

**STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT**

IN THE MATTER OF: JOHN D. BUGLISI

FILE NO. 0400717

ORDER OF REVOCATION

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

WHEREAS, the above-captioned matter came on to be heard on May 4, 2005, pursuant to the Notice of Hearing dated March 8, 2005, FILED BY Petitioner Secretary of State, and the record of the matter under the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act") has been reviewed by the Secretary of State or his duly authorized representative.

WHEREAS, the rulings of the Hearing Officer on the admission of evidence and all motions are deemed to be proper and are hereby concurred with by the Secretary of State.

WHEREAS, the proposed Findings of Fact, Conclusions of Law and Recommendations of the Hearing Officer, Soula J. Spyropoulos, Esq. in the above-captioned matter have been read and examined.

WHEREAS, the proposed Findings of Fact of the Hearing Officer are correct and are adopted as the Findings of Fact of the Secretary of State:

1. Section 130.1102 of Subpart K of the Rules and Regulations of the Illinois Securities Law of 1953 [the "Rules and Regulations"] states that each respondent shall be given a Notice of Hearing at least 45 days before the first date set for any hearing under the Act, proper notice is given by

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depositing a Notice of Hearing with the United States Postal Service (the "U.S.P.S."), either by certified or registered mail, return receipt requested, or by the personal service of the Notice of Hearing to the last known Address of the respondent, Section 11.F(1) of the Act provides that the Secretary of State shall not undertake any action or impose a fine against a registered salesperson of securities within the State of Illinois for a violation of the Act without first providing the salesperson an opportunity for hearing upon not less than 10 days' notice given by personal service or registered mail or certified mail, return receipt requested, to the person concerned.

As shown by Exhibit 1, on March 8, 2005, the Department deposited the Notice with the U.S.P.S. by certified mail, return receipt requested, to Respondent's last known business and personal residential addresses. Thus, the Department gave Respondent the Notice on March 8, 2005. The date of March 8th is a date occurring more than ten (10) days before the scheduled hearing date of May 10th, and also occurring more than forty-five (45) days before the same hearing date. Therefore, the service of the Notice upon Respondent of the first date set for hearing on the File was proper and in accordance with the Act and the Rules and Regulations.

Respondent was properly notified of his opportunity to be heard on the File via the Department's timely provision, thereto of the Notice. Because the Department gave Respondent proper notice of the scheduled hearing date, the Department has personal jurisdiction over Respondent.

2. Respondent failed to appear, whether personally or through counsel, at the hearing.
3. The Department offered exhibits which were received and admitted into evidence, a proper record of all proceedings having been made and preserved as required.
4. At the hearing, the Department made two oral motions, the first motion requesting that Respondent be deemed to have admitted, to the allegations of the Notice, which motion was based upon Section 130.1104(b) of the Rules and Regulations, with the second motion requesting that a finding of default against Respondent be entered, which motion is based upon Section 130.1109 of the Rules and, Regulations. At the hearing, after the Department rested, their evidence having been admitted by the Hearing Officer, the Hearing officer ruled in favor of the Department on the first, "1109(b)" motion, based upon the fact that Respondent had not had on file with the Department an answer or other writing in response to the Notice and that this failure to file or otherwise

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respond to the Notice is to be construed strictly against Respondent, as Respondent is deemed to have thus admitted to the allegations of, the Notice.

