

Disclosure Statement

BNY Mellon Advisors, Inc. (“BNYA”) has entered into an agreement with Focus Partners Wealth LLC (“Advisor”) pursuant to which BNYA has agreed to refer certain prospects to Advisor under BNYA’s referral program (“Program”). BNYA proposes to introduce you to Advisor for the purpose of you potentially engaging Advisor to provide investment advisory services to you.

The following disclosures are being provided to you in connection with referral activities of BNYA.

- 1) BNYA and the Advisor are separate, unaffiliated legal entities. BNYA [is/is not] a current client of Advisor.
- 2) BNYA and Advisor have entered into a separate written agreement pursuant to which BNYA refers potential investment advisory clients to Advisor. If you enter into a contract with Advisor for Advisor’s advisory services, BNYA will receive a referral fee in the amount of up to 30 basis points of the total assets that Advisor manages for you. The referral fee rate decreases as you invest more assets with the Advisor. The referral fee paid to BNYA will continue for so long as you are a client of Advisor.
- 3) BNYA has a material conflict of interest due to BNYA’s receipt of compensation for referring you to Advisor. In this regard, BNYA has a financial incentive to refer you to obtain investment advisory services from Advisor. BNYA receives more compensation when more clients are introduced to Advisor and open accounts with Advisor and when clients that are introduced by BNYA invest more assets with Advisor.
- 4) BNYA also has a conflict in referring you to Advisor because BNYA only refers you to an adviser under the Program if the adviser custodies its clients’ assets with Pershing Advisor Solutions LLC, an affiliate of BNYA (“PAS”). If you open an account through Advisor, PAS will also receive separate compensation for custodial and trading services from you or Advisor.
- 5) Although Advisor is not required to recommend or select any BNYA proprietary investment fund, investment strategy or advisory program in which BNYA or its Affiliates serves as investment adviser (“BNY Proprietary Solutions”) as a condition of participating in the Program, Advisor may recommend or select BNYA Proprietary Solutions in providing investment advice to Prospects. If you invest in BNY Proprietary Solutions, that will result in additional compensation to BNYA and its affiliates.
- 6) No referral should be viewed or construed as investment advice or a recommendation of any Advisor based on your financial circumstances or investment objectives. BNYA should not be viewed or construed as acting in a fiduciary capacity under the Employee Retirement Income Security Act of 1974, as amended, or the Internal Revenue Code of 1986, when referring you to any Advisor. You should make your own assessment about whether Advisor is appropriate for you given your financial circumstances or investment objectives.