

# ATS Capital Advisors

## Firm Brochure - Form ADV Part 2

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This brochure provides information about the qualifications and business practices of ATS Capital Advisors. If you have any questions about the contents of this brochure, please contact us at (734) 454-4100. The information in this brochure has not been approved or verified by the United States Securities and Exchange Commission or by any state securities authority.

Additional information about ATS Capital Advisors also is available on the SEC's website at [www.adviserinfo.sec.gov](http://www.adviserinfo.sec.gov). The searchable IARD/CRD number for ATS Capital Advisors is 305110.

Registration as an investment adviser does not imply a certain level of skill or training.

The date of this Brochure is March 30, 2022

## Item 2: Material Changes

The following material changes have been made to this Disclosure Brochure since the last filing and distribution to Clients:

- The affiliation of Patrick Financial Group, L.L.C. (PFG) which was acquired by Accounting & Tax Solutions, Inc. PFG is a wholly owned affiliate of Accounting & Tax Solutions, Inc. and is a corporation organized under the laws of the State of Michigan since March of 1997. Accounting & Tax Solutions, Inc. is 100% owned by James R. Sullivan, CPA.

At any time, you may view the current Disclosure Brochure on-line at the SEC's Investment Adviser Public Disclosure website at [www.adviserinfo.sec.gov](http://www.adviserinfo.sec.gov) by searching with the Advisor's firm name or CRD# 305110. You may also request a copy of this Disclosure Brochure at any time, by contacting the Advisor at (734) 454-4100 or by email at [jpelon@atscpas.com](mailto:jpelon@atscpas.com).

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## Item 4: Advisory Business

### A. Description of the Advisory Firm

ATS Capital Advisors (hereinafter ATS) is a wholly owned affiliate of Accounting & Tax Solutions, Inc. Accounting & Tax Solutions, Inc. is a corporation organized under the laws of the State of Michigan since March of 1997. Accounting & Tax Solutions, Inc. is 100% owned by James R. Sullivan, CPA. This Disclosure Brochure provides information regarding the qualifications, business practices, and the advisory services provided by ATS.

### B. Types of Advisory Services

ATS provides investment advisory, financial planning, and estate planning services to many types of clients including individuals, pension, profit sharing and other forms of retirement plans, trusts, estates, charitable organizations and corporations.

#### Individuals

ATS focuses on all areas of an individual's financial structure and provides the following services to individual clients:

- Goal identification and clarification
- Budget development assistance
- Develop or update Net Worth Statement
- Prepare cash flow estimates
- Consultation and analysis to determine strategies to decrease income tax liability
- Comprehensive investment review
- Review of general asset allocation as well as specific holdings
- Development of a personal Investment Policy Statement
- Review and analyze risk management areas such as life insurance; disability; long term care; property & casualty insurance
- College funding goals for children (or grandchildren) including reviewing suitable funding options
- Estate and/or Charitable Planning
- Financial Independence review and retirement income analysis
- Financial Advice during Divorce and/or Elder Care Planning
- Consult and assist in implementing strategies, when necessary, with other advisors (such as attorneys, accountants, insurance professionals, registered representatives/stock brokers, and real estate agents)

ATS generally limits its investment advice to mutual funds, fixed income securities, real estate funds (including REITs), equities, ETFs (including ETFs in the gold and precious metal sectors) and treasury inflation protected/inflation linked bonds. ATS may use other securities as well to help diversify a portfolio when applicable.

#### Individuals 401K & 403B Advisory Services

ATS will also work with individuals by providing custom tailored allocation advice for individual participants of corporate 401K and non-profit 403B retirement plans. On a quarterly basis we produce asset allocation recommendations specific to the participating clients' 401K/403B retirement plan. Recommendations are based on the available investments in their plan, quantitative calculations related to broad market asset classes, and the client risk tolerance. Each client is then free to implement the recommendations provided within their plan.

#### Retirement Plans

ATS will work with retirement plan sponsors, whose plans are typically subject to the Employee Retirement Income Security Act of 1974, as amended ("ERISA"). The specific services we provide to a plan sponsor and its plan participants may vary, and are governed by the specific terms and conditions of the Investment Advisory Agreement ("Plan Agreement") we execute with each plan sponsor.

