

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

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

OMB APPROVAL

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#### **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 BEGI	RT FOR THE PERIOD BEGINNING 01/01/2009 AND ENDING 12/31/2009			
	MM/DD/YY		MM/DD/YY	
	A. REGISTRANT IDENTIFICA	ΓΙΟΝ		
NAME OF BROKER-DEALER: Wo	eller, Anderson & Co., LTD.		OFFICIAL USE ONLY	
ADDRESS OF PRINCIPAL PLACE	OF BUSINESS: (Do not use P.O. Box 1	No.)	FIRM I.D. NO.	
811 Rusk Suite 715			V.	
	(No. and Street)			
Houston	Texas	77002		
(City)	(State)	(Zip	Code)	
NAME AND TELEPHONE NUMBI Dan LeGaye	ER OF PERSON TO CONTACT IN REG		RT -367-2454	
		(A	rea Code - Telephone Number)	
	B. ACCOUNTANT IDENTIFICA	TION		
INDEPENDENT PUBLIC ACCOUNT	ITANT whose opinion is contained in thi		· · · · · · · · · · · · · · · · · · ·	
	(Name – if individual, state last, first, i	middle name)		
12 Greenway Plaza 800	Houston	Texas	77046	
(Address)	(City)	(State)	(Zip Code)	
CHECK ONE:			SEC Mail Processing Section	
Certified Public Accor	ıntant		een a RYIIII	
☐ Public Accountant			FEB 2 6 ZUIU	
☐ Accountant not reside	nt in United States or any of its possessio	ns.	Washington, DC	
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SEC 1410 (06-02)

<sup>\*</sup>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)

# WELLER, ANDERSON & CO., LTD. STATEMENTS OF FINANCIAL CONDITION

	December 31,			31,
		2009		2008
ASSETS				
CURRENT ASSETS				
Cash and cash equivalents	\$	2,512,510	\$	2,928,695
Deposit with clearing organizations - cash		400,000		400,000
Receivable from brokers or dealers and clearing				
organizations		39,054		13,884
Other current assets	-	15,594		15,594
TOTAL CURRENT ASSETS		2,967,158		3,358,173
PROPERTY AND EQUIPMENT, net		8,205		5,199
TOTAL ASSETS	\$	2,975,363	\$	3,363,372
LIABILITIES AND PARTNERS' CAPITAL				
LIABILITIES				
Accrued compensation	\$	82,397	\$	387,466
Accrued expenses	·	19,167		18,729
TOTAL LIABILITIES		101,564		406,195
COMMITMENTS AND CONTINGENCIES				
PARTNERS' CAPITAL		2,873,799		2,957,177
TOTAL LIABILITIES AND PARTNERS' CAPITAL	\$	2,975,363	\$	3,363,372

### WELLER, ANDERSON & CO., LTD.

# INDEPENDENT AUDITORS' SUPPLEMENTARY REPORT ON INTERNAL CONTROL

**DECEMBER 31, 2009** 

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#### Independent Auditors' Report on the Internal Control Required by SEC Rule 17a-5

Board of Directors Weller, Anderson & Co., Ltd.

In planning and performing our audit of the financial statements and supplemental schedule of Weller, Anderson & Co., Ltd. (the "Partnership") for the years ended December 31, 2009 and 2008, we considered its internal control, including control activities for safeguarding securities, in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide assurance on internal control.

Also, as required by rule 17a-5(g)(1) of the Securities Exchange Commission ("SEC"), we have made a study of the practices and procedures followed by the Partnership including tests of such practices and procedures that we considered relevant to the objectives stated in rule 17a-5(g) in making the periodic computations of aggregate indebtedness (or aggregate debits) and net capital under rule 17a-3(a)(11) and for determining compliance with the exemptive provisions of rule 15c3-3. Because the Partnership does not carry securities accounts for customers or perform custodial functions relating to customer securities, we did not review the practices and procedures followed by the Partnership in any of the following:

- 1. Making quarterly securities examinations, counts, verifications, and comparisons and recordation of differences required by rule 17a-13
- 2. Complying with the requirements for prompt payment for securities under Section 8 of Federal Reserve Regulation T of the Board of Governors of the Federal Reserve System
- 3. Obtaining and maintaining physical possession or control of all fully paid and excess margin securities of customers as required by rule 15c3-3.

The management of the Partnership is responsible for establishing and maintaining internal control and the practices and procedures referred to in the preceding paragraph. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of controls and of the practices and procedures referred to in the preceding paragraph and to assess whether those practices and procedures can be expected to achieve the SEC's above-mentioned objectives. Two of the objectives of internal control and the practices and procedures are to provide management with reasonable but not absolute assurance that assets for which the Partnership has responsibility are safeguarded against loss from unauthorized use or disposition and that transactions are executed in accordance with management's authorization and recorded properly to permit the preparation of financial statements in accordance with generally accepted accounting principles. Rule 17a-5(g) lists additional objectives of the practices and procedures listed in the preceding paragraph.

