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Overall rating out of 155
High Yield Muni funds as of 1/31/15

MainStay Tax Free Bond Fund

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Morningstar is an independent fund performance monitor. For each fund with at least a three-year history, Morningstar calculates a Morningstar Rating™ based on a Morningstar Risk-Adjusted Return measure that accounts for variation in a fund's monthly performance (including the effects of sales charges, loads, and redemption fees), placing more emphasis on downward variations and rewarding consistent performance. The top 10% of funds in each category receive five stars, the next 22.5% receive four stars, the next 35% receive three stars, the next 22.5% receive two stars, and the bottom 10% receive one star. The Overall Morningstar Rating™ is derived from a weighted average of the performance figures associated with its three-, five-, and 10-year (if applicable) Morningstar Rating™ metrics. Funds with less than three years of performance history are not rated. The Morningstar Rating™ for load-waived (LW) A shares better reflects the investor experience for those individuals who do not pay the fund's front-end sales load, such as retirement plan participants. Load-waived A shares are displayed and treated like a separate share class. To be eligible for load-waived ratings and returns, the fund must be an A share class, must have a front load, and must be domiciled in the United States. Morningstar ratings as of 1/31/15.

MainStay High Yield Municipal Bond Fund Class I shares rated five (four A) stars overall and five (four A) stars for the three-year period from among 155 High Yield Muni funds. MainStay Tax Free Bond Fund Class I shares rated five (three A) stars overall and five (three A) stars, five (three A) stars, and (three A) stars for the three-, five-, and ten-year periods from among 206, 189, and 151 Muni National Long funds, respectively.

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GAME CHANGERS/*Billion Dollar Babies*

BIGGER & BETTER

By almost every measure, advisers with assets of more than \$1 billion are outperforming their peers

By Trevor Hunnicutt and Mason Braswell

SCOTT HANSON has achieved a level of success and fame uncommon among financial advisers. He has a following of potential clients on radio and a following of advisers who seek his guidance.

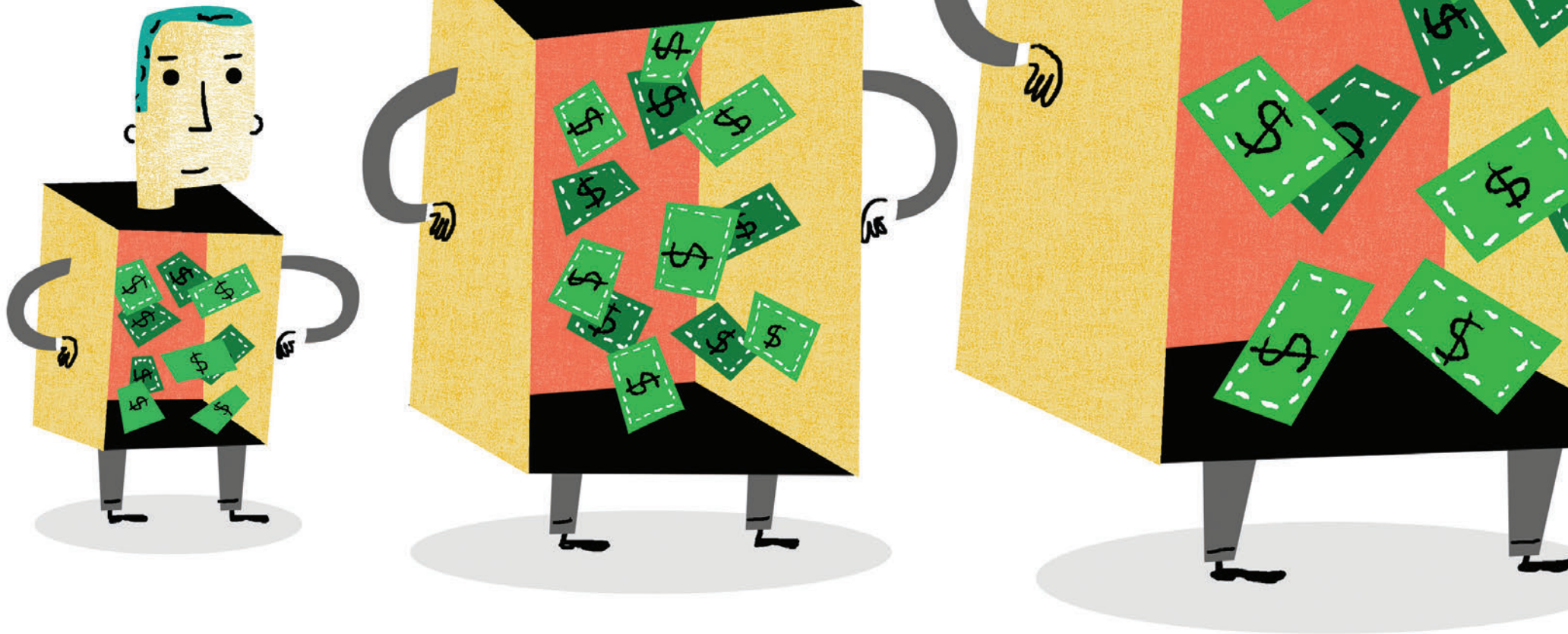
PROFILES

Six RIAs that have reached \$1B tell their stories. Pages 31, 32

Mr. Hanson is also his own biggest critic.

"There's something that keeps driving me — pushing me forward," he said. "Quite frankly, I don't feel like a successful adviser. I look at other

Continued on Page 30



JAMES YANG

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Robo smackdown

Schwab's launch of its online advice offering is met with a torrent of criticism from rivals.



IZHAR COHEN

Spotlight Succession Planning

Your practice probably isn't worth as much as you think, but certain factors can help you boost its value. Also, a variety of services help advisers find the right buyer. Pages 12-16

EDITOR'S NOTE

Billion dollar RIAs are good at growing

Believe it or not, I remember when billion dollar registered investment advisory firms were few and far between.

Though it's still not an everyday occurrence, RIAs now reach the important threshold of \$1 billion in assets under management more frequently — thanks

mainly to steady asset growth and the general maturation of the RIA channel.

When we set out to produce Billion Dollar Babies, which starts on Page 1 and is part of our popular Game Changers franchise, our mission was to go beyond the numbers and identify key attributes of firms that have reached \$1 billion in assets — or are destined to do so.

What did we find? Well, these RIAs do a better job of increasing revenue. In fact, the typical billion dollar baby has increased revenue by 23% since the financial crisis, compared with 15% for all other firms. They do that, of course, by managing costs relentlessly and constantly developing new business.

We also found that big firms tend to focus on big clients. For example, clients at billion dollar firms have an average of \$2.74 million invested there, nearly three times the average at smaller firms.

TAKING CHANCES

That said, one of the firms profiled on Page 31, Abacus Wealth Partners, crossed the billion dollar threshold by focusing on clients with assets of less than \$1 million, and last year eliminated asset minimums altogether.

Which gets to another attribute of billion dollar babies: a willingness to take chances and innovate.

Consider Altfest Personal Wealth Management, also profiled on Page 31. That business, which crossed the \$1 billion threshold in 2013, was an early proponent of the fee-only model when it opened in 1983. Or Exencial Wealth Advisors (Page 32), which credits its growth in part to major — and sometimes scary — investments in technology.

I hope you enjoy our latest Game Changers. As with all the pieces in this series, Billion Dollar Babies is really meant to be experienced online. Go to InvestmentNews.com/billion and check out the cool videos, interactive graphics and other pieces of content that accompany this story online.

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Retirement plans warming up to alternatives

But their fee levels and meager track record may prevent widespread use

By Trevor Hunnicutt

Alternative fund managers are getting a boost from a movement among retirement plan advisers to use more open architecture and custom target date funds, according to interviews with managers and advisers who work in the space.

Late last month, Vanguard filed paperwork to launch a multistrategy alternatives fund in order to offer it as part of Vanguard Managed Payout Fund (VPGDX), a fund of funds designed to provide investors with a 4% annual payout, typically in retirement.

The move came on top of the growth of customized target date funds and the open architecture lineup, which provide more access to outside fund managers that offer hedge fund-style investments.

"It's getting better," said Stan Milovanec, an executive vice president at Sequoia Financial Group in Akron, Ohio, who advises plans to use alts for the diversification benefits. "They have as low as about half a percent in alternatives and as high as about 12%."

1.45%
Average fee on alternative funds in 2013

Liquid alternatives — hedge fund-style strategies served up as a mutual fund — have to overcome many of the same challenges to get into target date funds that they must in normal portfolios, said Jonathan Dale, distribution director for the Investment Management Services unit at SEI.

For one thing, few of the funds have extensive track records, Mr. Dale said.

FEE-CONSCIOUS

Some challenges are bigger than others, though, according to retirement plan experts.

For instance, while price is a concern for all investors, the retirement plan marketplace is particularly fee-conscious.

Fund fees dropped nearly 5% to an average of 1.02% in 2013 from 1.07% in 2009. But alternatives charged 1.45% in 2013, down less than 1 percent from 2009, according to Lipper Inc.

Continued on Page 36



Fiduciary rule fight waged solely by GOP

By Mark Schoeff Jr.

The Obama administration has been hit with a barrage of letters from Capitol Hill since the president voiced support for a pending Department of Labor rule that would raise investment advice standards for brokers handling retirement accounts.

What's missing from the documents designed to slow the rulemaking process? Democratic signatures.

Unlike concerns expressed before Mr. Obama's Feb. 23 speech at AARP, the pushback in the last couple of weeks has been exclusively from Republicans.

"The politics have shifted a little," said Jason Rosenstock, a partner at the consulting firm Thorn Run Partners. "Democrats are going to wait to see what the rule says before they weigh in or decide to weigh in."

In recent years, DOL has worked on repropounding the rule, which was initially offered in 2010, then withdrawn amid fierce industry protest. Democrats have signed letters to the agency warning of the unintended consequences of a rule designed to protect workers and retirees from conflicted investment advice as they build their nest eggs.

Mr. Obama's push is one of the primary factors holding Democrats together.

"That's been the notable change this time around," said Barbara Roper, director of investor protection at the Consumer Federation of America.

"Democrats have to think more seri-

ously about whether they want to get out publicly in opposition, particularly before the rule has been put out for public comment," Ms. Roper said.

The rule would extend the definition of fiduciary to cover more financial advisers of 401(k) and individual retirement accounts, requiring them to act in the best interests of their clients.

Opponents argue that it would limit

"DEMOCRATS ARE going to wait to see what the rule says before they weigh in."

Jason Rosenstock
Partner
Thorn Run Partners

compensation options for brokers (though the Labor Department has said it will not prohibit commissions and revenue sharing) and raise their regulatory and liability costs, driving them out of the advice market for investors with modest assets.

VETTING PROCESS

The rule was sent to the Office of Management and Budget for review Feb. 25. After the agency has vetted the proposal and signed off, a process that likely will take at least several weeks, it will be released for comment by DOL.

In the meantime, Republicans are trying to slow, or even stop, the rule.

Last week, Sen. John Boozman, R-
Continued on Page 36

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CLOUD

Small robos pile on against Schwab's new offering

Claim discount broker is deceiving the public saying platform is free

By **Alessandra Malito**

The battle between Charles Schwab & Co. and its robo-adviser rivals is getting ugly.

What started last week as a tête-à-tête between Wealthfront and

Schwab has grown in scale and significance as other online advice platforms — namely Betterment and Hedgeable — have jumped into the fray by taking Schwab to task over the launch of its retail robo-adviser, Schwab Intelligent Portfolios.

"They have the market all wrong — this isn't what the public is looking for," said

Mike Kane, chief executive of Hedgeable, referring to the ads Schwab is airing on television and in train stations. "We think the clients are going to push back and continue to seek solutions. At the end of the day, Schwab is doing work for us."

The launch of Schwab's platform, nicknamed Blue by the company, ignited a no-holds-

barred brawl among robos and the discount broker.

Betterment took its beef against Schwab Intelligent Portfolios directly to investors.

"You, the individual investor, are paying a hidden fee via the cash allocation you are forced to hold ... With an automated, enforced cash allocation such as Schwab's, you will never be able to withdraw just the cash if a rainy day does come," Dan Egan, Betterment's director of

behavioral finance and investments, wrote on its website.

Wealthfront CEO Adam Nash led the digital smackdown last Monday with a post saying Schwab is deceiving investors by promoting its platform as free. He was pleased the blog post caught fire in the industry.

"This is the great thing of social media," he said in an interview last Friday. "There was such an explosion of debate ... I feel good this conversa-

Continued on Page 34

30%
Maximum percentage of account value that Schwab can hold in cash

Finra fines UBS, Vanguard \$850K

Regulator cited failure to report broker data, including violations

By **Mason Braswell**

Finra fined two companies a total of \$850,000 last week, sending a message that brokerages need to be more diligent about disclosing their brokers' bankruptcies, civil judgments and other violations to regulators.

The Financial Industry Regulatory Authority Inc. handed UBS Financial Services Inc., the broker-dealer unit of UBS Wealth Management Americas, a \$500,000 fine last Tuesday for failing to report liens or civil judgments for as many as 100 brokers between 2010 and 2013.

Finra also fined The Vanguard Group Inc. \$350,000 March 6 for similar reporting failures involving about 80 brokers between 2011 and 2013.

The regulator's rules require firms to disclose customer complaints, regulator actions and criminal charges, as well as legal actions taken against brokers, such as tax levies, judgments from creditors or child support orders, within 30 days after learning about them.

Most of those actions then are reported publicly on Finra's BrokerCheck record.

BrokerCheck disclosure issues



have come into focus following calls a year ago by plaintiffs' attorneys for enhanced disclosure of possible red flags. And a Wall Street Journal analysis found more than 1,500 brokers had bankruptcy filings from 2004 to 2012 that were not disclosed on their public records.

SUPERVISORY LAPSE

The reporting issues in the cases of UBS and Vanguard were supervisory lapses, Finra said.

For example, the two companies' payroll departments failed to notify compliance or perform further due diligence when they received a wage garnishment order from a creditor.

In September, Vanguard retained an independent consultant to

enhance its policies and procedures on reporting disclosure events.

A Vanguard spokeswoman, Katie Henderson, said in an email that the company regrets the lack of timely filings and has taken steps to remedy the process.

Vanguard has roughly \$3 trillion in assets across its divisions and 6,000 Finra-registered representatives.

UBS' advisory group has about 7,000 brokers and advisers and more than \$1 trillion in assets.

A spokesman for UBS, Gregg Rosenberg, did not immediately respond to an email requesting comment.

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Expense ratios conflict in liquid-alt fund listings

Discrepancy lies between managing, trading

As more financial advisers wade into alternative strategy mutual funds, many are discovering the unique riddle of variable — and often confusing — expense ratios for certain strategies.

For example, Morningstar Inc. lists an expense ratio of just 25 basis points for the \$361 million Vanguard Market Neutral Fund (VMNFX). But on its website, The Vanguard Group Inc. lists the fund's expense ratio at 1.6% — more than six times as high as Morningstar's calculation.

Likewise, Morningstar pegs the expense ratio of the \$700 million JPMorgan Research Market Neutral Fund (JPMNX) at 99 basis points, while J.P. Morgan Asset Management reports it as 3.35%.

And nothing drives the point home like the \$720 million TFS Market Neutral Fund (TFMNX), which Morningstar says charges 2.02% but TFS Capital reports as 8.4%.

"I'm shocked, to be honest, and I'd like to know what the real freaking number is," said Thomas Meyer, chief executive of Meyer Capital Group.

In the most basic sense, the

expense ratio Morningstar lists is what fund companies charge investors to manage the fund; the larger expense ratio listed on fund company websites and detailed in prospectuses reflects the costs of short selling and leverage inside the fund.

The wide variation is primarily concentrated in liquid-alternatives funds because the Securities and Exchange Commission requires them to show the added internal costs of short selling and leverage.

'MORE COMPLICATED'
"There is a difference between what the fund company is charging you and what the fund costs are, and with liquid alternatives, the fee story gets more complicated," said Russel Kinnel, director of mutual fund research at Morningstar.

Part of the cost of short selling, which involves borrowing stock to be sold with the aim of buying it back later at a lower price, is the dividend yield the short seller must pay the original owner of the stock.

And because higher-yielding div-

Continued on Page 35



Jeff Benjamin
On Investments

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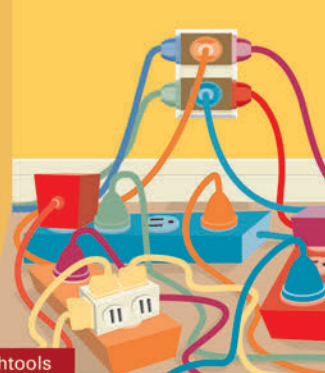
Gabe Lapito faces challenges as he takes over his father **Leo's** business, including establishing himself as a leader with staff members who have known him since he was a child. Find out how he wins their respect by assuming a different kind of role.



