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ANNUAL AUDITED REPORT **FORM X-17A-5** 

PART III



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36 Information Required of Brokers and Dealers Pursuant to Section 17 of the Securities Exchange Act of 1934 and Rule 17a-5 Thereunder

| NING <u>01/01/2015</u>   | _AND ENDING 12/31/20   | 15  |
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| MM/DD/YY   |  | MM/DD/YY  |
| A. REGISTRAI   | NT IDENTIFICATIO   | N   |
| ME OF BROKER-DEALER: IDB Capital Corp.  ODRESS OF PRINCIPAL PLACE OF BUSINESS: (Do not use P.O. Box No.) |  | OFFICIALUSEONLY   |
|  |  | FIRM I.D. NO.   |
|  |  |   |
| (No. and Street)   |  |   |
| NY   |  | 10017   |
| (State)  | (Zip C   | Code)   |
| R OF PERSON TO CONTACT IN RE   | EGARD TO THIS REPORT   | Γ .   |
|  | erA)   | a Code – Telephone Numbe  |
| . ACCOUNTANT IDENTIFIC   | ATION  |   |
|  | _  |   |
| New York,  | NY   | 10154   |
| (City)   | (State)  | (Zip Code)  |
| atant  |  |   |
| in United States or any of its possess   |  |   |
| in United States or any of its possess FOR OFFICIAL USE ON   |  |   |
|  | A. REGISTRAL Capital Corp.  OF BUSINESS: (Do not use P.O. Box  (No. and Street)  NY  (State)  R OF PERSON TO CONTACT IN RE  ACCOUNTANT IDENTIFIC CANT whose opinion is contained in the contained | A. REGISTRANT IDENTIFICATIO  Capital Corp.  (No. and Street)  (No. and Street)  (No. and Street)  (State)  (OF PERSON TO CONTACT IN REGARD TO THIS REPORT  (Are  ACCOUNTANT IDENTIFICATION  CANT whose opinion is contained in this Report*  (Name - if individual, state last, first, middle name)  New York,  (City)  (State) |

\*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)

SEC 1410 (06-02)

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(A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Statement of Financial Condition

December 31, 2015

(With Report of Independent Registered Public Accounting Firm Thereon)

(A Wholly Owned subsidiary of Israel Discount Bank of New York)

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KPMG LLP 345 Park Avenue New York, NY 10154-0102

> SEC Mail Processing Section

Report of Independent Registered Public Accounting From

Washington DC

The Board of Directors and Stockholder IDB Capital Corp.:

We have audited the accompanying statement of financial condition of IDB Capital Corp. as of December 31, 2015 (the financial statement). The financial statement is the responsibility of the Company's management. Our responsibility is to express an opinion on the financial statement based on our audit.

We conducted our audit in accordance with the standards of the Public Company Accounting Oversight Board (United States). Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statement. 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 IDB Capital Corp. as of December 31, 2015, in conformity with U.S. generally accepted accounting principles.

KPMG LEP

New York, NY February 23, 2016

IDB CAPITAL CORP. (A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Statement of Financial Condition

December 31, 2015

(Dollars in thousands, except par value)

# Assets

| Cash and cash equivalents Receivable from clearing broker Securities owned, at market Premises and equipment (net of accumulated depreciation of \$95) Other assets | \$          | 2,356<br>431<br>15,842<br>13<br>373 |
|---|-------------|-------------------------------------|
| Total assets  | \$          | 19,015                              |
| Liabilities and Stockholder's equity  |             |                                     |
| Accounts payable and accrued expenses Income taxes payable to Parent  | \$          | 499<br>84                           |
| Total liabilities   |             | 583                                 |
| Stockholder's equity: Common stock, par value \$25 (authorized 20,000 shares; issued and outstanding 10,000 shares) Retained earnings                               | •••••••     | 250<br>18,182                       |
| Total stockholder's equity  | <del></del> | 18,432                              |
| Total liabilities and stockholder's equity  | \$          | 19,015                              |

See accompanying notes to statement of financial condition.

(A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Notes to Statement of Financial Condition

December 31, 2015

# (1) Organization

IDB Capital Corp. (the Company) is a wholly owned subsidiary of Israel Discount Bank of New York (the Parent), a New York State chartered Banking Corporation. The Company is registered as a broker-dealer under Section 15(b) of the Securities Exchange Act of 1934 and is a member of the Financial Industry Regulatory Authority, Inc. (FINRA). The Company trades on an agency and riskless principal basis for customers of the Parent whom it introduces to another broker-dealer (the Clearing Broker) under a fully disclosed clearing agreement. All transactions are cleared and settled by the Clearing Broker. The Clearing Broker maintains custody for all domestic customers and some international customers and maintains standing delivery instructions for all other international customers, which maintain Delivery vs Payment Accounts (DVP Accounts). In addition, the Company can acts as a placement agent in the private placement of securities, strictly on a best efforts basis.

# (2) Significant Accounting Policies

# (a) Use of Estimates

The preparation of financial statements in conformity with GAAP requires management to make estimates and assumptions that affect the amounts reported in the statement of financial condition and accompanying notes. Management believes that the estimates utilized in preparing its statement of financial condition are reasonable and prudent. Actual results could differ from those estimates.

