Form 5500

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Annual Return/Report of Employee Benefit Plan

This form is required to be filed for employee benefit plans under sections 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and sections 6047(e), and 6058(a) of the Internal Revenue Code (the Code).

▶ **Complete all entries in accordance with the instructions to the Form 5500.**

OMB Nos. 1210-0110
1210-0089

2009

This Form is Open to Public Inspection

Part I Annual Report Identification Information

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A This return/report is for:
- [ ] a multiemployer plan;
- [ ] a multiple-employer plan; or
- [X] a single-employer plan;
- [ ] a DFE (specify) ____

B This return/report is:
- [ ] the first return/report;
- [ ] the final return/report;
- [ ] an amended return/report;
- [ ] a short plan year return/report (less than 12 months).

C If the plan is a collectively-bargained plan, check here. . . . . ▶ [ ]

D Check box if filing under:
- [X] Form 5558;
- [ ] automatic extension;
- [X] the DFVC program;
- [ ] special extension (enter description)

Part II Basic Plan Information—enter all requested information

1a Name of plan
NEW DAY FINANCIAL, LLC 401K PLAN

1b Three-digit plan number (PN) ▶ 003

1c Effective date of plan 02/01/2003

2a Plan sponsor's name and address (employer, if for a single-employer plan) (Address should include room or suite no.)
NEW DAY FINANCIAL, LLC

8171 MAPLE LAWN BLVD, SUITE 300
FULTON, MD 20759-2523

2b Employer Identification Number (EIN)
22-3887207

2c Sponsor's telephone number
866-575-0310

2d Business code (see instructions)
523900

Caution: A penalty for the late or incomplete filing of this return/report will be assessed unless reasonable cause is established.

Under penalties of perjury and other penalties set forth in the instructions, I declare that I have examined this return/report, including accompanying schedules, statements and attachments, as well as the electronic version of this return/report, and to the best of my knowledge and belief, it is true, correct, and complete.

SIGN HERE	Filed with authorized/valid electronic signature.	07/26/2012	NICOLE ROCKETT
	Signature of plan administrator	Date	Enter name of individual signing as plan administrator
SIGN HERE			
	Signature of employer/plan sponsor	Date	Enter name of individual signing as employer or plan sponsor
SIGN HERE			
	Signature of DFE	Date	Enter name of individual signing as DFE

3a Plan administrator's name and address (if same as plan sponsor, enter "Same")
NEW DAY FINANCIAL, LLC

8171 MAPLE LAWN BLVD, SUITE 300
FULTON, MD 20759-2523

3b Administrator's EIN
22-3887207

3c Administrator's telephone number
866-575-0310

4 If the name and/or EIN of the plan sponsor has changed since the last return/report filed for this plan, enter the name, EIN and the plan number from the last return/report:

a Sponsor's name

4b EIN

4c PN

5	Total number of participants at the beginning of the plan year	**5**	203
6	Number of participants as of the end of the plan year (welfare plans complete only lines **6a, 6b, 6c,** and **6d**).		
a	Active participants	**6a**	109
b	Retired or separated participants receiving benefits	**6b**	8
c	Other retired or separated participants entitled to future benefits	**6c**	94
d	Subtotal. Add lines **6a**, **6b**, and **6c**	**6d**	211
e	Deceased participants whose beneficiaries are receiving or are entitled to receive benefits	**6e**	0
f	Total. Add lines **6d** and **6e**	**6f**	211
g	Number of participants with account balances as of the end of the plan year (only defined contribution plans complete this item)	**6g**	143
h	Number of participants that terminated employment during the plan year with accrued benefits that were less than 100% vested	**6h**	14
7	Enter the total number of employers obligated to contribute to the plan (only multiemployer plans complete this item)	**7**	

8a If the plan provides pension benefits, enter the applicable pension feature codes from the List of Plan Characteristic Codes in the instructions:
2F 2G 2J 2K 3D

b If the plan provides welfare benefits, enter the applicable welfare feature codes from the List of Plan Characteristic Codes in the instructions:

9a Plan funding arrangement (check all that apply)

(1)	X	Insurance
(2)		Code section 412(e)(3) insurance contracts
(3)		Trust
(4)		General assets of the sponsor

9b Plan benefit arrangement (check all that apply)

(1)	X	Insurance
(2)		Code section 412(e)(3) insurance contracts
(3)		Trust
(4)		General assets of the sponsor

10 Check all applicable boxes in 10a and 10b to indicate which schedules are attached, and, where indicated, enter the number attached. (See instructions)

a Pension Schedules

(1)	X	**R** (Retirement Plan Information)
(2)		**MB** (Multiemployer Defined Benefit Plan and Certain Money Purchase Plan Actuarial Information) - signed by the plan actuary
(3)		**SB** (Single-Employer Defined Benefit Plan Actuarial Information) - signed by the plan actuary

b General Schedules

(1)	X		**H** (Financial Information)
(2)			**I** (Financial Information – Small Plan)
(3)	X	1	**A** (Insurance Information)
(4)			**C** (Service Provider Information)
(5)	X		**D** (DFE/Participating Plan Information)
(6)			**G** (Financial Transaction Schedules)

SCHEDULE A (Form 5500)

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Insurance Information

This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA).

▶ **File as an attachment to Form 5500.**

▶ Insurance companies are required to provide the information pursuant to ERISA section 103(a)(2).

OMB No. 1210-0110

2009

This Form is Open to Public Inspection

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A Name of plan
NEW DAY FINANCIAL, LLC 401K PLAN

B Three-digit plan number (PN) ▶ 003

C Plan sponsor's name as shown on line 2a of Form 5500.
NEW DAY FINANCIAL, LLC

D Employer Identification Number (EIN)
22-3887207

Part I **Information Concerning Insurance Contract Coverage, Fees, and Commissions** Provide information for each contract on a separate Schedule A. Individual contracts grouped as a unit in Parts II and III can be reported on a single Schedule A.

1 Coverage Information:

(a) Name of insurance carrier
JOHN HANCOCK LIFE INSURANCE COMPANY USA

(b) EIN	(c) NAIC code	(d) Contract or identification number	(e) Approximate number of persons covered at end of policy or contract year	Policy or contract year	
				(f) From	(g) To
01-0233346	65838	21422	148	01/01/2009	12/31/2009

2 Insurance fee and commission information. Enter the total fees and total commissions paid. List in item 3 the agents, brokers, and other persons in descending order of the amount paid.

(a) Total amount of commissions paid	(b) Total amount of fees paid
12242	0

3 Persons receiving commissions and fees. (Complete as many entries as needed to report all persons).

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid
DAVID R CLOGG
2 VILLAGE SQUARE #200
BALTIMORE, MD 21210

(b) Amount of sales and base commissions paid	Fees and other commissions paid		(e) Organization code
	(c) Amount	(d) Purpose	
8802			3

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid
POLLARD & ASSOCIATES, INC.
ONE NORTH PARK DRIVE - SUITE 104
HUNT VALLEY, MD 21030

(b) Amount of sales and base commissions paid	Fees and other commissions paid		(e) Organization code
	(c) Amount	(d) Purpose	
3438		TPA FEES	5

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid

PACIFIC INVESTMENT MANAGEMENT CO.
2 VILLAGE SQUARE #200
BALTIMORE, MD 21210

(b) Amount of sales and base commissions paid	Fees and other commissions paid		**(e)** Organization code
	(c) Amount	**(d)** Purpose	
2	0	REDEMPTION FEES	3

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid

(b) Amount of sales and base commissions paid	Fees and other commissions paid		**(e)** Organization code
	(c) Amount	**(d)** Purpose	

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid

(b) Amount of sales and base commissions paid	Fees and other commissions paid		**(e)** Organization code
	(c) Amount	**(d)** Purpose	

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid

(b) Amount of sales and base commissions paid	Fees and other commissions paid		**(e)** Organization code
	(c) Amount	**(d)** Purpose	

(a) Name and address of the agent, broker, or other person to whom commissions or fees were paid

(b) Amount of sales and base commissions paid	Fees and other commissions paid		**(e)** Organization code
	(c) Amount	**(d)** Purpose	

Part II Investment and Annuity Contract Information

Where individual contracts are provided, the entire group of such individual contracts with each carrier may be treated as a unit for purposes of this report.

4	Current value of plan's interest under this contract in the general account at year end	4	23620
5	Current value of plan's interest under this contract in separate accounts at year end	5	2547738

6 Contracts With Allocated Funds:

a State the basis of premium rates ▶

b	Premiums paid to carrier	6b	
c	Premiums due but unpaid at the end of the year	6c	
d	If the carrier, service, or other organization incurred any specific costs in connection with the acquisition or retention of the contract or policy, enter amount.	6d	

Specify nature of costs ▶

e Type of contract: (1) ☐ individual policies (2) ☐ group deferred annuity

(3) ☐ other (specify) ▶

f If contract purchased, in whole or in part, to distribute benefits from a terminating plan check here ▶ ☐

7 Contracts With Unallocated Funds (Do not include portions of these contracts maintained in separate accounts)

a Type of contract: (1) ☐ deposit administration (2) ☐ immediate participation guarantee

(3) ☒ guaranteed investment (4) ☐ other ▶

b	Balance at the end of the previous year			7b	2218
c	Additions: (1) Contributions deposited during the year	7c(1)	21107		
	(2) Dividends and credits	7c(2)	0		
	(3) Interest credited during the year	7c(3)	178		
	(4) Transferred from separate account	7c(4)	202		
	(5) Other (specify below)	7c(5)			
	▶				
	(6) Total additions			7c(6)	21487
d	Total of balance and additions (add **b** and **c(6)**)			7d	23705
e	Deductions:				
	(1) Disbursed from fund to pay benefits or purchase annuities during year	7e(1)	0		
	(2) Administration charge made by carrier	7e(2)	85		
	(3) Transferred to separate account	7e(3)	0		
	(4) Other (specify below)	7e(4)			
	▶				
	(5) Total deductions			7e(5)	85
f	Balance at the end of the current year (subtract **e(5)** from **d**)			7f	23620

Part III Welfare Benefit Contract Information

If more than one contract covers the same group of employees of the same employer(s) or members of the same employee organization(s), the information may be combined for reporting purposes if such contracts are experience-rated as a unit. Where contracts cover individual employees, the entire group of such individual contracts with each carrier may be treated as a unit for purposes of this report.