ATS retirement plans service is designed to assist the plan sponsor with their fiduciary responsibilities and to give their employees substantial opportunities to save for retirement. The general services offered to retirement plans are:

- Investment line-up
- Plan design and provisions, including automatic enrollment, escalation, etc.
- Investment Policy Statement (IPS)
- Qualified Default Investment Alternative (QDIA)
- Investment safe harbors
- Plan cost analysis and benchmarking

## C. Client Account Management

ATS will meet with each individual client to tailor a program. This meeting will focus on getting to know the client's specific needs and requirements as well as a plan that will be executed by ATS on behalf of the client. ATS may use model allocations together with a specific set of recommendations for each client based on their personal restrictions, needs, and targets. These personal restrictions will be defined in each client's personal Investment Policy Statement. Clients may impose restrictions in investing in certain securities or types of securities in accordance with their values or beliefs.

## D. Disclosure Regarding Rollover Recommendations

We are fiduciaries under the Investment Advisers Act of 1940 and when we provide investment advice to you regarding your retirement plan account or individual retirement account, we are also fiduciaries within the meaning of Title I of the Employee Retirement Income Security Act and/or the Internal Revenue Code, as applicable, which are laws governing retirement accounts. We have to act in your best interest and not put our interest ahead of yours. At the same time, the way we make money creates some conflicts with your interests.

A client or prospect leaving an employer typically has four options regarding an existing retirement plan (and may engage in a combination of these options): (i) leave the money in the former employer's plan, if permitted, (ii) roll over the assets to the new employer's plan, if one is available and rollovers are permitted, (iii) rollover to an Individual Retirement Account ("IRA"), or (iv) cash out the account value (which could, depending upon the client's age, result in adverse tax consequences). Our Firm may recommend an investor roll over plan assets to an IRA for which our Firm provides investment advisory services. As a result, our Firm and its representatives may earn an asset-based fee. In contrast, a recommendation that a client or prospective client leave their plan assets with their previous employer or roll over the assets to a plan sponsored by a new employer will generally result in no compensation to our Firm. Our Firm therefore has an economic incentive to encourage a client to roll plan assets into an IRA that our Firm will manage, which presents a conflict of interest. To mitigate the conflict of interest, there are various factors that our Firm will consider before recommending a rollover, including but not limited to: (i) the investment options available in the plan versus the investment options available in an IRA, (ii) fees and expenses in the plan versus the fees and expenses in an IRA, (iii) the services and responsiveness of the plan's investment professionals versus those of our Firm, (iv) protection of assets from creditors and legal judgments, (v) required minimum distributions and age considerations, and (vi) employer stock tax

consequences, if any. Our Firm's Chief Compliance Officer remains available to address any questions that a client or prospective client has regarding the oversight.

## E. WRAP Fee Programs

ATS does not manage or place client assets into a wrap fee program.

## F. Assets Under Management

ATS has the following assets under management:

Discretionary \$8,976,502

Date March 30, 2022

# Item 5: Fees and Compensation

The following paragraphs detail the fee structure and compensation methodology for services provided by the ATS. Each client engaging the ATS for services described herein shall be required to enter into one or more written agreements with ATS that define the responsibilities of the parties.

## A. Advisory Services Fees

### Individuals

Clients pay ATS for investment advisory and financial planning services by paying us a fee based on the amount of assets under management.

Our Annual Fee Schedule is generally:

1.2% of the first \$100,000,  
0.9% on the next \$100,001 to \$250,000,  
0.8% on the next \$250,001 to \$500,000,  
0.7% on the next \$500,001 to \$1,000,000,  
0.6% on all amounts over \$1,000,001.

The minimum annual fee is \$1,200.

We may also, in our discretion, negotiate fees based upon certain additional factors. Fees are memorialized in the client's investment advisory agreement. Fees are separately billed at the end of each quarter based on the fair market value of the assets held in the client's account(s) on the last day of the quarter end that are managed by us.

Clients may terminate the agreement without penalty for a full refund of ATS's fees within five business days of signing the investment advisory agreement. Thereafter, clients may terminate the investment advisory agreement generally with 30 days' written notice.