InvestmentNews.com/practicemakeover

Overwhelmed by technology

With an abundance of new products hitting the market, how should advisers choose? **Sheryl Rowling**, chief executive of Total Rebalance Expert, recommends that advisers build a solid foundation (and offers a few places to begin).



InvestmentNews.com/techtools

The ETF Exchange

Finding value in the fixed-income market

Still waiting for interest rates to rise, investors are dealing with diminishing yields. **Matthew Tucker**, managing director at iShares, discusses areas of opportunity in fixed-income ETFs.



InvestmentNews.com/fixe

Cole Capital execs depart amid sales dive

As fundraising shrivels, 3-person team goes to rival Griffin Capital

By Bruce Kelly

After a devastating slump in sales, a team of senior executives recently left American Realty Capital Properties Inc.'s Cole Capital Corp., the marketing broker-dealer for Cole-branded nontraded REITs, to join rival Griffin Capital Securities Inc., according to executives familiar with the move who did not

want to be identified.

Cole Capital had just \$8.3 million of sales in nontraded real estate investment trusts last month, or about 1% of its total the same month a year earlier, according to investment bank Robert A. Stanger & Co. Inc.

In February 2014, Cole Capital had sales of \$844.9 million, though part of that reflected a surge when one REIT closed out its sales, according to Kevin Gannon, president and managing director at Stanger. Cole Capital had a 30%



industry market share that month.

"They can't run a broker-dealer on \$8 million of fundraising," Mr. Gannon said.

"Wholesalers and sales teams make money when they are raising

money, so they have to go somewhere else" to do that, he added.

Stanger does not count Cole Capital as a client but has worked with the firm in the past, Mr. Gannon said.

COUNTERMESSAGING

The departure of the three marketing and wholesaling managers — James Ryan, Philip Graham and Colin Cosgrove — appears to run counter to recent messages of stability given by top executives at Cole's parent company, American Realty Capital

Properties, or ARCP.

"The management team as a company, including both Cole and ARCP, remains deep and robust," ARCP's interim chief executive, William Stanley, said on a conference call with investors and analysts March 2. "We have outstanding veteran teams in all silos of the portfolio, in our office and industrial, in restaurant, in our single-tenant retail, in our multitenant, in our build-to-suit. In addition, our Cole Capital team has a deep and experienced bench."

Mr. Stanley made that statement
Continued on Page 35

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Mutual fund investing involves risk. Some funds have more risks than others. The risks associated with investing in these funds include but are not limited to: **derivative securities**, which may carry market, credit, and liquidity risks; **short sales**, which involve costs and the risk of potentially unlimited losses; **leveraging**, which may magnify losses; **high yield ("junk") bonds**, which are subject to greater market risks; **foreign securities**, which are subject to currency fluctuation and political uncertainty; **emerging markets**, which are subject to greater volatility and price declines; **mortgage-backed securities**, which are subject to prepayment and extension risks; and **real estate**, which poses certain risks related to overall and specific economic conditions as well as risks related to individual property, credit and interest-rate fluctuations. Fixed income investments are subject to **interest rate risk**, and their value will decline as interest rates rise. **Sector funds** and **specialty funds** may not be suitable for all investors. Such funds are non-diversified, so a loss resulting from a particular security will have greater impact on the fund's return. The risks associated with each fund are explained more fully in each fund's respective prospectus. There is no guarantee a Fund's objectives will be achieved. There is no guarantee that dividends will be paid. **Diversification** does not assure a profit or protect against a loss in declining markets.

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ARCP has new CEO: Rufrano

By Bruce Kelly

American Realty Capital Properties Inc., formerly a cornerstone of Nicholas Schorsch's empire, has named a new chief executive.

ARCP announced last Tuesday that Glenn Rufrano, a real estate industry veteran, will take over April 1.

Mr. Rufrano most recently served as chairman and CEO of O'Connor Capital Partners, a real estate investment firm. He was also CEO of Cushman & Wakefield Inc., a real estate services company.

ARCP has been in trouble since it announced in October that a \$23 million accounting error over the first half of 2014 was intentionally left uncorrected. Two senior accounting executives resigned immediately.

In mid-December, Mr. Schorsch, ARCP's founder and then-chairman, resigned, as did CEO David Kay. William Stanley was named interim CEO; he will continue as interim chairman until the board completes its search for that position.

"I look forward to meeting the management team, thoroughly analyzing the assets and reviewing the details of the balance sheets while seeking thoughts from the institutional investor community," Mr. Rufrano said in a statement.

HOUSECLEANING

Meanwhile, Bloomberg News reported last week that a shareholder with a 1.8% stake in ARCP had called for a housecleaning of the board, saying that all but one director, Bruce Frank, should refrain from seeking re-election.

In a letter to the company, David Simon, CEO of Twin Securities, said he has "deep reservations" about board members, given their long-standing ties to Mr. Schorsch.

"It was on their watch that not only the accounting scandal ... but also several other events that were injurious to the interests of shareholders occurred," Mr. Simon wrote.

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Overall Class I rating as of 1/31/15



(Out of 913 intermediate-term bond funds)

Overall rating is based on a weighted average of the performance associated with the fund's 3-, 5-, and 10-year Morningstar rating metrics.

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¹ For each fund with at least a 3-year history, Morningstar calculates a Morningstar rating based on a Morningstar Risk-Adjusted Return that accounts for variation in a fund's monthly performance (including effects of sales charges, loads, and redemption fees), placing more emphasis on downward variations and rewarding consistent performance. The top 10.0% of funds in each category, the next 22.5%, 35.0%, 22.5%, and bottom 10.0% receive 5, 4, 3, 2, or 1 star(s), respectively. Each share class is counted as a fraction of one fund within this scale and rated separately, which may cause slight variations in the distribution percentages. The overall Morningstar rating for a fund is derived from a weighted average of the performance associated with its 3-, 5-, and 10-year (if applicable) Morningstar rating metrics. The fund's Class I share overall rating was 5 stars out of 913, 5 stars out of 808, and 5 stars out of 588 intermediate-term bond funds for the 3-, 5-, and 10-year periods, respectively. Past performance does not guarantee future results. Please note that Class I shares may not be available to all investors and that performance of other share classes will vary.

² Based on 10-year Morningstar percentile rankings among intermediate-term bond funds as of 1/31/15. Morningstar rankings are based on total return without sales charge relative to all share classes of open-end funds with similar objectives, as determined by Morningstar. The fund's Class I share ranked 114 out of 1,038 funds, 13 out of 913 funds, 3 out of 808 funds, and 9 out of 588 funds for the 1-, 3-, 5-, and 10-year periods, respectively. Past performance does not guarantee future results.

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Little-used adjustment may bring big savings

Clients could qualify for lower Part B and D

There are many ways people are overpaying and leaving money on Medicare's table.

An often-overlooked chance to save money is to make sure clients aren't paying too much for their Medicare Part B and D income-related monthly adjustment amount (IRMAA). When income drops because of certain life-changing events, the beneficiary may be eligible for an IRMAA reduction, which can add up to significant dollars.



Katy Votava
On Medicare

IRMAA is based on a modified adjusted gross income (MAGI) sliding scale using this formula: MAGI = adjusted gross income (line 37) plus tax-exempt interest income (line 8b) from the IRS 1040.

If the MAGI is more than \$85,000 per individual or \$170,000 per couple, clients will pay more for Medicare Parts B and D based on a five-tier MAGI cliff bracket hierarchy. Having even \$1 dollar less MAGI puts clients in the next-lower IRMAA bracket, which can result in substantial savings.

It's not uncommon for people to qualify for a reduction because their income drops by more than one

bracket (as a result of a major life event), which puts even more money at stake.

The problem is that the Social Security Administration doesn't know someone is eligible for an IRMAA reduction unless the person notifies the agency.

Clients have two opportunities to request the Medicare IRMAA reduction from the SSA: When they enroll in Medicare Part B for the first time; and when they receive their annual Medicare Part B premium and IRMAA notice in the late fall for the following Jan. 1.

LIFE-CHANGING EVENTS

The SSA will consider granting the request if clients have had a change in circumstance that puts them in a lower MAGI tier than they were two years before. The qualifying events, which apply to them or their spouse, include:

- 1) Stopped working or reduced their work hours.
- 2) Lost income-producing property because of a disaster or other occurrence beyond their control.
- 3) Experienced a scheduled cessation, termination or reorganiza-



tion of an employer's pension plan.

4) Received a settlement from a current or former employer because of the employer's closure, bankruptcy or reorganization.

5) Married, divorced or became widowed.

To apply for a Medicare IRMAA

reduction, your client needs to:

1) Determine if a qualifying event has occurred and resulted in a lower IRMAA bracket.

2) Make an appointment at the local Social Security office to discuss the reduction process or file

Continued on Page 36

Tips from Social Security boot camp

By Srividya Kalyanaraman

Financial advisers can help clients make the most of Social Security benefits by considering key details about their age, marital status and work history, according to an *InvestmentNews* webcast, "Social Security boot camp: The retirement income puzzle."

Here are some key takeaways from the March 3 session, as conveyed by *InvestmentNews* contributing editor Mary Beth Franklin on the webcast.

Try to wait until age 70 to collect benefits.

It is key to know the right time to claim benefits. Collecting Social Security at 62 permanently reduces a person's benefits by 25%. Someone claiming before the full retirement age of 66 cannot use creative claiming strategies.

Ms. Franklin described 66 as the "magic age," when people can engage in creative claiming strategies with no earnings cap.

For example, those who wait until 70 to collect benefits will be eligible to earn delayed retirement



66

The 'magic age' at which to file for Social Security benefits

credits worth 8% a year for every year the benefit claim is postponed.

That can add up to as much as 32% more — 8% for every year postponed — plus an annual cost-of-living adjustment. It's the hottest deal out there, Ms. Franklin said.

Married couples should coordinate claims.

The best strategy for couples can differ, depending on the spouses' age and income gap.

Couples can file and suspend at 66 to trigger benefits for one spouse while the other's benefit grows until he or she reaches age 70. The second option is to file a restricted claim for spousal benefits and collect half of the spouse's primary insurance amount (PIA) while the other's benefit grows until 70.

If both spouses reach retirement age around the same time, it might be worthwhile to combine strategies.

For example, if both are 66 and entitled to get \$2,000 a month, the husband can file and suspend and not collect anything, while the wife claims a spousal benefit equal to half the benefit amount — \$1,000. When they turn 70, they each can switch to their own benefits, which

Continued on Page 35

Buried in 1040: Chance for advisers to shine

By Darla Mercado

With the April 15 deadline for tax filing approaching, advisers have plenty of reasons to take a hard look at their clients' Form 1040.

Though the individual income tax return is a window on the past, what it reveals also can shape future savings and investment strategies, as well as add value to the services advisers offer.

"Taxes are something we can exert some control over, whereas it's very difficult to control investment returns," said Dean Mioli, director of investment planning for the SEI Advisor Network.

John Anderson, managing director and head of practice management services for SEI, echoed that, saying, "It's more realistic to tell a client you can save him \$8,000 than to say that you can get a return of 10% or 12%."

Here are a few opportunities:

Reviewing line items

Turn your attention to lines 8a, 9a, 9b and 13. They cover, respectively, taxable interest, ordinary dividends, qualified dividends, and capital gains or losses.

High levels of interest in line 8a should drive advisers to question whether they can reduce that number in the future by reassessing their client's investment mix.

"Would you have been better off with tax-free municipal bond interest?" Mr. Mioli asked.

Another conversation concerns



asset location (the tax status of the account in which those investments are held) and whether certain asset classes are tax-inefficient.

Tax-efficient asset classes, such as municipal bonds with low turnover, may be better suited for a standard brokerage or nonqualified account, Mr. Mioli said. It might be better to put tax-inefficient assets, including emerging market debt, in a tax-deferred individual retirement account or a tax-free bucket.

"By locating assets in the proper tax bucket, I generate an additional 50 to 75 basis points of after-tax alpha," Mr. Mioli said. "It's a free return from being tax-smart."

Discussing dividends

Meanwhile, dividends noted on lines 9a and 9b should drive a discussion of those dividends' source and tax implications.

Stephen J. Bigge, partner with

Keebler & Associates, provides the following example: A client reports \$10,000 in dividends for 2014, \$2,000 of which are qualified (and subject to taxation at the long-term capital gains rate) and \$8,000 of which are nonqualified. Taxable interest received by a mutual fund and subsequently paid out falls under non-qualified dividends.

Rather than focus solely on the tax treatment to drive investment strategy, consider the bigger picture, Mr. Bigge said.

"You have to look at the after-tax effect," he said. "Many clients complain that their adviser is generating all these short-term capital gains. You're still getting a great return, and you're still out ahead after taxes."

Reporting capital gains

Line 13 applies to capital gains and may be accompanied by Schedule D, where clients need to report

short- and long-term gains and losses.

If a client has loss carryforwards — a blessing, considering how strong the stock market has been over the past few years — be sure to use them efficiently, Mr. Bigge said.

Consider that short-term capital gains are taxed at the same level as ordinary income, which is at a height of 39.6%, versus the long-term capital gains rate of 20%. And don't forget that the net investment income tax applies to both, with an additional levy of 3.8%.

"A long-term loss against a short-term gain is very efficient, and a short-term loss against a long-term gain is very inefficient," Mr. Bigge said. "Long-term losses against long-term gains and short-term losses against short-term gains are neutral."

If capital losses exceed capital gains, the amount of excess loss taxpayers can claim on line 13 to lower their income is the lesser of \$3,000 (\$1,500 for married-filing-separately) or the total net loss on line 16 of Schedule D, according to the IRS.

At line 13, advisers should ask whether there were opportunities to reduce gains throughout the year.

"We never know when's the best time to tax-loss harvest, so you have to have systems in place so that when the opportunity presents itself, you can pounce on it," Mr. Mioli said.

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VIEWPOINT

EDITORIALS

Momentum building on tax reform

THE LATEST TAX reform plan from Congress has something for everyone, from big corporations to middle-class families. And while we're a long way from seeing a

major tax overhaul come out of Washington, it is good to have our elected representatives realize the status quo is not acceptable to most Americans.

Let's start with the complexity of the current tax laws. Unless you are able to file a very basic tax return, most taxpayers find filing their taxes a burdensome chore, right up there with having a root canal at the dentist's office, and are resigned to paying someone to take care of it for them.

But even the tax pros have problems deciphering the tax code.

We're reminded of a recent passage by one of our columnists, who said there is so much confusion about how certain options are taxed that the IRS essentially told stock brokers to make their best effort in following the law but granted them penalty relief in advance if they got it wrong.

You know something's wrong when even the agency in charge of the tax code can't figure it out.

If nothing else, the plan put forward by Sen. Marco Rubio, R-Fla., and Sen. Mike Lee, R-Utah, two weeks ago is a step in the right direction in terms of streamlining our tax laws. It would reduce the number of tax brackets from seven to two — 15% and 35% — and eliminate all tax deductions except for mortgage interest and charitable giving.

The plan would set the corporate tax rate at 25% for both corporate and pass-through entities. That's

important to financial advisers because like other small businesses, many pay their business income taxes on a pass-through basis, meaning they pay them on their individual tax returns.

ELIMINATION

Other elements include ending the estate tax and eliminating taxes on capital gains and dividends. The cost of investment by businesses would be deductible in the year in which it was made, but new business debt would no longer be tax deductible.

Like we said, something for everyone.

And that's the biggest problem with the Rubio-Lee plan. Someone's got to pay for this bag of goodies, and you can guess who that is — the

SOMETHING'S wrong when even the agency in charge of the tax code can't figure it out.

American public. In its present form, the plan would reduce annual tax revenue by \$414 billion, according to the Tax Foundation's initial review.

The senators don't disagree with

this analysis but say it's unfair because it does not incorporate the growth in the economy their tax changes would bring about.

The Tax Foundation agrees with that objection and says that once the tax dollars from the added growth are factored in, the plan could produce a \$90 billion increase in annual revenue.

The footnote to that analysis, however, is that it will take 10 years for that growth to fully materialize; in the interim, the tax plan will add to the federal budget

deficit.

While a more detailed tax reform plan last year from then-Rep. David Camp, also designed to simplify the tax code, didn't go anywhere, there

seems to be momentum building in Washington to do something. It may not be the Rubio-Lee plan, but perhaps a variation on it.

JOIN THE DISCUSSION

Last week, two other senators, Orrin Hatch, R-Utah, chairman of the Senate Finance Committee, and Ron Wyden, D-Ore., ranking member of the committee, invited the public to contact them with ideas on tax reform.

Advisers should take them up on their offer.

The senators want to know how the tax code affects individual behavior. Because of their interaction with clients, advisers are in a prime position to know that. Now is the time to join the discussion.



What was NAPFA thinking?

By requesting the resignation of Bert Whitehead from the compensation committee soon after he made public his opposition to the practice of charging lower fees for the management of cash and some bond allocations, the National Association of Personal Financial Advisors suggests it can't stand disagreement in its upper ranks.

