

SECUR.

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ANNUAL AUDITED REPORT FORM X-17A

PART III

SEC FILE NUMBER

20392

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

10/01/02

AND ENDING

09/30/03

MM/DD/Y

A. REGISTRANT IDENTIFICATION

MM/DD/YY

NAME OF BROKER-DEALER:

Marquette de Bary Co., Inc.

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

OFFICIAL USE ONLY

FIRM I.D. NO.

477 Madison Avenue

(No. and Street)

New York

New York

10022

(City)

(State)

(Zip Code)

NAME AND TELEPHONE NUMBER OF PERSON TO CONTACT IN REGARD TO THIS REPORT (212) 644-5300 Marquette de Bary

(Area Code - Telephone Number)

B. ACCOUNTANT IDENTIFICATION

INDEPENDENT PUBLIC ACCOUNTANT whose opinion is contained in this Report*

Weiser LLP

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

3000 Marcus Avenue

Lake Success

New York

11042

(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, S

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SEC 1410 (06-02)

N. 4.

OATH OR AFFIRMATION

I, Marquette de Bary	, swear (or affirm) that, to the best of
my knowledge and belief the accompanying financial Marquette de Bary Co., Inc.	l statement and supporting schedules pertaining to the firm of, as
of September 30	, 20 03 , are true and correct. I further swear (or affirm) that
neither the company nor any partner, proprietor, princlessified solely as that of a customer, except as follows:	ncipal officer or director has any proprietary interest in any account ows:
	Signature Signature
	President Title
(d) Statement of Changes in Stockholders' Equid (f) Statement of Changes in Liabilities Subordin (g) Computation of Net Capital. (i) Information Relating to the Possession or Computation for Determination of the Reserve I (i) A Reconciliation, including appropriate exputation for Determination of the Reserve I (k) A Reconciliation between the audited and unconsolidation. (I) An Oath or Affirmation. (II) An Oath or Affirmation.	ty or Partners' or Sole Proprietors' Capital, nated to Claims of Creditors. Requirements Pursuant to Rule 15e3-3. control Requirements Under Rule 15e3-3. lanation of the Computation of Net Capital Under Rule 15e3-1 and the eve Requirements Under Exhibit A of Rule 15e3-3. naudited Statements of Financial Condition with respect to methods of second to exist or found to have existed since the date of the previous audit on Internal Accounting Control.

Marquette de Bary Co., Inc. Investment Bankers 477 Madison Avenue

New York, N.Y. 10022

U.S.& Foreign Securities Discount Brokers

Telephone (212) 644 5300 Fax (212) 371 6054 (800) 221 3305

STATEMENT OF FINANCIAL CONDITION

SEPTEMBER 30, 2003

European Toll Free Telephone Numbers

UK 0800-89 1782

FR 0800-90.11.41

GER 0800-81 1497

SWI 0800-89-5516

e-mail: debary@spacelab. net Member: National Association of Securities Dealers, Inc. http://www. debary.com Securities Investor Protection Corporation

MARQUETTE de BARY CO., INC.

STATEMENT OF FINANCIAL CONDITION SEPTEMBER 30, 2003

ASSETS

Cash Receivable from clearing organization Secured demand note Securities owned:	\$	18,576 13,887 100,000
Marketable, at market value Not readily marketable, at estimated fair value		106,642 48,300
Furniture and equipment, net of \$46,876 accumulated depreciation Other assets		1,410 23,684
	<u>\$</u>	312,499
LIABILITIES AND STOCKHOLDER'S EQUITY		
Liabilities: Accrued expenses and other liabilities	\$	21,575
Commitment		
Liabilities subordinated to claims of general creditors		100,000
Stockholder's equity: Common stock, no par value; 1,000 shares authorized and issued Additional paid-in capital		7,787 240,187
Retained earnings		(54,550) 193,424
Common stock in treasury, at cost (10 shares)		(2,500) 190,924
	\$	312,499

The accompanying notes are an integral part of this financial statement.

MARQUETTE de BARY CO., INC.

NOTES TO FINANCIAL STATEMENT

1. ORGANIZATION:

Marquette de Bary Co., Inc. (the "Company"), founded in 1962, was subsequently incorporated in January 1976 in the state of Delaware. The Company is a registered general securities broker-dealer and is subject to regulation by the United States Securities and Exchange Commission (SEC) and the National Association of Securities Dealers, Inc. (NASD).

The Company operates principally under a clearance agreement with another broker, whereby such broker assumes and maintains the Company's customer accounts. Commissions earned under this agreement are recognized upon settlement of the customers' transactions. The Company is responsible for the payment of unsecured debits in customer accounts as defined in the agreement.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES:

Revenue Recognition:

Securities transactions and related revenue and expenses are recorded on a settlement date basis. The effect of recording these transactions at settlement rather than on a trade date basis was deemed to be immaterial.

Cash Equivalents:

The Company considers all highly liquid investments purchased with maturities of three months or less to be cash equivalents.

Securities Owned:

Securities owned consist of marketable and not-readily marketable securities. Marketable securities are carried at quoted market values. The resulting difference between cost and market is reflected in income. Securities not readily marketable are recorded at fair value as determined by management.