8 Benefit and contract type (check all applicable boxes)

a ☐ Health (other than dental or vision) **b** ☐ Dental **c** ☐ Vision **d** ☐ Life insurance
e ☐ Temporary disability (accident and sickness) **f** ☐ Long-term disability **g** ☐ Supplemental unemployment **h** ☐ Prescription drug
i ☐ Stop loss (large deductible) **j** ☐ HMO contract **k** ☐ PPO contract **l** ☐ Indemnity contract
m ☐ Other (specify) ▶

9 Experience-rated contracts:				
a Premiums: (1) Amount received	**9a(1)**			
(2) Increase (decrease) in amount due but unpaid	**9a(2)**			
(3) Increase (decrease) in unearned premium reserve	**9a(3)**			
(4) Earned (**(1)** + **(2)** - **(3)**)			**9a(4)**	0
b Benefit charges (1) Claims paid	**9b(1)**			
(2) Increase (decrease) in claim reserves	**9b(2)**			
(3) Incurred claims (add **(1)** and **(2)**)			**9b(3)**	0
(4) Claims charged			**9b(4)**	
c Remainder of premium: (1) Retention charges (on an accrual basis) --				
(A) Commissions	**9c(1)(A)**			
(B) Administrative service or other fees	**9c(1)(B)**			
(C) Other specific acquisition costs	**9c(1)(C)**			
(D) Other expenses	**9c(1)(D)**			
(E) Taxes	**9c(1)(E)**			
(F) Charges for risks or other contingencies	**9c(1)(F)**			
(G) Other retention charges	**9c(1)(G)**			
(H) Total retention			**9c(1)(H)**	0
(2) Dividends or retroactive rate refunds. (These amounts were ☐ paid in cash, or ☐ credited.)			**9c(2)**	
d Status of policyholder reserves at end of year: (1) Amount held to provide benefits after retirement			**9d(1)**	
(2) Claim reserves			**9d(2)**	
(3) Other reserves			**9d(3)**	
e Dividends or retroactive rate refunds due. (Do not include amount entered in **c(2)**.)			**9e**	
10 Nonexperience-rated contracts:				
a Total premiums or subscription charges paid to carrier			**10a**	
b If the carrier, service, or other organization incurred any specific costs in connection with the acquisition or retention of the contract or policy, other than reported in Part I, item 2 above, report amount.			**10b**	

Specify nature of costs ▶

Part IV Provision of Information

11 Did the insurance company fail to provide any information necessary to complete Schedule A? ☐ Yes ☒ No

12 If the answer to line 11 is "Yes," specify the information not provided. ▶

SCHEDULE D (Form 5500)

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

DFE/Participating Plan Information

This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA).

▶ **File as an attachment to Form 5500.**

OMB No. 1210-0110

2009

This Form is Open to Public Inspection.

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A Name of plan
NEW DAY FINANCIAL, LLC 401K PLAN

B Three-digit plan number (PN) ▶ 003

C Plan or DFE sponsor's name as shown on line 2a of Form 5500
NEW DAY FINANCIAL, LLC

D Employer Identification Number (EIN)
22-3887207

Part I Information on interests in MTIAs, CCTs, PSAs, and 103-12 IEs (to be completed by plans and DFEs)

(Complete as many entries as needed to report all interests in DFEs)

a Name of MTIA, CCT, PSA, or 103-12 IE: 500 INDEX FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	147649

a Name of MTIA, CCT, PSA, or 103-12 IE: ALL CAP GROWTH FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	1418

a Name of MTIA, CCT, PSA, or 103-12 IE: ALL CAP VALUE FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	563

a Name of MTIA, CCT, PSA, or 103-12 IE: AMERICAN BALANCED FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	27517

a Name of MTIA, CCT, PSA, or 103-12 IE: AMERICAN CENTURY VISTA

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	32249

a Name of MTIA, CCT, PSA, or 103-12 IE: BLACKROCK GLOBAL ALLOCATION

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	5020

a Name of MTIA, CCT, PSA, or 103-12 IE: BLACKROCK LARGE VALUE

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)
01-0233346-000	P	3621

a Name of MTIA, CCT, PSA, or 103-12 IE: BLUE CHIP GROWTH FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 115128

a Name of MTIA, CCT, PSA, or 103-12 IE: CAPITAL APPRECIATION FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 1751

a Name of MTIA, CCT, PSA, or 103-12 IE: COLUMBIA VALUE & RESTRUCTURING

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 108072

a Name of MTIA, CCT, PSA, or 103-12 IE: DAVIS NEW YORK VENTURE

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 73688

a Name of MTIA, CCT, PSA, or 103-12 IE: DFA EMERGING MARKETS VALUE

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 30141

a Name of MTIA, CCT, PSA, or 103-12 IE: DFA INTERNATIONAL VALUE

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 5085

a Name of MTIA, CCT, PSA, or 103-12 IE: DFA U.S. SMALL CAP FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 11320

a Name of MTIA, CCT, PSA, or 103-12 IE: ENERGY

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 124936

a Name of MTIA, CCT, PSA, or 103-12 IE: EUROPACIFIC GROWTH FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 101736

a Name of MTIA, CCT, PSA, or 103-12 IE: EXPLORER

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 979

a Name of MTIA, CCT, PSA, or 103-12 IE: FINANCIAL SERVICES FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	4225
a Name of MTIA, CCT, PSA, or 103-12 IE: FRANKLIN BALANCE SHEET			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	3099
a Name of MTIA, CCT, PSA, or 103-12 IE: FRANKLIN SMALL MID GROWTH			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	37535
a Name of MTIA, CCT, PSA, or 103-12 IE: INTERNATIONAL OPPS FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	462
a Name of MTIA, CCT, PSA, or 103-12 IE: INTERNATIONAL VALUE FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	51416
a Name of MTIA, CCT, PSA, or 103-12 IE: INTL EQUITY INDEX FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	81769
a Name of MTIA, CCT, PSA, or 103-12 IE: INTL SMALL CAP FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	3542
a Name of MTIA, CCT, PSA, or 103-12 IE: INV SMALL CAP GROWTH			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	22633
a Name of MTIA, CCT, PSA, or 103-12 IE: INVESTMENT COMPANY OF AMERICA			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	84176
a Name of MTIA, CCT, PSA, or 103-12 IE: JOHN HANCOCK INTL GROWTH			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	2760

a Name of MTIA, CCT, PSA, or 103-12 IE: JPM MIDCAP VALUE FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	8293
a Name of MTIA, CCT, PSA, or 103-12 IE: LARGE CAP FUND			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	215
a Name of MTIA, CCT, PSA, or 103-12 IE: LEGG MASON CLEARBR AGG GROWTH			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	3015
a Name of MTIA, CCT, PSA, or 103-12 IE: LIFESTYLE AGGRESSIVE			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	180160
a Name of MTIA, CCT, PSA, or 103-12 IE: LIFESTYLE BALANCED			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	241379
a Name of MTIA, CCT, PSA, or 103-12 IE: LIFESTYLE CONSERVATIVE			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	3603
a Name of MTIA, CCT, PSA, or 103-12 IE: LIFESTYLE GROWTH			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	197010
a Name of MTIA, CCT, PSA, or 103-12 IE: LIFESTYLE MODERATE			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	22152
a Name of MTIA, CCT, PSA, or 103-12 IE: LM WESTRN ASSET GLB HIGH YIELD			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	12939
a Name of MTIA, CCT, PSA, or 103-12 IE: MFS UTILITIES			
b Name of sponsor of entity listed in (a): JOHN HANCOCK USA			
c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)	21960

a Name of MTIA, CCT, PSA, or 103-12 IE: MID CAP INDEX FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 9293

a Name of MTIA, CCT, PSA, or 103-12 IE: MID CAP STOCK FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 285

a Name of MTIA, CCT, PSA, or 103-12 IE: MID VALUE FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 11480

a Name of MTIA, CCT, PSA, or 103-12 IE: MID-CAP VALUE INDEX FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 694

a Name of MTIA, CCT, PSA, or 103-12 IE: MONEY MARKET FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 119125

a Name of MTIA, CCT, PSA, or 103-12 IE: MUTAUL BEACON

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 35608

a Name of MTIA, CCT, PSA, or 103-12 IE: MUTUAL GLOBAL DISCOVERY

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 449

a Name of MTIA, CCT, PSA, or 103-12 IE: NATURAL RESOURCES FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 14853

a Name of MTIA, CCT, PSA, or 103-12 IE: OPPENHEIMER DEVELOPING MKT

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 44484

a Name of MTIA, CCT, PSA, or 103-12 IE: OPPENHEIMER GLOBAL

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 61647

a Name of MTIA, CCT, PSA, or 103-12 IE: OPTIMIZED ALL CAP FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 2796

a Name of MTIA, CCT, PSA, or 103-12 IE: OPTIMIZED VALUE FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 18010

a Name of MTIA, CCT, PSA, or 103-12 IE: PIMCO ALL ASSET

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 177

a Name of MTIA, CCT, PSA, or 103-12 IE: PIMCO GLOBAL BOND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 520

a Name of MTIA, CCT, PSA, or 103-12 IE: PIMCO REAL RETURN

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 24391

a Name of MTIA, CCT, PSA, or 103-12 IE: PIMCO TOTAL RETURN

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 21790

a Name of MTIA, CCT, PSA, or 103-12 IE: REAL EST. SECURITIES FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 22846

a Name of MTIA, CCT, PSA, or 103-12 IE: RETIREMENT LIVING AT 2025

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 5803

a Name of MTIA, CCT, PSA, or 103-12 IE: RETIREMENT LIVING AT 2035

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 260

a Name of MTIA, CCT, PSA, or 103-12 IE: RETIREMENT LIVING AT 2040

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 0

a Name of MTIA, CCT, PSA, or 103-12 IE: RETIREMENT LIVING AT 2045

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 4027

a Name of MTIA, CCT, PSA, or 103-12 IE: RIVERSOURCE MID CAP VALUE

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 4932

a Name of MTIA, CCT, PSA, or 103-12 IE: ROYCE OPPORTUNITY

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 23492

a Name of MTIA, CCT, PSA, or 103-12 IE: SCIENCE & TECHNOLOGY FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 4822

a Name of MTIA, CCT, PSA, or 103-12 IE: SHORT-TERM FEDERAL

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 14441

a Name of MTIA, CCT, PSA, or 103-12 IE: SMALL CAP GROWTH INDEX

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 2573

a Name of MTIA, CCT, PSA, or 103-12 IE: SMALL CAP INDEX FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 14640

a Name of MTIA, CCT, PSA, or 103-12 IE: SMALL CAP VALUE FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 5958

a Name of MTIA, CCT, PSA, or 103-12 IE: SMALL COMPANY VALUE FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 104

a Name of MTIA, CCT, PSA, or 103-12 IE: T. ROWE PRICE EQUITY INC.

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 25366

a Name of MTIA, CCT, PSA, or 103-12 IE: T. ROWE PRICE HEALTH SCI

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 2990

a Name of MTIA, CCT, PSA, or 103-12 IE: T. ROWE PRICE SCI & TECH

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 11500

a Name of MTIA, CCT, PSA, or 103-12 IE: T. ROWE PRICE SPECTRUM INC

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 3181

a Name of MTIA, CCT, PSA, or 103-12 IE: TEMPLETON WORLD

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 12319

a Name of MTIA, CCT, PSA, or 103-12 IE: THE GROWTH FUND OF AMERICA

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 172497

a Name of MTIA, CCT, PSA, or 103-12 IE: TOTAL STOCK MARKET INDEX FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 13221

a Name of MTIA, CCT, PSA, or 103-12 IE: U.S. HIGH YIELD BOND FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 15804

a Name of MTIA, CCT, PSA, or 103-12 IE: UTILITIES FUND

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 1008

a Name of MTIA, CCT, PSA, or 103-12 IE: WASHINGTON MUTUAL INVESTORS

b Name of sponsor of entity listed in (a): JOHN HANCOCK USA

c EIN-PN 01-0233346-000	**d** Entity code P	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions) 5994

a Name of MTIA, CCT, PSA, or 103-12 IE:

b Name of sponsor of entity listed in (a):

c EIN-PN	**d** Entity code	**e** Dollar value of interest in MTIA, CCT, PSA, or 103-12 IE at end of year (see instructions)

Part II Information on Participating Plans (to be completed by DFEs)

(Complete as many entries as needed to report all participating plans)

a Plan name

b Name of plan sponsor	**c** EIN-PN

a Plan name

b Name of plan sponsor	**c** EIN-PN

a Plan name

b Name of plan sponsor	**c** EIN-PN

a Plan name

b Name of plan sponsor	**c** EIN-PN

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a Plan name

b Name of plan sponsor	**c** EIN-PN

a Plan name

b Name of plan sponsor	**c** EIN-PN

a Plan name

b Name of plan sponsor	**c** EIN-PN

a Plan name

b Name of plan sponsor	**c** EIN-PN

SCHEDULE H (Form 5500)

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Financial Information

This schedule is required to be filed under section 104 of the Employee Retirement Income Security Act of 1974 (ERISA), and section 6058(a) of the Internal Revenue Code (the Code).

