

STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT

))
KEVIN CHARLES McGIRR))
(CRD 4967834) and))
McGIRR FINANCIAL SERVICES))
(CRD 131931)))
_____))

Case No. 1000052

TO THE RESPONDENTS:

KEVIN CHARLES McGIRR
210 EAST PEARSON STREET
#4-A
CHICAGO, ILLINOIS 60611-7337

McGIRR FINANCIAL SERVICES
210 EAST PEARSON STREET
#4-A
CHICAGO, ILLINOIS 60611-7337

CONSENT ORDER

WHEREAS, on June 15, 2011 a Notice of Hearing was issued against Respondent Kevin Charles McGirr and McGirr Financial Services ("Respondents") by the Illinois Securities Department ("Department");

WHEREAS, Respondents desire to resolve this matter without the expense and uncertainty of prolonged litigation;

WHEREAS, on August 24, 2012, Respondents signed a Stipulation to Enter Consent Order, incorporated by reference herein;

WHEREAS, Respondents have agreed to certain undertakings and payments of certain costs related to the Department's investigation of this matter, namely;

1. Within three months of the entry of this Order Respondents shall adopt written compliance policies and procedures as they pertain to investment advisory business; and

2. Respondents shall ensure that the concerns raised in the 2008 Departmental Audit/Examination of McGirr Financial Services have been addressed.

WHEREAS, the underlying matter that gave rise to the allegations contained in the Notice of Hearing has been settled, Case Number 07-P-7997 before the Circuit Court of Cook County;

WHEREAS, Respondents have admitted to the jurisdiction of the Secretary of State in this matter and have consented to the entry of this Consent Order ("Consent Order");

WHEREAS, Respondents acknowledge, without admitting or denying the truth thereof, that the following allegations shall be adopted as the Secretary of State's Findings of Fact:

1. Respondent Kevin Charles McGirr ("McGirr") is a resident of Illinois with a last known address of 210 East Pearson Street, Unit 4-A in Chicago, Illinois. This is also the business address for Respondent McGirr Financial Services, LLC. ("MFS").
2. MFS is wholly controlled, operated, and managed by Respondent McGirr.
3. McGirr is an investment advisor representative for MFS; Both McGirr and MFS have been registered with the Illinois Secretary of State since June of 2005. McGirr is also registered as an insurance producer with the State of Illinois.
4. During the Department's investigation and audit of Respondents related to the underlying investor complaint it was discovered that Respondents do not maintain written procedures to supervise the type of business in which Respondents engage.

WHEREAS Respondents Kevin Charles McGirr and McGirr Financial Services acknowledge, without admitting or denying the truth thereof, that the following shall be adopted as the Secretary of State's Conclusions of Law:

1. Section 8.E.(1)(e)(iv) of the Illinois Securities Law of 1953 (the "Act") provides in pertinent part that an Investment Advisor's and Investment Advisor Representative's registrations with the State of Illinois may be subject to suspension or revocation if they have failed to maintain and enforce written procedures to supervise the types of business in which they engage and to achieve compliance with applicable securities laws and regulations.


WHEREAS, the Secretary of State, by and through his duly authorized representative, has determined that this matter as it related to Kevin Charles McGirr and McGirr Financial Services may be DISMISSED without further proceedings and that this Consent Order constitutes a final resolution of any administrative action based upon the allegations put forth in the Notice of Hearing as well as the above Findings of Fact, subject to Section 12.D of the Act.

NOW THEREFORE IT SHALL BE AND IS HEREBY ORDERED THAT:

1. Kevin Charles McGirr and McGirr Financial Services shall, within three months of the entry of this Order, adopt written compliance policies and procedures as well as ensure that any outstanding concerns raised in the 2008 Audit/Examination are addressed;
2. Kevin Charles McGirr and McGirr Financial Services shall pay, at the time of the signing of the Stipulation, the sum Seven-Hundred and Fifty dollars (\$750.00) for the cost of the Department's investigation of this matter, payable by certified or cashier's check to the Illinois Secretary of State Audit and Enforcement fund; and
3. The formal hearing, as it pertains to Kevin Charles McGirr and McGirr Financial Services, identified as Illinois Securities Department Case Number 1000052 is hereby DISMISSED without further proceedings.

ENTERED: This ^{27th} day of August, 2012.

Attorney for the Department:
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Suite 1220
Chicago, IL
JChronopoulos@ILSOS.net



JESSE WHITE
Secretary of State
State of Illinois

NOTICE: Failure to comply with the terms of this Order shall be a violation of Section 12.D of the ACT. Any person or entity that fails to comply with the terms of this Order of the Secretary of State, having knowledge of the existence of this Order, shall be guilty of a Class 4 felony for each offense.

This is a final order subject to administrative review pursuant to the Administrative Review Law (735 ILCS 5/3-101 *et seq.*) and the Rules and Regulations of the Act (14 Ill. Admin. Code, Ch. 1 Sec. 130.1123). Any action for judicial review must be commenced within thirty-five (35) days from the date a copy of this Order is served upon the party seeking review.