#### Individuals 401K & 403B Advisory Services

ATS charges clients a fixed fee for custom allocation advice for individual participants. The fee for custom allocation advice and analysis of available investments in clients' 401K/403B retirement plan is between \$1,200 and \$20,000. Fixed fees may be negotiated based on the complexity of the retirement plan, and the time and resources needed to provide custom advice.

#### Retirement Plans

Retirement Plan sponsors pay ATS for plan advisory services by paying us a fee based on the amount of assets under management.

Our Annual Fee Schedule is generally:

0.4% of the first \$2,500,000,  
0.3% on the next \$2,500,001 to \$5,000,000,  
0.2% on the next \$5,000,001 to \$7,500,000,  
0.1% on all amounts over \$7,500,001

The minimum annual fee is \$1,200.

We may also, in our discretion, negotiate fees based upon certain additional factors. Fees are memorialized in the client's investment advisory agreement. Fees are separately billed at the end of each quarter based on the fair market value of the assets of the retirement plan on the last day of the quarter end that are advised by us.

## B. Payment of Fees

### Individuals

Fees are deducted directly from the client's account(s) quarterly through the custodian that holds the client's assets. No fees are collected in advance of service. In addition to our fee, each client is responsible for paying any transaction costs associated with purchasing and selling securities, including mutual funds, as part of the fee based service. ATS will prorate fees for the client if the agreement is initiated or terminated during a calendar quarter.

### Individuals 401K & 403B Advisory Services

Fixed fees are due upon delivery of the quarterly allocation advice and billed quarterly. If clients elect to implement recommendations made in a 401K or 403B retirement plan, their accounts may incur transaction costs, retirement plan administration fees, and other mutual fund annual expenses. These fees are in addition to and separate from any ATS advisory fees charged on assets that are not part of the 401k/403B retirement plan.

### Retirement Plans

All fees are either paid directly by the plan sponsor, charged directly to the participants through the plan's record-keeper or deducted directly from the client's account through the custodian that holds the client's assets. All fees are payable quarterly in arrears based on the market value of the retirement plan's total assets on the last business day of the previous quarter. The fees for any quarter will be payable as of the beginning of the immediately following quarter. ATS will prorate fees for the plan if the agreement is initiated or terminated during a calendar quarter.

## C. Client Responsibility for Third-Party Fees

All ATS clients are responsible for the payment of all third party fees (i.e. custodian fees, brokerage fees, mutual fund fees, transaction fees, etc.). Those fees are separate and distinct from the fees and expenses charged by ATS. Please see Item 12 of this brochure regarding broker-dealer/custodian.

## D. Prepayment of Fees

All ATS fees are charged and collected in arrears. ATS does not collect any fees in advance.

## E. Outside Compensation for the Sale of Securities to Clients

ATS and all ATS supervised persons do not accept any compensation for the sale of investment products, including asset-based sales charges or service fees from the sale of mutual funds.

# Item 6: Performance-Based Fees and Side-by-Side Management

ATS does not accept performance-based fees or other fees based on a share of capital gains on, or capital appreciation of the assets of a client.

# Item 7: Types of Clients

ATS provides investment advisory, financial planning, and estate planning services to individuals, pension, profit sharing and other forms of retirement plans, trusts, estates, charitable organizations and corporations.

# Item 8: Methods of Analysis, Investment Strategies, and Risk of Loss

## A. Methods of Analysis

ATS individual accounts are actively managed under an investment advisory agreement that grants us discretionary authority. Retirement Plan accounts may be served on a discretionary or non-discretionary basis, designated in our agreement. Most investment recommendations consist primarily of mutual funds and ETFs on our list of approved funds. We may also utilize alternative investments to enhance diversification. Fund companies charge each fund shareholder an investment management fee that is disclosed in the fund prospectus. Advisor does not receive any commissions from mutual fund companies. Investments may also include: equities (stocks), warrants, corporate debt securities, commercial paper, certificates of deposit, exchange traded

notes, municipal securities, investment company securities (variable life insurance, variable annuities, and mutual funds shares), U.S. government securities, and interests in partnerships.