▶ **File as an attachment to Form 5500.**

OMB No. 1210-0110

2009

This Form is Open to Public Inspection

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A Name of plan
NEW DAY FINANCIAL, LLC 401K PLAN

B Three-digit plan number (PN) ▶ 003

C Plan sponsor's name as shown on line 2a of Form 5500
NEW DAY FINANCIAL, LLC

D Employer Identification Number (EIN)
22-3887207

Part I Asset and Liability Statement

1 Current value of plan assets and liabilities at the beginning and end of the plan year. Combine the value of plan assets held in more than one trust. Report the value of the plan's interest in a commingled fund containing the assets of more than one plan on a line-by-line basis unless the value is reportable on lines 1c(9) through 1c(14). Do not enter the value of that portion of an insurance contract which guarantees, during this plan year, to pay a specific dollar benefit at a future date. **Round off amounts to the nearest dollar.** MTIAs, CCTs, PSAs, and 103-12 IEs do not complete lines 1b(1), 1b(2), 1c(8), 1g, 1h, and 1i. CCTs, PSAs, and 103-12 IEs also do not complete lines 1d and 1e. See instructions.

Assets		(a) Beginning of Year	(b) End of Year
a Total noninterest-bearing cash	1a	54211	80102
b Receivables (less allowance for doubtful accounts):			
(1) Employer contributions	1b(1)	0	0
(2) Participant contributions	1b(2)	0	0
(3) Other	1b(3)	0	0
c General investments:			
(1) Interest-bearing cash (include money market accounts & certificates of deposit)	1c(1)	0	0
(2) U.S. Government securities	1c(2)	0	0
(3) Corporate debt instruments (other than employer securities):			
(A) Preferred	1c(3)(A)	0	0
(B) All other	1c(3)(B)	0	0
(4) Corporate stocks (other than employer securities):			
(A) Preferred	1c(4)(A)	0	0
(B) Common	1c(4)(B)	0	0
(5) Partnership/joint venture interests	1c(5)	0	0
(6) Real estate (other than employer real property)	1c(6)	0	0
(7) Loans (other than to participants)	1c(7)	0	0
(8) Participant loans	1c(8)	69739	74053
(9) Value of interest in common/collective trusts	1c(9)	0	0
(10) Value of interest in pooled separate accounts	1c(10)	2019940	2547738
(11) Value of interest in master trust investment accounts	1c(11)	0	0
(12) Value of interest in 103-12 investment entities	1c(12)	0	0
(13) Value of interest in registered investment companies (e.g., mutual funds)	1c(13)	0	0
(14) Value of funds held in insurance company general account (unallocated contracts)	1c(14)	2218	26533
(15) Other	1c(15)	0	0

		(a) Beginning of Year	(b) End of Year
1d Employer-related investments:			
(1) Employer securities	1d(1)	0	0
(2) Employer real property	1d(2)	0	0
e Buildings and other property used in plan operation	1e	0	0
f Total assets (add all amounts in lines 1a through 1e)	1f	2146108	2728426
Liabilities			
g Benefit claims payable	1g	0	0
h Operating payables	1h	0	0
i Acquisition indebtedness	1i	0	0
j Other liabilities	1j	0	0
k Total liabilities (add all amounts in lines 1g through1j)	1k	0	0
Net Assets			
l Net assets (subtract line 1k from line 1f)	1l	2146108	2728426

Part II Income and Expense Statement

2 Plan income, expenses, and changes in net assets for the year. Include all income and expenses of the plan, including any trust(s) or separately maintained fund(s) and any payments/receipts to/from insurance carriers. Round off amounts to the nearest dollar. MTIAs, CCTs, PSAs, and 103-12 IEs do not complete lines 2a, 2b(1)(E), 2e, 2f, and 2g.

Income		(a) Amount	(b) Total
a Contributions:			
(1) Received or receivable in cash from: **(A)** Employers	2a(1)(A)	43405	
(B) Participants	2a(1)(B)	340738	
(C) Others (including rollovers)	2a(1)(C)		
(2) Noncash contributions	2a(2)		
(3) Total contributions. Add lines **2a(1)(A), (B), (C),** and line **2a(2)**	2a(3)		384143
b Earnings on investments:			
(1) Interest:			
(A) Interest-bearing cash (including money market accounts and certificates of deposit)	2b(1)(A)		
(B) U.S. Government securities	2b(1)(B)		
(C) Corporate debt instruments	2b(1)(C)		
(D) Loans (other than to participants)	2b(1)(D)		
(E) Participant loans	2b(1)(E)	3898	
(F) Other	2b(1)(F)	178	
(G) Total interest. Add lines **2b(1)(A)** through **(F)**	2b(1)(G)		4076
(2) Dividends: **(A)** Preferred stock	2b(2)(A)		
(B) Common stock	2b(2)(B)		
(C) Registered investment company shares (e.g. mutual funds)	2b(2)(C)		
(D) Total dividends. Add lines **2b(2)(A)**, **(B)**, and **(C)**	2b(2)(D)		0
(3) Rents	2b(3)		
(4) Net gain (loss) on sale of assets: **(A)** Aggregate proceeds	2b(4)(A)		
(B) Aggregate carrying amount (see instructions)	2b(4)(B)		
(C) Subtract line **2b(4)(B)** from line **2b(4)(A)** and enter result	2b(4)(C)		0

		(a) Amount	(b) Total
2b (5) Unrealized appreciation (depreciation) of assets: (A) Real estate	2b(5)(A)		
(B) Other	2b(5)(B)		
(C) Total unrealized appreciation of assets. Add lines 2b(5)(A) and (B)	2b(5)(C)		0
(6) Net investment gain (loss) from common/collective trusts	2b(6)		
(7) Net investment gain (loss) from pooled separate accounts	2b(7)		643615
(8) Net investment gain (loss) from master trust investment accounts	2b(8)		
(9) Net investment gain (loss) from 103-12 investment entities	2b(9)		
(10) Net investment gain (loss) from registered investment companies (e.g., mutual funds)	2b(10)		
c Other income	2c		
d Total income. Add all **income** amounts in column (b) and enter total	2d		1031834
Expenses			
e Benefit payment and payments to provide benefits:			
(1) Directly to participants or beneficiaries, including direct rollovers	2e(1)	432594	
(2) To insurance carriers for the provision of benefits	2e(2)		
(3) Other	2e(3)		
(4) Total benefit payments. Add lines 2e(1) through (3)	2e(4)		432594
f Corrective distributions (see instructions)	2f		
g Certain deemed distributions of participant loans (see instructions)	2g		
h Interest expense	2h		
i Administrative expenses: (1) Professional fees	2i(1)		
(2) Contract administrator fees	2i(2)	16922	
(3) Investment advisory and management fees	2i(3)		
(4) Other	2i(4)		
(5) Total administrative expenses. Add lines 2i(1) through (4)	2i(5)		16922
j Total expenses. Add all **expense** amounts in column (b) and enter total	2j		449516
Net Income and Reconciliation			
k Net income (loss). Subtract line 2j from line 2d	2k		582318
l Transfers of assets:			
(1) To this plan	2l(1)		
(2) From this plan	2l(2)		

Part III Accountant's Opinion

3 Complete lines 3a through 3c if the opinion of an independent qualified public accountant is attached to this Form 5500. Complete line 3d if an opinion is not attached.

a The attached opinion of an independent qualified public accountant for this plan is (see instructions):

(1) [ ] Unqualified (2) [ ] Qualified (3) [X] Disclaimer (4) [ ] Adverse

b Did the accountant perform a limited scope audit pursuant to 29 CFR 2520.103-8 and/or 103-12(d)? [X] Yes [ ] No

c Enter the name and EIN of the accountant (or accounting firm) below:

(1) Name: ROSEN, SAPPERSTEIN & FRIEDLANDER (2) EIN: 52-1374503

d The opinion of an independent qualified public accountant is **not attached** because:

(1) [ ] This form is filed for a CCT, PSA, or MTIA. (2) [ ] It will be attached to the next Form 5500 pursuant to 29 CFR 2520.104-50.

Part IV Compliance Questions

4 CCTs and PSAs do not complete Part IV. MTIAs, 103-12 IEs, and GIAs do not complete 4a, 4e, 4f, 4g, 4h, 4k, 4m, 4n, or 5. 103-12 IEs also do not complete 4j and 4l. MTIAs also do not complete 4l.

During the plan year:

		Yes	No	Amount
a	Was there a failure to transmit to the plan any participant contributions within the time period described in 29 CFR 2510.3-102? Continue to answer "Yes" for any prior year failures until fully corrected. (See instructions and DOL's Voluntary Fiduciary Correction Program.)	4a	X		268171
b	Were any loans by the plan or fixed income obligations due the plan in default as of the close of the plan year or classified during the year as uncollectible? Disregard participant loans secured by participant's account balance. (Attach Schedule G (Form 5500) Part I if "Yes" is checked.)	4b		X	
c	Were any leases to which the plan was a party in default or classified during the year as uncollectible? (Attach Schedule G (Form 5500) Part II if "Yes" is checked.)	4c		X	
d	Were there any nonexempt transactions with any party-in-interest? (Do not include transactions reported on line 4a. Attach Schedule G (Form 5500) Part III if "Yes" is checked.)	4d		X	
e	Was this plan covered by a fidelity bond?	4e	X		500000
f	Did the plan have a loss, whether or not reimbursed by the plan's fidelity bond, that was caused by fraud or dishonesty?	4f		X	
g	Did the plan hold any assets whose current value was neither readily determinable on an established market nor set by an independent third party appraiser?	4g		X	
h	Did the plan receive any noncash contributions whose value was neither readily determinable on an established market nor set by an independent third party appraiser?	4h		X	
i	Did the plan have assets held for investment? (Attach schedule(s) of assets if "Yes" is checked, and see instructions for format requirements.)	4i	X		
j	Were any plan transactions or series of transactions in excess of 5% of the current value of plan assets? (Attach schedule of transactions if "Yes" is checked, and see instructions for format requirements.)	4j		X	
k	Were all the plan assets either distributed to participants or beneficiaries, transferred to another plan, or brought under the control of the PBGC?	4k		X	
l	Has the plan failed to provide any benefit when due under the plan?	4l		X	
m	If this is an individual account plan, was there a blackout period? (See instructions and 29 CFR 2520.101-3.)	4m		X	
n	If 4m was answered "Yes," check the "Yes" box if you either provided the required notice or one of the exceptions to providing the notice applied under 29 CFR 2520.101-3.	4n			

5a Has a resolution to terminate the plan been adopted during the plan year or any prior plan year? If yes, enter the amount of any plan assets that reverted to the employer this year ☐ **Yes** ☒ **No** **Amount:**

5b If, during this plan year, any assets or liabilities were transferred from this plan to another plan(s), identify the plan(s) to which assets or liabilities were transferred. (See instructions.)