NAPFA chief executive Geoffrey Brown claimed Mr. Whitehead's forced resignation had nothing to do with the substance of his comments on fees but rather with his sharing with the media research he did for the committee.

MUDDLED MESSAGE

As a result, Mr. Brown said, the board had "lost confidence in his ability to meet the demands of his assignment on the compensation

committee," whatever that means.

In explaining himself, Mr. Brown acknowledged that Mr. Whitehead was under no formal confidentiality agreement with NAPFA or the com-

penetration committee.

Huh? He was not under a confidentiality agreement, yet he was supposed to keep quiet. That story is not exactly convincing, especially as



NAPFA board chairman Robert Gerstemeier did not respond to requests for comment. That made it look as if Mr. Gerstemeier was ducking hard questions.

Mr. Brown suggested that the group might incorporate into its thinking some of Mr. Whitehead's ideas on a tighter fiduciary standard. But it seems that, overall, NAPFA did not like the results of Mr. Whitehead's research because it did not support the group's preferred position.

If NAPFA disagrees with Mr. Whitehead's research, it should explain and prove how the research is wrong, and be open to debating him publicly.

And it should learn to tolerate disagreement in its policymaking bodies. If not, other NAPFA members will think twice about serving on its committees.

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Spike in interest rates will help some, hurt others

Savers look forward to a hike, while some borrowers cringe

By Darla Mercado

Higher interest rates will be a blessing for many retirees with CDs and fixed annuities, but they are a terrifying prospect for debtors, particularly those with variable-rate debt.

At the end of February, Federal Reserve Chairwoman Janet Yellen indicated in testimony before the Senate Banking Committee that

although the first increase in the key federal funds rate won't take place before June, the time for a hike is rapidly approaching as economic conditions continue to improve.

For now, financial advisers are monitoring their bond portfolios judiciously, avoiding any sharp changes in strategy.

Meanwhile, the possibility of higher rates is a major worry for people who owe money on variable-rate debt. The same low rates that hurt returns on CDs and money market funds are keeping interest rates at rock-bottom levels for variable-rate loans. But when rates rise,

debtors are going to find themselves facing climbing debt payments.

Loans with variable interest rates include home equity lines of credit, private student loans, adjustable-rate mortgages and balloon mortgage loans, and credit cards. Anyone making interest-only repayments on a debt will probably have a nasty surprise as rates go up.

HIGHER PAYMENTS

"HELOCs have variable rates, and they will absolutely get hit with higher payments," said Glenn J. Downing, an adviser with Cameron-Downing in Miami. "That's going to happen ... and there's nothing you can do other than to pay it down."

Ideally, clients with ARMs decided to refinance at a more favorable fixed rate while interest rates were low. The hope for clients with private student loans — which Sallie Mae says have rates ranging from 2.25% to 9.37% — is that they have spent the last few years repaying as much principal as possible.

(Full disclosure: I owe about \$30,000 in private student loan debt, which is sitting at a variable interest rate of about 3%. I have budgeted for outsized repayments to go toward principal, especially since rates plummeted during the recession. And, yes, I'm meeting my long-term savings goals, too.)

Clients need to make sure that the lender is applying the excess repayment toward principal and not future interest.

Allan Moskowitz, an adviser with Affirmative Wealth Advisors, has two low-income clients who have a HELOC with a balloon payment coming due in three to four years. He has advised those clients to aggressively repay the loan.

"I recommended they pay it down as much as they could, because in three to four years it's going to be at a higher rate," Mr. Moskowitz said. "If people are able to pay down their debts and refinance, this is the time to do it, before rates go up."

Advisers are not telling clients not to take out new loans, however.

"Rates are still very low and attractive," said Gustavo Vega, managing director at Vega & Oprandi Wealth Partners. "The idea of making substantive changes doesn't seem prudent at this moment."

Those who are repaying variable-rate debt but aren't in a dire situation have a few options.

Mr. Vega proposed repaying that debt as if the interest rates were higher now: Budget for a large repayment and make headway on reducing principal. That way, clients

that's a victory," Mr. Downing said. "Then you take the payment and roll it into the next debt."

While it makes sense to first tackle the loan or line of credit with the highest interest rate, doing that could be a problem for clients who are thousands of dollars in debt.

"If you're talking about someone who is \$20,000 in debt, whether you pay the 12% or the 14% first, it's not going to make a lot of difference," Mr. Downing said. "So much of this is going to be driven by what the

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2.25% - 9.37%
Range of rates on private student loans

will have a smaller balance subject to the higher rates.

If the debt isn't urgent, clients can use the extra cash that otherwise would have gone toward a large repayment and invest it.

PAY DOWN DEBT

"Even if rates don't go up, you have a nest egg," Mr. Vega said. "If rates do rise, you can aggressively pay down the debt."

There isn't one set way for clients to rein in their debt.

"You'll hear people say to start with the smallest balance first —

client is most comfortable with."

Regardless of whether clients decide to stack repayments to eliminate variable-rate debt faster, debt management needs to be built into a plan in a way that doesn't interfere with other goals.

"The point for debt management with clients is to not let it tyrannize you," Mr. Downing said. "Make a plan, make the payments you said you would, don't add to your debt, and enjoy your life and be productive."

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State Street to close three ETFs

By Trevor Hunnicutt

State Street Corp., bowing to what it called "limited market demand," will close three exchange-traded funds this month.

The announced closure of the ETFs, including one municipal-bond fund in partnership with Nuveen Investments Inc., comes weeks after the ETF pioneer slashed prices on nearly a third of its funds and while the firm faces outflows in its flagship fund.

LOW ASSETS

State Street will shutter its S&P Mortgage Finance ETF (KME), S&P Small Cap Emerging Asia Pacific ETF (GMFS) and SPDR Nuveen S&P VRDO Municipal Bond ETF (VRD), according to a statement last Monday.

Each of the funds is at least three years old, but none holds more than \$6 million in assets.

State Street, whose money managing arm is also known as SSGA, has \$441 billion in U.S. ETF assets — third behind BlackRock Inc.'s iShares and the Vanguard Group Inc.

The firm is perhaps best known for its SPDR S&P 500 ETF (SPY), which is commonly recognized as the first ETF traded in the U.S. as well as the most widely traded.

That fund has lost \$26 billion to investor redemptions this year, according to Morningstar Inc. estimates. State Street, whose index-tracking fund is used widely by tactical traders and institutions along with advisers, has said those flows are cyclical.

Meanwhile, the firm also has tried to expand its lineup to more

profitable mutual funds and partnerships on ETFs with Nuveen and DoubleLine Capital's Jeffrey Gundlach to attract assets into other product lines.

In recent years State Street has also enhanced its efforts to sell to advisers.

VANGUARD

Those efforts haven't enabled it to match the success of Vanguard, which brought in \$82 billion, well more than twice the SPDRs' \$32 billion haul in the year ended Feb. 28, according to Morningstar. SSGA managed \$2.45 trillion in all as of Dec. 31, including 147 ETFs.

When trading in the three SPDRs halts after Wednesday, it will bring to nine the number of U.S.-listed ETFs that have closed this year, according to ETF.com.

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\$441B
Amount of assets in
State Street's
U.S. ETFs

Merrill Lynch nabs \$300M team from RBC

Exit of New York-based group unrelated to other departures

By Mason Braswell

Bank of America Merrill Lynch has picked up a \$300 million RBC Wealth Management U.S. team in New York as Merrill Lynch continues to build out its herd of about 14,100 brokers and advisers.

The trio of former RBC advisers, who are led by Ronald Slevin, brought in revenue last year of

about \$2.5 million, according to Bank of America Merrill Lynch spokeswoman Ana Sollitto.

Mr. Slevin is joined by advisers George Gladman and Jared Stone, as well as their client associate. They report to Merrill Lynch complex manager Jeffrey L. Tucker, who oversees the firm's Fifth Avenue center.

Merrill Lynch has 734 advisers in 10 branches in New York, according to Ms. Sollitto.

VETERAN LEADER

Mr. Slevin has been in the industry almost four decades. He began his career at J.B. Hanauer & Co.

and had been with RBC since 2005, according to records with the Financial Industry Regulatory Authority Inc.

The team did not have interna-

tional clients, according to Ms. Sollitto, and the move was unrelated to other RBC departures in New York and Miami.

Some internationally focused advisers have left those locations as the parent company, Royal Bank of Canada, shuttered certain business units in Latin America and the Caribbean.

A spokeswoman for RBC, Jonell Lundquist, did not immediately respond to an email requesting comment.

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Robert Moore: "I look forward to contributing as a board member."

Moore joins board of Carson group

By Srividya Kalyanaraman

Robert Moore, who resigned earlier this month as president of LPL Financial, has joined forces with Ron Carson, head of one of LPL's largest affiliates, by agreeing to serve on the board of Carson Institutional Alliance.

The alliance provides resources and support to advisers who are

"[MR. MOORE] will be a true stakeholder in helping develop ... strategic planning."

Ron Carson
Founder and CEO
Carson Institutional Alliance

running their own practices and are looking for help with marketing and compliance, as well as with other operational requirements.

Mr. Carson runs the alliance along with his main business, Carson Wealth Management, which has just under \$2 billion in assets under management.

'GREAT VISION'

Mr. Moore stepped down as president of LPL to become chief executive of the asset management firm Legal & General Investment Management America.

He had been at LPL since 2008, initially as chief financial officer.

"Robert has been around for a long time and is a veteran in running businesses and has a great vision for the future," Mr. Carson said.

"He will be a true stakeholder in helping develop and improve strategic planning and vision. Robert has a wide skill set, and we plan to use all of it," he added.

In a statement, Mr. Moore said, "I look forward to contributing as a board member, drawing on both my past experience and my new position at LGIMA."



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Spotlight

Succession Planning

INSIDE

14 Various services help advisers find the right buyers.

15 Before catastrophe strikes, owners should ensure that an appropriate successor is ready to take the helm.

Online Technology expert Sam Attias explains the role it plays when you go to sell a practice: InvestmentNews.com/sp.



IZHAR COHEN

GET REAL

Prices for adviser practices aren't as high as most expect, but some factors can boost value

By Liz Skinner

EVEN THOUGH THE NUMBER of prospective buyers greatly exceeds the number of financial advisory firms on the market, owners often have unrealistic ideas about what their businesses are worth.

About 28% of advisers sought to buy a firm in the past two years, compared with just 4% who tried to sell, according to the 2014 *Investment-News Financial Performance Study of Advisory Firms*.

Those numbers are expected to rise to 33% and 5%, respectively, over the next two years.

Though it has become a seller's market, financial advisory firms in general haven't seen the run-up in prices they did between 2006 and 2008.

On average, advisers who want to sell their practices estimate they are worth 2.8 times total revenue, according to Cerulli Associates. But last year, buyers paid about 2.2 times annual revenue for practices, the research firm found.

2.2x
The average multiple of annual revenue paid for firms, compared with adviser estimates of 2.8x

Geoff Frazier, president of Global Financial Private Capital, estimates advisory firm transactions are being priced between 2 times and 2.75 times trailing 12-month recurring revenue.

Jon Moore, who merged Moore Financial Group with EP Wealth Advisors in January, wanted a trusted partner to take over the business he bought from his father, who had started it.

Mr. Moore said it probably was easier for him to have practical expectations about pricing. Founders are typically more sentimental about the business and as a result tend to have inflated expectations.

"In my situation, not being the founder, it somewhat removed me from the emotional aspect," he said. "I could evaluate the transaction more objectively on its own merits."

But that's usually not the case. "Most people don't have any idea how valuable or not valuable their practices are," said Drew

Horter, founder and chief investment strategist of Horter Investment Management.

Certain premiums and discounts factor into whether a firm is priced at the lower or higher end of the range, Mr. Frazier said.

In addition, firms that have developed a succession plan including enough time to build out the more-valuable aspects of the business can pump up their price.

A FORMAL BUSINESS

According to Mr. Frazier, the first step is to make sure the adviser's practice looks like a formal business rather than just a lifestyle practice.

That includes having certified technology and established processes and procedures. Financial records should be systematized, and advisers should have them audited, at the very least by a local accountant, Mr. Frazier recommended.

Another important step is to ensure that client records and other historical data are in a format

Continued on Page 16

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Help is on the way

Today, advisers have more options and services than ever to facilitate a sale

CHANGE IS HARD. No one likes it. So it is no surprise that so many advisers avoid the subject of succession planning. Both a Cerulli Associates study and polling by the Financial Services Institute found that almost 60% of



advisers have not yet identified a successor. Yet every year more advisers get closer to their inevitable transition. An estimated \$2.3 trillion in assets is controlled by advisers over the age of 60.

It's not all bleak. The need for succession planning in the financial services industry has spawned many alternatives for advisers looking to transition their practices, and they should consider those options as early as five to 10 years before slowing down.

The first decision is whether to establish, train and mentor a team to ultimately succeed the adviser and carry on the legacy, or build the business with the intent of eventually selling it to an outside party.

The next decision is timing — when to sell. Should advisers work until the day they are ready to retire, then sell and walk away? Or would a sale three to five years before retirement, with the adviser being retained on a reduced basis, be the optimal strategy?

Regardless of the answer, every adviser will need the right successor sitting across the table when the time comes.

Today's financial services mergers and acquisitions market offers more options than ever for finding the perfect successor. Here are the most common strategies advisers are using to facilitate the sale of their most valuable asset — their business.

Do-it-yourself

For many, the idea that another adviser could take over their business and retain their clients is almost as far-fetched as the notion that some outsider could find their perfect successor.

These individuals will spend their own time identifying, screening and interviewing candidates, then narrow the list and negotiate the deal. In many cases, they might go through this process two or three times before getting it right.

This strategy provides control over the process and can save

	Do-it-yourself	Online auction services	M&A consultants	Recruiters	Broker-dealers, custodians
Knowledge of the M&A market	★	★★	★★★★	★	★
Full suite of resources (valuation, form contracts, checklists and samples)	★	★★	★★★★	★	★
Industry knowledge	★★	★★	★★	★★	★★★★
Size of buyer pool	★	★★★★	★★★★	★★	★
Best value/terms	★	★★	★★★★	★	★
Turnkey (less adviser time)	★	★★	★★★★	★	★★
Low cost	★★★★	★★	★	★★★★	★★★★

Scored on a scale of ★ (lowest/worst) to ★★★★★ (highest/best)

Source: David Grau Jr.

EVERY ADVISER will need the right successor sitting across the table when the time comes.

money. Control comes at a price, however. Most advisers have never sold a business and therefore don't know what they don't know. Outside guidance can be helpful to maintain objectivity.

Online auction services

Services such as AdvisorBoxExchange.com, RIAMatch.com, SuccessionLink.com and Schwab-Transitions.com provide sellers with broad exposure for their listing, capitalizing on the sometimes-overheated demand among buyers to realize tremendous value for the

exiting adviser.

These nonadvocacy systems are effective marketing tools and cost effective for the seller. But some advisers view posting their client relationships for sale as disingenuous and time-consuming as they sort through the multitude of "tire kickers" to find a good fit.

M&A consultants

M&A consultants are specialists that provide transition services and are hands on throughout the process. Consultants (for disclosure purposes, my firm is one) provide a

comprehensive array of resources to a small client pool.

The key benefit these firms provide is their ability to leverage their knowledge of the market and advocate for a client to obtain the best value and terms. But most consultants have a limited bandwidth. They therefore serve a more exclusive clientele and may be more expensive than other solutions.

Recruiters

With a seemingly endless network of connections, recruiters can provide advisers looking to sell their practices with a large pool of succession candidates.

And because recruiters are paid by the buyer or the buyer's broker-dealer or custodian, they are a low-cost solution. However, while recruiters know everyone and can make introductions, facilitating the sale of a business will typically require hiring a consultant or CPA and attorney.

B-Ds and custodians

These organizations have a vested stake in their advisers (and those advisers' assets) remaining on their platform. Because of this, most firms have developed internal solutions and resources, or partnered with external experts, to ensure that their advisers are proactively engaging in the succession process.

Due to the existing relationship, the B-D or custodian is well-positioned to quickly introduce its selling adviser to qualified candidates. But a challenge is posed by the combination of limited experience and budgets, and the conflict of interest resulting from the firm's desire to retain the assets over the seller's interests.

Succession planning done right is done only once. It is important to understand the alternatives, how they relate to the adviser's goals and the transition timeline. Finding the right successor takes time, but with planning and commitment to the process and clients, the results can last a lifetime.

David Grau Jr. is president of Succession Resource Group.

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Don't get blindsided by a catastrophe

Proper planning can help your business make the best of the worst times

AS A FINANCIAL ADVISER, you assist clients in planning for their future. But have you planned for the future of your own practice? What happens to your business if tomorrow you are permanently disabled or die? Where do your accounts go? Will your spouse or other beneficiaries receive economic benefit from your practice? Lots of questions need answers before it is too late.

QUESTIONS TO CONSIDER

Q: Why do I need a succession plan if I don't intend to retire from the business anytime soon?

