

**STATE OF NEW HAMPSHIRE  
DEPARTMENT OF STATE  
BUREAU OF SECURITIES REGULATION**

IN THE MATTER OF:

**Alight Financial Solutions, LLC  
CRD # 36509  
f/k/a/ Hewitt Financial Services**

**Respondent**

)  
)  
) **ORDER TO CEASE AND DESIST**  
)  
) **INV2019-00021**  
)  
)

**NOTICE OF ORDER**

This Order commences an adjudicative proceeding under the provisions of RSA 421-B:6-613.

**LEGAL AUTHORITY AND JURISDICTION**

Pursuant to RSA 421-B:6-604(a)(1), whenever it appears to the secretary of state that any person has engaged or is about to engage in any act or practice constituting a violation of the chapter or any rule under this chapter, he shall have the power to issue and cause to be served upon such person an order requiring the person to cease and desist from violations of this chapter.

Pursuant to RSA 421-B:5-508, any person who willfully violates a cease and desist order issued pursuant to RSA 421-B:6-603 or RSA 421-B:6-604, or who violates RSA 421-B:5-505 knowing that the statement was false or misleading in any material respect, shall be guilty of a class B felony.

Pursuant to RSA 421-B:6-604(d), the Secretary of State has the authority to impose administrative penalties of up to \$2,500 for a single violation.

Pursuant to RSA 421-B:6-604(g), the Secretary of State may charge the actual cost of an investigation or proceeding for a violation of this chapter or an order issued under this chapter.

### **NOTICE OF RIGHT TO REQUEST A HEARING**

Under the provisions of RSA 421-B:6-604, the above named respondent has the right to request a hearing on this order to cease and desist.

Any such request for a hearing shall be in writing, shall be signed by the respondent, or by the duly authorized agent of the above named respondent, and shall be delivered either by hand or certified mail, return receipt requested, to the Bureau of Securities Regulation, Department of State, 25 Capitol Street, Concord, New Hampshire 03301.

Under the provisions of RSA 421-B: 6-604(b), within 15 days after receipt of a request in a record from the respondent, the matter will be scheduled for a hearing. If the respondent subject to the order do not request a hearing and none is ordered by the secretary of state within 30 days after the date of service of the order, the order becomes final. If a hearing is requested or ordered, the secretary of state, after notice of and opportunity for hearing to the respondent subject to the order, may modify or vacate the order or extend it until final determination. If the respondent to whom a cease and desist order is issued fails to appear at the hearing after being duly notified, such respondent shall be deemed in default, and the

proceeding may be determined against him or her upon consideration of the cease and desist order, the allegations of which may be deemed to be true.

### **STATEMENT OF ALLEGATIONS**

The allegations contained in the Staff Petition for Relief dated July 18, 2019, (a copy of which is attached hereto) are incorporated by reference hereto.

### **ORDER**

**WHEREAS**, finding it necessary and appropriate and in the public interest, and for the protection of investors and consistent with the intent and purposes of the New Hampshire securities laws, and

**WHEREAS**, finding that the allegations contained in the Staff Petition, if proved true and correct, form the legal basis of the relief requested, therefore:

It is hereby **ORDERED**, that:

1. Respondent is hereby ordered to immediately cease and desist from the above indicated acts and from in any other way violating RSA 421-B.
2. Respondent shall pay an administrative fine of \$2,500.
3. Respondent shall pay the Bureau's costs of \$2,500.
4. Respondent's license is subject to suspension or revocation in accordance with RSA 421-B:4-412.

Failure to request a hearing within 30 days of the date of receipt of this Order shall result in a default judgment being rendered and administrative penalties and other relief described herein being imposed upon the defaulting respondent.

SIGNED,  
**WILLIAM M. GARDNER**  
**SECRETARY OF STATE**  
BY HIS DESIGNEE:

Dated: 7-19-19

  
**BARRY J. GLENNON, DIRECTOR,**  
**BUREAU OF SECURITIES REGULATION**

STATE OF NEW HAMPSHIRE  
BUREAU OF SECURITIES REGULATION  
DEPARTMENT OF STATE  
25 CAPITOL STREET  
CONCORD, NH 03301

**STAFF PETITION FOR RELIEF**  
**IN THE MATTER OF:**

Alight Financial Solutions, LLC CRD#36509  
f.k.a. Hewitt Financial Services LLC

INV201900021

**STATEMENT OF ALLEGATIONS**

- I. The staff of the Bureau of Securities Regulation, Department of State, State of New Hampshire (hereinafter referred to as the "Bureau") alleges the following issues of fact:
  1. Alight Financial Solutions, LLC (hereinafter referred to as "Alight") is a broker-dealer firm with an address on record with the Bureau of 4 Overlook Point, Lincolnshire, IL, 60069. Alight is registered with the Securities and Exchange Commission ("SEC"), is a member of the Financial Industry Regulatory Authority ("FINRA"), and many of its broker-dealer records are kept on FINRA's Central Registry Depository system ("CRD"). Alight's CRD number is 36509, and SEC number is 8-47344.
  2. Alight was issued a broker-dealer license in the State of New Hampshire on August 19th, 1994, under the name Hewitt Financial Services, LLC (hereinafter referred to as "Hewitt"). Hewitt became Alight on or around August 24<sup>th</sup>, 2017.
  3. On or about 04/09/2019, the Bureau discovered and became aware of a name change from Hewitt to Alight that did not comply with NH RSA 421-B.
  4. The Bureau sent notices of the deficiency that warned of enforcement action via registered, certified mail on both April 9th, 2019 and June 10<sup>th</sup>, 2019.
  5. Both pieces of registered, certified mail were confirmed as delivered and signed for by Alight on April 12<sup>th</sup>, 2019 and on June 14<sup>th</sup>, 2019.
  6. Despite both communications warning of enforcement action and setting time periods for a response, Alight to this date has not responded to the Bureau.
  7. Under NH RSA 421-B:4-407(c), broker-dealers that change their name must: (1) file an amendment to the registration that amends the articles of incorporation that effected the name change; (2) provide a list of agents licensed in New Hampshire along with the CRD number on the date that

the name change filing was made in the state of organization; and (3) provide an updated U-2 form. The respondent has not taken any of these steps.

### STATEMENTS OF LAW

II. The staff of the Bureau of Securities Regulation, Department of State, State of New Hampshire alleges the following issues of law:

1. Respondent is a “broker-dealer” and a “person” as defined in RSA 421-B:1-102.
2. RSA 421-B:4-406(a) states that a person shall register as a broker-dealer by filing an application on a form prescribed by the secretary of state and a consent to service of process complying with RSA 421-B:6-611.
3. RSA 421-B:6-611 (a) states that a consent to service of process required by this chapter must be signed and filed in the form required by the secretary of state.
4. RSA 421-B:4-406(b) states that if the information or record contained in an application filed under section (a) is or becomes inaccurate or incomplete in a material respect, the registrant shall promptly file a correcting amendment and pay the applicable fee. Respondent failed to comply with this requirement by both (1) failing to file an amendment that amended its registration to reflect the name change and (2) therefore failing to pay the fee. The respondent also failed to file an amended U-2 form, thus rendering its current U-2 inaccurate. As a result of the respondent’s actions, it has violated this section.
5. Pursuant to RSA 421-B:4-412(b) if the secretary of state finds that the order is in the public interest and subsection (d) authorizes the action, an order issued under this chapter may revoke, suspend, condition, or limit the registration of a registrant. Respondent is subject to this section.
6. RSA 421-B:4-412(c) states that if the secretary of state finds that the order is in the public interest and subsection (d) authorizes the action, an order under this chapter may censure, impose a bar, or impose a civil penalty in an amount not to exceed a maximum of \$2,500 for each violation on a registrant. Respondent is subject to this section.
7. RSA 421-B:4-412(d) states that a person may be disciplined under sections (a) through (c) if the person willfully violated or willfully failed to comply with this chapter. Respondent is subject to this section and despite having received two communications about the violation, has continued to violate the provision.
8. Pursuant to RSA 421-B:6-604(a)(1), [i]f the secretary of state determines that a person has engaged, is engaging, or is about to engage, in an act, practice, or course of business constituting a violation of RSA 421-B, the secretary of state may take action necessary or

appropriate to comply with this chapter. Respondent is subject to this provision by failing to file an amendment noting the name change.

9. Pursuant to RSA 421-B:6-604(a)(1), whenever it appears to the secretary of state that any person has engaged or is about to engage in any act or practice constituting a violation of this chapter or any rule under this chapter, he shall have the power to issue and cause to be served upon such person an order requiring the person to cease and desist from violations of this chapter. Respondent is subject to this section for violations of RSA 421-B:4-406.
10. Pursuant to N.H. RSA 421-B:6-604(g), in any investigation to determine whether any person has violated or is about to violate this title or any rule or order under this title, upon the secretary of state's prevailing at hearing, or the person charged with the violation being found in default, or pursuant to a consent order issued by the secretary of state, the secretary of state shall be entitled to recover the costs of the investigation, and any related proceedings, including reasonable attorney's fees, in addition to any other penalty provided for under this chapter. Respondent is a person subject to this provision.

### **RELIEF REQUESTED**

III. The staff of the Bureau of Securities Regulation requests the Director take the following action:

1. Find as fact the allegations contained in section I of the Statement of Allegations of this petition.
2. Make conclusions of law as stated in section II relative to the allegations contained in section I of this petition.
3. Find that it is in the public interest, and that Alight has willfully violated the laws, and that there is good cause to suspend or revoke the broker-dealer license of Alight in accordance with RSA 421-B:4-412.
3. Pursuant to RSA 421-B:4-412 order Respondent Alight, to pay administrative penalties for violations of New Hampshire RSA 421-B:4-406, of \$2,500 dollars for failing to file an amended registration (total \$2,500).
4. Order the Respondent Alight to cease and desist.
5. Order the payment of Costs in the amount of \$2,500 dollars.
6. Take such other actions as necessary for the protection of New Hampshire investors and enforcement of the Act.

**RIGHT TO AMEND**

The Bureau's Staff reserves the right to amend this Petition for Relief and to request that the Director of Securities take additional administrative action. Nothing herein shall preclude the Staff from bringing additional enforcement action under this NH RSA 421-B or the regulations thereunder.

Respectfully submitted by:



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Jeffrey Spill  
Deputy Director

July 18, 2019

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