



**STATE OF TENNESSEE
BEFORE THE COMMISSIONER OF COMMERCE AND INSURANCE**

TENNESSEE SECURITIES DIVISION)	
Petitioner,)	
)	
v.)	Docket No. 12.06-145115J
)	
JOHN S. JUMPER)	
Respondent.)	
)	

NOTICE OF DEFAULT AND INITIAL ORDER

This matter was heard on August 30, 2017, in Nashville, Tennessee before the Honorable Joyce Carter-Ball, assigned by the Secretary of State, Administrative Procedures Division, to sit for the Commissioner of the Tennessee Department of Commerce and Insurance (“Commissioner”). Kelsey J. Bridges, Assistant General Counsel, represented the Petitioner, the Tennessee Securities Division (“Petitioner”), in this matter. The Respondent, John S. Jumper (“Respondent”), was not present, nor was an attorney present on his behalf.

The Administrative Judge, upon consideration of the entire record, hereby renders the following opinion and finds as follows:

ORDER OF DEFAULT

Pursuant to Tenn. Code Ann. § 4-5-307, the Petitioner initiated this action with the filing of a NOTICE OF HEARING AND CHARGES on June 29, 2017, setting the matter for hearing on

August 30, 2017. The Respondent, by and through counsel, filed a RESPONSE TO NOTICE OF HEARING AND CHARGES on August 4, 2017; however, on August 29, 2017, counsel for the Respondent informed the Petitioner via electronic mail that neither the Respondent nor his legal representative would be present for the hearing. The record indicates that the Respondent was properly served with notice of the hearing for this matter, and, having failed to appear, the Respondent was held in **DEFAULT** and the Petitioner's motion to proceed with the hearing on an uncontested basis was **GRANTED**.

INITIAL ORDER

At issue in this case was the proposed revocation of Respondent's registration as an agent notwithstanding the Respondent's request to terminate such registration. After consideration of the evidence and entire record in this matter, it is determined that the Respondent's registration is **REVOKED** as of May 31, 2017. This decision is based upon the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent John S. Jumper (CRD# 2809649) is a resident of Eads, Tennessee and the former Chief Executive Officer, Chief Financial Officer, and Chief Compliance Officer for Alluvion Securities, LLC, a Tennessee-based broker-dealer firm.
2. The Petitioner approved the Respondent's application for registration as an agent on September 13, 2007.
3. Prior to February 3, 2017, Respondent was a member of the Financial Industry Regulatory Authority ("FINRA"), a securities industry self-regulatory organization and a national securities association registered under the Securities Exchange Act of 1934.

4. On January 12, 2017, FINRA sent a letter to Respondent requesting he appear and provide on-the-record testimony as part of an investigation the association was conducting. Respondent appeared on January 27, 2017, but refused to provide his complete testimony.

5. As a result of his refusal to provide his complete testimony, on February 3, 2017, FINRA permanently barred the Respondent from association with any member-firm, in any capacity.

6. On May 31, 2017, the Petitioner received a Uniform Termination Notice of Withdrawal of Securities Industry Registration, filed by Alluvion Securities, LLC, notifying the Petitioner and other states securities administrators that the Respondent was no longer associated with Alluvion Securities, LLC, and operating as a request to terminate the Respondent's registration with the Petitioner.

7. The Petitioner initiated this action seeking the revocation of Respondent's registration with the filing of the aforementioned NOTICE OF HEARING AND CHARGES with the Secretary of State, Administrative Procedures Division, on June 29, 2017.

CONCLUSIONS OF LAW

The Petitioner has shown by a preponderance of the evidence as set forth in the above Findings of Fact, that the Respondent's permanent bar, entered by a national securities association registered under the Securities Exchange Act of 1934, constitutes grounds for the revocation of Respondent's registration pursuant to Tenn. Code Ann. § 48-1-112(a)(2)(F)(i)(b), which states, in pertinent part:

- (a) The commissioner may by order deny, suspend, or revoke any registration under this part if the commissioner finds that [...] (2) The applicant or registrant, or in the case of a broker-dealer or investment adviser, any affiliate, partner, officer, director, or any person occupying a

similar status or performing similar functions [...] (F)(i)(b) Is the subject of an order suspending or expelling such person from a national securities exchange or national securities association registered under the Securities Exchange Act of 1934[.]