Because of inherent limitations in internal control or the practices and procedures referred to above, error or fraud may occur and not be detected. Also, projection of any evaluation of them to future periods is subject to the risk that they may become inadequate because of changes in conditions or that the effectiveness of their design and operation may deteriorate.

Our consideration of internal control would not necessarily disclose all matters in internal control that might be material weaknesses under standards established by the American Institute of Certified Public Accountants. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements caused by error or fraud in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. However, we noted no matters involving internal control, including control activities for safeguarding securities that we consider to be material weaknesses as defined above.

We understand that practices and procedures that accomplish the objectives referred to in the second paragraph of this report are considered by the SEC to be adequate for its purposes in accordance with the Securities Exchange Act of 1934 and related regulations, and that practices and procedures that do not accomplish such objectives in all material respects indicate a material inadequacy for such purposes. Based on this understanding and on our study, we believe that the Partnership's practices and procedures were adequate at December 31, 2009 and 2008, to meet the SEC's objectives.

This report is intended solely for the information and use of the Board of Directors, management, the SEC, the Financial Industry Regulatory Authority (formerly the National Association of Securities Dealers, Inc.), and other regulatory agencies that rely on rule 17a-5(g) under the Securities Exchange Act of 1934 in their regulation of registered brokers and dealers, and is not intended to be and should not be used by anyone other than these specified parties.

UHY LLP

Houston, Texas February 24, 2010

# WELLER, ANDERSON & CO., LTD.

## INDEPENDENT ACCOUNTANTS' REPORT ON APPLYING AGREED-UPON PROCEDURES RELATED TO AN ENTITY'S SIPC ASSESSMENT RECONCILIATION

**DECEMBER 31, 2009** 

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#### Independent Accounts' Report on Applying Agreed-Upon Procedures Related to an Entity's SIPC Assessment Reconciliation

To the Partners of Weller, Anderson & Co., Ltd. 811 Rusk, Suite 715 Houston, Texas 77002

In accordance with Rule 17a-5(e)(4) under the Securities Exchange Act of 1934, we have performed the procedures enumerated below with respect to the accompanying Schedule of Assessment and Payments to the Securities Investor Protection Corporation (SIPC) for the period from April 1, 2009 to December 31, 2009, which were agreed to by Weller, Anderson & Co., Ltd. (the "Partnership") and the Securities and Exchange Commission, Financial Industry Regulatory Authority, Inc. and SIPC solely to assist you and the other specified parties in evaluating the Partnership's compliance with the applicable instructions of the Transitional Assessment Reconciliation (Form SIPC-7T). The Partnership's management is responsible for the Partnership's compliance with those requirements. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in this report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose. The procedures we performed and our findings are as follows:

- 1. Compared the listed assessment payments in Form SIPC-7T with respective cash disbursement records entries noting no differences;
- 2. Compared the Total Revenue amounts of the audited Form X-17A-5 for the year ended December 31, 2009 less revenues reported on the FOCUS reports for the period from January 1, 2009 to March 31, 2009 with the amounts reported in Form SIPC-7T for the period from April 1, 2009 to December 31, 2009 noting no differences;
- 3. Compared any adjustments reported in Form SIPC-7T with supporting schedules and working papers noting no differences;
- 4. Proved the arithmetical accuracy of the calculations reflected in Form SIPC-7T and in the related schedules and working papers supporting the adjustments noting no differences.

Weller, Anderson & Co., Ltd. Page 2

We were not engaged to, and did not conduct an examination, the objective of which would be the expression of an opinion on compliance. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the specified parties listed above and is not intended to be and should not be used by anyone other than these specified parties.

UHYLLP

February 24, 2010

# ASSESSMENT AND PAYMENTS TO THE SECURITIES INVESTOR PROTECTION CORPORATION FOR THE PERIOD APRIL 1, 2009 THROUGH DECEMBER 31, 2009

### **Determination of SIPC Net Operating Revenues:**

Total Revenue (FOCUS line 12/Part IIA line 9)	\$	1,638,909		
Additions: None		-		
Deductions: Commissions, floor brokerage and clearance paid to other SIPC members in connection with securities transactions Interest income SIPC Net Operating Revenues	\$	64,044 11,833 1,563,032		
Determination of General Assessment:				
General Assessment @ .0025	\$	3,908		
Assessment Remittance:				
Greater of General Assessment or \$150 Minimum	\$	3,908		
Less: payment previously made to SIPC		(1,975)		
Assessment Balance Due - paid February 19, 2010		1,933		
Reconciliation with the Partnership's Computation of SIPC Net Operating Revenues for the Period April 1, 2009 through December 31, 2009:				
SIPC Net Operating Revenues as computed by the Partnership on Form SIPC-7T	\$	1,563,032		
SIPC Net Operating Revenues as computed above		1,563,032		
Difference	\$			