

BEFORE THE ARKANSAS SECURITIES COMMISSIONER

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CASE NO. S-12-0021

ARKANSAS SECURITIES DEPT.

IN THE MATTER OF:

ORDER NO. S-12-0021-12-OR03

REGISTRATION OF  
DAVID S. ECKESS

**ORDER**

This Order is entered pursuant to the Arkansas Securities Act ("Act"), Ark. Code Ann. §§ 23-42-101 through 23-42-509, the Rules of the Arkansas Securities Commissioner, and the Arkansas Administrative Procedures Act, Ark. Code Ann. §§ 25-15-201 through 25-15-219.

**FINDINGS OF FACT**

1. On January 13, 2012, an application for registration was filed with the Arkansas Securities Department ("Department") for David S. Eckess ("Eckess"), CRD # 1391486, to be registered as an agent and representative for Delta Trust Investments, Inc., CRD # 47439, an Arkansas registered broker-dealer and investment adviser.
2. A Consent Order entered on May 10, 2012, Order No. S-12-0021-12-OR02, conditioned, for a period of one year, registrations of Eckess as an agent or representative, upon his employing firm providing heightened supervision of his activities. The order required that a plan for heightened supervision be submitted for the Arkansas Securities Commissioner's ("Commissioner") approval along with registration applications for Eckess.
3. A plan for heightened supervision of Eckess has been submitted to the Commissioner and is attached as "Exhibit A."

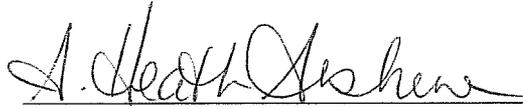
**CONCLUSIONS OF LAW**

4. Ark. Code Ann. § 23-42-302(a)(2) provides in part that the Commissioner may by order approve a limited registration with such limitations, qualifications, or conditions as the Commissioner deems appropriate.

**ORDER**

The application of David S. Eckess for registration as an agent and representative of Delta Trust Investments, Inc. is hereby approved, but made conditional upon provisions of the attached "Heightened Supervision Plan" being effectively carried out by all parties thereto.

IT IS SO ORDERED.

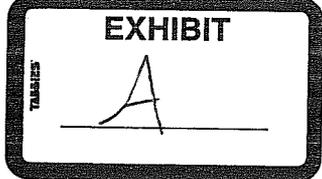


A. HEATH ABSHURE  
Arkansas Securities Commissioner



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DATE



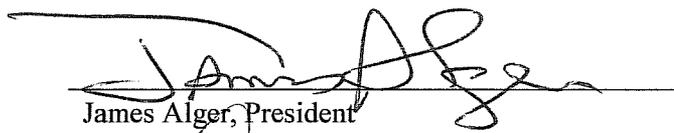
**Heightened Supervision Plan for David Eckess:**

As a result of an incident involving David Eckess (Eckess), CRD # 1391486, being named as a beneficiary to an annuity contract owned by one of his clients while Eckess was registered with a previous broker-dealer, Delta Trust Investments, Inc. (Delta), through its compliance department and named supervisory personnel will implement the following Heightened Supervision Plan:

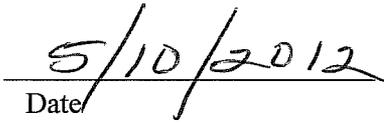
1. Upon employment of Eckess, the compliance department and immediate supervisor of Eckess will review and monitor all client files of Eckess and document all existing client holdings of annuities or existing securities owned in the name of a trust. For each annuity or trust found, Delta will review current documentation concerning named beneficiaries or trustees to insure that Eckess is not named as a beneficiary or trustee on any client account asset, except those belonging to an immediate family member of Eckess. If any instances are found, appropriate steps will be immediately taken to remove Eckess as a beneficiary or trustee.
2. For a period of one year from the date of this agreement Eckess will not recommend or sell any annuity products to any client.
3. The compliance department and immediate supervisor of Eckess will monitor all correspondence sent or received by Eckess to include all email with an emphasis on any references to annuities or trusts. Quarterly reports concerning the ongoing review of correspondence will be created by Delta. This monitoring process shall be in place for a period of one year.
4. For a period of one year from the date of this agreement the compliance department and immediate supervisor of Eckess will on a quarterly basis, for all annuities owned by clients of Eckess or for all Eckess clients with trusts involved in ownership of account assets, review documentation to insure that Eckess is not named as a beneficiary or trustee on any client account assets, except those belonging to an immediate family member of Eckess.

This Heightened Supervision Plan will be effective upon the date the registrations of Eckess with Delta are approved in Arkansas, and will remain in effect for a period of one year.

This Heightened Supervision Plan for David S. Eckess is agreed to by:



James Alger, President  
Delta Trust Investments, Inc.



Date



David S. Eckess

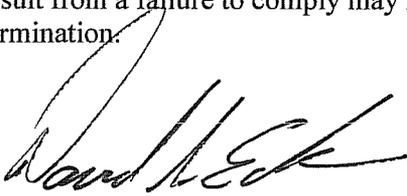


Date

**David S. Eckess Attestation of Compliance:**

As a result of your recent discharge from Morgan Stanley Smith Barney, the compliance department of Delta Trust Investments, Inc.(Delta) would like to remind you that as a registered broker-dealer agent or investment adviser representative you may not be named as a beneficiary or trustee for any client, except when the client is an immediate family member or when prior approval has been given by Delta.

By signing this document you are agreeing that you have read or will read all applicable portions of the firm's Written Supervisory Procedure Manual and applicable portions of the Compliance Manual for both the broker-dealer and investment adviser, with particular attention to procedures related to joint ownership or partnership with clients, being named a beneficiary of a client, being named a trustee of a trust that concerns a client, receiving loans from or making loans to a client, or other conflicts of interest concerning clients, and that you agree to abide by all policies included in all manuals. Exceptions that result from a failure to comply may result in disciplinary action up to and potentially including termination.



\_\_\_\_\_  
David S. Eckess

5-10-2012

\_\_\_\_\_  
Date