

STATE OF NEVADA
OFFICE OF THE SECRETARY OF STATE
SECURITIES DIVISION
555 EAST WASHINGTON AVENUE, SUITE 5200
LAS VEGAS, NEVADA 89101

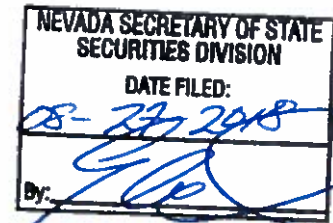
In the Matter of

NYLife Distributors, LLC., CRD No. 35350,
Respondent.

ADMINISTRATIVE CONSENT ORDER

File No. 115-038

TO: NYLife Distributors, LLC
c/o Linda Howard, Director of Compliance
30 Hudson Street, 23rd Floor
Jersey City, NJ 07302



WHEREAS, NYLife Distributors, LLC, CRD No. 35350 ("Respondent"), has been licensed in the State of Nevada as a broker-dealer since September 6, 2000.

WHEREAS, pursuant to the authority provided in Nevada Revised Statute ("NRS") 90.410, the Securities Division of the Office of the Nevada Secretary of State ("Division") initiated an inspection of Respondent's records to determine compliance with the Nevada Uniform Securities Act ("Act"), codified in NRS Chapter 90, and the regulations promulgated thereunder and codified in Chapter 90 of the Nevada Administrative Code ("NAC");

WHEREAS, this investigation was initiated in April of 2015 to investigate the possibility of the operation of an unlicensed branch office;

WHEREAS, based on the facts and circumstances revealed during the course of this inspection of records, the Division has concluded that Respondent maintained an unlicensed branch office in violation of NRS 90.360(2) and NAC 90.392;

WHEREAS, pursuant to the Act and the regulations promulgated thereunder, Respondent is charged with complying with all applicable requirements while engaged in any securities-related business in or from the State of Nevada;

WHEREAS, Respondent has advised the Division of its agreement to resolve the above-referenced violations and to comply with the requirements in the State of Nevada on the terms

1 specified in this Administrative Consent Order ("Order");

2 WHEREAS, Respondent elects to permanently and expressly waive any right to a hearing and
3 appeal under the Act and/or to seek judicial review under the Nevada Administrative Procedures Act,
4 codified in NRS Chapter 233B, with respect to this Order; and

5 WHEREAS, solely for the purpose of terminating the Division's investigation and in
6 settlement of the issues contained in this Order, without admitting or denying the Conclusions of Law
7 contained in this Order, Respondent admits to the Findings of Fact contained in this Order and
8 consents to the entry of this Order.

9 NOW THEREFORE, the Administrator of the Division, pursuant to the Act, hereby enters
10 this Order:

11 I.

12 FINDINGS OF FACT

13 1. Respondent is a Delaware Limited Liability Company that has been licensed in the
14 State of Nevada as a broker-dealer since September 6, 2000.

15 2. Robert Nicholas Martin, CRD #2120429, (Martin) was registered in Nevada as a
16 registered representative for Respondent from January 22, 2008 through November 3, 2014 and
17 subsequently re-registered in Nevada with Respondent on May 8, 2015 through the present.

18 3. According to records kept by CRD, the Respondent's branch office located at 8435
19 Castlehawk Court, Reno, Nevada 89523, was unlicensed. The Respondent subsequently sought
20 approval for that location as a Branch Office, which was approved on August 17, 2015. Therefore,
21 the 8435 Castlehawk Court address was operating as an unlicensed Branch Office from January 22,
22 2008 through November 3, 2014.

23 II.

24 CONCLUSIONS OF LAW

25 1. The Division has jurisdiction over this matter pursuant to the Act, which authorizes the
26 Division to regulate any entity or person acting as a broker-dealer. Specifically, NRS 90.630 allows
27 the Division, through its Administrator, to take action against a broker-dealer if it violates any
28 provision of Act or any regulation adopted under said Act.

1 2. NRS 90.360(3) defines a "branch office" as "any place of business in this State other
2 than the principal office in the state of the broker-dealer, from which one or more sales representatives
3 transact business." Similarly, NAC 90.027 defines a "branch office" as "any place of business in this
4 State other than the principal office in this State of the broker-dealer, from which one or more sales
5 representatives transact business."

6 3. NRS 90.360(2) and NAC 90.392 require a broker-dealer who maintains a branch office
7 to obtain a license from the Division before doing business at that branch office.

