



FURTHER AFFIANT SAYETH NOT.

Dated this 24<sup>th</sup> day of February, 2005.

(SEAL)

  
Irving L. Faight, Administrator

Subscribed and sworn to before me this 24<sup>th</sup> day of February, 2005.

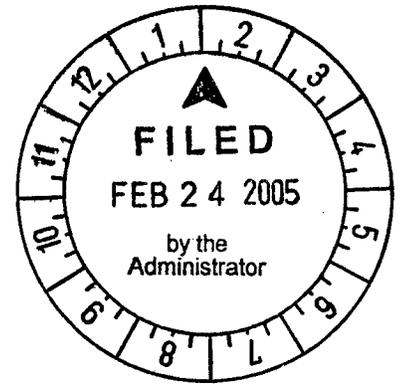
  
Brenda Gordon Smith  
Notary Public

My Commission Expires: August 26, 2005

My Commission Number: 01013792

Notarial Seal

STATE OF OKLAHOMA  
DEPARTMENT OF SECURITIES  
FIRST NATIONAL CENTER, SUITE 860  
120 NORTH ROBINSON  
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

Patrick J. Maroney  
CRD No. 1607128,

Respondent.

File No. ODS 05-051

**NOTICE OF INTENT TO REVOKE REGISTRATION  
AND OPPORTUNITY FOR HEARING**

1. On October 26, 2004, the Oklahoma Department of Securities (Department) received the application (Application) of Patrick J. Maroney (Maroney) to register as an agent of Legg Mason Wood Walker, Incorporated (Legg Mason), CRD No. 6555, pursuant to Section 1-406 of the Oklahoma Uniform Securities Act of 2004 (Act), Okla. Stat. tit. 71, §§ 1-101 through 1-701 (Supp. 2003).

2. On the 23rd day of February, 2005, the attached Enforcement Division Recommendation (Recommendation) was left in the office of the Administrator.

3. Pursuant to Section 1-411.G of the Act, the Administrator hereby gives notice to Respondent of his right to request a hearing to show why an order based on the Recommendation should not be issued.

4. The Administrator must receive a request for a hearing on the Recommendation within twenty (20) days after service of this Notice of Opportunity for Hearing (Notice). Pursuant to Section 1-411.G of the Act, failure to request a hearing as provided for herein shall result in the issuance of an order to revoke Respondent's registration as an agent of Legg Mason.

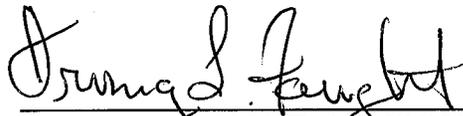
5. The request for hearing shall be in writing and Respondent shall specifically admit or deny each allegation in said request as required by 660:2-9-2(a) of the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities (Rules).

6. Upon timely receipt of a written request, a hearing on this matter shall be set within ninety (90) days or a written order denying hearing shall be issued pursuant to 660:2-9-2(b) of the Rules.

7. Notice of the date, time and location of the hearing shall be given to Respondent not less than forty-five (45) days in advance thereof pursuant to 660:2-9-2(c) of the Rules. Additionally, the notice may contain matters to supplement this Notice and the Recommendation attached hereto.

Witness my Hand and the Official Seal of the Oklahoma Department of Securities this 24<sup>th</sup> day of February, 2005.

(SEAL)



IRVING L. FAUGHT, ADMINISTRATOR OF THE  
OKLAHOMA DEPARTMENT OF SECURITIES

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 24<sup>th</sup> day of February, 2005, a true and correct copy of the above and foregoing Notice of Intent to Revoke Registration and Opportunity for Hearing and attached Enforcement Division Recommendation was mailed by certified mail, return receipt requested, delivery restricted, with postage prepaid thereon, addressed to:

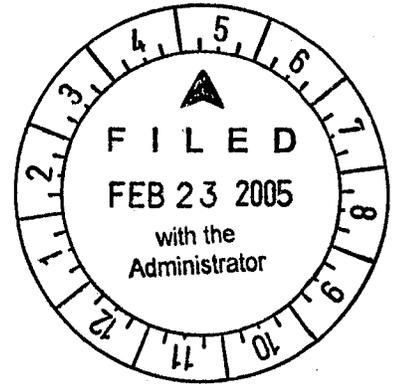
Patrick J. Maroney  
555 Fifth Avenue, NE #611  
St. Petersburg, FL 33701

Legg Mason Wood Walker, Incorporated  
Attn: Vicki R. Schmelzer, Manager  
Licensing/Registration  
4211 W. Boy Scout Boulevard, Suite 500  
Tampa, FL 33607



Brenda London  
Paralegal

STATE OF OKLAHOMA  
DEPARTMENT OF SECURITIES  
FIRST NATIONAL CENTER, SUITE 860  
120 NORTH ROBINSON  
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

Patrick J. Maroney  
CRD No. 1607128,

Respondent.

File No. ODS 05-051

**ENFORCEMENT DIVISION RECOMMENDATION**

The Oklahoma Department of Securities (Department) has received notice of the application of Patrick J. Maroney (Maroney) to register as an agent of Legg Mason Wood Walker, Incorporated (Legg Mason), CRD No. 6555. Based upon an examination of the application and the records of the Department, the following Findings of Fact, Authorities, and Conclusions of Law are submitted to the Administrator of the Department (Administrator), or his designee, in support of the issuance of an order to revoke Maroney's registration as an agent pursuant to Section 1-411 of the Oklahoma Uniform Securities Act of 2004 (Act), Okla. Stat. tit. 71, §§ 1-101 through 1-701 (Supp. 2003).

