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**FINAL NOTICE**

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To: **Graham Kershberg (trading as Kershberg & Company)**

Of: **5 Chiltern Avenue  
Bushey  
Hertfordshire  
WD23 4PY**

Dated: **22 January 2008**

**TAKE NOTICE: The Financial Services Authority (the "FSA") of 25 The North Colonnade, Canary Wharf, London E14 5HS gives you, Kershberg & Company, final notice about a decision to cancel the permission granted to you to carry on regulated activities.**

**1. ACTION**

The FSA gave you a Decision Notice on 14 December 2007 (the "Decision Notice") which notified you that for the reasons given below and pursuant to section 45 of the Financial Services and Markets Act 2000 (the "Act"), the FSA had decided to cancel the permission granted to you pursuant to Part IV of the Act ("your Part IV permission").

You have not referred the matter to the Financial Services and Markets Tribunal within 28 days of the date on which the Decision Notice was given to you. Accordingly, the FSA has today cancelled your Part IV permission.

## **2. REASONS FOR ACTION**

On the basis of the facts and matters and conclusions described in its Warning Notice dated 25 October 2007 (the "Warning Notice"), and in the Decision Notice, it appears to the FSA that you are failing to satisfy the threshold conditions set out in Schedule 6 to the Act (the "threshold conditions") in that you have failed to conduct your business in compliance with proper standards. You have also failed to comply with Principle 11 under which firms must co-operate with the FSA.

Specifically, you failed to submit your Retail Mediation Activities Return for the period ended 5 April 2007, despite the FSA's repeated requests for you to do so.

## **3. DECISION MAKER**

The decision which gave rise to the obligation to give this Final Notice was made by the Regulatory Decisions Committee ("RDC").

## **4. IMPORTANT**

This Final Notice is given to you in accordance with section 390(1) of the Act.

### **Publicity**

Sections 391(4), 391(6) and 391(7) of the Act apply to the publication of information about the matter to which this Final Notice relates. Under those provisions, the FSA must publish such information about the matter to which this Final Notice relates as the FSA considers appropriate. The information may be published in such manner as the FSA considers appropriate. However, the FSA may not publish information if such publication would, in the opinion of the FSA, be unfair to you or prejudicial to the interests of consumers.

The FSA intends to publish such information about the matter to which this Final Notice relates as it considers appropriate.

### **FSA Contact**

For more information concerning this matter generally, you should contact Moheen Tarapdar at the FSA (direct line: 020 7066 5934 /fax: 020 7066 1616).

**John Kirby**  
**FSA Enforcement Division**