5b(1) Name of plan(s)	**5b(2)** EIN(s)	**5b(3)** PN(s)

SCHEDULE R (Form 5500)

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Retirement Plan Information

This schedule is required to be filed under section 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and section 6058(a) of the Internal Revenue Code (the Code).

▶ **File as an attachment to Form 5500.**

OMB No. 1210-0110

2009

This Form is Open to Public Inspection.

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A Name of plan
NEW DAY FINANCIAL, LLC 401K PLAN

B Three-digit plan number (PN) ▶ 003

C Plan sponsor's name as shown on line 2a of Form 5500
NEW DAY FINANCIAL, LLC

D Employer Identification Number (EIN)
22-3887207

Part I Distributions

All references to distributions relate only to payments of benefits during the plan year.

1 Total value of distributions paid in property other than in cash or the forms of property specified in the instructions **1** 0

2 Enter the EIN(s) of payor(s) who paid benefits on behalf of the plan to participants or beneficiaries during the year (if more than two, enter EINs of the two payors who paid the greatest dollar amounts of benefits):

EIN(s): 01-0233346

Profit-sharing plans, ESOPs, and stock bonus plans, skip line 3.

3 Number of participants (living or deceased) whose benefits were distributed in a single sum, during the plan year. **3**

Part II Funding Information (If the plan is not subject to the minimum funding requirements of section of 412 of the Internal Revenue Code or ERISA section 302, skip this Part)

4 Is the plan administrator making an election under Code section 412(d)(2) or ERISA section 302(d)(2)? ..... ☐ **Yes** ☐ **No** ☐ **N/A**

If the plan is a defined benefit plan, go to line 8.

5 If a waiver of the minimum funding standard for a prior year is being amortized in this plan year, see instructions and enter the date of the ruling letter granting the waiver. **Date:** Month _____ Day _____ Year _____

If you completed line 5, complete lines 3, 9, and 10 of Schedule MB and do not complete the remainder of this schedule.

6 **a** Enter the minimum required contribution for this plan year **6a**

b Enter the amount contributed by the employer to the plan for this plan year **6b**

c Subtract the amount in line 6b from the amount in line 6a. Enter the result (enter a minus sign to the left of a negative amount) **6c**

If you completed line 6c, skip lines 8 and 9.

7 Will the minimum funding amount reported on line 6c be met by the funding deadline? ..... ☐ **Yes** ☐ **No** ☐ **N/A**

8 If a change in actuarial cost method was made for this plan year pursuant to a revenue procedure providing automatic approval for the change or a class ruling letter, does the plan sponsor or plan administrator agree with the change? ..... ☐ **Yes** ☐ **No** ☐ **N/A**

Part III Amendments

9 If this is a defined benefit pension plan, were any amendments adopted during this plan year that increased or decreased the value of benefits? If yes, check the appropriate box(es). If no, check the "No" box. ..... ☐ **Increase** ☐ **Decrease** ☐ **Both** ☐ **No**

Part IV ESOPs (see instructions). If this is not a plan described under Section 409(a) or 4975(e)(7) of the Internal Revenue Code, skip this Part.

10 Were unallocated employer securities or proceeds from the sale of unallocated securities used to repay any exempt loan? ..... ☐ **Yes** ☐ **No**

11 **a** Does the ESOP hold any preferred stock? ..... ☐ **Yes** ☐ **No**

b If the ESOP has an outstanding exempt loan with the employer as lender, is such loan part of a "back-to-back" loan? (See instructions for definition of "back-to-back" loan.) ..... ☐ **Yes** ☐ **No**

12 Does the ESOP hold any stock that is not readily tradable on an established securities market? ..... ☐ **Yes** ☐ **No**

Part V Additional Information for Multiemployer Defined Benefit Pension Plans

13 Enter the following information for each employer that contributed more than 5% of total contributions to the plan during the plan year (measured in dollars). See instructions. *Complete as many entries as needed to report all applicable employers.*

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

---

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

---

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

---

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

---

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

---

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

---

a Name of contributing employer

b EIN **c** Dollar amount contributed by employer

d Date collective bargaining agreement expires *(If employer contributes under more than one collective bargaining agreement, check box ☐ and see instructions regarding required attachment. Otherwise, enter the applicable date.)* Month _____ Day _____ Year _____

e Contribution rate information *(If more than one rate applies, check this box ☐ and see instructions regarding required attachment. Otherwise, complete items 13e(1) and 13e(2).)*
(1) Contribution rate (in dollars and cents) _____
(2) Base unit measure: ☐ Hourly ☐ Weekly ☐ Unit of production ☐ Other (specify):

14 Enter the number of participants on whose behalf no contributions were made by an employer as an employer of the participant for:

a The current year	**14a**	
b The plan year immediately preceding the current plan year	**14b**	
c The second preceding plan year	**14c**	

15 Enter the ratio of the number of participants under the plan on whose behalf no employer had an obligation to make an employer contribution during the current plan year to:

a The corresponding number for the plan year immediately preceding the current plan year	**15a**	
b The corresponding number for the second preceding plan year	**15b**	

16 Information with respect to any employers who withdrew from the plan during the preceding plan year:

a Enter the number of employers who withdrew during the preceding plan year	**16a**	
b If item 16a is greater than 0, enter the aggregate amount of withdrawal liability assessed or estimated to be assessed against such withdrawn employers	**16b**	

17 If assets and liabilities from another plan have been transferred to or merged with this plan during the plan year, check box and see instructions regarding supplemental information to be included as an attachment. ☐

Part VI Additional Information for Single-Employer and Multiemployer Defined Benefit Pension Plans

18 If any liabilities to participants or their beneficiaries under the plan as of the end of the plan year consist (in whole or in part) of liabilities to such participants and beneficiaries under two or more pension plans as of immediately before such plan year, check box and see instructions regarding supplemental information to be included as an attachment ☐

19 If the total number of participants is 1,000 or more, complete items (a) through (c)

a Enter the percentage of plan assets held as:
Stock: _____% Investment-Grade Debt: _____% High-Yield Debt: _____% Real Estate: _____% Other: _____%

b Provide the average duration of the combined investment-grade and high-yield debt:
☐ 0-3 years ☐ 3-6 years ☐ 6-9 years ☐ 9-12 years ☐ 12-15 years ☐ 15-18 years ☐ 18-21 years ☐ 21 years or more

c What duration measure was used to calculate item 19(b)?
☐ Effective duration ☐ Macaulay duration ☐ Modified duration ☐ Other (specify):

NEW DAY FINANCIAL, LLC 401(K) PLAN

FINANCIAL STATEMENTS

DECEMBER 31, 2009 AND 2008



ROSEN, SAPPERSTEIN & FRIEDLANDER, CHARTERED
Business Consultants & Certified Public Accountants

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ROSEN, SAPPERSTEIN & FRIEDLANDER, CHARTERED
Business Consultants & Certified Public Accountants

American Institute of Certified Public Accountants
Maryland Association of Certified Public Accountants
AICPA Center for Audit Quality
AICPA Employee Benefit Plan Audit Quality Center
CPA Associates International, Inc. with Associated Offices in Principal U.S. and International Cities

Independent Auditor's Report

To the Board of Trustees and Participants of
New Day Financial, LLC 401(k) Plan

We were engaged to audit the accompanying statements of net assets available for benefits of New Day Financial, LLC 401(k) Plan (the Plan) as of December 31, 2009 and 2008, and the related statement of changes in net assets available for benefits for the year ended December 31, 2009, and the supplemental schedules as of December 31, 2009, as listed in the accompanying index. These financial statements and supplemental schedules are the responsibility of the Plan's management.

As permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act (ERISA) of 1974, the plan administrator instructed us not to perform, and we did not perform, any auditing procedures with respect to the information summarized in Note 4, which was certified by John Hancock USA, the custodian of the Plan, except for comparing the information with the related information included in the financial statements and supplemental schedules. We have been informed by the plan administrator that the custodian holds the Plan's investment assets and executes investment transactions. The plan administrator has obtained a certification from the custodian as of December 31, 2009 and 2008, and for the year ended December 31, 2009, that the information provided to the plan administrator by the custodian is complete and accurate.

Because of the significance of the information that we did not audit, we are unable to, and do not, express an opinion on the accompanying financial statements and supplemental schedules taken as a whole. The form and content of the information included in the financial statements and supplemental schedules, other than that derived from information certified by the custodian, has been audited by us in accordance with auditing standards generally accepted in the United States of America and, in our opinion, is presented in compliance with the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974.

Rosen, Sapperstein & Friedlander, Chartered

Rosen, Sapperstein & Friedlander, Chartered
Certified Public Accountants

Owings Mills, Maryland
December 20, 2011

BALTIMORE 410-581-0800 • WASHINGTON 301-470-7476 • FAX 410-581-2268 • E-MAIL: INFO@RSFCHART.COM
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NEW DAY FINANCIAL, LLC 401(K) PLAN
STATEMENTS OF NET ASSETS AVAILABLE FOR BENEFITS
DECEMBER 31, 2009 AND 2008

	2009	2008
ASSETS		
CASH (NOTE 4)	$ 80,102	$ 54,211
INVESTMENTS (NOTES 1, 2, 3, 4 AND 5)	2,648,324	2,091,897
TOTAL ASSETS	2,728,426	2,146,108
LIABILITIES		
DUE TO PARTICIPANTS (NOTE 12)	43,424	35,353
NET ASSETS AVAILABLE FOR BENEFITS	$ 2,685,002	$ 2,110,755

See Independent Auditors' Report and Accompanying Notes

NEW DAY FINANCIAL, LLC 401(K) PLAN
STATEMENT OF CHANGES IN NET ASSETS AVAILABLE FOR BENEFITS
FOR THE YEAR ENDED DECEMBER 31, 2009

ADDITIONS	
INVESTMENT INCOME (NOTES 2 AND 4)	
Net appreciation in fair value of investments	$ 643,615
Interest and dividends	4,076
TOTAL INVESTMENT INCOME	647,691
CONTRIBUTIONS (NOTE 1)	
Participants	340,738
Employer	43,405
TOTAL CONTRIBUTIONS	384,143
TOTAL ADDITIONS	1,031,834
DEDUCTIONS	
Administrative expenses (Notes 2 and 10)	16,922
Benefits paid to participants (Notes 1 and 2)	440,665
TOTAL DEDUCTIONS	457,587
NET INCREASE	574,247
NET ASSETS AVAILABLE FOR BENEFITS - BEGINNING OF YEAR	2,110,755
NET ASSETS AVAILABLE FOR BENEFITS - END OF YEAR	$ 2,685,002

See Independent Auditors' Report and Accompanying Notes

NOTE 1 – DESCRIPTION OF PLAN

Description of Plan

The following brief description of the New Day Financial, LLC 401(k) Plan (the Plan) provides only general information. Participants should refer to the Plan agreement for a more complete description of the Plan's provisions.

