BEFORE THE
NATIONAL FUTURES ASSOCIATION

In the Matter of:	)	
	)	
NICHOLAS P. PAYNE	)	NFA Case No. 09-REG-018
(NFA ID #399018),	)	
	)	
Registrant.	)	

NOTICE OF INTENT TO REVOKE REGISTRATION

National Futures Association (NFA) hereby notifies Nicholas P. Payne (Payne) that, pursuant to NFA Registration Rule 504, NFA intends to revoke his registration as an associated person (AP) under the Commodity Exchange Act (Act).

I

STATUTORY DISQUALIFICATION

On the basis of information received by NFA, NFA alleges and is prepared to prove that:

1. Payne provided information to NFA indicating that he currently resides at 1114 Bel Aire Drive, Apartment 1, Boca Raton, Florida 33487.

2. Payne is registered with the Commodity Futures Trading Commission as an AP pursuant to Section 4k of the Act, 7 U.S.C. § 6k (2000), and is sponsored by Windsor Wealth Management LLC, an independent introducing broker.

3. On April 23, 2008, Payne requested that he be granted an extra hour to complete the Series 3 examination based upon his representation that English is not his primary language.

4. Payne's representation that English is not his primary language is false.

5. The fact that Payne requested an extra hour to complete the Series 3 examination based upon the misrepresentation that English is not his primary language constitutes other good cause to disqualify him from registration because such conduct reflects a lack of honesty on Payne's part and an inability to comply with regulatory requirements, and disqualifies him from registration under Section 8a(3)(M) of the Act, 7 U.S.C. § 12a(3)(M) (2000), pursuant to which his registration may be revoked under Section 8a(4) of the Act, 7 U.S.C. § 12a(4) (2000).

II

PROCEDURAL REQUIREMENTS

6. A written response to the Notice of Intent to deny, condition, suspend or revoke registration must be filed with NFA within 20 days of the date of service of the Notice of Intent. Failure to timely file a written response to the Notice of Intent shall be deemed a waiver of the right to submit such a response, and the facts stated in the Notice of Intent shall be deemed true for the purpose of finding that the applicant or registrant is disqualified under Section 8a(2), 8a(3) or 8a(4) of the Act. Based upon a finding that the Notice of Intent was properly served in accordance with NFA Registration Rule 502 and upon evidence of the statutory disqualification alleged in the Notice of Intent, NFA's Membership Committee or its designated Subcommittee shall enter a Final Order denying, conditioning, suspending or revoking the registration.

7. All applicants and registrants, except floor brokers and floor traders, must include the disqualification fee required by Rule 203(a)(11) with their response. The written response to the Notice of Intent shall not be considered timely filed unless it is accompanied by the disqualification fee. The disqualification fee shall be refunded if the Membership Committee or Subcommittee finds that no statutory disqualification exists.

8. In the written response to the Notice of Intent –

   a. the applicant or registrant may challenge the accuracy of the allegations establishing the statutory disqualification by submitting evidence as to:

      1. identity;

      2. existence of a clerical error in any record documenting the statutory disqualification;

      3. nature or date of the statutory disqualification;

      4. post-conviction modification of any record of conviction; or

      5. favorable disposition of any appeal.

   The applicant or registrant must state the nature of each challenge in the response and submit an affidavit to support facts material to each challenge; and

   b. the applicant or registrant also shall state whether they intend to show that, notwithstanding the allegations contained in the Notice of Intent, their registration would pose no substantial risk to the public.

9. If, in the written response to the Notice of Intent, the applicant or registrant states that they intend to make the showing described in paragraph 8(b) above, they shall, at least 30 days before the date of the hearing, file with NFA's Legal Docketing Department a statement identifying and summarizing the testimony of each witness they intend to have testify and copies of all documents they intend to introduce in support of the showing.

10. At least 15 days before the date of the hearing, NFA's Vice-President of Compliance shall serve on the applicant or registrant a description of the disputed, material factual issues raised by the applicant's or registrant's filings, the identity and a summary of the testimony of each witness NFA intends to have testify in its case-in-chief and copies of all documents NFA intends to introduce at the hearing.

11. Within 30 days of the date the applicant or registrant files their response to the Notice of Intent, the Membership Committee or Subcommittee shall notify the parties of the time and place of an oral hearing. At such hearing, the parties shall be limited in their case-in-chief to the presentation of evidence contained in their filings except for good cause shown. Upon notice of the time and place of an oral hearing, a party may file with NFA a written election to participate in the hearing by telephone. Such an election shall be deemed a waiver of the party's right to a full oral hearing on material disputes of fact. The Membership Committee or Subcommittee shall order a telephone hearing only if all the parties elect such a proceeding.

12. In order to prevent injustice and on such conditions as may be appropriate, the Membership Committee or Subcommittee may set aside default orders. Motions to set aside default orders shall be made within a reasonable time after issuance of such an order, shall state the reasons for the failure to file which resulted in the default order and shall state the nature of the proposed defense.

13. All documents required to be filed with NFA must be addressed as follows:

National Futures Association
300 South Riverside Plaza
Suite 1800
Chicago, Illinois 60606
Attn: Legal Docketing Department

14. Most documents filed in registration cases are available to anyone upon request. However, NFA does not routinely provide copies of documents related to or submitted in support of offers of settlement or documents filed by the parties that identify their exhibits, list of witnesses and the summary of those witnesses' testimony. In addition, for registration cases filed beginning in October 2004, NFA posts the following registration case- related documents in electronic downloadable form on the Case Summary page in its BASIC System at www.nfa.futures.org/basicnet/:

Notice of Intent
Response to Notice of Intent
Withdrawal of Notice of Intent
Interim Order
Final Order
Notice of Appeal
Petition to Stay
CFTC Decision
Order Lifting Conditions

NATIONAL FUTURES ASSOCIATION

Dated: 07/22/09

By: Daniel J. Roth
Daniel J. Roth, President

/nam(Notc:Nicholas Payne.map)

AFFIDAVIT OF SERVICE

I, Nancy Miskovich-Paschen, on oath state that on July 22, 2009, I served copies of the attached Notice of Intent to Revoke Registrations, by sending such copies by certified mail, return receipt requested and by regular mail, first-class delivery, in envelopes addressed as follows:

Nicholas P. Payne
1114 Bel Aire Drive
Apartment #1
Boca Raton, FL 33487

Windsor Wealth Management LLC
101 Plaza Real South
Suite 207
Boca Raton, FL 33432
Attn: Stephen Huchko, CEO

Nancy Miskovich-Paschen

Subscribed and sworn to before me
on this 22nd day of July 2009.

Notary Public

OFFICIAL SEAL
CHRISTINE MAKINO
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES OCTOBER 03, 2012