#### (b) Cash and Cash Equivalents

The Company considers all highly liquid investments with original maturities of three months or less to be cash equivalents. Cash and cash equivalents include cash, investments in money market funds, and deposits with banks. At December 31, 2015, the Company had investments in money market funds of \$2,340,953.

#### (c) Securities Transactions

Securities transactions are recorded on a trade-date basis. Amounts receivable and payable for securities that have not reached their contractual settlement date are recorded net in the Statement of Financial Condition. Securities owned are valued at market, with the resulting unrealized gains or losses included in income.

#### (d) Premises and Equipment, Net

Premises and equipment are stated at cost less accumulated depreciation and amortization. Depreciation is computed by the straight-line method based upon useful lives from 3 to 10 years. Amortization of leasehold improvements is computed by the straight-line method over the shorter time period of either the useful life of the improvement or the remaining life of the lease.

(A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Notes to Statement of Financial Condition

December 31, 2015

## (e) Income Taxes

The Company is included in the consolidated Federal and combined New York State and New York City tax returns filed by the Parent. Under a tax-sharing agreement with the Parent, the Company determines its federal, state, and local income tax on a separate company basis using the same computational method as the consolidated group.

## (f) Fair Value of Financial Instruments

Financial instruments, which consist of cash, cash and securities on deposit with clearing organization, and accounts receivable, are reported at their carrying amounts, which approximate fair value given the short-term nature of these items. Securities owned are carried at their fair value as described in note 8.

# (3) Receivable from Clearing Broker

The Company is required to maintain deposits with its clearing broker in order to conduct its business. At December 31, 2015, total deposits with its clearing broker amounted to \$430,689, which included cash pledged of \$164,619 as described in note 4.

The Company has agreed to indemnify the Clearing Broker for losses that it may sustain from the customer accounts introduced by the Company. Pursuant to the Clearing Agreement, the Company is required to reimburse the Clearing Broker without limitation for any losses incurred due to any customer's failure to satisfy its contractual obligations. However, the transactions are collateralized by the underlying security, thereby reducing the associated risk to changes in the market value of the security through settlement date. As a result of these transactions, there were no amounts to be indemnified to the Clearing Broker for the customer accounts at December 31, 2015.

# (4) Securities Owned, at Market

At December 31, 2015, securities owned, at market, comprise the following securities (in thousands):

| FNMA and FHLMC mortgage-backed  |              |
|---------------------------------|--------------|
| securities                      | \$<br>6,216  |
| GNMA mortgage-backed securities | <br>9,626    |
| Total                           | \$<br>15,842 |

(A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Notes to Statement of Financial Condition

December 31, 2015

Securities owned may be pledged to the Clearing Broker on terms that permit the Clearing Broker to sell or repledge the securities to others subject to certain limitations. At December 31, 2015, \$164,619 in cash (included in receivable from Clearing Broker on the Statement of Financial Condition) was pledged as collateral. In addition, at December 31, 2015, mortgage-backed securities with a total market value of \$1,500 were pledged as collateral to the Clearing Broker.

# (5) Income Tax

Pursuant to the tax-sharing agreement with the Parent, the Company determines its federal, state, and local income tax on a separate-company basis using the same computational method as the consolidated group.

— In 2015, the state and local income tax liability of the Parent was determined based on its consolidated taxable income.

Deferred tax assets at December 31, 2015 are included in other assets in the Statement of Financial Condition and consist of the following temporary differences (dollars in thousands):

| Pension and employee benefits | \$<br>155 |
|-------------------------------|-----------|
| Deferred compensation         | 44        |
| Other                         | <br>(16)  |
| Deferred tax assets, net      | \$<br>183 |

The Company has an intercompany tax payable to the Parent of \$84,000 and no taxes payable to stand alone state tax jurisdictions as of December 31, 2015.

A valuation allowance for deferred tax assets was not considered necessary at December 31, 2015. The Company believes that it is more likely than not that the results of future operations will generate sufficient taxable income to realize the deferred tax assets.

The Company is part of the Parent's consolidated federal and combined New York State and City income tax returns. In addition, the Company files state income tax returns in Connecticut, Florida, New Jersey, and Pennsylvania. The Company and the Parent are no longer subject to U.S. federal and state tax examinations by tax authorities for years before 2011.

# (6) Related-Party Transactions

Included in cash on the Statement of Financial Condition is a deposit with the Parent of \$7,339, as of December 31, 2015. At December 31, 2015, included in accounts payable and accrued expenses is a balance of \$191,250 payable to the Parent related to management fees and operating expenses paid by the Parent on behalf of the Company.

(A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Notes to Statement of Financial Condition

December 31, 2015

The majority of transactions executed by the Company are for customers introduced to the Company by the Parent.

# (7) Employee Benefit and Deferred Compensation

The Company participates in the Parent's contributory Savings and Investment Plan (401(k)) (the Plan). Contributions are made by employees on a discretionary basis, subject to the applicable limitations of U.S. tax laws.