A: To protect your business, clients and family, you need a written business continuity agreement that addresses death or disability, permanent or otherwise.

Q: What happens if a branch owner dies or becomes disabled without a written succession plan on file?

A: Without a valid written succession plan, the broker-dealer may take over the branch owner's accounts or block other financial advisers from soliciting those clients for a set period of time (for example, 60 days), and the branch may be closed.

In some cases, depending on the

business agreement the branch owner has with the firm, the owner's beneficiary may receive only any



Guest
Blog

Patrick
Jinks

earned but unpaid revenues, less outstanding expenses.

Q: What happens if a financial adviser in a branch dies or becomes disabled without a written succession plan on file?

A: Depending on the broker-dealer, if the financial adviser does not have a valid written succession plan, the deceased or disabled adviser's licensure is terminated and his or her client accounts could be transferred to the branch owner or the broker-dealer, if the owner requests.

In some cases, branch owners may, at their discretion, make a one-time payment or execute a fixed note with payment to the adviser's beneficiaries. But they may be under

no obligation to make such a payment, and it cannot be tied or related to commissions or fees earned.

The reason it is left to the owner's discretion is that there is no contractual obligation to make any payment, and there cannot be sharing of revenue pursuant to Rule 2040 of the Financial Industry Regulatory Authority Inc.

Q: Can I designate an assistant or branch professional as my successor?

A: Some branch owners name a licensed assistant or branch professional as their catastrophic successor. While this may seem preferable to no plan at all, it is better to search for a producing financial adviser to minimize client attrition in coordination with retaining the branch professional.

Any licensed branch professional must meet the experience and qualification standards the broker-dealer applies for approving individuals for the role of branch owner and manager. Being named a successor does not automatically qualify someone to become branch owner.

Q: Can my successor be with another broker-dealer?

A: Depending on the broker-dealer, it can limit transfer of accounts to a financial adviser within the firm.

Clients would need to complete paperwork with the successor to move to another broker-dealer; logistically this would be nearly impossible unless clients were made aware in advance and then chose to work with that financial adviser.

In addition, client privacy laws — specifically Securities and Exchange Commission Regulation S-P — prohibit the unauthorized disclosure of personally identifiable information to anyone external to the broker-dealer of record. There are also state-specific privacy laws that must be observed.

Because of these requirements, client retention typically suffers. That, in turn, may lower a successor's payments to a beneficiary based on future revenues (which have to be facilitated from broker-dealer to broker-dealer). Therefore, a successor external to your current broker-dealer would not be a feasible decision.

The following three moves will begin to ensure that your clients will

receive the proper service, that your family will be compensated for your years of hard work and that your staff will be taken care of if something catastrophic happens.

STEPS TO FOLLOW

1. Identify a potential candidate to help service your accounts. The person should be a currently licensed financial adviser at your broker-dealer. If you do not know where to start, contact your broker-dealer for several references.

2. Meet with the candidates. Discuss your investment style and client base, as well as your business philosophy and methodology.

3. Complete a business continuity agreement. If you and the candidate are a good match, this document should include specific payment terms and meet the criteria of a bona fide contract.

Your broker-dealer should have form samples.

Patrick Jinks is vice president of succession planning and acquisitions at Raymond James Financial Services Inc.

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Getting real on firm's value

Continued from Page 12

that's easy to use and that can be transferred seamlessly.

For instance, Mr. Frazier said, an adviser who uses a proprietary client relationship management system would be a less attractive purchase target. That's because the buyer wouldn't be able to export client data without difficulty and the potential for errors, which in turn slows the integration.

In terms of the firm's financials, advisers can enhance earnings by making sure any "personal expense leakage" — such as costs for personal automobiles, supplies or enter-

tainment — is cleaned out of the business, he said.

Buyers will want financial statements to show substantial assets under management and fees generated, according to Mr. Horter, whose firm has \$1 billion in assets and oversees a group of affiliated advisers across the U.S.

CLIENT MIX

Advisers also should analyze their client base.

According to Mr. Horter, buyers desire "sticky" clients and value low attrition rates. They favor firms with clients of different ages to ensure a

healthy combination of those in the accumulation and decumulation phases of life.

Buyers examine the investment mix of clients to assess volatility risks, he added. For example, asset allocations heavily invested in equities could face major drops in down markets, with a commensurate drop in fees to the adviser.

And buyers will ask for an estimate of the firm's new-client acquisition costs, such as marketing, business development and events.

Advisers should think about their processes and documentation concerning contact with clients.



Is there a formal communications strategy, with regular and frequent touch points? Buyers like to see this, Mr. Horter said, because it

suggests the adviser's relationships with clients run deep.

Sellers also may be able to enhance the value of their business if they have administrative staff and a compliance officer willing to stay with the firm after a sale.

Such continuity makes clients more comfortable and can help the buyer retain them through the transition.

Another consideration for buyers



"Most people don't have any idea how valuable ... their practices are."

Drew Horter

Founder, chief investment strategist
Horter Investment Management

is whether the advisory firm has multigenerational relationships with clients' families.

The Cerulli report said sellers intent on maximizing their business' value should be engaging clients' children and grandchildren to ensure that assets remain with the firm when wealth is transferred to the next generation.

A CULTURAL FIT

Finally, buyers and sellers will be concerned with a good cultural fit, according to Patrick Goshtigian, president of EP Wealth Advisors. His firm's dozen advisers manage about \$1.9 billion in client assets.

"The most important factor to getting a deal done is the all-around culture and services the firm provides to clients," Mr. Goshtigian said.

While the financial aspects of an adviser's business are important, buyers most likely can improve those parameters by contributing scale, he added.

Changing the culture to which advisers and staff have grown accustomed is much more difficult. Sellers can help facilitate a good cultural fit if they give some thought to an ideal buyer for their firm well in advance.

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Looking to grow faster? Develop a younger clientele.

By Liz Skinner

Advisers who want to create an expanding book of business should consider increasing the number of clients they serve who are under 45, according to a new report.

Financial advisers who have a significant portion of clients under 45 grow an average of 14.1% a year, compared with 7.7% for those who serve older clients, according to a PriceMetrix research paper released last Monday.

Annual revenue for advisers with younger clients was estimated at \$890,000, compared with \$810,000 for those with older clients.

ASSET GOALS

Traditionally, advisers have focused on older clients because that demographic has the largest concentration of wealth and advisers can more easily meet asset goals by targeting them.

“Older clients are attractive today, but over time that portfolio starts to transition into less actively traded money, and the demands on serving those clients don’t really go

“IF YOU GET THEM on the way up, you can enjoy the accumulation of wealth.”

Pat Kennedy
Co-founder
PriceMetrix

down,” said Pat Kennedy, co-founder of PriceMetrix Inc., a practice management software firm. “If you get them on the way up, you can enjoy the accumulation of wealth and it will help you grow faster.”

The group in the study that showed the faster growth had 27% of clients under 45.

The report also found that the average client age is 62 but will reach 70 in a few years if more advisers don’t start incorporating more young clients into the mix.

Even younger advisers appear to be largely ignoring such clients, according to the report. The average client of advisers under 45 is between 16 and 28 years older than themselves.

NEW INCENTIVES

Given the long-term growth rates suggested in the research, firms should consider ways to provide advisers with incentives to bring in younger clients, the report said.

As an example, it showed that a 40-year-old client with \$150,000 in assets will produce \$1,900 in current annual revenue but grow at 7% a year, while a client 55 to 70 with \$500,000 in assets will produce \$5,100 in revenue but grow at 3.8% a year.

The average age of advisers — 52, according to this study — comes with its own problems.

Older advisers increase their businesses more slowly than younger ones. After about age 40, practice growth gradually declines until the

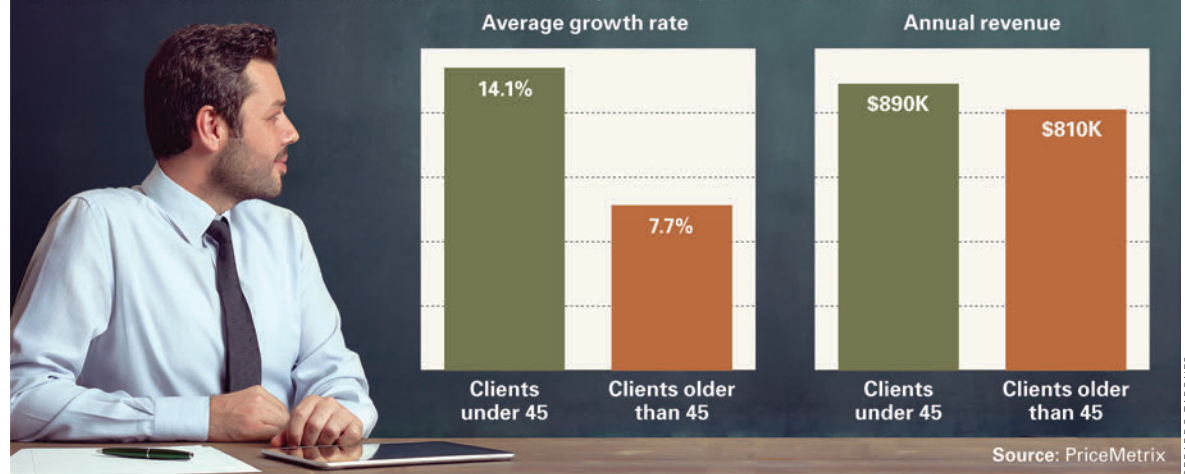
adviser retires, the study found.

“The impact of the aging adviser base and client base is talked of in terms of what’s going to be an issue in the future, but it’s affecting growth rates of these firms today,” Mr. Kennedy said.

lskinner@investmentnews.com
Twitter: @skinnerliz

The benefits of youth

Growth rates and annual revenue for firms with significant portion of clients under, over 45




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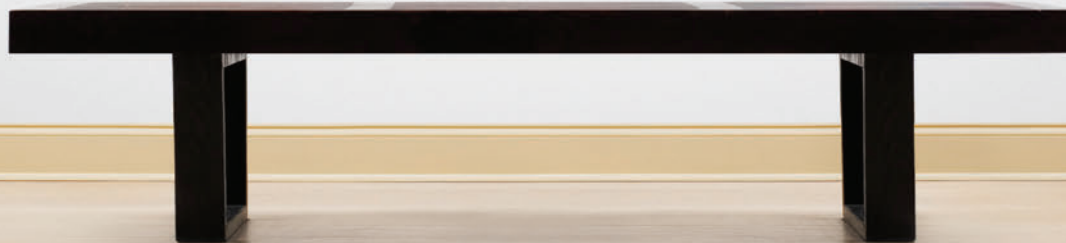


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Obama moves to ease student loan burden

Purpose is to assist borrowers navigating repayment process

By Bloomberg News

President Barack Obama took administration action last Tuesday aimed at helping federal student loan borrowers navigate the repayment process and tightening rules for private companies servicing school debt.

Mr. Obama directed the Education Department to create a website that gives borrowers a simple way to lodge complaints about lenders, collection agencies and universities.

The government also will create a centralized portal for borrowers to access information about and pay their federal loans, regardless of which contractor is servicing their debt.

And the presidential memorandum Mr. Obama signed will implement consumer protections that

"THE IDEA IS to get ahead of students who are encountering challenges and make sure they have access to the information they need."

James Kvaal
Deputy director
Domestic Policy Council

require contractors to more clearly notify students of their repayment options and when their loans are transferred between servicers.

"Higher education has never been more important, but it has never been more expensive," Mr. Obama told an audience at Georgia Tech in Atlanta, where he outlined what he described as a student bill of rights. "Every student should be able to access the resources to pay for college."

LOWERING PAYMENTS

The steps will help borrowers better understand to whom they owe money, as well as their options for lowering payments and avoiding default, according to the administration.

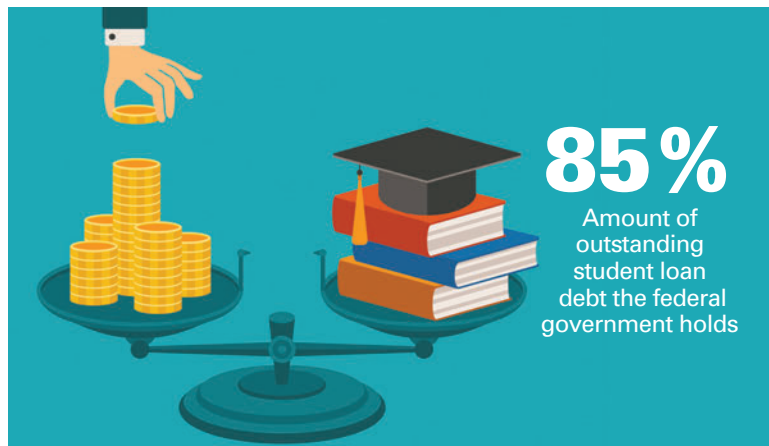
"The idea is to get ahead of students who are encountering challenges and make sure they have access to the information they need to help them manage their payments," James Kvaal, the deputy director of the Domestic Policy Council, said in a conference call with reporters last Monday.

The administration also will develop recommendations for regulatory and legislative changes for student loan borrowers, including possible changes to the treatment of loans in bankruptcy.

Under U.S. law, student loan obligations can rarely be discharged in bankruptcy, making them more onerous than credit card or mortgage debt.

Mr. Obama said the administration would take a "hard look" at whether legislation is necessary.

The moves will increase pressure on private companies hired by the government to collect from borrowers defaulting on their loans. Critics



say the companies insist on stiff payments even when borrowers are eligible for deferment programs. They also say the companies don't do enough to make clear why students are receiving the bills and to let them know their options.

PILOT PROGRAM

Officials say they will use the data collected by the complaint system, set to come online July 1, 2016, to evaluate the practices of contractors and colleges. The administration is also starting a pilot program to directly seek repayment from students in default on their federal loans.

The program is intended to "acclimate" the administration with collection practices, according to Deputy Treasury Secretary Sarah Bloom Raskin.

Ms. Raskin said that while the administration doesn't envision replacing contractors with federal collectors, the pilot program would help them learn "what kind of enhancements" it could require of those servicing student debt.

The federal government holds about 85% of the country's outstanding student loan debt.

The White House has made college lending a central focus of the president's economic agenda. In his State of the Union address in January, Mr. Obama proposed offering free community college tuition to certain students.



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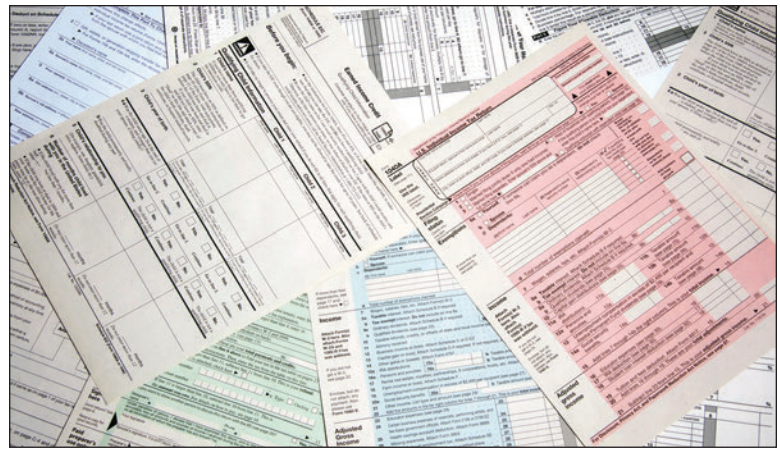
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Senate leaders are seeking public input on taxes



Advisers get the chance to share their ideas for reforming the code

By Mark Schoeff Jr.

Investment advisers and brokers have no shortage of opinions on tax policy. Now they can share their thoughts with two lawmakers who will be instrumental in reforming the code.

Last Wednesday, Sen. Orrin Hatch, R-Utah, chairman of the Senate Finance Committee, and ranking

member Sen. Ron Wyden, D-Ore., began asking the public for ideas about how to overhaul the tax code.

They are seeking comment from individuals, businesses and interest groups by April 15.

The feedback must be submitted as a PDF attachment in an email to one of five committee working groups: individual income tax (individual@finance.senate.gov), business income tax (business@finance.senate.gov), savings and investment (savings@finance.senate.gov), international tax (international@finance.senate.gov) and community development and infra-

structure (communitydevelopment@finance.senate.gov).

"By opening up our bipartisan working groups to public input, we hope to gain a greater understanding of how tax policy affects individuals, businesses and civic groups across our nation," Mr. Hatch and Mr. Wyden said in a statement.

Former congressional aides said the lawmakers and committee staff will listen to the responses, and what will likely catch their ear are new voices and new perspectives.

"This is a golden opportunity for taxpayers interested in tax reform," said Marc Gerson, a partner at Miller & Chevalier and a former Republican tax counsel for the House Ways & Means Committee. "The working group process, the hearings and all the taxpayer comments will influence and frame what a future Senate Finance Committee tax-reform package looks like."

"THEY VERY MUCH want to understand how things are working in practice."