General

The Plan is a defined contribution plan covering all eligible employees of New Day Financial, LLC and its subsidiaries (the Company). As of January 1, 2008, employees of Lending Space, LLC and Chrysalis Analytics, LLC became eligible to participate in the Plan. Employees of the Company are eligible to participate in the Plan following the completion of ninety (90) days of service. Entry dates for the Plan are the first day of the quarter coinciding with or next following the date on which the employee meets the eligibility requirements. Employees are granted service credit for employment with First Guaranty Mortgage Corporation, Community First Financial, LLC, SouthBanc Mortgage Services and LendingSpace, Inc. The Plan is subject to the provisions of the Employee Retirement Income Security Act (ERISA) of 1974.

Contributions

Each year, participants may contribute up to the maximum amount allowable under the Internal Revenue Code. Participants who have attained age 50 prior to the end of the plan year are eligible to make catch-up contributions. Participants may also contribute amounts representing distributions from other qualified plans. Participants direct their contributions into various investment options offered by the Plan. Contributions are subject to certain limitations.

The Company may make discretionary matching contribution to be determined annually. For the years ended December 31, 2009 and 2008, the Company's discretionary matching contribution was equal to twenty percent (20%) of a participant's salary deferral contributions up to six percent (6%) of compensation, as defined. For the year ended December 31, 2009, the Company elected to make a matching contribution, net of forfeitures, in the amount of $43,405. The Company's matching contribution is invested into the same funds selected by the participants.

Participant Accounts

Each participant's account is credited with the participant's contribution and allocations of (a) the Company's' contribution and (b) plan earnings (losses), and charged with an allocation of administrative expenses. Allocations are based on participant earnings (losses) or account balances, as defined. The benefit to which a participant is entitled is the benefit that can be provided from the participant's vested account.

NOTE 1 – DESCRIPTION OF PLAN – CONTINUED

Vesting

Participants are immediately vested in their contributions plus actual earnings (losses) thereon. Vesting in discretionary matching contributions is subject to a vesting schedule based on years of service, as defined in the Plan. A participant vest twenty percent (20%) after one (1) year of service and each year thereafter over a five (5) year schedule to become one-hundred percent (100%) vested.

Participant Loans

Participants may borrow from their fund accounts a minimum of $1,000 up to a maximum equal to the lesser of $50,000 or fifty percent (50%) of their vested account balance. Loans must be repaid within five (5) years unless the proceeds are used to acquire a principal residence. No more than two (2) loans may be outstanding at any time. The loans are secured by the balance in the participant's account and bear interest at 4.25%, which is commensurate with local prevailing rates as determined by the plan administrator. Principal and interest is paid ratably through payroll deductions.

Payment of Benefits

Upon termination of services due to retirement or other reasons, a participant may receive a lump-sum amount equal to the vested value of his or her account. In instances of termination of services due to death or disability, the participant or beneficiary will become fully vested in their account and they or their beneficiary may elect to receive the value of their account in a lump sum. Terminated participants with greater than $5,000 in their individual account may defer receipt of their account until a later date. Participants are also permitted to make hardship withdrawals if certain criteria, as defined by the Plan, are met.

Forfeited Accounts

Nonvested portions of the Company's contributions are forfeited as of a participant's termination date and are used to reduce the Company's matching contributions. At December 31, 2009 and 2008, forfeited nonvested accounts totaled $80,102 and $54,211, respectively. During 2009, no forfeiture monies were used.

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUTING POLICIES

Basis of Presentation
The Plan's financial statements are prepared on the accrual basis of accounting.

Investment contracts held by a defined-contribution plan are required to be reported at fair value. However, contract value is the relevant measurement attribute for that portion of the net assets available for benefits of a defined-contribution plan attributable to fully benefit-responsive investment contracts because contract value is the amount participants would receive if they were to initiate permitted transactions under the terms of the Plan. The statements of net assets available for benefits present the fair value of the investment contracts as well as the adjustment of the fully benefit-responsive investment contracts from fair value to contract value. The statement of changes in net assets available for benefits is prepared on a contract value basis.

Use of Estimates
The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America (GAAP) requires the plan administrator to make estimates and assumptions that affect the reported amounts of assets and liabilities and changes therein, and disclosure of contingent assets and liabilities. Actual results could differ from those estimates.

Recently Adopted Accounting Pronouncements
In June 2009, the Financial Accounting Standards Board (FASB) issued authoritative guidance codifying GAAP. While the guidance was not intended to change GAAP, it changed the way the Company references these accounting principles in the notes to the financial statements. This guidance was effective for reporting periods ending after September 15, 2009.

In May 2009, the FASB issued authoritative guidance that sets forth general accounting and disclosure requirements for events that occur subsequent to the statement of net assets available for benefits but before the Plan's financial statements are issued, and is effective for periods ending after June 15, 2009.

Investment Valuation
Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note 3 for a discussion of fair value measurements.

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUTING POLICIES - CONTINUED

Investment Valuation - Continued
Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date. Net appreciation includes the Plan's gains and losses on investments bought and sold as well as held during the year.

Payment of Benefits
Benefits are recorded when paid.

Administrative Expenses
The Company has elected to pay a portion of administrative expenses on behalf of the Plan.

Reclassifications
Certain reclassifications have been made to the prior year audited financial statements for comparative purposes to conform to the current year audited financial statement presentation.

Subsequent Events
Events that occurred subsequent to December 31, 2009 have been evaluated by the Plan's management for potential recognition or disclosure in the financial statements through the date of the independent auditors' report, which is the date the financial statements were available to be issued.

NOTE 3 – FAIR VALUE MEASUREMENTS

The Plan adopted the Fair Value Measurements and Disclosures topic of the FASB Accounting Standards Codification, which establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobservable inputs (Level 3 measurements). The three (3) levels of the fair value hierarchy under the Fair Value Measurements and Disclosures topic are described as follows:

Level 1
Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.

NOTE 3 – FAIR VALUE MEASUREMENTS – CONTINUED

Level 2
Inputs to the valuation methodology include:

- quoted prices for similar assets or liabilities in active markets;
- quoted prices for identical or similar assets or liabilities in inactive markets;
- inputs other than quoted prices that are observable for the asset or liability; and
- inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the level 2 input must be observable for substantially the full term of the asset or liability.

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

The asset or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

The following is a description of the valuation methodologies used for assets measured at fair value.

Pooled separate accounts: Valued at the number of shares of the respective underlying fund multiplied by the closing net asset value per share quoted by that fund.

Guaranteed investment contracts: Valued at the amount plan participants would receive currently if they were to withdraw or transfer funds within the Plan prior to their maturity, which approximates fair value.

Participant loans: Valued at amortized cost, which approximates fair value.

The preceding methods described may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, although the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

NOTE 3 – FAIR VALUE MEASUREMENTS – CONTINUED

The following table sets forth by level, within the fair value hierarchy, the Plan's assets at fair value as of December 31, 2009 and 2008.

	Assets at Fair Value as of December 31, 2009			
	Level 1	Level 2	Level 3	Total
Pooled separate accounts	$ 2,547,737	$ -	$ -	$ 2,547,737
Guaranteed investment contracts	26,533	-	-	26,533
Participant loans	-	-	74,054	74,054
Total Assets at Fair Value	$ 2,574,270	$ -	$ 74,054	$ 2,648,324

	Assets at Fair Value as of December 31, 2008			
	Level 1	Level 2	Level 3	Total
Pooled separate accounts	$ 2,019,940	$ -	$ -	$ 2,019,940
Guaranteed investment contracts	2,218	-	-	2,218
Participant loans	-	-	69,739	69,739
Total Assets at Fair Value	$ 2,022,158	$ -	$ 69,739	$ 2,091,897

The following table sets forth a summary of changes in the fair value of the Plan's level 3 assets for the year ended December 31, 2009:

	Participant Loans
Balance - beginning of year	$ 69,739
Issuances, repayments and settlements (net)	4,315
Balance - end of year	$ 74,054

NOTE 4 – INFORMATION CERTIFIED BY THE PLAN'S CUSTODIAN

At December 31, 2009 and 2008, the Plan's investments were held by John Hancock USA, the custodian of the Plan. The plan administrator has elected the method of annual reporting compliance permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under ERISA. Accordingly, the custodian has certified that the following data included in the accompanying financial statements and supplemental schedules is complete and accurate.

	2009	2008
Investments		
Pooled separate accounts	$ 2,547,737	$ 2,019,940
Guaranteed investment contract	26,533	2,218
Cash	80,102	54,211
Participant loans	74,054	69,739
Total investments	$ 2,728,426	$ 2,146,108

Investment income for the year ended December 31, 2009:	
Interest and dividends	$ 4,076
Net appreciation in fair value of investments	643,615
Total	$ 647,691

The Plan's auditors did not perform auditing procedures with respect to this information, except for comparing such information to the related information included in the financial statements and supplemental schedule of assets held.

NOTE 5 – INVESTMENTS

The following presents investments that represent five percent (5%) or more of the Plan's net assets as of December 31, 2009 and 2008:

	2009	2008
Lifestyle Balance Fund	$ 243,605	$ 204,902
Lifestyle Growth Fund	198,895	196,917
Lifestyle Aggressive Fund	182,913	126,587
American Funds Growth Fund	175,010	125,711
Energy Fund	N/A	119,673
Money Market Fund	N/A	142,334
500 Index Fund	149,672	N/A

NOTE 6 – INVESTMENT CONTRACTS WITH INSURANCE COMPANY

John Hancock USA maintains certain contributions in a general account. The account is credited with earnings at guaranteed crediting rates. The contract value represents deposits made to the contract, earnings at guaranteed crediting rates less withdrawals and administrative fees. The contract is a promise to pay interest at crediting rates announced in advance for specific amounts of time. The contract does not include a market value adjustment upon discontinuance and there are no known cash flows that could be discounted. As a result, the amounts reported on the statements of net assets available for benefit are equal to contract value. The average yield for this account for the years ended December 31, 2009 and 2008 was 2.7% and 3.6%, respectively; the amount of valuation reserves to adjust contract amounts was $0. The basis and frequency of determining credit interest-rate resets every six (6) months, on January 1st and July 1st.

NOTE 7 – PLAN TERMINATION

Although it has not expressed any intent to do so, the Company has the right under the Plan to discontinue its contributions at any time and to terminate the Plan subject to the provisions of ERISA. In the event of Plan termination, participants will become one-hundred percent (100%) vested in their employer contributions and the Plan's assets would be distributed to the participants in accordance with their account balances.

NOTE 8 – INCOME TAX STATUS

The Plan adopted a prototype plan which had received a determination letter dated August 7, 2001 from the Internal Revenue Service which stated that the Plan, as then designed, was in compliance with the applicable requirements of the Internal Revenue Code. The Plan has been amended since receiving the determination letter. However, the plan administrator believes that the Plan is currently designed and being operated in compliance with the applicable requirements of the Internal Revenue Code. Therefore, no provision for income taxes has been included in the Plan's financial statements.

