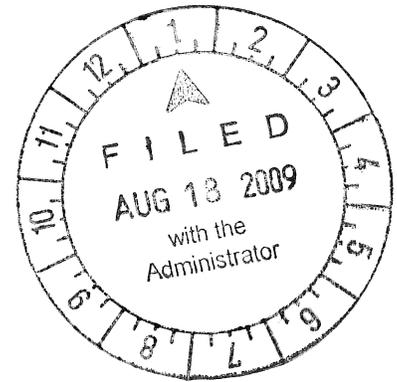


STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
FIRST NATIONAL CENTER, SUITE 860
120 NORTH ROBINSON
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

James Scott Stanley
CRD #722614
Respondent.

ODS File No. 08-056

RESPONSE OF RESPONDENT, JAMES SCOTT STANLEY, TO
ENFORCEMENT DIVISION RECOMMENDATION
AND REQUEST FOR HEARING

COMES NOW Respondent, James Scott Stanley, by and through his counsel of record, Clell I. Cunningham III and Sheldon B. Swan, of the firm of Dunn, Swan & Cunningham, P.C., and, pursuant to 660:2-9-2(a) of the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities, states as follows:

RESPONSE TO FINDINGS OF FACT

1. For response to paragraph 1 of the Enforcement's Division's "Finding of Fact", Respondent admits same.
2. For response to paragraph 2 of the Enforcement's Division's "Finding of Fact", Respondent admits same.
3. For response to paragraph 3 of the Enforcement's Division's "Finding of Fact", Respondent admits same.
4. For response to paragraph 4 of the Enforcement's Division's "Finding of Fact", Respondent is without sufficient information to either admit or deny same, and therefore denies same.
5. For response to paragraph 5 of the Enforcement's Division's "Finding of Fact", Respondent admits that he worked in the Dominion branch office in Oklahoma City in June, 2007. Respondent is without sufficient information to either admit or deny the remainder of said paragraph 5, and therefore denies same.
6. For response to paragraph 6 of the Enforcement's Division's "Finding of Fact", Respondent is without sufficient information to either admit or deny any alleged violations "noted" by the Department, but expressly denies the substance of the alleged violations.
7. For response to paragraph 7 of the Enforcement's Division's "Finding of Fact", Respondent admits that he was permitted to resign from Dominion, but denies the remainder of the allegations of said paragraph 7.

8. For response to paragraph 8 of the Enforcement's Division's "Finding of Fact", Respondent admits same. For further response, Respondent states that Respondent's previous broker/dealer changed its name and in connection therewith, had all of its registered representatives sign blank U-4s so that the owner could notify all of the states of the name change. The broker/dealer was aware of Respondent's bankruptcy and failed to include such information on the U-4.

9. For response to paragraph 9 of the Enforcement's Division's "Finding of Fact", Respondent admits same. For further response, Respondent expressly denies that he violated the terms of such 2004 Agreement.

10. For response to paragraph 10 of the Enforcement's Division's "Finding of Fact", Respondent states that the 2004 Agreement provides: "However, Stanley hereby agrees to the revocation of his registration as an agent upon a finding by the Administrator, or his designee, of a substantial violation of any of paragraphs 2-8, inclusive, of this Agreement that caused, or may cause, material injury to members of the investing public." To the extent that the allegations of said paragraph 8 are inconsistent with the 2004 Agreement, Respondent denies same.

11. For response to paragraph 11 of the Enforcement's Division's "Finding of Fact", Respondent admits same. For further response, Respondent at all times adamantly attested that he witnessed the signature of the complaining customer and denies any wrongdoing.

12. For response to paragraph 12 of the Enforcement's Division's "Finding of Fact", Respondent admits same.

13. For response to paragraph 13 of the Enforcement's Division's "Finding of Fact", Respondent denies same. For further response, Respondent states that the equity indexed annuity transactions in question do not constitute "securities" within the definition set forth in the Oklahoma Uniform Securities Act.

Respondent denies all of the allegations set forth in the Enforcement's Division's "Finding of Fact" not otherwise expressly admitted herein.

RESPONSE TO CONCLUSIONS OF LAW

1. For response to paragraph 1 of the Enforcement's Division's "Conclusions of Law", Respondent denies same.

2. For response to paragraph 2 of the Enforcement's Division's "Conclusions of Law", Respondent admits same.

3. For response to paragraph 3 of the Enforcement's Division's "Conclusions of Law", Respondent denies same.

REQUEST FOR HEARING

Respondent respectfully requests that this matter be heard before an impartial hearing officer as agreed upon by the parties hereto within ninety (90) days, in accordance with the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities

for the purpose of enabling Respondent to show why an order based on the Recommendation of the Department should not be issued.

WHEREFORE, premises considered, Respondent respectfully requests that this matter be heard before an impartial hearing officer as agreed upon by the parties hereto within ninety (90) days, in accordance with the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities.

Respectfully Submitted,

DUNN SWAN & CUNNINGHAM

By:



Clell I. Cunningham III, OBA #2093
Sheldon B. Swan, OBA #11538
210 Park Avenue, Suite 2800
Oklahoma City, Oklahoma 73102
(405) 235-8318

Attorneys for Respondent, James Scott Stanley

CERTIFICATE OF SERVICE

The undersigned certifies that on the 18 day of August, 2009, a true and correct copy of the above and foregoing Response and Request for Hearing of James Scott Stanley was mailed, postage prepaid, to:

Jennifer Shaw, Esq.
Amanda Cornmesser, Esq.
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, Oklahoma 73102