Dean Zerbe
National managing director
alliantgroup

"The committee is most interested in hearing from people who don't normally come forward," said Dean Zerbe, national managing director of alliantgroup and former Republican tax counsel for the Senate Finance Committee. "It's an opportunity for people who are not having their voices heard, who don't have the big lobbying shops working for them."

OFFER SOLUTIONS

It's not enough for respondents simply to complain about taxes, the former Hill staffers said. It's best to write a brief and specific letter about solutions.

"More important than being concise is being thoughtful from a policy and technical perspective," Mr. Gerson said. "Tying the benefits [of a particular tax change] to the economy, to job creation, is very important."

Committee staff and lawmakers need to know the daily impact of the tax code.

"They very much want to understand how things are working in practice," Mr. Zerbe said.

Mr. Hatch and Mr. Wyden have set an end-of-May deadline for the working groups to make recommendations for tax changes.

It's unclear how much tax-reform progress will be accomplished during the current Congress, which concludes in late 2016. Nearly half of the business executives polled by Miller & Chevalier and the National Foreign Trade Council in January predicted that tax reform will be enacted in 2017.

"It's not a question of if but when," Mr. Gerson said.

Lawmakers most likely are laying the groundwork for reform that will be enacted over the next couple of years.

"It feels more and more like we're preparing for the next election," Mr. Zerbe said.

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March mad for stocks like Buffalo Wild Wings

College basketball boosts beer makers, bars and restaurants

Bloomberg News

Basketball courts won't be the only place for action when the NCAA championships begin this week. Buffalo Wild Wings Inc. and Domino's Pizza Inc. are among companies that could ride the fan frenzy that accompanies this annual three-week spring sports obsession.

Shares of Buffalo Wild Wings have outpaced the S&P 500 by an average of 5.8 percentage points each March for the past 10 years. The Minneapolis-based chain, which has a sponsorship partnership with the National Collegiate Athletic Association, led the broader market by almost 2 percentage points last March.

That's helped make this "stand-out stock" a tournament powerhouse, said Chris Bertelsen, chief investment officer of Global Financial Private Capital, a Sarasota, Fla.-based wealth manager with \$4.5 billion in assets.

Buffalo Wild Wings is "poised for continued growth" heading into a historically "dynamite" period and on the heels of a 2 percentage point outperformance year to date, Mr. Bertelsen said, adding that his company has owned the stock for about two years.

The sports-themed restaurants are "buoyed by great momentum going into the tournament," said Buffalo's chief executive, Sally Smith. The company has its own goal: to beat last year's chicken wings sales



GETTY IMAGES

of about 94 million during March Madness.

Even after a 3% menu price increase in November, same-restaurant sales are up year to date. Managers will keep daily tabs on traffic and sales trends throughout the event, Ms. Smith added.

LINING UP

Many locations will be at capacity for the games, which begin March 19, with some fans lining up an hour in advance, she said.

"During those first four days of March Madness, the match-ups are almost immaterial because people just love college basketball."

Fans at home could boost sales for Domino's, said David Yucius, who oversees more than \$1 billion in assets as a portfolio manager at New York-based Leberthal Asset

Management. Shares of the Ann Arbor, Mich.-based company are outpacing the S&P 500 by 7.7 percentage points year to date.

This stock hasn't been as consistent a March performer as Buffalo Wild Wings — it has posted average relative gains of 2.2 percentage points in March the last 10 years, but trailed the market by 3.3 percentage points last March.

Mr. Yucius and his colleagues bought Domino's stock about a year ago because the company has invested heavily in technology to make it easier to order food online or via mobile applications, he said.

While other businesses could see a tournament-related boost — brewers and apparel manufacturers come to mind — bars and restaurants tend to dominate attention, Mr. Bertelsen said.

That seems justified as retail sales for food service and drinking places have risen an average of 5.1% in March from the same month the previous year going back to 2000, according to figures from the Commerce Department. That compares with average gains of 4.8% during the remaining 11 months of the year.

Shares of companies that advertised heavily during the 2014 tournament also may have benefited from the event. Capital One Financial Corp., Anheuser-Busch InBev NV, Southwest Airlines Co., AT&T Inc. and Allstate Corp. were the top five advertisers last year, according to Nielsen NV, which tracks TV ratings.

STRONG GAINS

Those stocks outpaced the S&P 500 Index by an average of 4.3 percentage points last March and four of the five had stronger relative gains than their prior 10-year average for that month.

Sports enthusiasts who drive sales for some businesses may do so at the expense of their employers. The cost to U.S. companies is about \$2 billion for every hour workers spend watching, researching or talking about basketball during the tournament, according to calculations by Challenger Gray & Christmas Inc.

The first week is "particularly hazardous" to output because there are dozens of weekday games, said John Challenger, CEO of the Chicago-based human resources consulting company.

Still, many employees won't need to hide their obsession — emboldened as they are by a stronger labor market, Mr. Challenger said. Non-farm hiring averaged 292,800 a

month in September through February, the biggest six-month average since 2000, based on data from the Department of Labor.

Some executives will even play along, Mr. Challenger said, as a short-term productivity dip can boost morale and retention, and make work "a little more fun."

SOCIAL ASPECT

That's the case at Seurat Group, where employees are encouraged to fill out brackets for an office-wide pool. Participation offers an opportunity to imbue the workplace with a social aspect, and the benefits of bolstering camaraderie outweigh potential costs, according to Mike Urness, a managing partner of the privately held consulting group, based in Norwalk, Conn.

A self-described "huge fan," Mr. Urness has been known to slip out early to catch a game on television. "I can relate to the idea of lost productivity, but I don't worry about that as a business owner," he said.

Patrons who linger over lunch will be welcomed at Buffalo Wild Wings' 1,080 locations, as the company is gearing up with limited-time menus and a daily, in-restaurant sports competition, Ms. Smith said.

Janus fund's returns trail, assets drop

Bloomberg News

Bill Gross' Janus Global Unconstrained Bond Fund suffered its first month of net client redemptions last month since he joined, as its performance returns trailed peers.

Investors pulled \$18.5 million from the fund in February, leaving it with about \$1.45 billion in assets, Chicago-based research firm Morningstar Inc. estimated. The fund has declined 0.8% this year, trailing 96% of similarly managed funds, Morningstar said.

The redemptions are a setback for Mr. Gross, 70, who fueled much of the fund's growth last year as assets surged from about \$13 million before he joined.

Richard M. Weil, chief executive of Janus Capital Group Inc., said on a Jan. 22 conference call that more than \$700 million of the fund's assets came from Mr. Gross himself.

FAMILY STAKE

Janus had an 18% increase in earnings last quarter as it attracted net new money for the first time in more than five years. The company reported \$2 billion in net subscriptions for the fourth quarter, mostly into bond funds.

Mr. Gross and his family held a 51.2% stake in the fund as of Dec. 31, according to a Janus filing, with a market value of about \$739 million at year-end.

Mr. Gross previously ran the world's biggest bond fund, the Pimco Total Return Fund, at Newport Beach, Calif.-based Pacific Investment Management Co., the company he co-founded in 1971, before abruptly departing for Janus on Sept. 26, 2014.

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Pimco Total Return reverses course set by Gross

Scott Mather and team boosting total mortgage allocation to 30%

By Bloomberg News

The new Pimco managers of the world's largest bond fund are embracing the mortgage securities that Bill Gross shunned.

Scott Mather, who replaced Mr. Gross as one of the portfolio managers of the Pimco Total Return Fund, has been buying government-backed bonds, helping boost its total mortgage allocation to 30% on Jan. 31 from 20% in September. Before he left Pacific Investment Management Co. that month, Mr. Gross had been reducing his holdings of MBS, even as agency securities had their best performance last year since 2011.

Pimco Total Return's managers — Mr. Mather, Mark Kiesel and Mihir Worah — are trying to improve performance after investors withdrew more than \$100 billion from the fund last year. They're buying agency mortgage securities to bring the fund's allocation more in line with its index even as Black-

"IT CAN'T BE ignored that this is their opportunity to remake the portfolio in their image."

Jeff Tjornehoj
Analyst
Lipper

Rock Inc. and Western Asset Management Co. sell the bonds in anticipation of more volatility and prepayments in 2015.

"They're moving more neutral, which means they expect agencies to perform better than what the fund's prior thoughts were," said Todd Rosenbluth, director of mutual fund research for S&P Capital IQ.

The Pimco fund, a staple in the 401(k) plans of millions of Americans, has advanced 0.9% this year, beating 92% of peers, according to data compiled by Bloomberg. In 2014, the fund's returns trailed more than half of its peers as well as its benchmark index, the Barclays U.S. Aggregate.

LOWER PRICES

Mr. Mather, who early in his career worked as a trader specializing in mortgage bonds at Goldman Sachs Group Inc., said the fund had sold agency MBS in anticipation of lower prices following the Federal Reserve's slowing its asset purchases and the impending rate hike.

"It is relatively unusual for us to own as little agency MBS as we have had," Mr. Mather, 46, who joined Pimco in 1998, said in an email. "To some extent we have reduced our underweight by buying select agency mortgages."

While the Pimco fund's allocation to agency mortgage bonds has increased, it still holds fewer of them than the Barclays index. BlackRock and Western Asset Management had held more or about the same amount of the securities than the index last year and have been selling them since the fourth quarter. The Pimco fund has a bigger allocation to mortgage securities that aren't backed by the government than the index.

Agency bonds started to slow in the fourth quarter and underperformed Treasuries, according to Bank of America Merrill Lynch index data. This year, they've returned 0.22% compared with 0.11% for Treasuries, the data show.

The mortgage allocation of the Pimco fund may also have increased as managers maintained its non-agency bonds while selling securities in other sectors, said Sarah Bush, a senior analyst at research firm Morningstar Inc. Mr. Mather said the fund's nonagency position hasn't changed meaningfully since September.

Pimco Total Return had the highest

client withdrawals in the history of fund management last year as investors pulled a record \$105 billion. The company also lost its co-chief investment officer, Mohamed El-Erian. Withdrawals from the \$125 billion fund slowed to \$8.6 billion in February, the lowest in six months.

BOND KING

The Pimco fund trailed most of its peers for three of the last four years of Mr. Gross' management. Before then, the bond king had been largely untouchable while his fund topped peer rankings and

0.9%

Amount the Total Return Fund has advanced this year, beating 92% of its peers



was leaving Pimco and joining Janus Capital Group Inc. The executive committee had threatened to oust him following a power struggle with senior executives. Dan Ivascyn, an MBS expert, is now Pimco's group chief investment officer.

"It can't be ignored that this is their opportunity to remake the portfolio in their image," said Jeff Tjornehoj, an analyst at Lipper, a research firm.

Erin Freeman, a spokeswoman at Janus, didn't respond to an email requesting a comment from Mr. Gross.

assets more than quintupled over the past decade.

On Sept. 26, Mr. Gross, 70, said he

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Consumer study derides mandatory arbitration

By Mark Schoeff Jr.

A new study of arbitration in the financial services sector by the Consumer Financial Protection Bureau could spur the Securities and Exchange Commission to take a look at such clauses in brokerage contracts.

The CFPB released a report last Tuesday that asserts that consumers are hurt by mandatory arbitration provisions in contracts involving credit cards, checking accounts, prepaid cards, payday loans, private student loans and mobile wireless services.

The study shows that between 2010 and 2012, 1,847 arbitration dis-

Richard Cordray:
Director of CFPB says few consumers know about arbitration clauses or understand their impact.



BLOOMBERG

putes were filed across the six categories. In 1,060 cases filed in 2010 and 2011, consumers received a combined total of less than \$175,000 in damages and less than \$190,000 in debt forbearance.

"Tens of millions of consumers are covered by arbitration clauses, but few know about them or understand their impact," CFPB Director Richard Cordray said in a statement.

The study could lead to CFPB rule-making. The agency does not have jurisdiction over investment advisers and brokers, but its report could influence the SEC, observers said.

The Dodd-Frank law empowered

the SEC to end mandatory pre-dispute arbitration, a provision in nearly all brokerage contracts and an increasing number of investment adviser customer agreements. The Financial Industry Regulatory Authority Inc., the industry-funded broker-dealer regulator, runs the arbitration system used to settle investor and broker disputes with financial companies.

"The fact that the [CFPB] report has been issued and shines a spotlight on consumer financial arbitration will bleed over to the SEC and what it might do with its Dodd-Frank authority regarding arbitration," said George Friedman, a former director of Finra arbitration.

INTERAGENCY MOMENTUM

The Public Investors Arbitration Bar Association, an opponent of mandatory arbitration, hopes that the CFPB report will give interagency momentum to the SEC review. In the nearly five years since the enactment of Dodd-Frank, the SEC has said little about mandatory arbitration.

"It should be very influential over the SEC," said Joe Peiffer, PIABA president and managing partner at Peiffer Rosca Wolf Abdullah Carr & Kane. "Retail investors are consumers. It's just a different type of consumer."

"WHEN YOU SIGN a brokerage contract, it's like closing on a house. You have a zillion different documents."

Joe Peiffer
PIABA president

Mr. Peiffer said the CFPB conclusion that consumers know little about arbitration could be applied to investors.

"They have no idea that they have an arbitration clause," he said. "When you sign a brokerage contract, it's like closing on a house. You sign a zillion different documents."

The Finra arbitration system has been criticized for favoring financial firms over investors. Proponents say arbitration allows investors to get relief faster and less expensively than through the court system.

"Finra's system has many, many safeguards that make it a fairer system," Mr. Friedman said.

For instance, Finra serves the claim on the financial firm for the investor, hearings are held near where investors lived when the events in dispute occurred and all-public arbitration panels have become the default for Finra cases. Investors also can pursue class action suits instead of arbitration — an option Finra reinforced in a case involving Charles Schwab Corp.

Finra has established an arbitration task force that is looking at how to improve the system. At the top of its agenda is a review of the "mandatory nature of arbitration."

Mr. Peiffer hopes the CFPB report also will give a boost to a bill recently introduced in Congress that would end mandatory arbitration in advisory contracts. The bill will be at the top of PIABA's agenda during its Capitol Hill day on March 27.

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INVESTMENT STRATEGIES

David Sherman



Take advantage of bond volatility

How to distinguish between 'money-good' bonds and those that could suffer permanent damage

Long-term investors should not confuse credit risk with market volatility — the latter sometimes creates opportunity. This distinction is particularly important for bond investors who have watched the recent sell-off in the high-yield market.

There are good reasons to believe the bloodletting in the energy sector is not over and that further declines will again influence the broader high-yield market.

But there's a distinction between bonds that suffered price declines but no change in credit quality, and energy industry credits that most likely will be impaired permanently.

The former are "money-good" bonds: They pay 100% of principal at maturity — or earlier if redeemed by the issuer prior to maturity — and offer long-term opportunity. The latter presage a loss of capital.

The key for advisers is doing the research required to understand the difference.

In the second half of 2014, Federal Reserve Chairwoman Janet Yellen warned of speculative lending condi-

FOR LONG-TERM

investors, speculating on the Fed is a fruitless undertaking.

tions causing the tide of the high-yield market to begin to rush out as capital outflows gained momentum.

Just as market conditions began to settle, the oil bubble popped and high-yield investors began to worry about permanent damage to their portfolio.

SELLING BONDS

The sharp decline in high-yield energy credits, combined with an acceleration in fund redemptions, caused portfolio managers to sell whatever bonds they could — even if completely uncorrelated to the energy market — to avoid further losses and raise liquidity.

As might be expected, this caused option-adjusted spreads (OAS) to widen sharply. More importantly, the difference in the OAS of the H100 (an index of the most-liquid bonds in the high-yield market) and that of the HOA0 (an index reflecting the entire high-yield market) widened to 138 basis points at the end of 2014 from 40 to 45 basis points early in the year.

Thus, the sell-off created opportunities for buyers of money-good bonds as yields widened for non-energy issuers for reasons unrelated to credit quality.

The recent bout of high-yield weakness is not unlike the sharp decline in the high-yield market in 2002 following a rash of issuance in the cable, telecom and utility sectors. At the time, bonds issued in those industries accounted for more than 25% of the high-yield market, with many of the financings speculatively premised on projected growth.

As a result, the high-yield market suffered many defaults and a nega-

tive return in 2002. In 2003, money-good credits, depressed in the downturn, rebounded, providing returns in excess of 20%.

Energy credits now account for 15% to 20% of the high-yield market, with a significant portion issued over the last two years under similarly dubious underwriting standards.

OIL IN THE GROUND

That said, while telecom metrics often proved of questionable real value, oil in the ground is worth some-

thing. Its value to bondholders will depend on the level of a company's debt, the cost of extraction and the going price for oil.

If oil prices remain low for an extended period, we will almost certainly see a higher incidence of distress among exploration and production companies, equipment suppliers and service providers. But even a challenged energy industry will present opportunities to achieve attractive returns in credits that prove

to be money good.

By definition, a bond buyer has limited upside. In the best-case scenario, you get your money back along with coupon payments. Recovering from a loss of capital is difficult in the bond world, so credit mistakes

cost dearly.