5. As of the date hereof, the Hearing Officer is unaware of the existence of any other outstanding petitions, motions, or objections as to the File or the proceeding.
6. At all relevant times, Respondent was registered with the Secretary of State as a salesperson of securities in the State of Illinois pursuant to Section 8 of the Act.
7. On September 30, 2004, NASD entered the Order in File CLI040001 (the "Complaint"), which Order imposed the following sanctions:
 - A. A fine in the amount of \$20,000.00;
 - B. A suspension of Respondent from association with any NASD member firm in any capacity for a period of forty-five (45) days.
8. The aforementioned Order states:
 - A. On September 30, 2004, NASD entered the Order submitted by Respondent regarding Disciplinary Proceeding No. CLI040001, which Order sanctions Respondent with suspension from association with any NASD member firm in any capacity for a period of forty-five (45) days; and with a fine in the amount of \$20,000.00.
9. The Order also finds:
 - A. On or about May 24, 2001, Respondent purchased or caused to be purchased 1,000 shares of ADC Telecommunications, Inc. ("ADC") in, the account of Continental (Respondent's employing firm) customer TM without TM's prior knowledge, authorization, or consent.
 - B. On or about June 11, 2001, 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. On or about July 21, 2000, Respondent purchased 100 shares of CMGI, Inc. ("CMGI") in the Individual Retirement Account

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("IRA") of Continental customer KC without KC's prior knowledge, authorization, or consent.

- D. On or about February 23, 2001, 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, Respondent sold or caused to be sold ten (10) Lucent call options for KC's regular account without KC's prior knowledge, authorization, or consent.
- F. On or about March 5, 2001, Respondent closed out the position in Lucent call options by purchasing or causing to be purchased the ten (10) Lucent call options without KC's prior knowledge, authorization, or consent.
- G. On or about March 7, 2001, 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, Respondent purchased or caused to be purchased a total of 350 shares of Exodus Communications, Inc., in two (2) transactions for the IRA account of KC without KC's prior knowledge, authorization, or consent.
- I. On or about August 28, 2001, Respondent purchased, or caused to be purchased, 500 shares of Lucent in the account of customer MV without MST's prior knowledge, authorization, or consent.
- J. Based on the foregoing, Respondent violated NASD Conduct Rule 2110.

WHEREAS, the proposed Conclusions of Law made by the Hearing Officer are correct and are hereby adopted as the Conclusions of Law of the Secretary of State:

- 1. The Secretary of State has jurisdiction over the subject matter hereof pursuant to the Act.
- 2. Section 8.E(1)(j) of the Act provides, *inter alia*, that the registration of salespersons registered within the State of Illinois may be revoked if the Secretary of State finds that such have 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

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practice in violation of any rule, regulation, or standard duly promulgated by the self-regulatory organization.

3. On September 30, 2004, Respondent had had entered against him the Order that, because of Respondent's having purchased and/or sold securities in the accounts off three customers of his member firm without their respective prior knowledge, authorization, or consent, fined him in the amount of \$20,000.00 and suspended him from association with any NASD member in any capacity for a period of forty-five (45) days. Respondent's actions were, thus, in contravention of, or violate, Conduct Rule 2110 of NASD, a self-regulatory organization registered under the Federal 1934 Act.

The sanctions against Respondent as shown by the Order clearly arose from fraudulent or deceptive acts or practices in violation of rules duly promulgated by a self-regulatory organization, the NASD, registered under the Federal 1934 Act.

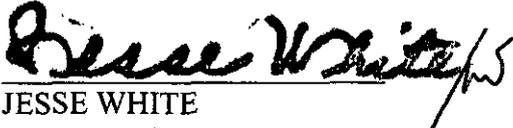
4. Under and by virtue of the foregoing, Respondent's registration as a salesperson of securities in the State of Illinois is subject to revocation pursuant to Section 8.E(1)(j) of the Act.

WHEREAS, the Hearing Officer recommended that the Secretary of State should revoke the Respondent's registration as a salesperson in the State of Illinois, and the Secretary of State adopts in it's entirety the Recommendation made by the Hearing Officer.

NOW THEREFORE, IT SHALL BE AND IS HEREBY ORDERED:

1. That John D. Buglisi's registration as a salesperson in the State of Illinois is revoked pursuant to the authority provided under Section 8.E(1)(j) of the Act.
2. That this matter is concluded without further proceedings.

DATED: ENTERED This 24th day of June 2005.


JESSE WHITE
Secretary of State
State of Illinois

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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.