

STATE OF ILLINOIS  
SECRETARY OF STATE  
SECURITIES DEPARTMENT

IN THE MATTER OF: JOHN D. BUGLISI

FILE NO. 0400717

CONSENT ORDER OF VACATION AND WITHDRAWAL

**TO THE RESPONDENT:**

John D. Buglisi  
(CRD #2977744)  
179 Lagoon Drive East  
Lido Beach, New York 11561

C/o Gunallen Financial, Inc.  
5002 W. Waters  
Tampa, Florida 33634

C/o Jeffrey M. Gershon  
Shaheen, Novoselsky, Staat,  
Filipowski & Eccleston, P.C.  
Attorney at Law  
20 North Wacker Drive  
Suite 2900  
Chicago, Illinois 60606

WHEREAS, Respondent on the 11 day of August 2005 executed a certain Stipulation to Enter Consent Order of Vacation and Withdrawal (the "Stipulation"), which hereby is incorporated by reference herein.

WHEREAS, by means of the Stipulation, Respondent has admitted to the jurisdiction of the Secretary of State and service of the Notice of Hearing of the Secretary of State, Securities Department, dated March 8, 2005 in this proceeding (the "Notice") and Respondent has consented to the entry of this Consent Order of Vacation and Withdrawal ("Consent Order").

WHEREAS, by means of the Stipulation, the Respondent acknowledged, without admitting or denying the truth thereof, that the following allegations contained in the Notice of Hearing shall be adopted as the Secretary of State's Findings of Fact:

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1. That at all relevant times, the Respondent was registered with the Secretary of State as a salesperson in the State of Illinois pursuant to Section 8 of the Act.
2. That on September 30, 2004 NASD entered Order Accepting Offer of Settlement (Order) submitted by the Respondent regarding Disciplinary Proceeding No. CLI040001 which sanctioned the Respondent as follows:
  - a. Suspended from associating with any NASD member firm in any capacity for forty-five days; and
  - b. Pay a fine of \$20,000.
3. That the Order found:
  - a. **(Customer TM)** On or about May 24, 2001, the Respondent purchased or caused to be purchased 1,000 shares of ADC Telecommunications, Inc. ("ADC") in the account of Continental (the Respondent's employing firm) customer TM without TM's prior knowledge, authorization or consent.
  - b. On or about June 11, 2001, the respondent sold or caused to be sold 1,000 shares of ADC from TM's account without TM's prior knowledge, authorization or consent.
  - c. **(Customer KC)** On or about July 21, 2000, the Respondent purchased 100 shares of CMGI, Inc. ("CMGI") in the Individual Retirement Account ("IRA") of Continental customer KC without KC's prior knowledge, authorization or consent.
  - d. On or about February 23, 2001, the Respondent purchased or caused to be purchased 1,000 shares of Lucent Technologies, Inc. ("Lucent") in KC's regular account without KC's prior knowledge, authorization or consent.
  - e. On or about February 23, 2001, the Respondent sold or caused to be sold ten Lucent call options for KC's regular account without KC's prior knowledge, authorization or consent.
  - f. On or about March 5, 2001, the Respondent closed out the position in Lucent call options by purchasing or causing to be purchased the ten Lucent call options without KC's prior knowledge, authorization or consent.

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- g. On or about March 7, 2001, the Respondent sold or caused to be sold 1,000 shares of Lucent from KC's regular account without KC's prior knowledge, authorization or consent.
  - h. On or about May 18, 2001, the Respondent purchased or caused to be purchased a total of 350 shares of Exodus Communications, Inc. in two transactions for the IRA account of KC without KC's prior knowledge, authorization or consent.
  - i. **(Customer MV)** On or about August 28, 2001, the Respondent purchased or caused to be purchased 500 shares of Lucent in the account of customer MV without MV's prior knowledge, authorization or consent.
  - j. Based on the foregoing, the Respondent violated NASD Conduct Rule 2110.
4. That Section 8.E(1)(j) of the Act provides, inter alia, that the registration of a salesperson may be revoked if the Secretary of State finds that such salesperson has been suspended by any self-regulatory organization registered under the Federal 1934 Act or the Federal 1974 Act arising from any fraudulent or deceptive act or a practice in violation of any rule, regulation or standard duly promulgated by the self-regulatory organization.
5. That NASD is a self-regulatory organization as specified in Section 8.E(1)(j) of the Act.

WHEREAS, by means of the Stipulation Respondent has acknowledged, without admitting or denying the averments, that the following shall be adopted as the Secretary of State's Conclusion of Law:

*That by virtue of the foregoing, the Respondent's registration as a salesperson in the State of Illinois is subject to revocation pursuant to Section 8.E(1)(j) of the Act.*

WHEREAS, by means of the Stipulation Respondent has acknowledged and agreed that:

- 1. He shall cause to have his registration as a salesperson in the State of Illinois withdrawn within three (3) days from the entry of this Consent Order and will not re-apply for registration for a period of three (3) years from the entry of this Consent Order; and

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2. He has submitted with the Stipulation a certified or cashier's check in the amount of One Thousand Five Hundred Dollars (\$1,500.00). Said check has been made payable to the Office of the Secretary of State, Investors Education Fund and represents reimbursement to cover the cost incurred during the investigation of this matter.

WHEREAS, the Secretary of State, by and through his duly authorized representative, has determined that the matter related to the aforesaid formal hearing may be dismissed without further proceedings.

NOW THEREFORE IT SHALL BE AND IS HEREBY ORDERED THAT:

1. The Order of Revocation entered on June 24, 2005 is vacated.
2. John D. Buglisi shall cause to have his registration as a salesperson in the State of Illinois withdrawn within three (3) days from the entry of this Consent Order and will not re-apply for registration for a period of three (3) years from the entry of this Consent Order.
3. The formal hearing scheduled on this matter is hereby dismissed without further proceedings.

ENTERED: This 19<sup>th</sup> day of August 2005



JESSE WHITE  
Secretary of State  
State of Illinois