The Federal Reserve — and the potential for rate increases — represent another overhang for the market. For long-term investors,

speculating on the Fed is generally a fruitless undertaking.

A more productive course would be to focus on shorter-maturity bonds to minimize the mark-to-market risk of the portfolio, while seeking to pick up the money-good bonds left on the beach after the tide goes out.

David Sherman is a principal at Cohanzick Management and portfolio manager for the RiverPark Strategic Income and RiverPark Short Term High Yield bond funds.

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Redefining an accredited investor

The SEC's possible addition of a financial sophistication test might benefit advisers

For more than three decades, the Securities and Exchange Commission has measured the ability to bear the risk of investing in private placements by financial assets, not acumen. That may be about to change.

In 1982, the SEC adopted Regulation D to help small businesses raise capital by offering the sale of unregistered securities to accredited investors deemed able to fend for themselves in the private-placement

market. Accredited investors include those with net worth in excess of \$1 million or income greater than \$200,000 in each of the past two years (\$300,000 for couples).

'DEEP DIVE'

Dodd-Frank requires the SEC to review the definition every four years. The last review was in 2011, and Chairwoman Mary Jo White has said the SEC's staff is taking "a very deep dive" into the issue.

The financial stakes are signifi-

cant. In 2013, Reg D issuers raised more than \$1 trillion, versus \$1.3 trillion raised in public offerings.

Two of the SEC's volunteer advisory panels have weighed in with recommendations for changes.

The most expansive set of comments come from the Investor Advisory Committee (IAC), which focused on investor protections.

In contrast, the Advisory Committee on Small and Emerging Companies' recommendations centered on capital raising. It advocated a "do

no harm" approach, guided by the philosophy that "any modifications to the definition should have the effect of expanding ... the pool of accredited investors."

Both committees endorse expanding the definition to include people who pass a sophistication test, regardless of their net worth or income. The IAC offered the possibility of basing sophistication on achieving a nationally recognized designation, such as

Chartered Financial Analyst, or passing a standard examination, such as the Series 7 securities test.

Though choosing a designation from among the dozens in the industry would be tricky, there is precedent for such a quasi-official seal of approval. For example, state regulators for years have waived the Series 65 exam for investment adviser representatives who hold one of five nationally recognized designations.

It is worth noting that a financial sophistication requirement does show up under Reg D for certain securities sales that allow nonaccredited investors.

Specifically, Rule 506 allows for a limited number of nonaccredited investors who know enough to make an informed decision on their own or who are advised by a "purchaser representative" with the necessary level of sophistication.

If the definition is expanded through a sophistication test, these nonaccredited investors would apparently become accredited, and the limitation on their numbers would be removed.

PURCHASER REPS

Purchaser reps include investment advisers, brokers, lawyers, and others with appropriate knowledge and experience. The IAC has recommended changes to the requirements for purchaser reps that would sharply curtail conflicts of interest and require fiduciary accountability for these professionals.

Should the SEC decide to add a sophistication test to expand the accredited investor definition and strengthen the requirements for professional purchaser representatives, it is easy to envision a much larger role for advisers in the private offering marketplace. The doors could eventually open much wider to those willing and able to perform the necessary due diligence on non-registered securities.

Experienced advisers know the importance of small-cap stocks in client portfolios, which is probably the best proxy for the risks of private placements. Small caps can reduce overall market risk for long-term investors through diversification. Research also suggests somewhat higher rates of return than those for mid- and large-cap stocks.

Early-stage companies amplify business-specific risks, however, and private placements generally lack liquidity and third-party research coverage.

Due diligence will demand an intense look into a company's financials and industry position. Because management typically will not have a proven record, interviews may be warranted.

New opportunities to work with accredited investors in private placement may seem like manna from heaven. But fiduciary advisers will have to appreciate the heightened responsibilities that come with the territory.

Blaine F. Aikin is president and chief executive of fi360 Inc.

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RETIREMENT
WATCH

David Baxter



Help clients navigate new landscape

Continued work – sometimes in a new field – is becoming the norm and requires planning

Retirement used to mean the end of work, but not anymore. A recent national study by Merrill Lynch and Age Wave found that nearly half (47%) of today's retirees say they either have worked or plan to work during their retirement. And fully 72% of preretirees say they want to keep working after they retire.

Continuing to work can have important implications for retirement timing and lifestyle, including the amount of savings needed, income management, where to live, and payouts of Medicare and Social Security benefits.

And yet, just one-sixth of clients in the Merrill Lynch study say they have had an in-depth discussion with their financial adviser about whether they plan to work in retirement. Those plans are a missing — and an important — part of retirement preparation for many.

REINVENTING LATER LIFE

Retirement used to be simpler.

Traditionally, later life had two phases: preretirement and retirement, which usually meant a time for leisure and relaxation.

But as a growing number of people continue to work longer, they are redrawing the retirement map to include four distinct phases:

Phase 1: Preretirement. For many clients, preretirement is not about winding down but about exploring new directions.

In the two years before retirement, 54% of those who want to continue working will research and develop strategies for their next career move.

Phase 2: Career intermission. Fifty-two percent of working retirees took a break just after they retired, and the average career intermission is roughly two and a half years.

People use this time to recharge and retool, and many seek out resources and guidance for continuing to work.

But getting out of the game has downsides. Retirees say the biggest challenge of re-entering the workforce after time off is “skills slippage.” In addition, it can take almost twice as long for older workers to find employment.

Phase 3: Re-engagement. In this phase — nine years on average — many retirees return to work.

But work at this point of life is often quite different from what it looked like before retirement. Most retirees say they work with unprecedented freedom and flexibility, and on their own terms.

Eighty-three percent of retirees are employed part-time, one-third own their own business or are self-employed, and three in five venture into a completely new field.

Though the extra income can come in handy, retirees are four times as likely to say they are continuing to work because they want to rather than because they must.

Phase 4: Leisure. Shifting from a mix of work and leisure, retirees in this phase have stopped working altogether. They view this period in their lives as an opportunity to concentrate on other priorities.

As an adviser, you can play an important role in helping your clients understand the benefits and pitfalls, and to develop strategies to achieve a fulfilling retirement career.

Talk with your clients — particularly in the few years before and after they retire — about whether they will keep working.

Help clients envision and prepare for continued work by expanding their business network, taking classes or volunteering, or working part-time in a field related to what

they may want to do. Those activities can help them achieve the retirement career to which they aspire.

ESTIMATE INCOME

Estimate potential income from continued work as part of clients' overall retirement plan.

Unlike income from some other sources, that from working can help retirees keep pace with inflation.

Also consider that health challenges could force clients to stop

working earlier than they expect.

And be sure to explain how working can affect Social Security, Medicare and other benefits.

For example, Social Security may be temporarily reduced or withheld for people who collect benefits and work before they reach full retirement age (66 or 67).

In addition, Medicare beneficiaries with higher income pay bigger

premiums for Part B and prescription drug coverage.

Encourage your clients to consider both the financial and nonfinancial benefits of work. Regardless of their employment status, most retirees agree that working helps them stay healthier, happier and more youthful.

David Baxter is senior vice president at Age Wave, a provider of research on the aging U.S. population and its effect on businesses.

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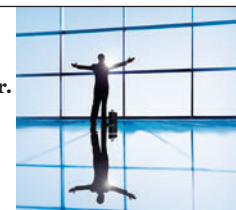
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Froude to exit role as head of Ameriprise advisers group



Don Froude: Oversaw about 9,700 advisers in Ameriprise's employee brokerage and franchisee channel.

Will remain, focusing on company's 'field initiatives and projects'

By **Mason Braswell**

Don Froude will step down as president of Ameriprise Financial Inc.'s Personal Advisors Group at the end of the month, according to SEC filings.

The 59-year-old executive will remain at Ameriprise and will focus on "field initiatives and projects"—a New York-based job that will require less travel, according to company spokesman John Brine.

Over the past year, Mr. Froude has worked closely with Ameriprise

chief executive James Cracchiolo on the transition, Mr. Brine said.

Mr. Froude, who oversees about 9,700 advisers across the employee brokerage and franchisee channel, has been in the position since 2008. Well known both at Ameriprise and in the industry, he reports directly to Mr. Cracchiolo.

FOURTH-HIGHEST PAID

Mr. Froude is the fourth-highest-paid executive at Ameriprise and received \$4.6 million in compensation in 2013, according to its most recent report.

The company announced the move in a March 3 filing with the Securities and Exchange Commission and notified its advisers at the same time.

The change was first reported by Financial Adviser magazine.

Mr. Froude's current position will not be filled. His responsibilities will be divided between Bill Williams, the head of the franchise adviser channel of about 7,500 advisers, and Patrick O'Connell, a 20-year veteran of Ameriprise who leads the employee channel of about 2,200 advisers.

Mr. Froude has a long tenure in the industry. Before joining Ameriprise, he was in charge of U.S. distribution at Legg Mason Inc. He began his career as a broker and office manager at Prudential-Bache Securities Inc.

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GAME CHANGERS/Billion Dollar Babies

Elite club is bigger, better

Continued from Page 1

advisers with bigger practices and think, "What have I done?"

For all his humility, the founding principal of Sacramento, Calif.-based Hanson McClain Group is part of a growing clique in the wealth management business.

Independent advisory has risen from being a cottage industry on the margins of finance to a force reframing the debate about how financial advice should be provided. Along the way, many firms have reached a place they never thought possible: the billion dollar club.

Twenty percent of the registered investment advisers participating in *InvestmentNews'* annual benchmarking study of financial advisory firms managed \$1 billion or more in assets last year. That number was 2.5% a decade ago.

"Just 10 years ago, people thought it was a big deal to get to \$100 million in assets," said Mark Tibergien, chief executive of Pershing Advisor Solutions. "[But] the rate of growth has been exponential. They crossed the mountains and swam the streams. They had no idea what was on the other side. Now there's more clarity about what success looks like in this business."

The billion dollar firms are a diverse group but appear to be doing some of the same things.

They have increased revenue by 23% annually since the financial crisis, versus 15% for all other firms in the study, and their clients have an average \$2.74 million invested with them, nearly three times the average for smaller firms. Their overhead accounts for 33% of revenue, versus 39% for other firms. And their owners earn \$841,580 a year, while those at other firms earn \$414,816, according to the study.

'CRITICAL MASS'

Reaching \$1 billion brings perks, including better pricing from tech companies and other providers.

That was the motivation that drove Robert Mayes, who expanded his BlueCreek Investment Partners to \$500 million organically over a decade before merging in January with a \$900 million firm, Keel Point.

"You have to be large enough that you're able to control those conversations and have more influence in terms of providing services that are economically viable," Mr. Mayes said. "You have to have critical mass."

The \$1 billion number often helps RIAs qualify for practice management consulting services and premium pricing from custodians.

It also may give them access to their custodian's senior executives, according to John Furey, who owns Advisor Growth Strategies, a consulting firm.

"Size does matter when you think about firms that are supporting you," Mr. Furey said. "The simple analogy is that there are value volume discounts, and most custodians

do have custom pricing schedules." A billion dollars isn't a magic pill, though.

"It's important, but does it mean you've [built] a lasting business — I don't think so," said Joe Duran, CEO of United Capital. "The idea is that it's not a finish line, and if it is, you're not thinking about it the right way."

As firms get bigger, they often need to strike deals to lower fees for their largest clients. The amount they spend on professional compensation is nearly 2 percentage points higher than the 37.8% smaller firms pay. And the revenue of

billion dollar firms is less than it was for such firms a decade ago. It averaged \$9.7 million last year, versus \$12 million in 2004, the *InvestmentNews* study showed.

According to Mr. Duran, if executives at billion dollar firms aren't looking ahead to the next threshold, they risk languishing at \$1.5 billion or even losing their gains.

"If you're at a billion, the goal should be how to get to \$5 billion in assets and \$25 million in revenue," he said. "It's no different from the person who is sitting there today at \$100 million to \$200 million and thinking, 'How do I get to \$1 billion?'"

Mr. Duran, 47, whose Newport Beach, Calif.-based firm has about \$13 billion in AUM, knows the dangers of not planning. He first crossed the \$1 billion line at a previous com-

BlueCreek and Keel Point, which are keeping separate brands, aim to reach \$5 billion in the next five years, adding at least one veteran practice every year, Mr. Mayes said.

Executives will have to shift their thinking to get to \$5 billion, according to Mr. Duran. That means coming up with scalable processes, reorganizing the team and focusing personnel on business development.

FROM DOING TO THINKING

"The people who got you to \$1 billion are doers, but the people who get you to \$5 billion are thinkers," he said. "The shift is one most advisers are uncomfortable with because they've always equated their value with action, not thought."

It also involves tamping down your ego, said Mr. Duran, recalling his own humiliation in 1999. That translates into delegating more effectively and replacing high executive salaries with variable compensation.

"They think if they get a nicer car, if their office is bigger, if they have their own workout facility in the office or their own showers — that somehow they're more worthy," Mr. Duran said. "I would be talking about what can go wrong and how you can protect yourself against it."

Serving the wealthy is a difficult task that is not getting easier.

Mark P. Hurley, an investor in advisory firms and CEO of the Fiduciary Network, said the most successful firms will be specialized.

Among those he has invested in is an RIA with a niche serving the estranged spouses of tech executives.

It developed expertise in divorce and tax planning, as well as tech firm compensation. The know-how makes getting referrals easier, Mr. Hurley said.



More online

To view videos about RIAs that have reached \$1 billion in assets, as well as to read tips and strategies at our resource center, go to InvestmentNews.com/billion.

pany in 1998, when he was 31.

"I honestly thought I was king of the universe," he said. "We had a massive party at the Beverly Hilton hotel, and over the next year we lost \$600 million in assets."

Had it been 2008, the business would have failed, Mr. Duran said. He and his partners realized it couldn't survive when asset levels fell, partly because of large salaries.

Many billion dollar firms have made two or three trips to the mountaintop. They grew to \$1 billion before the financial crisis, then watched their businesses struggle and incomes flatline. The bull market helped them find their way back. Others reached the milestone after their first merger or acquisition.

"Every wealth manager's biological imperative is to add clients," he said. "You've got many more guys out there trying to get more clients, and they've become very sophisticated about it."

Not all advisers are up to the challenge, and only a handful will join the club, according to Mr. Hurley.

"They liked when their marketing strategy was looking at their phone and waiting for it to ring, with their business throwing off a lot of cash flow," he said. "Most of them will fly into the ground."

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GAME CHANGERS/Billion Dollar Babies



J.D. Bruce: "We're a business that relies on an outside force controlling our revenue."

Smaller accounts prove to be big asset

By Trevor Hunnicutt

It's said you can't build a large financial advisory practice without focusing your efforts on the über-wealthy. Advisers with clients who are merely "mass affluent" are often told that they should trade up as soon as they can, firing or meeting less regularly with the plebeians.

Abacus Wealth Partners has become a \$1 billion-plus firm without making those tradeoffs. For more than a decade it has worked to develop a small-accounts division, as well as retainer-based and one-time planning alongside more rarefied services — such as estate planning — for the "one percenters."

Eighty percent of its 1,025 clients keep less than \$1 million with the firm. The wealth adviser eliminated asset minimums last year.

In 2009, Abacus found that smaller clients were easier to retain — a pleasant surprise during a financial crisis. And ancillary services generate fees, along with a consistent stream of referrals that turn into enduring client relationships.

AIMING FOR \$2 BILLION

"It will really help us cross the \$2 billion mark," said J.D. Bruce, Abacus' president.

Mr. Bruce sees the \$1 billion threshold, which the firm crossed last spring, as symbolic. Nothing beats earnings as the most impor-

tant business metric, he said, adding that he has learned that having healthy profit margins is essential for a business subject to the twists and turns of the stock market.

"We're a business that relies on an outside force controlling our revenue, as the market goes up and down. We have zero control," Mr. Bruce said.

At the same time, revenue and earnings can vary widely among firms with the same assets under management: Wealthier clients benefit from larger discounts, for instance, so they tend to pay a smaller percentage in fees. And employees, compensated in part on revenue growth, can't get the raises they seek if client assets fail to translate into revenue.

"All my young people would leave if we're not growing," Mr. Bruce said. "I'll train them, and then they'll leave."

But he concedes being in the billion dollar club does carry some appeal.

"There's a cool factor to it and a cachet that's helpful," he said. "There's something nice about that."

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Abacus Wealth Partners Santa Monica, Calif.

AUM:	\$1.3B
Clients:	1,025
Employees:	41
Advisers:	28
Year firm founded:	1987
Year firm became a billion dollar baby:	2014

High profile key to firm's growth

By Trevor Hunnicutt

If there were just one way to build a successful practice, Scott Hanson probably wouldn't be in the financial advice business.

The maverick financial adviser eschews traditional methods of marketing. You won't find him networking at the country club. And he's not a fan of expanding a business through mergers.

So how did he become a billion dollar baby?