8 4. Respondent has violated NRS 90.360(2) and NAC 90.392 by maintaining an
9 unlicensed branch office during the time period of January 22, 2008 through November 3, 2014 at
10 8435 Castlehawk Court, Reno, Nevada 89523.

11 III.

12 ORDER

13 Finding the following appropriate and in the public interest, and on the basis of the Findings
14 of Facts, Conclusions of Law, and Respondent's consent to the entry of this Order,

15 IT IS HEREBY ORDERED:

16 1. Respondent shall cease from violating the Act, and the regulations adopted
17 thereunder, and shall comply with said Act and regulations in the future.

18 2. Respondent shall obtain a branch office license for all places of business in the
19 State of Nevada from which one or more sales representatives transact business in accordance with
20 NRS 90.360(2) and NAC 90.392.

21 3. Respondent shall pay the Nevada Secretary of State, on or before this Order is
22 executed, a civil penalty in the amount of Two Thousand Dollars and No Cents (\$2,000.00).

23 4. Respondent shall pay the Nevada Secretary of State, on or before this Order is
24 executed, the fee for the Division's inspection of records performed pursuant to NRS 90.410 in the
25 amount of Three Hundred Sixty-Two Dollars and Fifty-Six Cents (\$362.46).

26 5. In consideration, the Division will take no further enforcement action based upon the
27 circumstances covered by this inspection and order and close its administrative investigation of the
28 Respondent in connection with the aforementioned activities.

1 6. Nothing in this Order shall be construed as a waiver of the Division's right to
2 investigate and pursue any violations by the Respondent in connection with actions other than the
3 actions as set forth herein.

4 7. This Order shall be effective as of the date on which it is signed by the Administrator
5 as set forth below.

6 DATED this 27 day of August, 2018.

7
8 **BY ORDER OF THE ADMINISTRATOR**
9 Office of the Secretary of State, Securities Division

10 
11 DIANA J. FOLEY
12 Securities Administrator
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1 CONSENT TO ENTRY OF ADMINISTRATIVE ORDER

2 NYLife Distributors, LLC, CRD No. 35350 ("Respondent"), by and through its Authorized
3 Representative, hereby acknowledges that it has been served with a copy of this Administrative
4 Consent Order ("Order"), has read the foregoing Order, is aware of its rights to a hearing and appeal
5 in this matter, and has waived the same.

6 Respondent, by and through its Authorized Representative, admits the jurisdiction of the
7 Securities Division of the Nevada Office of the Secretary of State and consents to entry of this Order
8 by the Administrator of the Division as settlement of the issues contained within this Order.

9 Respondent, by and through its Authorized Representative, states that no promise of any kind
10 or nature, other than the consideration set forth in the Order, was made to it to induce it to enter into
11 this Order and that it has entered into this Order voluntarily.

12 Robin Wagner represents that she is the Authorized Representative of
13 Respondent, and that as such, has been authorized by Respondent to enter into this Order for and on
14 behalf of Respondent.

15 NYLife Distributors, LLC.

16
17 By: Robin Wagner
18 Name: Robin Wagner
19 Title: CCO

20 Subscribed and sworn to before me
21 On this 22 day of August, 2018

22 Marisol DeJesus Renteria
23 Notary Public, in and for the
24 County of New York State of New York

25
26 **MARISOL DEJESUS RENTERIA**
27 **NOTARY PUBLIC - STATE OF NEW YORK**
28 **NO. 01-DE6062822**
QUALIFIED IN QUEENS COUNTY
MY COMMISSION EXPIRES 06-13-2021

NYLIFE
Distributors



Linda Howard
Compliance

NYLIFE Distributors LLC
30 Hudson Street, 23rd floor
Jersey City, NJ 07302
Tel 201-685-6220 Fax 212-589-4312

August 23, 2018

The Office of Secretary of State Barbara K. Cegavske
Securities Division
2250 Las Vegas Blvd. North, Suite 400
North Las Vegas, Nevada 89030

Attention: **Erin M. Houston, Esq.**
Chief of Enforcement

NEVADA
SECRETARY OF STATE

AUG 24 2018

SECURITIES DIVISION

NEVADA
SECRETARY OF STATE

AUG 24 2018

SECURITIES DIVISION

Re: NYLIFE Distributors Administrative Consent Order – File No. I15-038

VIA UPS

Enclosed please find one copy of the above Administrative Consent Order for NYLIFE Distributors LLC as well as a check in the amount of \$2,362.46.

Sincerely,

A handwritten signature in blue ink, appearing to read "Linda Howard".

Linda Howard
Corporate Vice President

Enclosure