### Capital Market Expectations

ATS utilizes long-term capital market risk and return expectations to form the basis of our asset allocation decisions. These expectations are developed based on the consensus intelligence and research of the broad investment industry and further refined according to our proprietary capital market due diligence. These long-term expectations articulate our broad five-to-ten-year view of return and volatility of the investment universe.

### Asset Allocation

ATS believes that portfolios allocated across multiple return and risk factors provide the greatest stability for investors. This stability provides clients the capacity to maintain the appropriate risk and return portfolio through multiple market environments. Based on a client's return expectations and risk tolerance an asset allocation is tailored to the portfolio utilizing the capital market expectations as a guide.

### Manager Selection

ATS believes investment firms that meet our quality threshold on organizational structure, personnel, investment philosophy, and performance must also demonstrate key attributes to be included in client portfolios. Our manager research process focuses on the following beliefs:

- Fee Justification: Managers must demonstrate the ability to provide an after-fee benefit to clients, taking into account the amount of risk assumed
- Stability: Organizational structure, composition of the investment professionals, and the investment philosophy and process
- Structure: Strong ethical culture; passionate about investing; proper organizational, ownership and compensation framework; beliefs pervade across organization
- Recognition: Understand primary drivers of outperformance and display the ability to capitalize and sustain their competitive edge
- Risk Awareness: Not blind risk takers, but risk conscious; acknowledge mistakes; robust and effective risk mitigation

## Portfolio Construction

Portfolios are constructed based on the interaction among asset classes and investment styles that particular investment managers have historically demonstrated. ATS will typically allocate to a combination of both active and passive (index or factor based) managers to implement the asset allocation decision for each client. Passive strategies tend to be utilized in asset classes and market sectors where active managers have broadly recorded a history of underperformance relative to a benchmark.

## B. Risk of Loss

Investing in securities involves certain investment risks. Securities may fluctuate in value or lose value. Clients should be prepared to bear the potential risk of loss. ATS will assist clients in determining an appropriate strategy based on their tolerance for risk and other factors noted above. However, there is no guarantee that a client will meet their investment goals.

While the methods of analysis help ATS in evaluating a potential investment, it does not guarantee that the investment will increase in value. Assets meeting the investment criteria utilized in these methods of analysis may lose value and may have negative investment performance. The Advisor monitors these economic indicators to determine if adjustments to strategic allocations are appropriate. More details on the ATS review process are included below in Item 13 – Review of Accounts.

Each client engagement will entail a review meeting of the specific needs and requirements as well as a plan that will be executed by ATS on behalf of the client. This meeting will focus on the client's investment goals, financial situation, time horizon, tolerance for risk and other factors to develop an appropriate strategy for managing a client's account(s). Client participation in this process, including full and accurate disclosure of requested information, is essential for the analysis of a client's account(s). The Advisor will rely on the financial and other information provided by the client or their designees without the duty or obligation to validate the accuracy and completeness of the provided information. It is the responsibility of the client to inform the Advisor of any changes in financial condition, goals or other factors that may affect this analysis.

The risks associated with a particular plan are provided to each client in advance of executing the plan in client accounts. Following are some of the risks associated with the Advisor's strategies:

**Market Risks:** The value of a client's holdings may fluctuate in response to events specific to companies or markets, as well as economic, political, or social events in the U.S. and abroad. This risk is linked to the performance of the overall financial markets.

Exchange Traded Funds (ETF) Risks: An ETF is an investment fund traded on stock exchanges, similar to stocks. Investing in ETFs carries the risk of capital loss (sometimes up to a 100% loss in the case of a stock holding bankruptcy). Areas of concern include the lack of transparency in products and increasing complexity, conflicts of interest and the possibility of inadequate regulatory compliance. Precious Metal ETFs (e.g., Gold, Silver, or Palladium Bullion backed “electronic shares” not physical metal) specifically may be negatively impacted by several unique factors, among them (1) large sales by the official sector which own a significant portion of aggregate world holdings in gold and other precious metals, (2) a significant increase in hedging activities by producers of gold or other precious metals, (3) a significant change in the attitude of speculators and investors.