"The cool thing about this industry is there's so many ways someone

[can] go," Mr. Hanson said.

His approach was to make himself a fixture in the Sacramento, Calif., community where he is based. He advertises online. He and his business partner Pat McClain have their own radio show. He has co-written books for advisers and average investors. He's a regular speaker at conferences and seminars, and often quoted by journalists.

\$1 BILLION BEFORE CRASH

Those factors helped Hanson McClain Investment Advisors amass \$1 billion in assets under management — a threshold it passed before the 2008 stock market rout and now hopes to retain permanently.

"For advisers that are good at marketing, [financial advice] provides a real sustainable business," Mr. Hanson said. "I spend more time on marketing and business growth than I do with clients."

Relying on marketing — rather than on referrals or cold-calling, the old fallbacks for advisers — has been key to forming lasting relationships with clients, he said. He's happy to invest 18 months of the revenue he expects to earn from a new client to win that client's business in the first place.



Scott Hanson: Spends more time on marketing than with clients.

"The interesting thing about financial services is [that] a consumer can't go out and test drive us," Mr. Hanson said. "It's quite a challenge for someone to say, 'I'm going to trust this individual with my life savings,' so it's important for advisers to create the perception that this is a firm to work with."

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Hanson McClain Investment Advisors Sacramento, Calif.

AUM:	\$1.8B
Clients:	3,900
Employees:	70
Advisers:	17
Year firm founded:	1993
Year firm became a billion dollar baby:	2006



Karen C. Altfest: "We weren't following anyone else's road map."

Fee-only pioneer blazes a new trail

By Trevor Hunnicutt

Some of the pioneers of the fee-only, independent financial advice movement have started to join the billion dollar club.

A prime example is Altfest Personal Wealth Management.

When Lewis J. Altfest founded the firm in 1983, fee-only financial advisers were rare.

"We weren't following anyone else's road map," said his wife, Karen C. Altfest, now a principal adviser at the firm. "Figuring out how you get from there to here [has been] fun."

'SOONER THAN WE THOUGHT'

Altfest crossed the \$1 billion mark two years ago. Even though the firm has been in business for over three decades, that milestone "came sooner than we thought it would," Ms. Altfest said.

"We knew we were taking in a lot more clients," she said.

Revenue growth has been the key to upgrading the firm for both clients and employees.

For example, Altfest now can afford to send advisers to a conference on fund management or college saving plans.

The firm also has a planner on staff with expertise in employee stock options. And it has hired younger staff to help lighten the load of experienced employees.

"If we want our leaders to take on more tasks, we have to help them free up other time," Ms. Altfest said.

Growth has helped improve serv-

Altfest Personal Wealth Management New York City

AUM:	\$1.2B
Clients:	560
Employees:	28
Advisers:	15
Year firm founded:	1983
Year firm became a billion dollar baby:	2013

ices across almost every aspect of client interaction, she said. For instance, the firm is better equipped to deliver specialized guidance on charitable giving and Social Security to enhance clients' experience.

In addition, the practice's client roster includes many single women, including widows, a niche Ms. Altfest developed.

ALWAYS MORE

There's always more the firm could be doing, she added.

Some clients may want additional or different service — at night, at a branch closer to home, maybe in a different city.

"You don't want to be stagnant, and I don't feel like there's an in-between," Ms. Altfest said. "If you're not gaining, you're losing."

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GAME CHANGERS/*Billion Dollar Babies*

Technology, teamwork jump-start growth



John Burns: "Somewhere along the way, it dawned on us, 'We have a real business here.'"

By Mason Braswell

John Burns, a 21-year industry veteran, started out the way a lot of advisers do: working in the insurance business for a large brokerage — in his case, John Hancock Distributors Inc.

When he founded Burns Advisory Group 10 years into his career, Mr. Burns had no clients and no assets under management. He just hoped to use the knowledge he had gained from the insurance business to help clients with financial planning.

"I never thought I'd have \$50 million, much less \$100 million," he said. "Somewhere along the way, it dawned on us, 'We have a real business here. This isn't just a financial planning practice.'"

As the firm approached \$200 million in assets under management, Mr. Burns said, he began believing in it enough to make some serious bets on new technology.

For example, Burns Advisory was still doing much of its portfolio management and reporting by hand. It took an hour to prepare for a client meeting. In 2006, Mr. Burns invested \$70,000 (a lot of money at the time) in a new portfolio management and performance reporting tool, and had his employees work overtime to integrate everything.

"That's probably the first big one, where I got out over my skis a bit," he acknowledged. "But I believed in it, and the clients were going to have a better experience. You have to get out of your comfort zone."

TAKING ON A PARTNER

The next move was to start looking for a partner. Through a recruiting firm, he found Jerry Georgopoulos, an adviser based in Dallas. His firm, Executive Financial Group Corp., with assets of about \$225 million, was similar to Burns Advisory.

"It was getting clear we needed

Exencial Wealth Advisors Oklahoma City

AUM:	\$1.4B
Clients:	700
Employees:	22
Advisers:	10
Year firm founded:	2002
Year firm became a billion dollar baby:	2013

each other to hit our goals," Mr. Burns said.

They merged in September 2011, split ownership 50-50 and rebranded as Exencial Wealth Advisors.

Exencial has grown organically to about \$1.4 billion, partly because it operates in multiple locations. In addition to offices in Oklahoma City and Dallas, it has an office in Old Lyme, Conn.

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Getting bigger means delegating more

By Mason Braswell

One would think you would take a break once your firm hit \$1 billion in assets under management. But Gerry Klingman just keeps moving the bar higher.



Gerry Klingman: "You have to remove your ego from the place."

with offers to buy a stake in his firm, Mr. Klingman turned the tables: Last year, he asked Michael Paley, a former managing director at Focus Financial, to be chief operating officer.

Mr. Paley accepted, looking to take a more involved role in one business rather than advising 20 firms, as he had done at Focus.

CREATING WORK FLOWS

"The kernel that we have here is extraordinary," Mr. Paley said. "And it's about leveraging that and thinking through how we use technology more efficiently."

His job is to create work flows, repeatable client processes and other systems to make possible larger-scale operations. As it looks toward the \$5 billion mark, the firm also may begin making outside hires, including tapping into Mr. Klingman's roster of contacts among wirehouse advisers.

"You have to remove your ego from the place," Mr. Klingman said. "I'm going to die some day or retire or become disabled, and this is a place that's going to exist after that."

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Klingman & Associates New York City

AUM:	\$1.5B
Clients:	300
Employees:	15
Advisers:	5
Year firm founded:	2001
Year firm became a billion dollar baby:	2013

Mr. Klingman, who had been in the industry for 25 years by the time Klingman & Associates hit the milestone two years ago, realized he did not want to stop there: Why not \$3 billion to \$5 billion in the next five to 10 years?

To start, he needed some outside help. Mr. Klingman had a large business that was still managed like a small one. A consultant had described it as "the largest lifestyle practice in the country," referring to the boss' heavy involvement in all aspects of the operation.

"You can no longer be the typical entrepreneur adviser who's advising a client, handling investments, but also doing technology and compliance," Mr. Klingman said.

After being approached several times by Focus Financial Partners



Neil Simon, left, and Bill Schwartz: Looking to grow to \$5 billion in AUM by making acquisitions.

A business, not just a practice

By Mason Braswell

A common refrain of founders of \$1 billion firms is that they often must give up one of the attractions of the business: working with clients.

For Neal Simon, the move felt natural. By the time he founded Highline Wealth Management in 2002, he already was running three other businesses.

Then 34, he was the chief operating officer at an insurance firm, COO at a management consulting firm, and chairman and founder of USLaw Network Inc., a website and membership organization for lawyers that he helped establish during the Internet boom of the late 1990s.

"I'm wired in a way where I jump out of bed with more energy if I'm trying to grow the business instead of just trying to stay at steady," Mr. Simon said.

He started Highline from scratch.

Highline Wealth Management Bethesda, Md.

AUM:	\$1.3B
Clients:	200
Employees:	26
Advisers:	6
Year firm founded:	2002
Year firm became a billion dollar baby:	2010

At the end of the first year, he had \$70 million in assets but only 10 clients — including family and friends.

ORGANIC GROWTH

Highline Wealth grew organically over time, via referrals among wealthy clients. Just short of a decade after he started the firm, Mr.

Simon reached the \$1 billion mark.

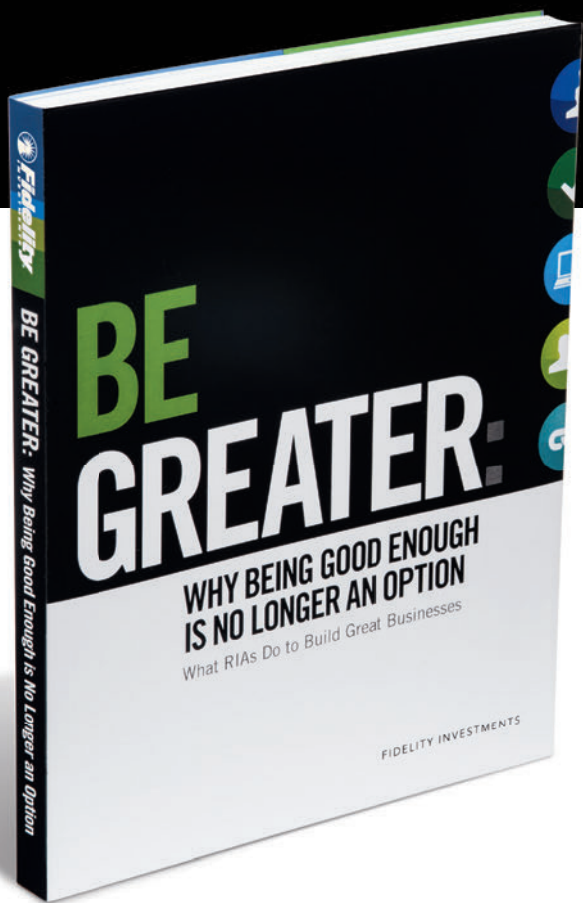
He invested in the firm by bringing on advisers who could handle the growing client base. That allowed him to step back and focus on the business plan and big-picture growth strategy.

"I've tried to build a business that could provide great services without great involvement from me ... and that would become an institution with recurring revenues and cash flows, regardless of whether I showed up," Mr. Simon said. "I've always tried to build a business as opposed to an advisory practice, and some people in our industry don't understand the difference."

As they aim for \$5 billion, he and co-owner Bill Schwartz, who joined in 2006 from Merrill Lynch & Co., are looking for veteran advisers whose firms would make good acquisitions.

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TECH CONNECT

A look at what's smart about smartwatches for advisers

What's seen as the promise of wearables is available now

By Alessandra Malito

With Apple taking the wraps off its much-anticipated smartwatch last week, financial advisers — and some of the companies that work with them — see a bigger role for wearable technology in the years ahead.

For most financial advisers, smartwatches and other wearable tech offer more promise than current practical applications.

But in fact, the promise of financial services apps within smartwatches has already arrived, and advisers will be able to use those tools to access client data, trade securities and transfer funds between accounts.

Last Monday, Fidelity Investments said it had developed an app that offers users real-time market updates and alerts on stocks and investments. It will be available for Apple Watch when the item goes on sale April 24.

"Wearables are another extension, another point in the digital ecosystem and in the whole continuity of digital experiences," said



Apple Watch: A number of financial services providers have developed apps for this much-anticipated item.

Velia Carboni, senior vice president of mobile at Fidelity.

The app may offer account-specific information in the future, and transactions such as trades and money transfers are also a possibility, according to Ms. Carboni.

SEAMLESS INFORMATION

An app that provides market updates on the wrist allows advisers to stay informed more seamlessly, as they won't have to interrupt a conversation or appear rude by checking their phone or tablet during a meeting, she added.

Salesforce, a popular customer relationship management software provider used by advisers, is also getting an app ready for Apple Watch.

It will allow users to perform a number of functions, from accessing data to receiving important notifications and launching customized applications.

"When it comes down to it, it's so important to be prepared when you're engaging with customers and giving advice," said Anna Rosenman, director of Salesforce Analytics Cloud.

The app, which will let advisers

see client data in rich visualizations, is geared toward helping them engage in data-driven conversations with clients, Ms. Rosenman said.

Apple Watch will be priced at \$350 to \$10,000 (for the luxury version, in a solid 18-karat gold case). It is expected to supplement the iPhone and will allow users to send and receive text messages, phone calls and email.

It is the first new product from the company since founder Steve Jobs died in 2011.

Smartwatches from vendors including Samsung, LG, Microsoft and Pebble are already on the market.

TIME MANAGEMENT

Some advisers have dipped into the new technology pool with these watches as a way to stay on top of their time — literally and figuratively — and business.

Michael Anderson, a certified financial planner at True North Advisors, wasn't intending to use his smartwatch for business but rather as a fitness tool.

But now, even though there are no finance apps on his Microsoft Band, he finds it helpful for work.

"Whenever anyone gets an email or text, you check your phone and see if it's something to address," Mr. Anderson said. "You can get that

information easier from your wrist if it's a notification."

All the smartwatches on the market can help with time management, but their features may benefit advisers even more as the technology evolves.

For Android Wear, the Google operating system for smartwatches such as those from Samsung and LG, there's a portfolio management app available, called Personal Capital Finance, that lets users see all their accounts in one place.

Companies also are looking into how advisers will respond to wearable technology.

Jon Patullo, managing director of technology product management at TD Ameritrade, said he doesn't see a movement toward wearable technology products within the adviser community at this point.

But the company will be ready to respond when demand picks up.

"It's definitely something we're keeping our eye on," Mr. Patullo said. "We're well-positioned with open access ... to be able to jump on the trend if need be."

TD Ameritrade's Veo software, which can be integrated into various platforms, would be a way into a smartwatch application, he said.

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Small robos pile on to Schwab

Continued from Page 3
tion is happening."

In his post, Mr. Nash claimed Schwab's new platform, which allows consumers to manage, monitor and rebalance their portfolios online, isn't free as advertised. He said it will cost consumers thousands of dollars in opportunity costs related to high cash allocations and expensive, smart beta exchange-traded funds, many of which are proprietary or "from issuers that pay Schwab to use them."

Those costs, he said, are buried in mounds of disclosure documents.

He cited the company's SEC filing, which stated that each investment strategy will include a sweep allocation. In this sweep program, the filing says that 6% to 30% of an account's value will be held in cash, which cannot be eliminated or used by consumers for investments.

Last Tuesday morning, Schwab responded with a blog post of its own in which it defended its platform and called Mr. Nash's post "misleading." It countered that cash should be looked at as an investment and not as a source of revenue for the firm.

Cullen Roche, founder of advisory firm Orcam Financial Group, understands why Schwab wants investors in its new platform to hold cash. But, he said, it should not have made it a mandatory requirement.

"The trouble with Schwab Intelligent Portfolios is they don't give the client the ability to remove the cash position, so they created their own public relations problem," he said.

Mr. Roche also said if this was six

"I FEEL GOOD this conversation is happening."

Adam Nash
Chief executive
Wealthfront



years ago when the markets crashed, the cash would look a lot better.

"There's more to this argument than the smaller robo-advisers have presented," he said.

According to Mr. Nash, Schwab's entrance into the online automated investing industry is a direct result of the growth of Wealthfront, which recently hit \$2 billion in assets under management.

'CATFIGHT'

Meb Faber, co-founder and chief investment officer of Cambria Investment Management, wrote in his own post about the situation that Wealthfront and Schwab had gotten into a "catfight" and that the exchange between the two companies was "weird and somewhat embarrassing."

"They are really on the same side, and it should be a rising tide for both," Mr. Faber wrote. "In my

mind, they should be cheering each other on against the high-fee crowd, but they're not, which is a shame."

Mr. Nash had said in his post that Schwab was straying from its original values.

"When I joined Wealthfront, I held up Charles Schwab as an example of a different type of company, a company with values to which we might aspire," he wrote. "You can understand why it's disheartening to see those values broken."

Schwab accused Mr. Nash of trying to shield Wealthfront from competitors: "Adam wishes he could build a moat around Wealthfront and protect it against competition."

Schwab expects to release an adviser version of its online platform in the second quarter.

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Gundlach to Fed: Wait on rate hike

Gives nod to gold, India and shorting the dollar

By Jeff Benjamin

With the equity markets apparently running away from the surging U.S. dollar and global monetary policies pushing some bond yields into negative territory, DoubleLine Capital's Jeffrey Gundlach can't understand why the Federal Reserve Board is still considering raising interest rates this year.

"I'm afraid the Fed is intent on being a blockhead and raising rates, which would further strengthen the dollar," Mr. Gundlach said last Tuesday during a conference call with investors in his \$44.6 billion DoubleLine Total Return Fund (DBLTX).

On the closely watched "parsing of words" in Fed statements, Mr. Gundlach suggested that the Fed is likely to make a mistake by raising short-term interest rates before the U.S. economy is strong enough to absorb the adjustment.

