

SECURITIES AND EXCHANGE COMMISSION

FORM X-17A-5

Annual audited report of brokers and dealers (Section 17 of Act 1934 and Rule 17a-5)

Filing Date: **2013-03-04** | Period of Report: **2012-12-31**  
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[\(HTML Version on secdatabase.com\)](#)

FILER

**MORTON SEIDEL & COMPANY, INC.**

CIK:[88763](#) | IRS No.: [952150948](#) | State of Incorporation: **CA** | Fiscal Year End: **1231**  
Type: **X-17A-5** | Act: **34** | File No.: [008-10367](#) | Film No.: **13030793**

Mailing Address	Business Address
8730 WILSHIRE BLVD. SUITE 530 BEVERLY HILLS CA 90211-2708	8730 WILSHIRE BLVD. SUITE 530 BEVERLY HILLS CA 90211-2708 310-360-7541

\*  
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UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549

OMB APPROVAL  
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13030793

ANNUAL AUDITED REPORT  
FORM X-17A-5  
PART III

SEC  
Mail Processing Section

MAR 4 - 2013  
Washington DC  
400

SEC FILE NUMBER  
8- 10367

FACING PAGE

Information Required of Brokers and Dealers Pursuant to Section 17 of the  
Securities Exchange Act of 1934 and Rule 17a-5 Thereunder

REPORT FOR THE PERIOD BEGINNING 01/01/12 AND ENDING 12/31/12  
MM/DD/YY MM/DD/YY

A. REGISTRANT IDENTIFICATION

NAME OF BROKER-DEALER: **Morton Seidel & Company, Inc.**

OFFICIAL USE ONLY  
FIRM I.D. NO.

ADDRESS OF PRINCIPAL PLACE OF BUSINESS: (Do not use P.O. Box No.)

**8730 Wilshire Blvd., Suite 530**

(No. and Street)

**Beverly Hills, California 90211-2708**

(City)

(State)

(Zip Code)

NAME AND TELEPHONE NUMBER OF PERSON TO CONTACT IN REGARD TO THIS REPORT

**Thomas N. Tone, C.P.A.**

**(805) 496-5474**

(Area Code - Telephone Number)

B. ACCOUNTANT IDENTIFICATION

INDEPENDENT PUBLIC ACCOUNTANT whose opinion is contained in this Report\*

**Tone, Walling & Kissinger, Certified Public Accountants**

(Name - if individual, state last, first, middle name)

**100 E. Thousand Oaks Bl. #257, Thousand Oaks, CA 91360**

(Address)

(City)

(State)

(Zip Code)

CHECK ONE:

- Certified Public Accountant
- Public Accountant
- Accountant not resident in United States or any of its possessions.

**FOR OFFICIAL USE ONLY**

\*Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See Section 240.17a-5(e)(2)

JP  
3/15/13

OATH OR AFFIRMATION

I, Arnold Seidel, swear (or affirm) that, to the best of my knowledge and belief the accompanying financial statement and supporting schedules pertaining to the firm of Morton Seidel & Company, Inc., as of December 31, 2012, are true and correct. I further swear (or affirm) that neither the company nor any partner, proprietor, principal officer or director has any proprietary interest in any account classified solely as that of a customer, except as follows:

None

*[Handwritten Signature]*

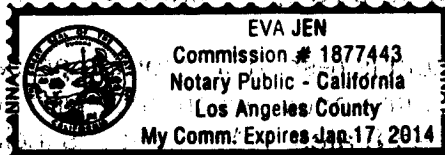
Signature

Chairman of the Board

Title

*[Handwritten Signature]*

Notary Public



This report \*\* contains (check all applicable boxes):

