

# **ELECTRONIC AGREEMENT AND DISCLOSURE STATEMENT**

*Last Updated January 31, 2017*

BY CREATING A USER ACCOUNT ON H.D. VEST ADVISORY SERVICES, INC.'S WEBSITE AT <http://www.BluVest.com/> (THE "WEBSITE") IN ORDER TO OBTAIN ACCESS TO AUTOMATED INVESTMENT INFORMATION, ADVICE AND RECOMMENDATIONS THROUGH THE WEBSITE ("SERVICES"), YOU AGREE THAT UNLESS INDICATED OTHERWISE, THE DOCUMENTS AND DISCLOSURES REQUIRED TO BE PROVIDED TO YOU WITH RESPECT TO YOUR USER ACCOUNT AND ANY FUTURE USER ACCOUNTS UNDER APPLICABLE LAWS AND REGULATIONS MAY BE PROVIDED TO YOU ELECTRONICALLY. READ THE INFORMATION BELOW CAREFULLY BEFORE CONSENTING TO RECEIVE DOCUMENTS AND INFORMATION ELECTRONICALLY AT THIS WEBSITE AND VIA ELECTRONIC MAIL ("E-MAIL").

**YOU SHOULD PRINT OR SAVE THIS STATEMENT BY USING THE "PRINT" OR "FILE SAVE" OPTIONS ON YOUR INTERNET BROWSER. ANY CHANGES, MODIFICATIONS, OR ADDITIONS TO, OR DELETIONS FROM, THIS STATEMENT SHALL BE EFFECTIVE UPON POSTING ON THE WEBSITE AND WE WILL NOTIFY YOU THEREOF BY E-MAIL AND/OR BY POSTING A MESSAGE ON THE WEBSITE OR TO YOUR USER ACCOUNT.**

In this Electronic Agreement and Disclosure Statement ("Statement"), please remember that "you" and "your" refer to the person who is establishing a User Account, as well as any future accounts, and "we", "us" and "our" refer to H.D. Vest Advisory Services, Inc. ("HD Vest"). Relevant agreements, documents, forms and other information, including without limitation disclosures required to be made or furnished by HD Vest or by Financial Guard, LLC, which serves as a discretionary sub-adviser to HD Vest with respect to all User Accounts, by the Investment Advisers Act of 1940, as amended (the "Advisers Act"), and other applicable laws and regulations (collectively, "Documents and Disclosures"), will be provided to you electronically unless indicated otherwise. Among such Documents and Disclosures to be provided to you electronically with respect to your User Account and any future User Accounts that you may create are the following:

- The HD Vest Website User Agreement and all amendments, notices and other agreements which supplement or relate to such User Agreement;
- The HD Vest Discretionary Client Account Agreement and all User Account application forms, agreements and documents required to be completed and submitted to a designated broker-dealer and Custodian ("Broker Documents") and all agreements, amendments, notices and other agreements which supplement or relate to such Discretionary Client Account Agreement and Broker Documents;

- HD Vest’s Form ADV Part 2A Brochure and Part 2B portfolio manager supplements (if applicable) in compliance with Rule 204-3 under the Advisers Act;
- Financial Guard, LLC’s Form ADV Part 2A Brochure and Part 2B portfolio manager supplements (if applicable) in compliance with Rule 204-3 under the Advisers Act;
- Notice of Privacy Policies for each of HD Vest and Financial Guard, LLC;
- All other required and permitted legal disclosures; and
- Any other notices and communications pertaining to your User Account and Services.

**BY CREATING A USER ACCOUNT, AND THEN ACCESSING YOUR USER ACCOUNT, YOU ARE ACCEPTING THIS STATEMENT AND CONSENTING TO RECEIVE DOCUMENTS AND DISCLOSURES ELECTRONICALLY.**

Following the termination of your status as a HD Vest Client, the information regarding your User Account, including the Documents and Disclosures, will be available upon request by sending us an e-mail at [support@cs.bluest.com](mailto:support@cs.bluest.com) or by calling (800) 214-9040 or such other phone number(s) as HDVAS may specify on the Website. When revised or new Documents and/or Disclosures are available on the Website, to the extent relevant or applicable to you and if required by applicable legal, regulatory or contractual requirements, we will send a message to your e-mail address on file or otherwise notify you of their availability.