"I don't know why they don't admit they don't know what they're going to do, and that they're just going to react to data," he said.

The webcast presentation was a regular update on the DoubleLine flagship fund. The legendary portfolio manager gave his standard whirlwind tour through the global financial markets before he got around to touting his category-beat-

ing fund, which he described as "the best intermediate-term bond fund in the universe."

The fund is up 0.62% so far this year, compared with 0.35% for the Barclays Aggregate Bond Index, and 0.52% for the intermediate-term bond category as tracked by Morningstar Inc.

In his analysis of global markets, Mr. Gundlach said he expects the European Central Bank's quantitative easing program to send even more sovereign bonds into negative-yield territory.

NEGATIVE YIELD CURVE

"The front end of the yield curve is negative in many countries now, and with the European QE starting, it is quite likely more yields will go sharply negative," he said. "With interest rates below zero, you now have a wealth tax."

And low yields are not limited to government issues, Mr. Gundlach pointed out.

"Seventy percent of European companies have dividend yields higher than their corporate debt," he said. "You wonder why companies don't just borrow infinite amounts of money and retire their higher-yielding stock."

On a day when the Dow Jones Industrial Average dropped more



"EVERYONE IS bullish on the dollar, and it has been smoking hot since June."

Jeffrey Gundlach
CEO
DoubleLine Capital

than 300 points, Mr. Gundlach cited the surging U.S. dollar as something that the markets do not like.

"The dollar strengthened today, and it is still accelerating, and that is being interpreted as negative in certain risk markets," he said. "The dollar has been a world beater, and will continue to be a world beater until it becomes economically too painful, and maybe that's what the stock market doesn't like."

As bold moves go, Mr. Gundlach said it would be contrarian to short the U.S. dollar, "but I say don't do it, because sometimes the consensus is right. Everybody is bullish on the dollar, and it has been smoking hot since June, and it has been going almost straight up since the breakout," he added.

If Mr. Gundlach had anything good to say about commodities, it was that they have stopped falling, "but they sure are weak," he said. "And in nondollar terms,

gold is doing really well."

In a somewhat surprising call, he predicted that gold would make it to \$1,400 an ounce this year. The precious metal was trading at about \$1,157 an ounce last Friday.

"Gold-buying by central banks is at its second-highest level in 50 years," Mr. Gundlach said.

In the category of set-it-and-forget-it, he gave a nod to India's soaring equity market, which has gone virtually straight up since the middle of 2013.

The small universe of India equity mutual funds tracked by Morningstar is up 8.2% from Jan. 1, on the heels of a 44.6% gain last year.

"For long-term investments, you should own the Indian stock market," Mr. Gundlach said. "Put it in a safe, forget about it and open it in 20 years."

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Cole Capital execs leave

Continued from Page 4

after ARCP released earnings for the third quarter of 2014 that had been delayed in the wake of an accounting scandal. At the end of October, ARCP revealed a \$23 million accounting error from the first half of 2014. A number of large broker-dealers and clearing firms suspended sales of Cole products thereafter.

The audit committee for ARCP said on March 2 that it "found certain material weaknesses in the company's internal controls over financial reporting and its disclosure controls and procedures." The audit committee, however, did not identify any material changes relating to ARCP's real estate ownership, rental revenue or fundamental business operations. The investigation did not find any changes to the financial statements or operations of the Cole Capital-sponsored nontraded REITs.

"Will ARCP's disclosures last week convince broker-dealers to start selling Cole again?" Mr. Gannon asked. "You have to wait and see what happens."

BRAVE FACE

Executives at Cole continue to show a brave face, even though sales of Cole-branded nontraded REITs have fallen off a cliff. In January, Cole said it had hired as a senior adviser Terry Mullen, a veteran of insurance product sales with ties to independent broker-dealers.

But making matters worse, Cole Capital could very well be missing out on regaining the lion's share of

"THEY CAN'T run a broker-dealer on \$8 million of fundraising."

Kevin Gannon
President and managing director
Robert A. Stanger & Co.

client assets that became liquid after one Cole REIT, the Cole Corporate Income Trust Inc., merged with Select Income REIT at the end of January, Mr. Gannon said.

Cole Capital's policy is not to comment publicly on specific personnel matters, noted ARCP spokesman John Bacon. In an email to *InvestmentNews*, Mike Ezzell, CEO and president of Cole Capital, said Cole was "fully dedicated to normalizing relations with our broker-dealer and clearing partners. We are confident this will happen soon and optimistic about the future of Cole Capital."

A spokeswoman for Griffin Capital Corp., Jennifer Nahas, did not return calls to comment.

Mr. Ryan did not return a phone call last Tuesday for comment. According to his LinkedIn profile, he is executive vice president and head of relationship management at Griffin Capital.

The roles of the other two executives are not clear. Mr. Graham was senior vice president and national accounts manager at Cole, and Mr. Cosgrove was senior vice president of sales operations and strategy. Neither could be reached for comment.

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Disparity in expense ratios of alts funds

Continued from Page 3

ident stocks are considered among the most overvalued in the current market, their appeal as short-selling targets is driving up the cost of managing long-short and market-neutral funds.

FEES CHANGE

"Our expense ratio will change over time, depending on whether we're shorting high- or low-dividend stocks," said Lee Norton, senior investment analyst at Vanguard. "I think of it as a trading cost that the SEC requires us to disclose. But that 1.6% expense ratio is prominently displayed on our website."

The Vanguard Market Neutral Fund is down 0.52% since the start

of the year, a little steeper than the 0.3% decline in the S&P 500 Index, and the 0.4% decline in the Morningstar market neutral category.

Beyond the dividend expense, there is a borrowing cost related to short selling that will vary depending on the type of stock being shorted.

In the case of the TFS Capital fund, for example, the strategy's focus on shorting smaller companies represents more than 5 percentage points of annualized cost in managing the fund, while the dividend cost adds another percentage point or so, according to Sam Harris, the firm's director of client relations.

"We found that our models add the most alpha in the small-cap space

and we have a bigger concentration in the small caps, which are more expensive to borrow because there's less supply," Mr. Harris said. "We tell investors we're choosing to incur that cost because that's where we see the opportunities, and we could reduce it by shorting large-cap names, but we're paying that expense because we think it is well worth it."

Indeed. So far this year, the TFS fund is up 1.3%.

NOT TO BE IGNORED

As with all mutual funds, the reported performance is net of all fees, but that doesn't mean the full picture of expense ratios should be ignored by financial advisers and investors, because much can be gleaned from how wide the fee variation is for a particular fund.

.25%
Expense ratio
Morningstar lists for
VMNFX, which
Vanguard has
at 1.6%

Social Security boot camp tips

Continued from Page 6

have grown by 32%, plus the cost-of-living adjustments, giving them an income of more than \$63,000 a year.

If the wife is much older and not the sole earner, however, not much can be done in terms of creative claiming strategies, Ms. Franklin said.

Divorced people may be able to claim their ex's benefits.

Divorced couples also are entitled to Social Security benefits if the marriage lasted at least 10 years, each

ex-spouse is at least 62 and the person collecting the spousal benefits is single.

Even if the former spouses are no longer in touch, the Social Security Administration can help determine if they are eligible for spousal benefits.

Public sector employees must follow special rules.

Public sector workers must consider two provisions when assessing their eligibility for Social Security benefits.

The Windfall Elimination Provision (WEP) applies to people who have worked in both the public and private sectors and therefore are entitled to both a pension and Social Security.

In that case, their Social Security benefit is reduced by up to one-half of the pension.

The Government Pension Offset (GPO) applies to public employees who apply for Social Security spousal or survivor benefits. That is

reduced by two-thirds of their pension. Military pensions are not affected by the WEP or GPO rules.

Social Security is only one component of retirement planning, albeit a significant one, according to Ms. Franklin.

She recommended a number of software products for both financial advisers and clients who are investigating creative claiming strategies. They include Social Security Analyzer, Social Security Pro, Maximize My Social Security, Social Security Maximizer, Social Security Timing and Social Security Income Planner.

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InvestmentNews

Fiduciary fight becomes partisan

Continued from Page 2

Ark., and Rep. Ander Crenshaw, R-Fla., two lawmakers leading financial services appropriations subcommittees, wrote to OMB saying the Securities and Exchange Commission should act first on the fiduciary duty rule for retail investment advice it is considering before DOL repropose its rule.

KILL THE RULE

Such a delay could kill the DOL rule because the SEC is not close to acting on the authority — granted almost five years ago by the Dodd-Frank law — to promulgate a fiduciary duty regulation.

On March 4, Sen. Roy Blunt, R-Mo., and seven Republican colleagues sent OMB a letter saying the Labor Department had not demonstrated the need for its fiduciary duty rule and even if it had, the SEC should go first.

Also on March 4, House Education and Workforce Committee Chairman

John Kline, R-Minn., and Rep. Phil Roe, R-La., sent a letter to DOL asking the agency to turn over all documents that show it has been coordinating with the SEC on its rule.

Another factor keeping Democrats off those missives is that Sen. Elizabeth Warren, D-Mass., has

“GIVEN THE POTENTIAL implications of this rule, there’s going to be concern on both sides.”

Alice Joe
Managing director
U.S. Chamber of Commerce

jumped into the fiduciary duty effort. She is one of several Democrats who participated in last month's event at AARP.

Over the past several months, Ms. Warren has galvanized House and Senate Democrats on a variety

of issues, especially those concerning Wall Street.

“She weighs heavily in all political decisions that Democrats have to make,” Mr. Rosenstock said. “[Fiduciary duty] is no exception to that calculus.”

Once the DOL rule is released publicly, Democrats will start coming out of the woodwork, said Alice Joe, managing director of the U.S. Chamber Center for Capital Markets Competitiveness.

“I sense this is still a bipartisan issue,” Ms. Joe said. “Given the potential implications of this rule, there’s going to be concern on both sides.”

One indication of the unease may come up in Capitol Hill hearings this month on the DOL budget that will feature Secretary Thomas Perez.

“I’m sure members are going to be asking him pointed questions,” Ms. Joe said.

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Retirement plans warming up to alts

Continued from Page 2

That didn't stop Manning & Napier Advisors Inc., which uses managed futures, an alternative investment strategy, in its target date series.

“Managed futures have this characteristic of taking advantage of volatility,” said Jeffrey S. Coons, president of Manning & Napier. He said trimming volatility keeps employees invested.

DO NO HARM

“You don't want to do any harm [to plan participants], and not doing any harm includes not scaring them,” Mr. Coons said. “If they see it drop in half, they say, ‘I’m done.’”

“It's starting to find its way in today — it's been a little bit slow in the uptake,” said Andrew G. Arnott, president and chief executive at John Hancock Investments, which offers alternatives in its target date series. “When you look at target date funds, there are not many that are multimanaged. Most of the larger ones are managed internally, and the assets tend to be with one shop. Not all shops that are big in target date are big in alternatives.”

The largest target date series are run by the Vanguard Group Inc.,



“MANAGED FUTURES have this characteristic of taking advantage of volatility.”

Jeffrey S. Coons
President
Manning & Napier

Fidelity Investments and the T. Rowe Price Group Inc. T. Rowe Price declined to comment through a spokeswoman. A Vanguard spokesman did not respond to a request for comment.

Fidelity Investments' Freedom

Funds lineup invests in real estate and commodities but not hedge fund-style investment strategies.

“The exposure to the current asset classes in the funds allows us to best balance the risk and return preferences of shareholders, and liquid alternatives currently do not fit into this mix,” said Fidelity spokeswoman Nicole Goodnow.

Ms. Goodnow said the company “regularly” reviews adding new asset classes and strategies.

Some advocates of alternatives say they can provide better diversification to long-term investors.

But Janet Yang, a Morningstar Inc. analyst, said the trend toward open architecture hasn't been a great benefit to plan participants.

“Morningstar's research suggests that, on average, the higher fees needed to access nonproprietary managers in an open architecture lineup haven't historically been rewarded with better returns,” Ms. Yang said.

She said managers without alternative investment strategies feel they can provide diversification through commodities, real estate or other lower-correlating asset classes.

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Little-used Medicare adjustment

Continued from Page 6

form SSA-44 Medicare IRMAA Life-Changing Event and associated documentation.

Respond within 60 days of receiving the Medicare IRMAA notice.

In my experience, people who meet the criteria and who pursue the reduction in a timely manner are successful in achieving it.

Be sure to keep a copy and get a dated and stamped receipt for all materials filed at a Social Security office. The agency does not accept U.S. mail or other delivery service

confirmations as verification of filing.

APPEAL POSSIBLE

If Social Security does not grant the request for the IRMAA reduction, clients can appeal the decision by filing form SSA-561 Request for Reconsideration.

In addition, under certain circumstances a beneficiary will need to repeat the process in the subsequent year because the tax return on file still does not reflect that person's current circumstances.

Your clients will be glad you

guided them through it.

Otherwise, they could be leaving thousands of dollars on the table by not pursuing the reduction appropriately.

(Want to get more out of Medicare? Download my e-book at InvestmentNews.com/medicareguide.)

Katy Votava, Ph.D., RN, is president of Goodcare.com, a consulting service that works with financial advisers and consumers concerning health care coverage.

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My Independence Day

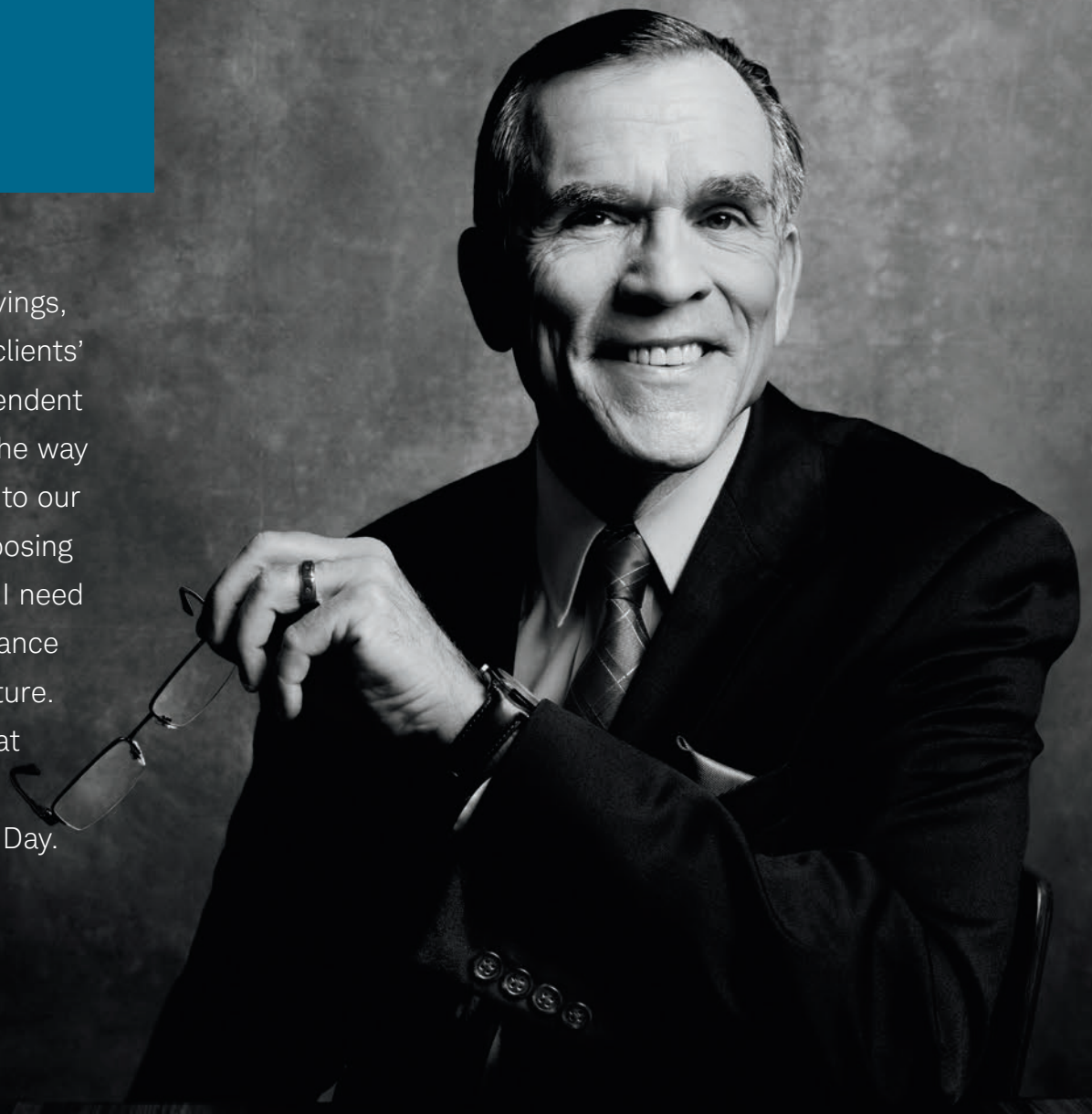
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Mike Piershale

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