- (a) Facing Page.
- (b) Statement of Financial Condition.
- (c) Statement of Income (Loss).
- (d) Statement of ~~Changes in Financial Condition~~ **Cash flows**
- (e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietors' Capital.
- (f) Statement of Changes in Liabilities Subordinated to Claims of Creditors.
- (g) Computation of Net Capital.
- (h) Computation for Determination of Reserve Requirements Pursuant to Rule 15c3-3.
- (i) Information Relating to the Possession or Control Requirements Under Rule 15c3-3.
- (j) A Reconciliation, including appropriate explanation of the Computation of Net Capital Under Rule 15c3-1 and the Computation for Determination of the Reserve Requirements Under Exhibit A of Rule 15c3-3.
- (k) A Reconciliation between the audited and unaudited Statements of Financial Condition with respect to methods of consolidation.
- (l) An Oath or Affirmation.
- (m) A copy of the SIPC Supplemental Report.
- (n) A report describing any material inadequacies found to exist or found to have existed since the date of the previous audit.

\*\*For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

**SEC  
Mail Processing  
Section**

**MAR 4 - 2013**

**Washington DC  
400**

**MORTON SEIDEL & COMPANY, INC.**

**PUBLIC**

**STATEMENT OF FINANCIAL CONDITION  
AND  
INDEPENDENT AUDITORS' REPORT**

**DECEMBER 31, 2012**

**TONE, WALLING & KISSINGER**  
**CERTIFIED PUBLIC ACCOUNTANTS**

**SEC**  
**Mail Processing**  
**Section**  
MAR 4 - 2013  
**Washington DC**  
**400**

**MORTON SEIDEL & COMPANY, INC.**

**PUBLIC**

**STATEMENT OF FINANCIAL CONDITION**  
**AND**  
**INDEPENDENT AUDITORS' REPORT**

**DECEMBER 31, 2012**

**MORTON SEIDEL & COMPANY, INC.**  
**BEVERLY HILLS, CALIFORNIA**

**STATEMENT OF FINANCIAL CONDITION**  
**AND**  
**INDEPENDENT AUDITORS' REPORT**

**DECEMBER 31, 2012**

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**TONE, WALLING & KISSINGER**  
CERTIFIED PUBLIC ACCOUNTANTS

100 E. THOUSAND OAKS BLVD., SUITE 257, THOUSAND OAKS, CA 91360 PH 805-496-5474 FAX 805-495-1832

**Independent Auditors' Report**

TO: The Board of Directors and Stockholders

***Report on the Statement of financial condition***

We have audited the accompanying statement of financial condition of MORTON SEIDEL & COMPANY, INC. (the Company) as of December 31, 2012, that is filed pursuant to Rule 17a-5 under the Securities Exchange Act of 1934, and the related notes to the financial statements.

***Management's Responsibility for the Financial Statements***

Management is responsible for the preparation and fair presentation of this financial statement in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

***Auditors' Responsibility***

Our responsibility is to express an opinion on this financial statement based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement. An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statement. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statement, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the Company's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Company's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statement.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

**Opinion**

In our opinion, the statement of financial condition referred to above presents fairly, in all material respects, the financial condition of Morton Seidel & Company, Inc. as of December 31, 2012, in conformity with accounting principles generally accepted in the United States of America.

A handwritten signature in black ink, reading "Tom Walby & Kirsinger". The signature is written in a cursive style with a large, sweeping flourish at the end.

January 25, 2013.



**MORTON SEIDEL COMPANY, INC.**  
**STATEMENT OF FINANCIAL CONDITION**  
**DECEMBER 31, 2012**

ASSETS

Cash and cash equivalents	\$ 320,364
Fixed assets, at cost, less accumulated depreciation of \$70,458	52,986
Deposit	<u>3,280</u>
	<u>\$ 376,630</u>

LIABILITIES AND STOCKHOLDERS' EQUITY

LIABILITIES

Accounts payable and accrued expenses	\$ 511
Income taxes payable	<u>19,557</u>
	<u>20,068</u>

STOCKHOLDERS' EQUITY

Common Stock, \$100 par value, 2,000 shares authorized, 500 issued and outstanding	50,000
Paid-in capital	17,452
Retained earnings	<u>289,110</u>
	<u>356,562</u>
	<u>\$ 376,630</u>

See accompanying notes to the financial statements.

