

STATE OF ALABAMA
ALABAMA SECURITIES COMMISSION

IN THE MATTER OF:)
)
T. PHILLIP WEBB) ADMINISTRATIVE ORDER
) NO. SC-2003 -0030

RESPONDENT)

SHOW CAUSE ORDER

The Alabama Securities Commission ("Commission"), having the power to administer and provide for the enforcement of all provisions of Title 8, Chapter 6, Code of Alabama 1975, the Alabama Securities Act("ACT"), upon due consideration of the subject matter hereof, has determined as follows.

RESPONDENT

1. T. PHILLIP WEBB ("WEBB") is a registered securities agent in Alabama beginning February 9, 1989 to the present day. During all times relevant to this complaint and or allegation WEBB was employed by LSA SECURITIES, INC. (February 1999 to December 1999) GREAT AMERICAN ADVISORS, INC. (February 2000 to February 2001), and PARK AVENUE SECURITIES LLC (February 2001 to Present). WEBB'S listed address is 219 South Drive, Fairhope, Alabama 36532.

STATEMENT OF FACTS

2. The Commission received information from an Alabama resident that WEBB had allegedly violated the ACT by borrowing money from the client. The complainant was a client of LSA Securities and WEBB was the account executive.

3. The complainant stated that WEBB had taken a \$4,000 check from the complainant and used it as a personal loan with the promise to repay the loan within a year with interest.

4. Furthermore, the complainant stated that the WEBB failed to execute trades in the accounts at GREAT AMERICAN ADVISORS, INC. on September 10, 2001, as the complainant specifically instructed him to do on September 6, 2001.

5. A review of the check in question revealed that on August 22, 2000, the complainant issued a check (Colonial Bank checking account / check number 2916) in the amount of \$4,000. A copy of the check now in possession of the Commission indicates that the payee was T. Phillip Webb and further indicates on the memo line @6% loan 1/1/01.

6. A review of the WEBB'S checking account at Union Planters Bank revealed the deposit of the check referenced above on September 1, 2000. The deposit was split between WEBB'S business account (\$1,200), his personal account (\$1,300) and cash out (\$1,500).

7. A review of the WEBB'S checking account at Bay Bank revealed two checks written to the complainant in the amounts of \$2,000 (7/11/01, #1057) and \$2,500 (10/5/01, #1090) [memo line states "pd. in full"].

8. A review of the WEBB'S hand written office journal notes revealed that on September 6, 2001, the complainant directed the WEBB to cash out all of the accounts on Monday and send the complainant the proceeds.

9. A review of the complainant's account statements and the WEBB'S handwritten office journal notes revealed that the accounts were not cashed out until September 26, 2001.

CONCLUSIONS OF LAW

10. WEBB has violated the provisions of Section 8-6-3(j)(7), Code of Alabama

1975 by engaging in dishonest or unethical practices, to wit: borrowing money from a client and by failing to execute transactions as specifically directed by the account holder.

11. Pursuant to the provisions of Title 8 Chapter 6 Section 3 (j) (6), Code of Alabama 1975, the Commission may suspend, revoke, censor or bar any registrant from employment with a securities dealer if the Commission finds that the Order is in the public interest, and that the registrant has violated or failed to comply with any provision of the Alabama Securities Act, or any rule or order issued by the Commission.

This Order is appropriate in the public interest for the protection of investors and consistent with the purposes of the Act.

This Order does not prevent the Commission from seeking other such civil or criminal remedies that may be available to it under the Act.

ACCORDINGLY, IT IS HEREBY ORDERED that WEBB, T. Phillip Webb, **SHOW CAUSE** to the Commission, within 28 days of the date of this Order, why WEBB, as a securities agent, should not be **BARRED or SUSPENDED** in the state of Alabama.

Entered at Montgomery, AL, this 29th day of September, 2003.



ALABAMA SECURITIES COMMISSION
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(334) 242-2984

BY:

JOSEPH P. BORG
Director