Mutual Fund Risks: The performance of mutual funds is subject to market risk, including the possible loss of principal. The price of the mutual funds will fluctuate with the value of the underlying securities that make up the funds. The price of a mutual fund is typically set daily. Therefore, a mutual fund purchased at one point in the day will typically have the same price as a mutual fund purchased later that same day.

Real Estate Fund (including REITs) Risks: Performance for real estate funds face several kinds of risk that are inherent in the real estate sector, which historically has experienced significant fluctuations and cycles in performance. Revenues and cash flows may be adversely affected by: changes in local real estate market conditions due to changes in national or local economic conditions or changes in local property market characteristics; competition from other properties offering the same or similar services; changes in interest rates and in the state of the debt and equity credit markets; the ongoing need for capital improvements; changes in real estate tax rates and other operating expenses; adverse changes in governmental rules and fiscal policies; adverse changes in zoning laws; the impact of present or future environmental legislation and compliance with environmental laws.

Additional Risks for Alternative Asset Classes: Alternative investments are long-term in nature, often illiquid, subject to lockup periods, capital calls, and other terms that may limit or severely restrict redemption, control and marketability and be subject to management fees that are more than fees for Traditional Assets.

Cybersecurity Risk: Cybersecurity risks include both intentional and unintentional events at ATS or one of its third-party counterparties or service providers, that may result in a loss or corruption of data, result in the unauthorized release or other misuse of confidential information, and generally compromise our Firm’s ability to conduct its business. A cybersecurity breach may also result in a third-party obtaining unauthorized access to our clients’ information, including social security numbers, home addresses, account numbers, account balances, and account holdings. Our Firm has established

business continuity plans and risk management systems designed to reduce the risks associated with cybersecurity breaches. However, there are inherent limitations in these plans and systems, including that certain risks may not have been identified, in large part because different or unknown threats may emerge in the future. As such, there is no guarantee that such efforts will succeed, especially because our Firm does not directly control the cybersecurity systems of our third-party service providers. There is also a risk that cybersecurity breaches may not be detected.

**Past performance is not indicative of future results. Investing in securities involves a risk of loss that you, as a client, should be prepared to bear.**

## Item 9: Disciplinary Information

### A. Criminal or Civil Actions

There are no criminal or civil actions to report.

### B. Administrative Proceedings

There are no administrative proceedings to report.

### C. Self-regulatory Organization (SRO) Proceedings

There are no self-regulatory organization proceedings to report.

## Item 10: Other Financial Industry Activities and Affiliation

ATS is a wholly owned affiliate of Accounting & Tax Solutions, Inc., a corporation organized under the laws of the State of Michigan. Accounting & Tax Solutions, Inc. is a Certified Public Accounting Firm and is 100% owned by James R. Sullivan, CPA. ATS will provide services to clients who are also clients of Accounting & Tax Solutions, Inc. Clients are under no obligation to purchase services from Accounting & Tax Solutions, Inc. when recommended by the Advisor in connection with providing any advisory service offered by ATS.

ATS is affiliated with Patrick Financial Group, L.L.C. (PFG) which was acquired by Accounting & Tax Solutions, Inc. on 1/1/2022. PFG is a wholly owned subsidiary of Accounting & Tax Solutions, Inc. which is a corporation organized under the laws of the

State of Michigan as of March, 1997. Accounting & Tax Solutions, Inc. is 100% owned by James R. Sullivan, CPA.

## A. Accounting and Tax Affiliation

ATS does not provide accounting advice or tax preparation services. If clients require these services, we may recommend Accounting & Tax Solutions, Inc., an affiliate of ATS, which may be viewed as a conflict of interest. The services provided by Accounting & Tax Solutions, Inc. are independent from ATS advisory services. We may offer clients bundled advisory and accounting/tax services in our agreement, but would require clients to sign a separate agreement with Accounting & Tax Solutions, Inc. for those audit, accounting and/or tax services.

## B. Broker-Dealer Affiliation

Neither ATS nor its representatives are registered as, or have pending applications to become, a broker/dealer or a representative of a broker/dealer.

## C. Futures Commission Merchant, Commodity Pool Operator, or a Commodity Trading Advisor

Neither ATS nor its representatives are registered as or have pending applications to become either a Futures Commission Merchant, Commodity Pool Operator, or Commodity Trading Advisor or an associated person of the foregoing entities.