The Petitioner has further shown that the Respondent's registration is subject to revocation notwithstanding the Respondent's request to terminate his registration, as the action was initiated within thirty (30) days of Petitioner's receipt of the Uniform Termination Notice of Withdrawal of Securities Industry Registration, in accordance with Tenn. Comp. R. & Regs. 0780-04-03-.01(2)(e), which states, in pertinent part:

(e) The registration of an agent shall be subject to revocation proceedings even though the registrant has filed an application to terminate his or her registration... The commissioner may institute a revocation or denial proceeding under T.C.A. § 48-1-112 within thirty (30) days after the filing date of an application to terminate or withdraw on Form U5 by a registrant or an applicant and enter an order as of the last date on which registration was effective[.]

THEREFORE, it is hereby ORDERED, ADJUDGED, AND DECREED the Respondent's registration is **REVOKED** as of May 31, 2017.

This INITIAL ORDER entered and effective this 20th day of SEPT., 2017.



JOYCE CARTER-BALL
ADMINISTRATIVE JUDGE
ADMINISTRATIVE PROCEDURES DIVISION

APPENDIX A TO INITIAL ORDER
NOTICE OF APPEAL PROCEDURES

Review of Initial Order

This Initial Order shall become a Final Order (reviewable as set forth below) fifteen (15) days after the entry date of this Initial Order, unless either or both of the following actions are taken:

(1) A party files a petition for appeal to the agency, stating the basis of the appeal, or the agency on its own motion gives written notice of its intention to review the Initial Order, within fifteen (15) days after the entry date of the Initial Order. If either of these actions occurs, there is no Final Order until review by the agency and entry of a new Final Order or adoption and entry of the Initial Order, in whole or in part, as the Final Order. A petition for appeal to the agency must be filed within the proper time period with the Administrative Procedures Division of the Office of the Secretary of State, 8th Floor, William R. Snodgrass Tower, 312 Rosa L. Parks Avenue, Nashville, Tennessee, 37243-1102. (Telephone No. (615) 741-7008). See Tennessee Code Annotated, Section (T.C.A. §) 4-5-315, on review of initial orders by the agency.

(2) A party files a petition for reconsideration of this Initial Order, stating the specific reasons why the Initial Order was in error within fifteen (15) days after the entry date of the Initial Order. This petition must be filed with the Administrative Procedures Division at the above address. A petition for reconsideration is deemed denied if no action is taken within twenty (20) days of filing. A new fifteen (15) day period for the filing of an appeal to the agency (as set forth in paragraph (1) above) starts to run from the entry date of an order disposing of a petition for reconsideration, or from the twentieth day after filing of the petition, if no order is issued. See T.C.A. §4-5-317 on petitions for reconsideration.

A party may petition the agency for a stay of the Initial Order within seven (7) days after the entry date of the order. See T.C.A. §4-5-316.

Review of Final Order

Within fifteen (15) days after the Initial Order becomes a Final Order, a party may file a petition for reconsideration of the Final Order, in which petitioner shall state the specific reasons why the Initial Order was in error. If no action is taken within twenty (20) days of filing of the petition, it is deemed denied. See T.C.A. §4-5-317 on petitions for reconsideration.

A party may petition the agency for a stay of the Final Order within seven (7) days after the entry date of the order. See T.C.A. §4-5-316.

YOU WILL NOT RECEIVE FURTHER NOTICE OF THE INITIAL ORDER BECOMING A FINAL ORDER

A person who is aggrieved by a final decision in a contested case may seek judicial review of the Final Order by filing a petition for review in a Chancery Court having jurisdiction (generally, Davidson County Chancery Court) within sixty (60) days after the entry date of a Final Order or, if a petition for reconsideration is granted, within sixty (60) days of the entry date of the Final Order disposing of the petition. (However, the filing of a petition for reconsideration does not itself act to extend the sixty day period, if the petition is not granted.) A reviewing court also may order a stay of the Final Order upon appropriate terms. See T.C.A. §4-5-322 and §4-5-317.