The Company also participates in the Parent's deferred compensation plan. Participation is open to First Vice Presidents and above and permits the participants to defer up to 10% of their base annual salary. The deferred compensation plan document describes methods by which participants can receive a Company match amount as well as a return on their investment.

The Company also participates in the Parent's noncontributory defined benefit pension plan covering substantially all full-time U.S. employees who were hired before January 1, 2011. Employees who are twenty-one years of age or older and who have worked for the Company for one year are eligible to participate in the plan. The Parent's funding policy is to contribute annually an amount sufficient to meet statutory minimum funding requirements, but not in excess of the maximum amount deductible for federal income tax purposes. Contributions are intended to provide not only for benefits attributed to service to date, but also for benefits expected to be earned in the future. Benefits are based on years of service and employees' compensation. The Parent's funding policy is to contribute annually an amount necessary to satisfy the Employee Retirement Income Security Act (ERISA) funding standards.

The Company also participates in the Parent's noncontributory defined employer contribution pension plan covering substantially all full time U.S. employees who were hired on or after January 1, 2011. Employees participating in the defined benefit pension plan are not eligible to participate in the defined employer contribution plan. The Bank contributes on behalf of each "eligible" participant a percentage of the "eligible" participants compensation ranging from 3% to 5%, depending on years of service.

Other benefits include a Supplemental Executive Retirement Plan and Benefits Restoration Plans.

#### (8) Fair Value Measurement

Fair value is a market-based measurement that should be determined based on assumptions that market participants would use in pricing an asset or liability. As a basis for considering such assumptions, a fair value hierarchy was established, which prioritizes the inputs used in measuring fair value as follows:

- Level 1 Inputs to the valuation methodology are quoted prices (unadjusted) for identical assets or liabilities in active markets.
- Level 2 Inputs to the valuation methodology include quoted prices in markets that are not considered to be active or significant inputs to the methodology that are observable, either directly or indirectly.

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### Notes to Statement of Financial Condition

December 31, 2015

• Level 3 – Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

A financial instrument's categorization within this valuation hierarchy is based upon the lowest level of input that is significant to the fair value measurement. The following table presents, by valuation hierarchy, assets and liabilities that are measured at fair value on a recurring basis and that are included in the Company's Statement of Financial Condition as of December 31, 2015:

|                                  | Fair value measurements at December 31, 2015 using  |                 |  |
|----------------------------------|---|-----------------|--|
|                                  | Quoted prices in active Significant markets for other Significant identical observable unobservabl assets inputs inputs (Level 1) (Level 2) (Level 3) |                 |  |
|                                  | (In thousands)  |                 |  |
| Investments in money market fund | 2,341 — — —   | 2,341<br>15,842 |  |
| <del>-</del>                     | 2,341 — 15,842  | _               |  |

Fair values of financial instruments are generally determined by the quoted prices on trading exchanges, when available. If listed prices or quotes are not available fair value is based upon broker quotes, third-party pricing services, or pricing models that primarily use market-based or independently sourced market parameters as inputs, including, but not limited to, yield curves, interest rates, and credit curves. However, fair values are not readily available for financial instruments such as certain investment securities, since there are no trading markets for these instruments. Furthermore, there is no prescribed procedure for valuing these instruments. Such a valuation is, therefore, subjective and may not be a true measure of the real worth of these instruments.

The Company does not have any level 3 securities. The only financial instruments not carried at fair value on the Company's Statement of Financial Condition are cash and receivable from Clearing Broker. This represents short-term balances with banks or brokers that are carried at cost, which approximates market. They would be considered Level 1 valuations.

(A Wholly Owned Subsidiary of Israel Discount Bank of New York)

Notes to Statement of Financial Condition

December 31, 2015

The following methods and assumptions were used by the Company in determining the fair value of financial instruments:

Cash and Cash Equivalents – The carrying amount reported in the Statement of Financial Condition for cash is comprised of cash, investments in money market funds, and demand deposits with banks, all of which approximate fair value.

Receivable from Clearing Broker – The carrying amount of these receivables is a reasonable estimate of fair value as these are typically converted to cash or invested in a money market mutual fund monthly.

Securities owned, at market – The fair values of investment securities are based on quoted market prices when available or on independent pricing services.

# (9) Net Capital Requirements

The Company is subject to the Uniform Net Capital requirements of the Securities and Exchange Commission under Rule 15c3-1 (the Rule). The ratio of aggregate indebtedness to net capital, both as defined, shall not exceed 15 to 1. The Rule also provides that equity capital may not be withdrawn or cash dividends paid if certain minimum net capital requirements are not met. At December 31, 2015, the Company had net capital of \$17,135,295, which was \$16,885,295 in excess of its required net capital of \$250,000.

# (10) Commitments and Contingencies

In the normal course of business, the Company makes various commitments and incurs certain contingent liabilities, which are not reflected in its consolidated financial statements. In addition, the Company is subject to claims and lawsuits in the ordinary course of business including arbitrations. Management does not anticipate any material adverse effect on the consolidated financial statements as a result of these commitments, contingent liabilities or lawsuits.

# (11) Subsequent Events

The Company has evaluated subsequent events through February 23, 2016.