## D. Third-Party Advisers

ATS does not utilize nor select third-party investment advisers.

# Item 11: Code of Ethics, Participation or Interest in Client Transactions and Personal Trading

## A. Code of Ethics

ATS has a written Code of Ethics that covers the following areas: Prohibited Purchases and Sales, Insider Trading, Personal Securities Transactions, Exempted Transactions, Prohibited Activities, Conflicts of Interest, Gifts and Entertainment, Political and Charitable Contributions, Confidentiality, Service on a Board of Directors, Compliance Procedures, Compliance with Laws and Regulations, Personal Securities Transactions Procedures and Reporting, Certification of Compliance, Reporting Violations, Compliance Officer Duties, Training and Education, Recordkeeping, Annual Review, and Sanctions. ATS's Code of Ethics is available free upon request to any client or prospective client.

## B. Recommendations Involving Material Financial Interests

ATS does not recommend that clients buy or sell any security in which a related person to ATS or ATS has a material financial interest.

## C. Personal Trading in Same Securities as Clients

We may recommend that a client invest in mutual funds and ETFs for which our employees invest. Due to the very large number of securities in mutual funds and ETFs, conflicts of interest are not considered material. We will rarely recommend that a client buy or sell securities other than shares of mutual funds and ETFs. If a material conflict of interest was identified, the conflict would be settled in favor of the client.

## D. Trading Securities

From time to time, we may recommend that a client buy or sell a security at the same time that one of our employees engages in a buy or sell. For mutual fund and ETF transactions, there are not any material conflicts of interest. At no time will ATS or any ATS supervised person transact in any security to the detriment of any client.

# Item 12: Brokerage Practices

## A. Recommendation of Custodian(s)

ATS does not have discretionary authority to select the broker-dealer/custodian for custody and execution services. Clients will engage the broker-dealer/custodian (hereinafter the "Custodian") to safeguard client assets and authorize ATS to direct trades to the Custodian as agreed upon in the investment advisory agreement. Further, ATS does not have the discretionary authority to negotiate commissions on behalf of our clients on a trade-by-trade basis.

Though ATS does not exercise discretion over the selection of the Custodian, it may recommend the Custodian(s) to clients for custody and execution services. Clients are not obligated to use the Custodian recommended by ATS and will not incur any extra fee or cost associated with using a Custodian not recommended by ATS. ATS may recommend the Custodian based on criteria such as, but not limited to, reasonableness of commissions charged to the client, services made available to the client, its reputation and/or the location of the Custodian's offices.

Additional details regarding the brokerage practices of ATS:

1. Soft Dollars - ATS does not participate in soft dollar programs sponsored or offered by any broker-dealer/custodian.
2. Brokerage Referrals - ATS does not receive any compensation from any third party in connection with the recommendation for establishing an account.

3. Directed Brokerage - Clients are serviced on a “directed brokerage basis”, where ATS will place trades within the established account(s) at the custodian designated by the client. All Client accounts are traded within their respective account(s). ATS will not engage in any principal transactions (i.e., trade of any security from or to the ATS’s own account) or cross transactions with other client accounts (i.e., purchase of a security into one client account from another client’s account). ATS will not be obligated to select competitive bids on securities transactions and does not have an obligation to seek the lowest available transaction costs. These costs are determined by the Custodian.

## B. Aggregating and Allocating Trades

Should ATS buy or sell the same securities on behalf of more than one client, then it may (but would be under no obligation to) aggregate or bunch such securities in a single transaction for multiple clients in order to seek more favorable prices, lower brokerage commissions, or more efficient execution. In such case, ATS would place an aggregate order with the custodian/broker on behalf of all such clients in order to ensure fairness for all clients; provided, however, that trades would be reviewed periodically to ensure that accounts are not systematically disadvantaged by this policy.

# Item 13: Review of Accounts

## A. Frequency of Review

Each individual account is generally reviewed quarterly by John Brenner Pelon, President & Chief Compliance Officer. Regular written reports are prepared on a quarterly basis for advisory clients. Accounts will receive monthly or quarterly statements from the custodian containing account activity and balances.