Furniture and Equipment:

Furniture and equipment is stated at cost less accumulated depreciation. Depreciation is computed using straight-line and accelerated methods over the estimated useful lives of the related assets, ranging from five to seven years.

Business Continuity:

The stockholder has represented that he will continue to finance any additional operating or net capital shortfalls.

Use of Estimates:

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities, and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from those estimates.

3. SECURED DEMAND NOTE:

The Company has a \$100,000 secured demand note due from its shareholder. The loan is due on demand, is non-interest bearing, and is fully collaterized by marketable securities.

4. SECURITIES OWNED:

Securities owned, consist of investment securities, as described below:

	 Owned
Money market funds Securities, not readily marketable	\$ 106,642 48,300
Securities, neer county manners	\$ 154,942

Securities, not readily marketable, consist of securities with no independent publicly quoted market.

5. LIABILITIES SUBORDINATED TO CLAIMS OF GENERAL CREDITORS:

At September 30, 2003, the Company has an outstanding loan in the amount of \$100,000, which bears interest at 12% per annum and matures on September 30, 2006. The loan is subordinated to claims of all general creditors and has been approved by the National Association of Securities Dealers, Inc. and is thus available in computing net capital under the SEC's uniform net capital rule. To the extent that such a borrowing is required for the Company's continued compliance with minimum net capital requirements, it may not be repaid. In addition, the Company must satisfy the debt-equity ratio requirement that the ratio not exceed 70% for a period in excess of 90 days. At September 30, 2003, the Company's debt-equity ratio was 34%.

6. PREFERRED STOCK:

The Board of Directors has authorized 90,000 shares of no par value preferred stock. At September 30, 2003, no preferred stock was issued or outstanding.

7. TAXES:

At September 30, 2003, the Company has available approximately \$213,000 and \$348,000 of Federal and New York State and City unused net operating loss carryforwards, respectively, that may be applied against future taxable income which expires as follows:

Federal	New York State/ New York City
\$ 25,700 77,300 110,000 \$ 213,000	\$ 118,000 120,000 110,000 \$ 348,000
	\$ 25,700 77,300

The deferred tax asset arising as a result of the net operating loss carryforwards, against which a 100% allowance has been taken, is as follows:

	Federal	New York State/ New York City
Income tax benefit at statutory rates Less: Valuation allowance	\$ 53,350 (53,350) \$ -0-	\$ 62,650 (62,650) \$ -0-

Change in the valuation allowance amounted to \$47,300.

8. NET CAPITAL REQUIREMENTS:

The Company is subject to the net capital requirements of rule 15c3-1 of the Securities and Exchange Commission which requires a broker-dealer to have at all times sufficient liquid assets to cover current indebtedness. In accordance with the rule, the Company is required to maintain defined minimum net capital to the greater of \$5,000 or 1/15 of aggregate indebtedness, including specific items. At no time may the ratio of aggregate indebtedness to net capital exceed 15 to 1.

At September 30, 2003, the Company had net capital, as defined, of \$196,397, which exceeded its required minimum net capital of \$5,000 by \$191,397. Aggregate indebtedness at September 30, 2003 was \$21,575. The ratio of aggregate indebtedness to net capital was .11 to 1.

9. LEASE:

The Company is obligated under an operating lease which expires on September 30, 2006. The lease is subject to escalations based on increases in real estate taxes and certain operating costs. Future minimum annual rental payments are as follows:

Year Ending September 30,	
	Amount
2004	83,200
2005	83,200
2006	83,200
	\$ 249,600

10. OFF-BALANCE-SHEET RISK AND CONCENTRATION OF CREDIT RISK:

The Company, as an introducing broker, clears all transactions with and for customers, on a fully disclosed basis, with a clearing broker and promptly transmits all customer funds and securities to the clearing broker who carries all of the accounts of such customers. These activities may expose the Company to off-balance-sheet risk in the event that the customer and/or clearing broker is unable to fulfill its obligations. The Company does not maintain margin accounts for its customers; and, therefore, there were no excess margin securities.

The Company seeks to control off-balance-sheet risk by monitoring the market value of securities held, in compliance with regulatory and internal guidelines.

The Company generally transacts its business with customers located throughout the United States and Europe.

The Company's Statement of Financial Condition as of September 30, 2003 is available for examination at the office of the Company and at the Regional Office of the Securities and Exchange Commission.

INDEPENDENT AUDITORS' REPORT

To the Board of Directors Marquette de Bary Co., Inc.

We have audited the accompanying statement of financial condition of Marquette de Bary Co., Inc. (the "Company") as of September 30, 2003, that you are filing pursuant to rule 17a-5 under the Securities Exchange Act of 1934. This financial statement is the responsibility of the Company's management. Our responsibility is to express an opinion on these 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 statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statement referred to above presents fairly, in all material respects, the financial position of Marquette de Bary Co., Inc. at September 30, 2003, in conformity with accounting principles generally accepted in the United States of America.

Weiser LLP CERTIFIED PUBLIC ACCOUNTANTS

Lake Success, N.Y. October 28, 2003