BEFORE THE SECURITIES COMMISSIONER
OF THE STATE OF DELAWARE

IN THE MATTER OF:

WILMINGTON TRUST COMPANY,

Case No. 02-1-1

Respondent.

CONSENT ORDER

WHEREAS, has lodged a complaint with the Division of Securities for the State of Delaware (hereinafter "Division") against Wilmington Trust Company (hereinafter "WTC") concerning certain investment agent services that WTC provided to Mr. and his wife, ; and

WHEREAS, the Division, has completed its investigation of Mr. complaint and has made the following investigative findings:

(1) On or about November 22, 2000, at a WTC branch office in Wilmington, Delaware, agents of WTC met with to discuss the interest in retaining WTC as an investment adviser (through an investment advisory program called "Private Client Advisory Services") to manage two separate custody accounts that the had opened at WTC on or about November 9, 2000; and

(2) On or about November 22, 2000, at the above-described meeting in Wilmington, Delaware, WTC, through its agents, presented to that, with respect to their investments, they would receive the [h]ighest level of personalized service provided through their private client advisor and investment specialist team, but omitted to inform the that (a) the WTC representative who was purportedly being assigned the primary responsibility for managing their investments, was a new employee of WTC; (b) that he would actually play no role in the selection of the securities to be purchased for the account; and (c)
the decision as to the actual securities to be purchased for the account would not be made by someone who was personally familiar with the financial circumstances and investment objectives, but rather in accordance with a pre-determined set of instructions developed by a committee of persons who knew nothing about the and their financial circumstances and investment objectives; and

WHEREAS, the Division has informed WTC of its investigative findings and its preliminary conclusion that the conduct described in the findings may be in violation of 6 Del. C. § 7303, and

WHEREAS, WTC has expressed its disagreement with the Division's findings and conclusion but, nonetheless, wishes to settle this matter amicably;

NOW THEREFORE, PURSUANT TO THE CONSENT OF THE SECURITIES DIVISION AND WILMINGTON TRUST COMPANY, IT IS HEREBY ORDERED this 20th day of October, 2005 as follows:

1. WTC shall make restitution to Mr. and Mrs. by delivering to the Division of Securities, within thirty days of the date of the present Order, a check drawn on good and sufficient funds made payable to the order of in the amount of $50,000.00.

2. Upon receipt of the above-mentioned check, the Division of Securities shall, within a reasonable period of time, forward it to Mr. and Mrs.

3. The Division shall commence no further legal action in connection with any matter arising out of WTC and its agents' investment agency relationship with Mr. and Mrs.
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James B. Ropp
Securities Commissioner