**MORTON SEIDEL & COMPANY, INC.**

**NOTES TO STATEMENT OF FINANCIAL CONDITION**

**December 31, 2012**

**NOTE 1 - SIGNIFICANT ACCOUNTING POLICIES**

Description of Business, Risks and Exposures

The Company processes broker-dealer transactions on a fully disclosed basis. Possible operational risks may arise in the incorrect processing of a customer's transactions. The Company's management has in place the proper operational controls to mitigate these risks.

While customer accounts are protected by an insurance policy at the clearing firm, in the unlikely event of the failure of the clearing organization, the Company has a credit risk to the extent there is any money due from the clearing firm. Presently there is no concentration of business from anyone customer or group of related customers significant enough to negatively impact the Company should anyone event, such as the loss of one customer, occur.

Basis of Presentation

The statement of financial condition is presented on the accrual basis of accounting in conformity with accounting principles generally accepted in the United States of America ("GAAP").

Use of Estimates

The preparation of the statement of financial condition in conformity with GAAP requires management to make estimates and assumptions that affect reported amounts of assets and liabilities and disclosures of contingent assets and liabilities at the date of the financial statement. Actual results could differ from those estimates.

Recognition of Income

The Company, incorporated in California and a member of the Financial Industry Regulatory Authority (FINRA), uses the settlement date for income and expense recognition of commissions.

Fixed Assets and Depreciation

Fixed assets, primarily furniture, computer equipment and an auto, are stated at cost less accumulated depreciation. Depreciation is computed using the straight-line method over an estimated useful life of the asset from five to seven years.

**MORTON SEIDEL & COMPANY, INC.**

**NOTES TO STATEMENT OF FINANCIAL CONDITION**

**December 31, 2012**

**NOTE 1 - SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)**

Income Taxes

The Company is classified as a C corporation under the Inter Revenue Code. Income taxes are provided on book income. Deferred tax liabilities and assets may arise from the expected future tax consequences of events that have been included in the financial statement or tax returns, and are determined based on the difference between the financial statement and tax bases of assets and liabilities using enacted tax rates in effect for the year in which the differences are expected to reverse.

Investments

The Company presently carries no financial instruments of any kind (including financial instruments with off-balance-sheet risk), except for a money market account included in cash and cash equivalents in the accompanying statement of financial condition.

Cash and Cash Equivalents

The Company considers all highly liquid U. S. debt instruments purchased with a maturity that could exceed three months to be cash equivalents.

Events Occurring After Reporting Date

The Company has evaluated events and transactions that occurred between December 31, 2012 and January 25, 2013, the date the statement of financial condition was available to be issued, for possible recognition or disclosure in the financial statement.

**NOTE 2 - NET CAPITAL REQUIREMENTS**

The Company, as a registered broker/dealer, is required under provisions of the Securities Exchange Act of 1934 (SEA of 1934) Rule 15c3-1 to maintain a minimum net capital, and a ratio of aggregate indebtedness to net capital of not greater than 8 to 1. As of year-end, the Company's net capital was \$296,281 which was \$246,281 in excess of its required net capital. The Company's net aggregate indebtedness to capital ratio was 0.0677 to 1.

**MORTON SEIDEL & COMPANY, INC.**

**NOTES TO STATEMENT OF FINANCIAL CONDITION**

**December 31, 2012**

**NOTE 3 - COMMITMENTS**

The Company's offices are presently rented under a one year rental agreement. Rent expense totaled \$47,489 for the year.

**NOTE 4 - INCOME TAXES**

Deferred income taxes, when applicable, are primarily the result of timing differences between financial statement and tax reporting in accordance with FASB ASC 740, and are presently immaterial, and therefore not recorded. The Company does not have any tax positions at the end of the year for which it is reasonably possible that the total amounts of unrecognized tax benefits will significantly increase or decrease within 12 months of the reporting date. The Company's policy is to record interest expense and penalties assessed by taxing authorities in operating expense when applicable. No such amounts are included in the financial statement as none have been assessed by any taxing authority. The 2009, 2010 and 2011 tax returns remain open and are subject to examination by the federal and state jurisdiction.