

BEFORE THE SECURITIES COMMISSIONER
OF THE STATE OF DELAWARE

IN THE MATTER OF:)
)
DOUGLAS SPINOSA,)
) Case No. 90-08-02
Respondent.)

Summary Order of Postponement
and Notice of Intent to
Deny Agent Registration

Legal Authority

1. The Division of Securities is a unit within the Department of Justice directed by the Securities Commissioner ("Commissioner") under the the auspices of the Attorney General pursuant to the Delaware Securities Act ("Act"), Chapter 73 of Title 6 of the Delaware Code.
2. The Commissioner is charged under 6 Del. C. §7325 with enforcement of the provisions of the Act.
3. Section 7313 of the Act states that it is unlawful for any agent to transact business in this State unless he is registered under the Act.
4. Section 7314 of the Act provides that registration as an agent is obtained through an application to the Commissioner.
5. Section 7316 of the Act authorizes the Commissioner to deny the registration of an agent if he determines that such person is subject to one of the disqualifying factors stated in that section and such action is in the public interest.

6. Section 7316(a)(3) of the Act authorizes the Commissioner to deny registration to a person who has been convicted of a crime involving moral turpitude.
7. Under 7316(c), the Commissioner may summarily postpone the registration of an agent pending final determination of any proceeding under that section of the Act.
8. Section 7316(c) provides that a registrant whose registration has been postponed is entitled to a hearing if a written request is received by the Commissioner. It also provides that if no hearing is requested, an order of postponement will remain in effect until it is modified or vacated by the Commissioner.

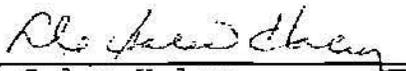
Notice of Allegations

9. Douglas Spinosa was registered to transact business as a broker-dealer agent with the following firms: Pruco Securities Corporation from June 1986 to August 1989; A.S. Goldman & Co., Inc. from March 1989 to June 1990; and Commonwealth Associates from May 1990 to the present.
10. On July 24, 1990, Mr. Spinosa filed an application requesting registration in Delaware as an agent of Commonwealth Associates.
11. On August 19, 1982, Mr. Spinosa was charged with the criminal sale of marijuana in the fourth degree and pleaded guilty to the charge on August 20, 1982 in Brooklyn Criminal Court, Brooklyn, New York.
12. On September 20, 1982, Mr. Spinosa was charged with the criminal sale of marijuana in the fourth degree and pleaded

guilty to the charge on September 21, 1982 in Brooklyn Criminal Court, Brooklyn, New York.

13. On January 19, 1983, Mr. Spinosa was charged with possession of stolen property, grand larceny, criminal mischief, possession of burglar tools, and attempted unauthorized use of a vehicle. On June 23, 1983, Mr. Spinosa pleaded guilty to misdemeanor charges and was given a conditional discharge.
14. On February 15, 1983, Mr. Spinosa was charged with the criminal sale of marijuana in the fourth degree and pleaded guilty to the charge on May 11, 1983 in Brooklyn Criminal Court, Brooklyn, New York.
15. On October 17, 1983, Mr. Spinosa was arrested and charged with criminal mischief, grand larceny, unauthorized use of a vehicle and possession of stolen property. On January 10, 1985, he pleaded guilty to the charges in Brooklyn Supreme Court, Brooklyn, New York.
16. On March 20, 1984, Mr. Spinosa was charged with attempted criminal possession of a controlled substance and pleaded guilty to the charge the same day in Brooklyn Criminal Court, Brooklyn, New York.
17. On May 10, 1984, Mr. Spinosa was arrested and charged with possession of a hypodermic instrument and criminal possession of a controlled substance. On October 1, 1984, he pleaded guilty to the charges in Brooklyn Criminal Court, Brooklyn, New York.

18. On May 12, 1984, Mr. Spinosa was arrested and charged with the criminal possession of stolen property in the seventh degree. He pleaded guilty to the charges on October 1, 1984, in Brooklyn Criminal Court, Brooklyn, New York.
19. On May 15, 1984, Mr. Spinosa was arrested and charged with possession of stolen property and unauthorized use of a vehicle. Mr. Spinosa pleaded guilty to the charges in Brooklyn Criminal Court, Brooklyn, New York.
20. The respondent's past history of nine criminal arrests and guilty pleas pursuant to those arrests, as noted in allegations 11 through 19 violates §7316(a)(3) of the Delaware Securities Act in that each and every referenced allegation concerns crimes involving moral turpitude.
21. Therefore, it is in the public interest that the registration of respondent be denied.



DeSales Haley
Securities Investigator

Date: August 23, 1990

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OF THE STATE OF DELAWARE

IN THE MATTER OF:)

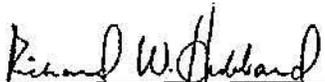
DOUGLAS SPINOSA,)

Respondent.)

Case No. 90-08-02

ORDER OF POSTPONEMENT OF
REGISTRATION AS AN AGENT

Under the authority of 6 Del. C. §7316(c), I hereby find it in the public interest to postpone summarily the registration of respondent pending final determination of the attached charges. Respondent has the right under 6 Del. C. §7316(c) to request, in writing, a hearing within 15 days. If I do not receive a written request for a hearing within 15 days of the issuance of this order, I will deem that respondent has, by his default, admitted the alleged violations of 6 Del. C. §7316(a)(3) and I will then issue an order of denial.



Richard W. Hubbard
Securities Commissioner

Date: August 23, 1990

AFFIDAVIT OF COMPLIANCE

STATE OF DELAWARE)
NEW CASTLE COUNTY) ss:
)

DeSales Haley, being first duly sworn, deposes and says that:

1. She is a securities investigator with the Department of Justice, Division of Securities.

2. She is the plaintiff in this proceeding before the Commissioner.

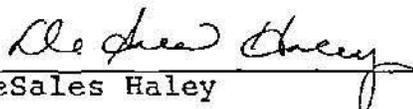
3. Pursuant to 6 Del. C. §7327, service was made by leaving a copy of the within Order and Notice of Intent to Deny in the office of the Commissioner, as agent for receipt of process. In addition, copies of the Order and Notice of Intent to Deny were sent on the below-stated date by registered mail to the respondent at his last known address on file with the Commissioner.

Douglas Spinosa
1230 E. 82nd Street
Brooklyn, NY 11236

Douglas Spinosa
Commonwealth Associates
One Exchange Plaza
New York, NY 10006

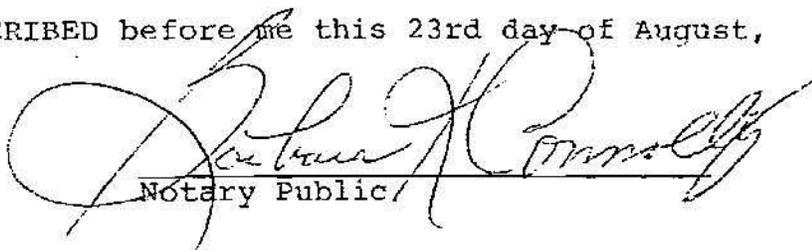
4. Pursuant to 6 Del. C. §7316(c), copies of the within Order and Notice of Intent to Deny were mailed to Douglas Spinosa's current employer at the below-listed address:

Peter J. Walsh
Commonwealth Associates
One Exchange Plaza
New York, NY 10006


DeSales Haley

Date: August 23, 1990

SWORN TO AND SUBSCRIBED before me this 23rd day of August, 1990.


Notary Public