NOTE 9 – RECONCILIATION OF FINANCIAL STATEMENTS TO FORM 5500

The following is reconciliation between the financial statements to Form 5500:

	2009	2008
Net assets available for benefit per the financial statements	$ 2,685,002	$ 2,110,755
Amount due to participants	43,424	35,353
Net assets available for benefit per the Form 5500	$ 2,728,426	$ 2,146,108
Net increase in net assets available for benefits per the financial statements	$ 574,247	
Timing difference relating to amount due to participants	8,071	
Net increase in net assets available for benefits per the Form 5500	$ 582,318	

NOTE 10 – RELATED PARTY TRANSACTIONS

Certain Plan investments are shares of pooled separate accounts and a guaranteed investment contract managed by John Hancock USA. John Hancock is the custodian as defined by the Plan and, therefore, these transactions qualify as party-in-interest transactions. Fees paid by the Plan to John Hancock USA and others for investment management services totaled $16,922 for the year ended December 31, 2009.

NOTE 11 – DELINQUENT PARTICIPANT CONTRIBUTIONS

During 2009, the plan sponsor failed to deposit participant deferrals and loan payments within the required timeframe as stated by the United States Department of Labor (DOL). The DOL considers late deposits to be prohibited transactions. These delinquent contributions were remitted to the Plan in 2009 and earnings were remitted in November 2011 to correct participants' accounts. In September 2011, the plan sponsor filed Form 5330 and paid the applicable excise tax from plan sponsor assets.

NOTE 12 - DUE TO PARTICIPANTS

This balance represents refunds due to participants for excess contributions paid based on nondiscrimination testing results. These refunds were paid subsequent to the Plan year end.

NOTE 13 – RISKS AND UNCERTANTIES

The Plan invests in various investment securities. Investment securities are exposed to various risks such as interest rate, market and credit risks. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the value of investment securities will occur in the near term and that such changes could materially affect participant's account balances and the amounts reported in the statements of net assets available for benefits.

SUPPLEMENTAL SCHEDULES

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF ASSETS (HELD AT END OF YEAR)
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4i EIN 22-3887207 PLAN #003

(a) Party-in-Interest	(b) Identity of Issue, Borrower or Similar Party	(c) Description of Investment	(e) Current Value
		Guaranteed Investment Contracts	
*	John Hancock	3 Year Comp	$ 26,533
		Pooled Separate Accounts	
*	John Hancock	Lifecycle 2025 Fund	6,092
*	John Hancock	Lifecycle 2035 Fund	260
*	John Hancock	Lifecycle 2040 Fund	4,405
*	John Hancock	Lifecycle 2045 Fund	4,027
*	John Hancock	Lifestyle Conservative Fund	3,603
*	John Hancock	Lifestyle Moderate Fund	22,217
*	John Hancock	Lifestyle Balance Fund	243,605
*	John Hancock	Lifestyle Growth Fund	198,895
*	John Hancock	Lifestyle Aggressive Fund	182,913
*	John Hancock	Short Term Federal Fund	14,441
*	John Hancock	Real Return Fund	26,806
*	John Hancock	PIMCO Total Return Fund	23,696
*	John Hancock	PIMCO Global Bond Fund	520
*	John Hancock	T. Rowe Price Spectrum Fund	3,181
*	John Hancock	High Yield Fund	13,243
*	John Hancock	PIMCO All Asset Fund	177
*	John Hancock	American Funds Am Balanced Fund	27,669
*	John Hancock	American Funds Wash Mutual Fund	5,994
*	John Hancock	T. Rowe Price Equity Fund	25,519
*	John Hancock	American Funds Investment Companies Fund	86,242
*	John Hancock	BlackRock Global Allocation Fund	5,172
*	John Hancock	Davis New York Venture Fund	74,746
*	John Hancock	Mutual Beacon Fund	36,089
*	John Hancock	Franklin Balance Sheet Fund	3,099
*	John Hancock	Mutual Discovery Fund	449
*	John Hancock	Mid Value Fund	8,402
*	John Hancock	Mid Value Index Fund	729
*	John Hancock	RiverSource Mid Cap Value Fund	5,084

See Independent Auditors' Report

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF ASSETS (HELD AT END OF YEAR) - CONTINUED
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4i EIN 22-3887207 PLAN #003

(a) Party-in-Interest	(b) Identity of Issue, Borrower or Similar Party	(c) Description of Investment	(e) Current Value
*	John Hancock	American Funds Growth Fund	$ 175,010
*	John Hancock	MFS Utilities Fund	21,960
*	John Hancock	Large Cap Value Fund	3,621
*	John Hancock	Excelsior Value & Restructure Fund	110,418
*	John Hancock	Templeton World Fumd	12,319
*	John Hancock	Oppenheimer Global Fund	62,410
*	John Hancock	American Funds EuroPacific	102,741
*	John Hancock	DFA International Value Fund	5,397
*	John Hancock	John Hancock International Growth Fund	2,776
*	John Hancock	Energy Fund	126,119
*	John Hancock	Legg Partners Agg Growth Fund	3,015
*	John Hancock	American Century Vista Fund	32,638
*	John Hancock	Small Cap Growth Index Fund	2,625
*	John Hancock	DFA U.S. Small Cap Fund	11,320
*	John Hancock	Opportunity Fund	23,805
*	John Hancock	Small -Mid Growth Fund	38,454
*	John Hancock	Explorer Fund	979
*	John Hancock	Small Growth Fund	22,778
*	John Hancock	T. Rowe Price Health Science Fund	3,269
*	John Hancock	DFA Emerging Markets Value Fund	30,670
*	John Hancock	Oppenheimer Developing Marketing Fund	44,734
*	John Hancock	T. Rowe Price Sci & Technology Fund	11,500
*	John Hancock	Money Market Fund	120,417
*	John Hancock	U.S. High Yield Bond Fund	15,858
*	John Hancock	OPT Value Fund	18,162
*	John Hancock	VS Large Cap Fund	215
*	John Hancock	500 Index Fund	149,672
*	John Hancock	VS All Cap Value Fund	703
*	John Hancock	VS Capital Appreciation Fund	1,784
*	John Hancock	VS Mid Cap Value Fund	11,529
*	John Hancock	VS Small Company Value Fund	104

See Independent Auditors' Report

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF ASSETS (HELD AT END OF YEAR) - CONTINUED
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4i EIN 22-3887207 PLAN #003

(a) Party-in-Interest	(b) Identity of Issue, Borrower or Similar Party	(c) Description of Investment	(e) Current Value
*	John Hancock	VS Small Value Fund	$ 6,052
*	John Hancock	Index Mid Fund	9,403
*	John Hancock	VS Real Est. Securities Fund	23,433
*	John Hancock	VS Utilities Fund	1,008
*	John Hancock	VS Blue Chip Fund	116,797
*	John Hancock	Index Total Fund	13,221
*	John Hancock	Opt All Cap Fund	2,832
*	John Hancock	VS International Value Fund	51,938
*	John Hancock	Index International Fund	83,981
*	John Hancock	VS International SM Fund	3,669
*	John Hancock	VS Financial Fund	4,225
*	John Hancock	VS All Growth Fund	1,418
*	John Hancock	VS Natural Resources Fund	15,167
*	John Hancock	VS MC Short Term Fund	285
*	John Hancock	VS Science & Technology Fund	4,822
*	John Hancock	VS International Opps Fund	462
*	John Hancock	Index Small Fund	14,747
		Participant Loans	
*	Participant Loans	Interest rates of 4.25%	74,054
	TOTAL INVESTMENTS		$ 2,648,324

* Denotes party-in-interest.

All investments are participant directed; therefore, cost information (d) is not required.

See Independent Auditors' Report

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF DELINQUENT PARTICIPANT CONTRIBUTIONS
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4a EIN 22-3887207 PLAN #003

	Participant Contributions Transferred Late to Plan, Including Loan Repayments	Total That Constitutes Nonexempt Prohibited Transactions
Total	$ 268,171	$ 268,171

See Independent Auditors' Report

Form 5500

Department of the Treasury
Internal Revenue Service

Department of Labor
Employee Benefits Security Administration

Pension Benefit Guaranty Corporation

Annual Return/Report of Employee Benefit Plan

This form is required to be filed for employee benefit plans under sections 104 and 4065 of the Employee Retirement Income Security Act of 1974 (ERISA) and sections 6047(e) and 6058(a) of the Internal Revenue Code (the Code).

▶ **Complete all entries in accordance with the instructions to the Form 5500.**

OMB Nos. 1210-0110
1210-0089

2009

This Form is Open to Public Inspection

Part I Annual Report Identification Information

For calendar plan year 2009 or fiscal plan year beginning 01/01/2009 and ending 12/31/2009

A This return/report is for:
- [ ] a multiemployer plan;
- [ ] a multiple-employer plan; or
- [X] a single-employer plan;
- [ ] a DFE (specify) ____

B This return/report is:
- [ ] the first return/report;
- [ ] the final return/report;
- [ ] an amended return/report;
- [ ] a short plan year return/report (less than 12 months).

C If the plan is a collectively-bargained plan, check here. ▶ [ ]

D Check box if filing under:
- [X] Form 5558;
- [ ] automatic extension;
- [X] the DFVC program;
- [ ] special extension (enter description)

Part II Basic Plan Information—enter all requested information

1a Name of plan
NEW DAY FINANCIAL, LLC 401K PLAN

1b Three-digit plan number (PN) ▶ 003

1c Effective date of plan 02/01/2003

2a Plan sponsor's name and address (employer, if for a single-employer plan)
(Address should include room or suite no.)
NEW DAY FINANCIAL, LLC

8171 MAPLE LAWN BLVD, SUITE 300

FULTON MD 20759-2523

2b Employer Identification Number (EIN)
22-3887207

2c Sponsor's telephone number
866-575-0310

2d Business code (see instructions)
523900

Caution: A penalty for the late or incomplete filing of this return/report will be assessed unless reasonable cause is established.

Under penalties of perjury and other penalties set forth in the instructions, I declare that I have examined this return/report, including accompanying schedules, statements and attachments, as well as the electronic version of this return/report, and to the best of my knowledge and belief, it is true, correct, and complete.

SIGN HERE	Nicole Rockett	7/12/12	Nicole Rockett
	Signature of plan administrator	Date	Enter name of individual signing as plan administrator
SIGN HERE		7/12/12	MAYLENE KHIEU
	Signature of employer/plan sponsor	Date	Enter name of individual signing as employer or plan sponsor
SIGN HERE			
	Signature of DFE	Date	Enter name of individual signing as DFE

NEW DAY FINANCIAL, LLC 401(K) PLAN

FINANCIAL STATEMENTS

DECEMBER 31, 2009 AND 2008



ROSEN, SAPPERSTEIN & FRIEDLANDER, CHARTERED
Business Consultants & Certified Public Accountants

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Schedule of Delinquent Participant Contributions	17

ROSEN, SAPPERSTEIN & FRIEDLANDER, CHARTERED
Business Consultants & Certified Public Accountants

American Institute of Certified Public Accountants
Maryland Association of Certified Public Accountants
AICPA Center for Audit Quality
AICPA Employee Benefit Plan Audit Quality Center
CPA Associates International, Inc. with Associated Offices in Principal U.S. and International Cities

Independent Auditor's Report

To the Board of Trustees and Participants of
New Day Financial, LLC 401(k) Plan

We were engaged to audit the accompanying statements of net assets available for benefits of New Day Financial, LLC 401(k) Plan (the Plan) as of December 31, 2009 and 2008, and the related statement of changes in net assets available for benefits for the year ended December 31, 2009, and the supplemental schedules as of December 31, 2009, as listed in the accompanying index. These financial statements and supplemental schedules are the responsibility of the Plan's management.

As permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act (ERISA) of 1974, the plan administrator instructed us not to perform, and we did not perform, any auditing procedures with respect to the information summarized in Note 4, which was certified by John Hancock USA, the custodian of the Plan, except for comparing the information with the related information included in the financial statements and supplemental schedules. We have been informed by the plan administrator that the custodian holds the Plan's investment assets and executes investment transactions. The plan administrator has obtained a certification from the custodian as of December 31, 2009 and 2008, and for the year ended December 31, 2009, that the information provided to the plan administrator by the custodian is complete and accurate.

Because of the significance of the information that we did not audit, we are unable to, and do not, express an opinion on the accompanying financial statements and supplemental schedules taken as a whole. The form and content of the information included in the financial statements and supplemental schedules, other than that derived from information certified by the custodian, has been audited by us in accordance with auditing standards generally accepted in the United States of America and, in our opinion, is presented in compliance with the Department of Labor's Rules and Regulations for Reporting and Disclosure under the Employee Retirement Income Security Act of 1974.

Rosen, Sapperstein & Friedlander, Chartered

Rosen, Sapperstein & Friedlander, Chartered
Certified Public Accountants

Owings Mills, Maryland
December 20, 2011

BALTIMORE 410-581-0800 • WASHINGTON 301-470-7476 • FAX 410-581-2268 • E-MAIL: INFO@RSFCHART.COM
300 RED BROOK BLVD • SUITE 200 • OWINGS MILLS, MARYLAND 21117

NEW DAY FINANCIAL, LLC 401(K) PLAN
STATEMENTS OF NET ASSETS AVAILABLE FOR BENEFITS
DECEMBER 31, 2009 AND 2008

	2009	2008
ASSETS		
CASH (NOTE 4)	$ 80,102	$ 54,211
INVESTMENTS (NOTES 1, 2, 3, 4 AND 5)	2,648,324	2,091,897
TOTAL ASSETS	2,728,426	2,146,108
LIABILITIES		
DUE TO PARTICIPANTS (NOTE 12)	43,424	35,353
NET ASSETS AVAILABLE FOR BENEFITS	$ 2,685,002	$ 2,110,755

See Independent Auditors' Report and Accompanying Notes

NEW DAY FINANCIAL, LLC 401(K) PLAN
STATEMENT OF CHANGES IN NET ASSETS AVAILABLE FOR BENEFITS
FOR THE YEAR ENDED DECEMBER 31, 2009

ADDITIONS	
INVESTMENT INCOME (NOTES 2 AND 4)	
Net appreciation in fair value of investments	$ 643,615
Interest and dividends	4,076
TOTAL INVESTMENT INCOME	647,691
CONTRIBUTIONS (NOTE 1)	
Participants	340,738
Employer	43,405
TOTAL CONTRIBUTIONS	384,143
TOTAL ADDITIONS	1,031,834
DEDUCTIONS	
Administrative expenses (Notes 2 and 10)	16,922
Benefits paid to participants (Notes 1 and 2)	440,665
TOTAL DEDUCTIONS	457,587
NET INCREASE	574,247
NET ASSETS AVAILABLE FOR BENEFITS - BEGINNING OF YEAR	2,110,755
NET ASSETS AVAILABLE FOR BENEFITS - END OF YEAR	$ 2,685,002

See Independent Auditors' Report and Accompanying Notes

NOTE 1 – DESCRIPTION OF PLAN

Description of Plan

The following brief description of the New Day Financial, LLC 401(k) Plan (the Plan) provides only general information. Participants should refer to the Plan agreement for a more complete description of the Plan's provisions.

General

The Plan is a defined contribution plan covering all eligible employees of New Day Financial, LLC and its subsidiaries (the Company). As of January 1, 2008, employees of Lending Space, LLC and Chrysalis Analytics, LLC became eligible to participate in the Plan. Employees of the Company are eligible to participate in the Plan following the completion of ninety (90) days of service. Entry dates for the Plan are the first day of the quarter coinciding with or next following the date on which the employee meets the eligibility requirements. Employees are granted service credit for employment with First Guaranty Mortgage Corporation, Community First Financial, LLC, SouthBanc Mortgage Services and LendingSpace, Inc. The Plan is subject to the provisions of the Employee Retirement Income Security Act (ERISA) of 1974.

Contributions

Each year, participants may contribute up to the maximum amount allowable under the Internal Revenue Code. Participants who have attained age 50 prior to the end of the plan year are eligible to make catch-up contributions. Participants may also contribute amounts representing distributions from other qualified plans. Participants direct their contributions into various investment options offered by the Plan. Contributions are subject to certain limitations.

The Company may make discretionary matching contribution to be determined annually. For the years ended December 31, 2009 and 2008, the Company's discretionary matching contribution was equal to twenty percent (20%) of a participant's salary deferral contributions up to six percent (6%) of compensation, as defined. For the year ended December 31, 2009, the Company elected to make a matching contribution, net of forfeitures, in the amount of $43,405. The Company's matching contribution is invested into the same funds selected by the participants.

Participant Accounts

Each participant's account is credited with the participant's contribution and allocations of (a) the Company's' contribution and (b) plan earnings (losses), and charged with an allocation of administrative expenses. Allocations are based on participant earnings (losses) or account balances, as defined. The benefit to which a participant is entitled is the benefit that can be provided from the participant's vested account.

NOTE 1 – DESCRIPTION OF PLAN – CONTINUED

Vesting

Participants are immediately vested in their contributions plus actual earnings (losses) thereon. Vesting in discretionary matching contributions is subject to a vesting schedule based on years of service, as defined in the Plan. A participant vest twenty percent (20%) after one (1) year of service and each year thereafter over a five (5) year schedule to become one-hundred percent (100%) vested.

Participant Loans

Participants may borrow from their fund accounts a minimum of $1,000 up to a maximum equal to the lesser of $50,000 or fifty percent (50%) of their vested account balance. Loans must be repaid within five (5) years unless the proceeds are used to acquire a principal residence. No more than two (2) loans may be outstanding at any time. The loans are secured by the balance in the participant's account and bear interest at 4.25%, which is commensurate with local prevailing rates as determined by the plan administrator. Principal and interest is paid ratably through payroll deductions.

Payment of Benefits

Upon termination of services due to retirement or other reasons, a participant may receive a lump-sum amount equal to the vested value of his or her account. In instances of termination of services due to death or disability, the participant or beneficiary will become fully vested in their account and they or their beneficiary may elect to receive the value of their account in a lump sum. Terminated participants with greater than $5,000 in their individual account may defer receipt of their account until a later date. Participants are also permitted to make hardship withdrawals if certain criteria, as defined by the Plan, are met.

Forfeited Accounts

Nonvested portions of the Company's contributions are forfeited as of a participant's termination date and are used to reduce the Company's matching contributions. At December 31, 2009 and 2008, forfeited nonvested accounts totaled $80,102 and $54,211, respectively. During 2009, no forfeiture monies were used.

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUTING POLICIES

Basis of Presentation
The Plan's financial statements are prepared on the accrual basis of accounting.

Investment contracts held by a defined-contribution plan are required to be reported at fair value. However, contract value is the relevant measurement attribute for that portion of the net assets available for benefits of a defined-contribution plan attributable to fully benefit-responsive investment contracts because contract value is the amount participants would receive if they were to initiate permitted transactions under the terms of the Plan. The statements of net assets available for benefits present the fair value of the investment contracts as well as the adjustment of the fully benefit-responsive investment contracts from fair value to contract value. The statement of changes in net assets available for benefits is prepared on a contract value basis.

Use of Estimates
The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America (GAAP) requires the plan administrator to make estimates and assumptions that affect the reported amounts of assets and liabilities and changes therein, and disclosure of contingent assets and liabilities. Actual results could differ from those estimates.

Recently Adopted Accounting Pronouncements
In June 2009, the Financial Accounting Standards Board (FASB) issued authoritative guidance codifying GAAP. While the guidance was not intended to change GAAP, it changed the way the Company references these accounting principles in the notes to the financial statements. This guidance was effective for reporting periods ending after September 15, 2009.

In May 2009, the FASB issued authoritative guidance that sets forth general accounting and disclosure requirements for events that occur subsequent to the statement of net assets available for benefits but before the Plan's financial statements are issued, and is effective for periods ending after June 15, 2009.

Investment Valuation
Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note 3 for a discussion of fair value measurements.

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUTING POLICIES - CONTINUED

Investment Valuation - Continued
Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date. Net appreciation includes the Plan's gains and losses on investments bought and sold as well as held during the year.

Payment of Benefits
Benefits are recorded when paid.

Administrative Expenses
The Company has elected to pay a portion of administrative expenses on behalf of the Plan.

Reclassifications
Certain reclassifications have been made to the prior year audited financial statements for comparative purposes to conform to the current year audited financial statement presentation.

Subsequent Events
Events that occurred subsequent to December 31, 2009 have been evaluated by the Plan's management for potential recognition or disclosure in the financial statements through the date of the independent auditors' report, which is the date the financial statements were available to be issued.

NOTE 3 – FAIR VALUE MEASUREMENTS

The Plan adopted the Fair Value Measurements and Disclosures topic of the FASB Accounting Standards Codification, which establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1 measurements) and the lowest priority to unobservable inputs (Level 3 measurements). The three (3) levels of the fair value hierarchy under the Fair Value Measurements and Disclosures topic are described as follows:

Level 1
Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Plan has the ability to access.

NOTE 3 – FAIR VALUE MEASUREMENTS – CONTINUED

Level 2
Inputs to the valuation methodology include:

- quoted prices for similar assets or liabilities in active markets;
- quoted prices for identical or similar assets or liabilities in inactive markets;
- inputs other than quoted prices that are observable for the asset or liability; and
- inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the level 2 input must be observable for substantially the full term of the asset or liability.

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

The asset or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

The following is a description of the valuation methodologies used for assets measured at fair value.

Pooled separate accounts: Valued at the number of shares of the respective underlying fund multiplied by the closing net asset value per share quoted by that fund.

Guaranteed investment contracts: Valued at the amount plan participants would receive currently if they were to withdraw or transfer funds within the Plan prior to their maturity, which approximates fair value.

Participant loans: Valued at amortized cost, which approximates fair value.

The preceding methods described may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, although the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

NOTE 3 – FAIR VALUE MEASUREMENTS – CONTINUED

The following table sets forth by level, within the fair value hierarchy, the Plan's assets at fair value as of December 31, 2009 and 2008.