You are responsible for maintaining a valid e-mail address and all software and hardware necessary to receive, read and send e-mail. You must provide us with your current e-mail address when you establish your User Account and promptly notify us of any changes to your e-mail address by updating this information in your User Account on the Website.

To receive electronically the Documents and Disclosures, you will need access to a computer and web browser and may also need Adobe Reader, Microsoft Word and Microsoft Excel. You also will need access to e-mail and to a printer or the ability to download information in order to keep copies for your records. To the extent we make changes to the system hardware and software requirements that you need in order to receive and access the Documents and Disclosures electronically, we will notify you of those changes via e-mail and/or by posting information about the new system requirements on the Website. By establishing and then accessing a User Account you are indicating that you have the capability to access the Documents and Disclosures and download or print copies of them for your records.

For client support or technical assistance regarding your User Account, including the

Documents and Disclosures and the Website, you may send an e-mail to [support@cs.bluevest.com](mailto:support@cs.bluevest.com) or call us at (800) 214-9040 or such other phone number(s) as HDVAS may specify on the Website. You may request a paper copy of any of the Documents and Disclosures at any time by sending us an e-mail at [support@cs.bluevest.com](mailto:support@cs.bluevest.com) or by calling us at (800) 214-9040 or such other phone number(s) as HDVAS may specify on the Website. We will not charge you a fee for the paper copy.

This consent to receive the Documents and Disclosures electronically will apply on an ongoing basis unless you withdraw your consent. You may withdraw your consent to receive any of the Documents and Disclosures electronically by sending us an e-mail at [support@cs.bluevest.com](mailto:support@cs.bluevest.com) or calling (800) 214-9040 or such other phone numbers as HDVAS may specify on the Website. However, if you do withdraw your consent, HD Vest will terminate your User Account. If you withdraw your consent to receive documents and disclosures electronically, your only option to maintain an investment advisory account with HD Vest and receive documents and disclosures in a paper format is through a different HD Vest investment advisory program and by utilizing the services of an HD Vest Advisor. To withdraw your consent and terminate your User Account, please call us at (800) 214-9040 or such other phone number(s) as HDVAS may specify on the Website.

By creating a User Account, and then accessing your User Account, you are indicating that you have reviewed all of the Documents and Disclosures made available to you on the Website. You are also acknowledging that your initial use of your User Account will constitute your agreement to be bound by the terms and conditions contained within such Documents and Disclosures.

By agreeing to this Statement, you acknowledge that you have read, understand, and agree to be bound by the terms above. If you do not agree to be bound by the terms above but would like to establish a User Account, **DO NOT** continue with the online process. Instead, please send us an e-mail at [support@cs.bluevest.com](mailto:support@cs.bluevest.com) or call us at (800) 214-9040 or such other phone numbers as HDVAS may specify on the Website. Because the HD Vest User Account relates to the functionality of the Website, HD Vest reserves the right to refuse to establish a User Account that is not subject to this Statement. **You agree that the Documents and Disclosures required to be provided at the time a User Account is being created and any supplemental agreements or subsequent notices of changes or amendments will be provided electronically, and you confirm that you will download or print all electronically-provided documents for your records.** You acknowledge that you can access the Documents and Disclosures that are provided electronically on the Website and via e-mail.

Advisory services offered through HD Vest Advisory Services<sup>SM</sup> (HDVAS). 6333 N. State HWY 161 4th Floor,  
Irving, Texas 75038 | (972) 870-6000

HDVAS offers its BluVest online investment advisory services together with Financial Guard LLC, an unaffiliated sub-adviser retained by HDVAS.