

STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT

IN THE MATTER OF: THOMAS F. LAGANA

FILE NO. 0300926

CONSENT ORDER OF WITHDRAWAL

TO THE RESPONDENT: Thomas F. Lagana
(CRD #: 838523)
32 Fairway Lane
Sugarloaf, Pennsylvania 18249

c/o Janney Montgomery Scott LLC
1801 Market Street
Philadelphia, Pennsylvania 19102-1675

c/o Paula D. Shaffner
Saul Ewing LLP
Attorneys at Law
Centre Square West
1500 Market Street, 38th Floor
Philadelphia, Pennsylvania 19102

WHEREAS, Respondent on the 20th day of August 2004 executed a certain Stipulation to Enter Consent Order of Withdrawal (the "Stipulation"), which hereby is incorporated by reference herein.

WHEREAS, by means of the Stipulation, Respondent has admitted to the jurisdiction of the Secretary of State and service of the Notice of Hearing of the Secretary of State, Securities Department, dated March 9, 2004 in this proceeding (the "Notice") and Respondent has consented to the entry of this Consent Order of Withdrawal ("Consent Order").

WHEREAS, by means of the Stipulation, the Respondent acknowledged, while neither admitting nor denying the truth thereof, that the following allegations contained in the Notice of Hearing shall be adopted as the Secretary of State's Findings of Fact:

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1. That the Respondent was registered with the Secretary of State as a salesperson employed by Janney Montgomery Scott LLC (hereinafter "JMS") in the State of Illinois pursuant to Section 8 of the Act from April 24, 1997 until December 31, 2001 and from October 17, 2003 to the present.
2. That between June, 2002 and July, 2003 the Respondent effected a total of nine (9) transactions in two Illinois customer's accounts.
3. That Section 8.A of the Act provides, in pertinent part, except as otherwise provided, every salesperson shall be registered as such with the Secretary of State.
4. That the activity described in paragraph two (2) above constitutes the activity of a salesperson as defined in Section 2.9 of the Act.
5. That during all relevant times, the Respondent was not registered with the Secretary of State as a salesperson pursuant to Section 8 of the Act.
6. That Section 12.A of the Act provides, *inter alia*, that it shall be a violation of the provisions of the Act for any person to offer or sell any security except in accordance with the provisions of the Act
7. That Section 12.C of the Act provides, *inter alia*, that it is a violation of the provisions of the Act for any person to act as a salesperson, unless registered as such where such registration is required under the provisions of the Act.
8. That by virtue of the foregoing, the Respondent has committed a violation of Sections 12.A and 12.C of the Act.
9. That Section 8.E(1)(g) of the Act provides that the registration of a salesperson may be revoked or suspended if he has violated any of the provisions of this Act.

WHEREAS, by means of the Stipulation Respondent has acknowledged, without admitting or denying the averments, that the following shall be adopted as the Secretary of State's Conclusion of Law:

That by virtue of the foregoing, the Respondent's registration as a salesperson in the State of Illinois is subject to revocation or suspension pursuant to Section 8.E(1)(g) of the Act.

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WHEREAS, by means of the Stipulation Respondent has acknowledged and agreed that:

1. He shall cause to have his registration as a salesperson in the State of Illinois withdrawn within three (3) days from the entry of this Consent Order and will not re-apply for registration for a period of two (2) years from the entry of this Consent Order; and
2. He shall pay the sum of Five Hundred dollars (\$500.00) to the Office of the Secretary of State, Investors Education Fund as reimbursement to cover the cost of investigation of this matter. Said sum shall be payable by means of certified or cashier's check and made to the order of the Secretary of State, Investors Education Fund and shall be due within thirty (30) days from the entry of this Consent Order.

WHEREAS, the Secretary of State, by and through his duly authorized representative, has determined that the matter related to the aforesaid formal hearing may be dismissed without further proceedings.

NOW THEREFORE IT SHALL BE AND IS HEREBY ORDERED THAT:


1. Thomas F. Lagana shall cause to have his registration as a salesperson in the State of Illinois withdrawn within three (3) days from the entry of this Consent Order and will not re-apply for registration for a period of two (2) years from the entry of this Consent Order.
2. Thomas F. Lagana shall pay the sum of Five Hundred dollars (\$500.00) to the Office of the Secretary of State, Investors Education Fund as reimbursement to cover the cost of investigation of this matter. Said sum shall be payable by means of certified or cashier's check and made to the order of the Secretary of State, Investors Education Fund and shall be due within thirty (30) days from the entry of this Consent Order.

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3. The formal hearing scheduled on this matter is hereby dismissed without further proceedings.

DATED: This 30th day of August 2004.


JESSE WHITE
Secretary of State
State of Illinois