Retirement plan investment options will undergo a due diligence review by John Brenner Pelon every quarter. Clients may receive additional reviews if prudent based on complexity and additional factors.

## B. Non-Periodic Review

Reviews may be triggered by material market, economic or political events, or by changes in an individual client’s financial situations (such as retirement, termination of employment, physical move, or inheritance).

## C. Content of Review

Individual accounts will receive a written report containing the following information concerning the client's portfolio: asset classes and allocations, portfolio holdings and market values, account activity summary and performance.

Each plan sponsor will be provided with regular due diligence reports of their specific plan lineup and a comprehensive plan review at least annually.

## Item 14: Client Referrals and Other Compensation

### A. Client Referrals

ATS does not pay referral fees for client referrals.

### B. Other Compensation

ATS will not receive any economic benefit, directly or indirectly from any third party for advice rendered to ATS's clients.

## Item 15: Custody

When advisory fees are deducted directly from client accounts at client's custodian, ATS will be deemed to have limited custody of client's assets and must have written authorization from the client to do so. Clients will receive all account statements and billing invoices that are required in each jurisdiction, and they should carefully review those statements for accuracy.

## Item 16: Investment Discretion

ATS provides discretionary investment advisory services to clients. This authority is established in the investment advisory agreement that is executed with each client. ATS generally manages the client's account and makes investment decisions without consultation with the client as to when the securities are to be bought or sold for the account, the total amount of the securities to be bought/sold, what securities to buy or sell, or the price per share. ATS's discretionary authority in making these determinations may be limited due to conditions imposed by a client in their investment policy statement, or additional client instructions otherwise provided to ATS.

## Item 17: Voting Client Securities

ATS will not ask for, nor accept voting authority for client securities. Clients will receive proxies directly from the issuer of the security or the custodian. Clients should direct all proxy questions to the issuer of the security.

## Item 18: Financial Information

### A. Balance Sheet

ATS neither requires nor solicits prepayment of more than \$500 in fees per client, six months or more in advance, and therefore is not required to include a balance sheet with this brochure.

### B. Financial Conditions Reasonably Likely to Impair Ability to Meet Contractual Commitments to Clients

Neither ATS nor its management has any financial condition that is likely to reasonably impair ATS's ability to meet contractual commitments to clients.

### C. Bankruptcy Petitions in Previous Ten Years

ATS has not been the subject of a bankruptcy petition in the last ten years.

## Item 19: Requirements for State Registered Advisors

### A. Principal Executive Officers and Management Persons; Their Formal Education and Business Background

ATS has two management persons: John Brenner Pelon, President & Chief Compliance Officer; and James R. Sullivan, CPA, Chief Financial Officer. John Brenner Pelon is the only individual affiliated with ATS who: (1) formulates investment advice for clients and has direct client contact; and (2) makes discretionary investment decisions for client's assets. Education and business background for John Brenner Pelon can be found on the individual's Form ADV Part 2B brochure supplement.

## B. Other Businesses in Which This Advisory Firm or its Personnel are Engaged and Time Spent on Those (If Any)

Other business activities for each relevant individual can be found on the Form ADV Part 2B brochure supplement for each such individual.

## C. Calculation of Performance-Based Fees and Degree of Risk to Clients

ATS does not accept performance-based fees or other fees based on a share of capital gains on, or capital appreciation of the assets of a client.

## D. Material Disciplinary Disclosures for Management Persons of this Firm

Advisers are required to report: 1. An award or otherwise being found liable in an arbitration claim alleging damages in excess of \$2,500, involving any of the following: (a) an investment or an investment-related business or activity; (b) fraud, false statement(s), or omissions; (c) theft, embezzlement, or other wrongful taking of property; (d) bribery, forgery, counterfeiting, or extortion; or (e) dishonest, unfair, or unethical practices. 2. An award or otherwise being found liable in a civil, self-regulatory organization, or administrative proceeding involving any of the following: (a) an investment or an investment-related business or activity; (b) fraud, false statement(s), or omissions; (c) theft, embezzlement, or other wrongful taking of property; (d) bribery, forgery, counterfeiting, or extortion; or (e) dishonest, unfair, or unethical practices.

ATS does not have anything to report for this item.

