any such Acts, or any of the rules of the Municipal Securities Rulemaking Board?

Sanction 1 of 1

Sanction Type: Suspension
Capacities Affected: All Capacities
Duration: Nine Months
Start Date: 01/17/2023
End Date: 10/16/2023

Monetary Sanction 1 of 1

Monetary Related Sanction: Civil and Administrative Penalty(ies)/Fine(s)
Total Amount: \$5,000.00
Portion Levied against individual: \$5,000.00
Payment Plan: Deferred
Is Payment Plan Current:
Date Paid by individual:
Was any portion of penalty waived? No

Amount Waived:





Customer Dispute - Settled

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

Disclosure 1 of 1

Reporting Source:	Firm
Employing firm when activities occurred which led to the complaint:	CANTELLA & CO., INC.
Allegations:	Claimant alleges that an LLC owned solely by Mr. Byrd executed a promissory note on December 7, 2012 and that he failed to repay the principal when it was due on December 7, 2013. It is unclear whether the Claimant was a customer at the time of the transaction. Claimant alleges that the funds were used to purchase an art collection. Claimant alleges unsuitable recommendations and breach of fiduciary duty.
Product Type:	Promissory Note
Alleged Damages:	\$0.00
Alleged Damages Amount Explanation (if amount not exact):	Exact amount is unknown. At the time of the complaint the firm had not seen a copy of the promissory note that was allegedly signed. The claimant is seeking compensatory damages of an amount subject to proof at the final hearing, interest at the legal rate from date of purchase or reasonable market return, cost of the proceeding, and other relief that is just and proper

Arbitration Information

Arbitration/CFTC reparation claim filed with (FINRA, AAA, CFTC, etc.):	FINRA
Docket/Case #:	21-00215
Date Notice/Process Served:	01/28/2021
Arbitration Pending?	No
Disposition:	Settled
Disposition Date:	05/12/2021
Monetary Compensation Amount:	\$450,000.00
Individual Contribution Amount:	\$300,000.00



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 1

Reporting Source:	Broker
Employing firm when activities occurred which led to the complaint:	Cantella & Co., Inc.
Allegations:	Claimant alleges that an LLC owned solely by Mr. Byrd executed a promissory note on December 7, 2012 and that he failed to repay the principal when it was due on December 7, 2013. It is unclear whether the Claimant was a customer at the time of the transaction. Claimant alleges that the funds were used to purchase an art collection. Claimant alleges unsuitable recommendations and breach of fiduciary duty.
Product Type:	Equity Listed (Common & Preferred Stock) Promissory Note
Alleged Damages:	\$0.00
Alleged Damages Amount Explanation (if amount not exact):	Exact amount is unknown. The firm has not seen a copy of the promissory note that was allegedly signed. The claimant is seeking compensatory damages of an amount subject to proof at the final hearing, interest at the legal rate from date of purchase or reasonable market return, cost of the proceeding, and other relief that is just and proper.
Arbitration Information	
Arbitration/CFTC reparation claim filed with (FINRA, AAA, CFTC, etc.):	FINRA
Docket/Case #:	21-00215
Date Notice/Process Served:	01/28/2021
Arbitration 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 2

Reporting Source: Firm

Employer Name: CANTELLA & CO., INC.

Termination Type: Discharged

Termination Date: 05/28/2021

Allegations: Loss of Confidence - failure to report customer complaint related to an Outside Business Activity. Failure to report a rent to own property as an Outside Business Activity

Product Type: No Product

Disclosure 2 of 2

Reporting Source: Firm

Employer Name: MORGAN STANLEY & CO. INCORPORATED

Termination Type: Discharged

Termination Date: 06/27/2007

Allegations: FINANCIAL ADVISOR ENGAGED IN UNAPPROVED FINANCIAL RELATIONSHIPS WITH CLIENTS.

Product Type: No Product

Other Product Types:

Reporting Source: Broker

Employer Name: MORGAN STANLEY

Termination Type: Discharged

Termination Date: 06/27/2007

Allegations: VIOLATION OF FIRM POLICY REGARDING UNAPPROVED FINANCIAL RELATIONSHIPS WITH CLIENTS

Product Type: No Product



Other Product Types:

End of Report



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