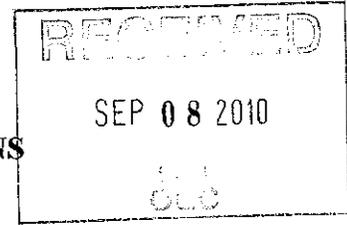


COMMONWEALTH OF KENTUCKY
PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS
AGENCY CASE NO. 2010-AH-1098



DEPARTMENT OF FINANCIAL INSTITUTIONS

COMPLAINANT

vs.

GUY SETZER

RESPONDENT

AGREED ORDER

* * * * *

1. The Department of Financial Institutions (“DFI”) is the public agency of the state of Kentucky charged with the enforcement of KRS Chapter 292, the Kentucky Securities Act (“the Act”).

2. Guy Setzer (“Respondent”) was formerly employed as a registered representative of Nationwide Securities, LLC (“Nationwide”) at its branch office located at 3323 Partner Place, Suite 2, Lexington, Kentucky 40503, and has been registered with DFI pursuant to KRS 292.330(1).

3. On March 9, 2010, DFI’s Division of Securities (“the Division”) conducted an examination of Nationwide’s Lexington, Kentucky branch office for the purpose of determining whether: (1) the branch was in compliance with applicable laws and regulations; (2) its practices and policies had an adverse impact on clients and prospective clients; and (3) it was being operated efficiently, fairly, and in the public interest.

4. In the course of that examination it was discovered that Respondent, in at least one (1) instance, engaged in the alteration of documents by changing the dates on a Variable Life Insurance application form without the client’s authorization, and at a point in time when

Respondent was not properly licensed to offer or sell such a product, which is a security pursuant to KRS 292.310(18).

5. The Division has determined that the alteration of client documents and forms without consent constitutes a dishonest and unethical practice in the securities business. Pursuant to KRS 292.330(13)(a)7, the Commissioner may order, deny, suspend or revoke the registration of any broker-dealer or agent, if he finds that the order is in the public interest, and the registrant has engaged in dishonest or unethical practices in the securities business. KRS 292.470 permits the Commissioner to enter a final order to cease and desist, pay fines assessed under KRS 292.500(15), or perform any other reasonable mandates pursuant to any appropriate remedy whenever it appears that any person has engaged in any act or practice constituting a violation of any provision of KRS Chapter 292. The Commissioner finds that this Agreed Order is in the public interest.

AGREEMENT AND ORDER

The DFI and Respondent, in the interest of economically and efficiently resolving the violations described above, agreed as follows:

1. Respondent is suspended from association with any broker-dealer in Kentucky registered with DFI to conduct securities business in or from Kentucky for a period of one (1) year from the date of execution of this Agreed Order.

2. Respondent shall pay a fine in the amount of one thousand dollars (\$1,000) in four (4) installment payments of two hundred and fifty dollars (\$250), beginning with the first installment, which shall be due on the date Respondent signs the Agreed Order and returns it to DFI. All four installment payments shall be made payable to "Kentucky State Treasurer" and

mailed to the Department of Financial Institutions, Attn: Shaun T. Orme, 1025 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601;

3. The second installment payment of two hundred fifty dollars (\$250) shall be due on September 15, 2010;

4. The third installment payment of two hundred fifty dollars (\$250) shall be due on October 15, 2010;

5. The fourth installment payment of two hundred fifty dollars (\$250) shall be due on November 15, 2010;

6. Respondent waives his right to demand a hearing at which he would be entitled to legal representation, to confront and cross examine witnesses, and to present evidence on its own behalf, or to otherwise appeal or set aside this Order.

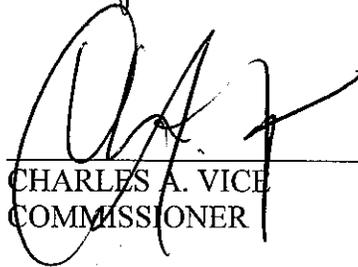
7. Respondent consents to and acknowledges the jurisdiction of DFI over this matter and that this Agreed Order is a matter of public record and may be disseminated as such.

8. In consideration of execution of this Agreed Order, Respondent for himself, and for his successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, DFI, Office of Legal Services, and each of their members, agents, and employees in their individual capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, in law or equity, that Respondent ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this settlement or its administration.

9. By signing below, the parties acknowledge they have read the foregoing Agreed Order, know and fully understand its contents, and that they are authorized to enter into and execute this Agreed Order and legally bind their respective parties.

10. This Agreed Order shall constitute the Final Order in this matter.

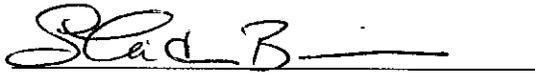
IT IS SO ORDERED on this the 8th day of September, 2010.



CHARLES A. VICE
COMMISSIONER

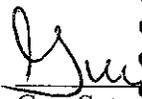
Consented to:

This 12 day of August, 2010.

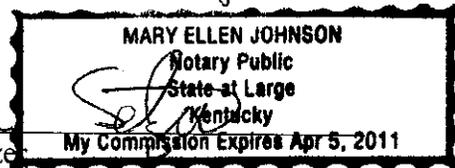


Shonita Bossier, Director
Division of Securities
Department of Financial Institutions

This 20th day of August, 2010



Guy Setzer



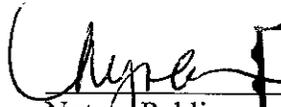
ACKNOWLEDGEMENT

STATE OF ky)
COUNTY OF Fayette)

On this the 20th day of August, 2010, before me Guy Setzer, the undersigned, **Guy Setzer**, did personally appear and entered into and executed the foregoing instrument for the purposes therein contained.

In witness whereof I hereunto set my hand.

My Commission Expires: 4-5-10

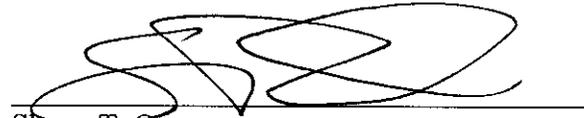

Notary Public



Certificate of Service

I, Shaun T. Orme, hereby certify that a copy of the foregoing **Agreed Order** was sent on this the 9th day of September, 2010, by certified mail, to the following:

Guy W. Setzer
3699 Lochdale Terrace
Lexington, KY 40514-1753



Shaun T. Orme
Department of Financial Institutions
1025 Capital Center Drive
Suite 200
Frankfort, Kentucky 40601
502-573-3390 ext. 282 (phone)
502-573-2183 (facsimile)