## E. Material Relationships that Management Persons have with Issuers of Securities (if any)

See Item 10.C and Item 11.B

# ATS Capital Advisors

## Form ADV Part 2B - Brochure Supplement

For

**John Brenner Pelon**

Personal CRD Number: 6058784

President, Chief Compliance Officer & Investment Advisor Representative

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Plymouth, Michigan 48170

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<http://atscapitaladvisors.com>

This brochure supplement provides information about John Brenner Pelon that supplements the ATS Capital Advisors brochure. You should have received a copy of that brochure. Please contact John Brenner Pelon if you did not receive ATS Capital Advisors' brochure or if you have any questions about the contents of this supplement.

Additional information about John Brenner Pelon is also available on the SEC's website at [www.adviserinfo.sec.gov](http://www.adviserinfo.sec.gov).

The date of this Brochure is March 30, 2022

## Item 2: Educational Background and Business Experience

### John Brenner Pelon

Born: 1964

### Educational Background

Bachelor of Science in Business Administration, Finance, John Carroll University  
May, 1986

### Business Experience

- 01/2022 - Present      President, Patrick Financial Group, L.L.C.
- 08/2019 - Present      President & Chief Compliance Officer  
ATS Capital Advisors
- 04/2014 - 08/2019      Vice President, Institutional Business Director  
Advance Capital Management, Inc.
- 07/2011 - 04/2014      Vice President, Director of Consultant Relations  
World Asset Management
- 10/2007 - 04/2014      Vice President, Institutional Investment Consultant  
Comerica Bank
- 09/1999 - 10/2007      Vice President, Senior Investment Consultant  
Fund Evaluation Group, LLC
- 02/1992 - 09/1999      Investment & Treasury Consultant  
Aileron, Ltd.
- 07/1989 - 02/1992      Senior Treasury Analyst  
Detroit Medical Center
- 10/1986 - 07/1989      Senior Trust Analyst  
Manufacturers National Bank

### Professional Designations, Licensing & Exams

FINRA Series 63: Uniform Securities Agent State Law Examination  
FINRA Series 65: Uniform Investment Adviser Law Examination

### Item 3: Disciplinary Information

There are no legal or disciplinary events such as criminal or civil actions; administrative or self-regulatory organization proceedings; or any other hearing or formal adjudication regarding a professional attainment, designation, or license that are material to a client's or prospective client's evaluation of this advisory business.

### Item 4: Other Business Activities

John Brenner Pelon is also the President of Patrick Financial Group, L.L.C. A Registered Investment Advisory Firm.

### Item 5: Additional Compensation

John Brenner Pelon does not receive any economic benefit from any person, company, or organization, other than ATS Capital Advisors in exchange for providing clients advisory services through ATS Capital Advisors.

### Item 6: Supervision

As the Chief Compliance Officer of ATS Capital Advisors, John Brenner Pelon supervises all activities of the firm. John Brenner Pelon's contact information is on the cover page of this disclosure document. John Brenner Pelon adheres to applicable regulatory requirements, together with all policies and procedures outlined in the firm's code of ethics and compliance manual.

## Item 7: Requirement for State Registered Advisers

This disclosure is required by state securities authorities and is provided for your use in evaluating this investment advisor representative's suitability.

A. John Brenner Pelon has NOT been involved in any of the events listed below:

1. An award or otherwise being found liable in an arbitration claim alleging damages in excess of \$2,500, involving any of the following:
  - a) an investment or an investment-related business or activity;
  - b) fraud, false statement(s), or omissions;
  - c) theft, embezzlement, or other wrongful taking of property;
  - d) bribery, forgery, counterfeiting, or extortion; or
  - e) dishonest, unfair, or unethical practices.
  
2. An award or otherwise being found liable in a civil, self-regulatory organization, or administrative proceeding involving any of the following:
  - a) an investment or an investment-related business or activity;
  - b) fraud, false statement(s), or omissions;
  - c) theft, embezzlement, or other wrongful taking of property;
  - d) bribery, forgery, counterfeiting, or extortion; or
  - e) dishonest, unfair, or unethical practices.

B. John Brenner Pelon has NOT been the subject of a bankruptcy.