	Assets at Fair Value as of December 31, 2009			
	Level 1	Level 2	Level 3	Total
Pooled separate accounts	$ 2,547,737	$ -	$ -	$ 2,547,737
Guaranteed investment contracts	26,533	-	-	26,533
Participant loans	-	-	74,054	74,054
Total Assets at Fair Value	$ 2,574,270	$ -	$ 74,054	$ 2,648,324

	Assets at Fair Value as of December 31, 2008			
	Level 1	Level 2	Level 3	Total
Pooled separate accounts	$ 2,019,940	$ -	$ -	$ 2,019,940
Guaranteed investment contracts	2,218	-	-	2,218
Participant loans	-	-	69,739	69,739
Total Assets at Fair Value	$ 2,022,158	$ -	$ 69,739	$ 2,091,897

The following table sets forth a summary of changes in the fair value of the Plan's level 3 assets for the year ended December 31, 2009:

	Participant Loans
Balance - beginning of year	$ 69,739
Issuances, repayments and settlements (net)	4,315
Balance - end of year	$ 74,054

NOTE 4 – INFORMATION CERTIFIED BY THE PLAN'S CUSTODIAN

At December 31, 2009 and 2008, the Plan's investments were held by John Hancock USA, the custodian of the Plan. The plan administrator has elected the method of annual reporting compliance permitted by 29 CFR 2520.103-8 of the Department of Labor's Rules and Regulations for Reporting and Disclosure under ERISA. Accordingly, the custodian has certified that the following data included in the accompanying financial statements and supplemental schedules is complete and accurate.

	2009	2008
Investments		
Pooled separate accounts	$ 2,547,737	$ 2,019,940
Guaranteed investment contract	26,533	2,218
Cash	80,102	54,211
Participant loans	74,054	69,739
Total investments	$ 2,728,426	$ 2,146,108

Investment income for the year ended December 31, 2009:	
Interest and dividends	$ 4,076
Net appreciation in fair value of investments	643,615
Total	$ 647,691

The Plan's auditors did not perform auditing procedures with respect to this information, except for comparing such information to the related information included in the financial statements and supplemental schedule of assets held.

NOTE 5 – INVESTMENTS

The following presents investments that represent five percent (5%) or more of the Plan's net assets as of December 31, 2009 and 2008:

	2009	2008
Lifestyle Balance Fund	$ 243,605	$ 204,902
Lifestyle Growth Fund	198,895	196,917
Lifestyle Aggressive Fund	182,913	126,587
American Funds Growth Fund	175,010	125,711
Energy Fund	N/A	119,673
Money Market Fund	N/A	142,334
500 Index Fund	149,672	N/A

NOTE 6 – INVESTMENT CONTRACTS WITH INSURANCE COMPANY

John Hancock USA maintains certain contributions in a general account. The account is credited with earnings at guaranteed crediting rates. The contract value represents deposits made to the contract, earnings at guaranteed crediting rates less withdrawals and administrative fees. The contract is a promise to pay interest at crediting rates announced in advance for specific amounts of time. The contract does not include a market value adjustment upon discontinuance and there are no known cash flows that could be discounted. As a result, the amounts reported on the statements of net assets available for benefit are equal to contract value. The average yield for this account for the years ended December 31, 2009 and 2008 was 2.7% and 3.6%, respectively; the amount of valuation reserves to adjust contract amounts was $0. The basis and frequency of determining credit interest-rate resets every six (6) months, on January 1st and July 1st.

NOTE 7 – PLAN TERMINATION

Although it has not expressed any intent to do so, the Company has the right under the Plan to discontinue its contributions at any time and to terminate the Plan subject to the provisions of ERISA. In the event of Plan termination, participants will become one-hundred percent (100%) vested in their employer contributions and the Plan's assets would be distributed to the participants in accordance with their account balances.

NOTE 8 – INCOME TAX STATUS

The Plan adopted a prototype plan which had received a determination letter dated August 7, 2001 from the Internal Revenue Service which stated that the Plan, as then designed, was in compliance with the applicable requirements of the Internal Revenue Code. The Plan has been amended since receiving the determination letter. However, the plan administrator believes that the Plan is currently designed and being operated in compliance with the applicable requirements of the Internal Revenue Code. Therefore, no provision for income taxes has been included in the Plan's financial statements.

NOTE 9 – RECONCILIATION OF FINANCIAL STATEMENTS TO FORM 5500

The following is reconciliation between the financial statements to Form 5500:

	2009	2008
Net assets available for benefit per the financial statements	$ 2,685,002	$ 2,110,755
Amount due to participants	43,424	35,353
Net assets available for benefit per the Form 5500	$ 2,728,426	$ 2,146,108
Net increase in net assets available for benefits per the financial statements	$ 574,247	
Timing difference relating to amount due to participants	8,071	
Net increase in net assets available for benefits per the Form 5500	$ 582,318	

NOTE 10 – RELATED PARTY TRANSACTIONS

Certain Plan investments are shares of pooled separate accounts and a guaranteed investment contract managed by John Hancock USA. John Hancock is the custodian as defined by the Plan and, therefore, these transactions qualify as party-in-interest transactions. Fees paid by the Plan to John Hancock USA and others for investment management services totaled $16,922 for the year ended December 31, 2009.

NOTE 11 – DELINQUENT PARTICIPANT CONTRIBUTIONS

During 2009, the plan sponsor failed to deposit participant deferrals and loan payments within the required timeframe as stated by the United States Department of Labor (DOL). The DOL considers late deposits to be prohibited transactions. These delinquent contributions were remitted to the Plan in 2009 and earnings were remitted in November 2011 to correct participants' accounts. In September 2011, the plan sponsor filed Form 5330 and paid the applicable excise tax from plan sponsor assets.

NOTE 12 - DUE TO PARTICIPANTS

This balance represents refunds due to participants for excess contributions paid based on nondiscrimination testing results. These refunds were paid subsequent to the Plan year end.

NOTE 13 – RISKS AND UNCERTANTIES

The Plan invests in various investment securities. Investment securities are exposed to various risks such as interest rate, market and credit risks. Due to the level of risk associated with certain investment securities, it is at least reasonably possible that changes in the value of investment securities will occur in the near term and that such changes could materially affect participant's account balances and the amounts reported in the statements of net assets available for benefits.

SUPPLEMENTAL SCHEDULES

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF ASSETS (HELD AT END OF YEAR)
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4i EIN 22-3887207 PLAN #003

(a) Party-in-Interest	(b) Identity of Issue, Borrower or Similar Party	(c) Description of Investment	(e) Current Value
		Guaranteed Investment Contracts	
*	John Hancock	3 Year Comp	$ 26,533
		Pooled Separate Accounts	
*	John Hancock	Lifecycle 2025 Fund	6,092
*	John Hancock	Lifecycle 2035 Fund	260
*	John Hancock	Lifecycle 2040 Fund	4,405
*	John Hancock	Lifecycle 2045 Fund	4,027
*	John Hancock	Lifestyle Conservative Fund	3,603
*	John Hancock	Lifestyle Moderate Fund	22,217
*	John Hancock	Lifestyle Balance Fund	243,605
*	John Hancock	Lifestyle Growth Fund	198,895
*	John Hancock	Lifestyle Aggressive Fund	182,913
*	John Hancock	Short Term Federal Fund	14,441
*	John Hancock	Real Return Fund	26,806
*	John Hancock	PIMCO Total Return Fund	23,696
*	John Hancock	PIMCO Global Bond Fund	520
*	John Hancock	T. Rowe Price Spectrum Fund	3,181
*	John Hancock	High Yield Fund	13,243
*	John Hancock	PIMCO All Asset Fund	177
*	John Hancock	American Funds Am Balanced Fund	27,669
*	John Hancock	American Funds Wash Mutual Fund	5,994
*	John Hancock	T. Rowe Price Equity Fund	25,519
*	John Hancock	American Funds Investment Companies Fund	86,242
*	John Hancock	BlackRock Global Allocation Fund	5,172
*	John Hancock	Davis New York Venture Fund	74,746
*	John Hancock	Mutual Beacon Fund	36,089
*	John Hancock	Franklin Balance Sheet Fund	3,099
*	John Hancock	Mutual Discovery Fund	449
*	John Hancock	Mid Value Fund	8,402
*	John Hancock	Mid Value Index Fund	729
*	John Hancock	RiverSource Mid Cap Value Fund	5,084

See Independent Auditors' Report

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF ASSETS (HELD AT END OF YEAR) - CONTINUED
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4i EIN 22-3887207 PLAN #003

(a) Party-in-Interest	(b) Identity of Issue, Borrower or Similar Party	(c) Description of Investment	(e) Current Value
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*	John Hancock	Opportunity Fund	23,805
*	John Hancock	Small -Mid Growth Fund	38,454
*	John Hancock	Explorer Fund	979
*	John Hancock	Small Growth Fund	22,778
*	John Hancock	T. Rowe Price Health Science Fund	3,269
*	John Hancock	DFA Emerging Markets Value Fund	30,670
*	John Hancock	Oppenheimer Developing Marketing Fund	44,734
*	John Hancock	T. Rowe Price Sci & Technology Fund	11,500
*	John Hancock	Money Market Fund	120,417
*	John Hancock	U.S. High Yield Bond Fund	15,858
*	John Hancock	OPT Value Fund	18,162
*	John Hancock	VS Large Cap Fund	215
*	John Hancock	500 Index Fund	149,672
*	John Hancock	VS All Cap Value Fund	703
*	John Hancock	VS Capital Appreciation Fund	1,784
*	John Hancock	VS Mid Cap Value Fund	11,529
*	John Hancock	VS Small Company Value Fund	104

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NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF ASSETS (HELD AT END OF YEAR) - CONTINUED
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4i EIN 22-3887207 PLAN #003

(a) Party-in-Interest	(b) Identity of Issue, Borrower or Similar Party	(c) Description of Investment	(e) Current Value
*	John Hancock	VS Small Value Fund	$ 6,052
*	John Hancock	Index Mid Fund	9,403
*	John Hancock	VS Real Est. Securities Fund	23,433
*	John Hancock	VS Utilities Fund	1,008
*	John Hancock	VS Blue Chip Fund	116,797
*	John Hancock	Index Total Fund	13,221
*	John Hancock	Opt All Cap Fund	2,832
*	John Hancock	VS International Value Fund	51,938
*	John Hancock	Index International Fund	83,981
*	John Hancock	VS International SM Fund	3,669
*	John Hancock	VS Financial Fund	4,225
*	John Hancock	VS All Growth Fund	1,418
*	John Hancock	VS Natural Resources Fund	15,167
*	John Hancock	VS MC Short Term Fund	285
*	John Hancock	VS Science & Technology Fund	4,822
*	John Hancock	VS International Opps Fund	462
*	John Hancock	Index Small Fund	14,747
		Participant Loans	
*	Participant Loans	Interest rates of 4.25%	74,054
	TOTAL INVESTMENTS		$ 2,648,324

* Denotes party-in-interest.

All investments are participant directed; therefore, cost information (d) is not required.

See Independent Auditors' Report

NEW DAY FINANCIAL, LLC 401(K) PLAN
SCHEDULE OF DELINQUENT PARTICIPANT CONTRIBUTIONS
DECEMBER 31, 2009

FORM 5500, PART IV, QUESTION 4a EIN 22-3887207 PLAN #003

	Participant Contributions Transferred Late to Plan, Including Loan Repayments	Total That Constitutes Nonexempt Prohibited Transactions
Total	$ 268,171	$ 268,171

See Independent Auditors' Report