Findings of Fact

1. On October 26, 2004, the Department received notice through the Central Registration Depository (CRD) of the application of Maroney to register as an agent of Legg Mason.
2. Registration of Maroney as an agent of Legg Mason became effective by operation of law on December 10, 2004.
3. Legg Mason is registered with the United States Securities and Exchange Commission as an investment adviser. Legg Mason is also registered as a broker-dealer, and has made a notice filing as an investment adviser, under the Act.
4. According to the records of the CRD, Maroney was previously employed by, and registered under the Act as an agent of, Raymond James and Associates, Inc. (RJA), CRD No. 705. RJA is a member of the NASD, and Maroney was a person associated with such member. The Disclosure Reporting Page, dated June 12, 2001, and filed with the CRD by RJA in connection with an internal review concerning Maroney's activities, contains the following statement:

CLIENT ALLEGED THAT A COMPLAINT FOR UNAUTHORIZED TRADING IN TWO ACCOUNTS WAS SETTLED BY FA/BOM [Financial Advisor/Branch Office Manager] BY DIRECT DEPOSIT OF CASHIERS' [sic] CHECK FOR \$11,344.51 INTO CLIENT'S ACCOUNT AND A SEPARATE PAYMENT OF \$6,000 TO CLIENT. FIRM WAS UNAWARE OF COMPLAINT AND SETTLEMENT WITH CLIENT.

Based upon the foregoing, it is in the public interest to revoke the registration of Maroney as an agent of Legg Mason under the Act.

To the extent any of these Findings of Fact are more properly characterized as Conclusions of Law, they should be so considered.

Authorities

1. Section 1-411 of the Act provides in pertinent part:

B. If the Administrator finds that the order issued is in the public interest and subsection D of this section authorizes the action an order issued under this act may revoke, suspend, condition, or limit the registration of a registrant and if the registrant is a broker-dealer or investment adviser, any partner, officer, or director, any person having a similar status or performing similar functions, or any person directly or indirectly controlling the broker-dealer or investment adviser.

\* \* \*

D. A person may be disciplined under subsections A through C of this section if the person:

\* \* \*

13. Has engaged in dishonest or unethical practices in the securities, commodities, investment, franchise, banking, finance or insurance business within the previous ten (10) years;

\* \* \*

G. An order may not be issued under this section, except under subsection F of this section, without:

1. Appropriate notice to the applicant or registrant;
2. Opportunity for hearing; and

3. Findings of fact and conclusions of law in a record in accordance with the Administrative Procedures Act. If the person to whom the notice is addressed does not request a hearing within fifteen (15) days after the service of notice is effective, a final order as provided in subsection A, B or C of this section may be issued.

2. 660:11-5-42. Standards of ethical practices for broker-dealers and their agents.

(a) Purpose. This rule is intended to set forth the standards of ethical practices for broker-dealers and their agents. Any noncompliance with the standards of ethical practices specified in this section will constitute unethical practices in the securities business; however, the following is not intended to be a comprehensive listing of all specific events or conditions that may constitute such unethical practices. The standards shall be interpreted in such manner as will aid in effectuating the policy and provisions of the Securities Act, and so as to require that all practices of broker-dealers, and their agents, in connection with their activities in this state shall be just, reasonable and not unfairly discriminatory.

(b) Standards.

(1) A broker-dealer and his agents, in the conduct of his business, shall observe high standards of commercial honor and just and equitable principles of trade. A broker-dealer and his agents shall not violate any federal securities statute or rule or any rule of a national securities exchange or national securities association of which it is a member with respect to any customer, transaction or business effected in this state.

3. NASD Rules, Conduct Rule 3070. Reporting Requirements

(a) Each member shall promptly report to the Association whenever such member or person associated with the member:

\* \* \*

(2) is the subject of any written customer complaint involving allegations of theft or misappropriation of funds or securities or of forgery;

\* \* \*

(8) is the subject of any claim for damages by a customer, broker, or dealer which is settled for an amount exceeding \$15,000.

However, when the claim for damages is against a member, then the reporting to the Association shall be required only when such claim is settled for an amount exceeding \$25,000;

\* \* \*

(b) Each person associated with a member shall promptly report to the member the existence of any of the conditions set forth in paragraph (a) of this Rule. Each member shall report to the Association not later than 10 business days after the member knows or should have known of the existence of any of the conditions set forth in paragraph (a) of the rule.

Conclusions of Law

1. Maroney became registered as an agent of Legg Mason under the Act on December 10, 2004, by operation of law.
2. Maroney violated NASD Conduct Rule 3070.
3. Maroney has engaged in unethical practices in the securities business.
4. It is in the public interest to revoke the registration of Maroney as an agent of Legg Mason under the Act.
5. The Administrator is authorized pursuant to Section 1-411 of the Act to institute a proceeding to revoke the registration of Maroney as an agent of Legg Mason under the Act.

To the extent any of these Conclusions of Law are more properly characterized as Findings of Fact, they should be so considered.

WHEREFORE, it is recommended that the Administrator issue an order revoking the registration of Maroney under the Act as an agent of Legg Mason.

Dated this 23<sup>rd</sup> day of February, 2005.

Respectfully submitted,



Z. Faye Martin Morton, Counsel  
Oklahoma Department of Securities  
120 North Robinson, Suite 860  
Oklahoma City, OK 73102  
(405) 280-7700