

Stipulated Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between

Name of Claimant

Larry C. Grossman

Case No. 00-00736

Hearing Site: Tampa, Florida

Names of Respondents

Dunwoody Brokerage Services, Inc.
Robert Lee Hopkins

REPRESENTATION OF PARTIES

For Larry C. Grossman ("Grossman"), hereinafter referred to as "Claimant": Brenda M. Combs, Esq. of Williams Schifino Mangione & Steady, P.A., Tampa, Florida.

For Dunwoody Brokerage Services, Inc. ("Dunwoody") and Robert Lee Hopkins ("Hopkins"), hereinafter collectively referred to as "Respondents": Frederick S. Schriels, Esq. and David C. Borucke, Esq. of Holland & Knight LLP, Tampa, Florida.

CASE INFORMATION

Statement of Claim filed on or about: February 15, 2000.

Claimant Larry Grossman's Reply to Respondents' Answer and "Counterclaim" filed on or about: May 26, 2000.

Claimant signed the Uniform Submission Agreement: February 9, 2000.

Affirmative Defenses, Answers and Exhibits filed by Respondents on or about: April 25, 2000.

Respondents signed the Uniform Submission Agreement: April 25, 2000.

CASE SUMMARY

Claimant asserted the following causes of action: libel; libel per se; slander; slander per se; negligence; tortious interference; and, intentional infliction of emotional distress. The causes of action relate to Respondents reporting alleged violations of NASD Code provisions on Claimant's Form U-5.

Unless specifically admitted in their Answer, Respondents denied the allegations made in the Statement of Claim.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of at least \$150,000.00; pre and post award interest; punitive damages; arbitration expenses; and such other and further relief as the Panel deemed just and proper.

Respondents requested that all claims be dismissed and that any and all fees and costs be awarded and paid by Claimant.

OTHER ISSUES CONSIDERED AND DECIDED

The parties have agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

The parties settled the issues presented. As part of the settlement, Respondents filed an amended Form U-5 relating to Claimant's registration with Dunwoody reporting that the alleged NASD Code violations were found to be unsubstantiated. Respondents further agreed that any references to alleged NASD Code violations as reported on the Form U-5 should be expunged from Claimant's NASD Central Registration Depository ("CRD") record. Respondents' Answer admitted that there had not been any customer complaints against Claimant by customers whose Dunwoody accounts were handled by Claimant.

AWARD

After considering the pleadings and the parties' stipulation, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

The Panel recommends the expungement of all references to alleged NASD Code violations as reported by Respondents on Claimant's Form U-5 from Claimant's registration records maintained by the NASD CRD, with the understanding that pursuant to NASD Notice to Members 99-09, Claimant must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee	= \$300.00
--------------------------	------------

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the

member firm(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. In this matter, the member firm is a party.

Member surcharge	= \$1,500.00
Pre-hearing process fee	= \$600.00
Hearing process fee	= \$2,500.00

Adjournment Fees

Adjournments requested during these proceedings:

There were no adjournments requested during these proceedings.

Forum Fees and Assessments

The Panel assesses forum fees for each hearing session conducted. A hearing session is any meeting between the parties and the arbitrator(s), including a pre-hearing conference with the arbitrator(s), that lasts four (4) hours or less. Fees associated with these proceedings are:

One Pre-hearing session with Panel x \$1,125.00	= \$1,125.00
Pre-hearing conference: <u>September 7, 2000</u>	<u>1 session</u>

Total Forum Fees	= \$1,125.00
------------------	--------------

The Panel has assessed \$562.50 of the forum fees to Claimant.

The Panel has assessed \$562.50 of the forum fees to Respondents, jointly and severally.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special services including, but not limited to, additional copies of arbitrator awards beyond those provided without charge, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

There were no administrative costs incurred during these proceedings.

Fee Summary

Claimant be and hereby is solely liable for:

Initial Filing Fee	= \$300.00
Forum Fees	= \$562.50
Total Fees	= \$862.50
<u>Less payments</u>	<u>= \$862.50</u>
Balance Due NASD Dispute Resolution, Inc.	= \$0.00

Respondent Dunwoody be and hereby is solely liable for:

Member Fees	= \$4,600.00
Total Fees	= \$4,600.00
<u>Less payments</u>	<u>= \$4,600.00</u>

Balance Due NASD Dispute Resolution, Inc. = \$0.00

Respondents be and hereby are jointly and severally liable for:

Forum Fees	= \$562.50
Total Fees	= \$562.50
<u>Less payments</u>	<u>= \$0.00</u>
Balance Due NASD Dispute Resolution, Inc.	= \$562.50

All balances are payable to NASD Dispute Resolution, Inc. and are due immediately upon receipt of the Award by the parties.

ARBITRATION PANEL

<i>Richard J. Jones, III, Esq.</i>	-	<i>Public Arbitrator, Presiding Chair</i>
<i>Robert L. Hudson</i>	-	<i>Public Arbitrator</i>
<i>Clyde E. Renfroe, Jr.</i>	-	<i>Non-Public Arbitrator</i>

Concurring Arbitrators' Signatures

_____/S/
Richard J. Jones, III, Esq.
Public Arbitrator, Presiding Chair

Signature Date

_____/S/
Robert L. Hudson
Public Arbitrator

Signature Date

_____/S/
Clyde E. Renfroe, Jr.
Non-Public Arbitrator

Signature Date

May 30, 2001
Date of Service (For NASD-DR office use only)

Balance Due NASD Dispute Resolution, Inc. = \$0.00

Respondents be and hereby are jointly and severally liable for:


Forum Fees	= \$562.50
Total Fees	= \$562.50
<u>Less payments</u>	<u>= \$0.00</u>
Balance Due NASD Dispute Resolution, Inc.	= \$562.50

All balances are payable to NASD Dispute Resolution, Inc. and are due immediately upon receipt of the Award by the parties.

ARBITRATION PANEL

<i>Richard J. Jones, III, Esq.</i>	-	<i>Public Arbitrator, Presiding Chair</i>
<i>Robert L. Hudson</i>	-	<i>Public Arbitrator</i>
<i>Clyde E. Renfroe, Jr.</i>	-	<i>Non-Public Arbitrator</i>

Concurring Arbitrators' Signatures



Richard J. Jones, III, Esq.
Public Arbitrator, Presiding Chair

5/23/01

Signature Date

Robert L. Hudson
Public Arbitrator

Signature Date

Clyde E. Renfroe, Jr.
Non-Public Arbitrator

Signature Date

Date of Service (For NASD-DR office use only)

RECEIVED

MAY 23 2001

Balance Due NASD Dispute Resolution, Inc.

= \$0.00

Respondents be and hereby are jointly and severally liable for:

Forum Fees = \$562.50

Total Fees = \$562.50

Less payments = \$0.00

Balance Due NASD Dispute Resolution, Inc. = \$562.50

All balances are payable to NASD Dispute Resolution, Inc. and are due immediately upon receipt of the Award by the parties.

ARBITRATION PANEL

Richard J. Jones, III, Esq.

-

Public Arbitrator, Presiding Chair

Robert L. Hudson

-

Public Arbitrator

Clyde E. Renfroe, Jr.


-

Non-Public Arbitrator

Concurring Arbitrators' Signatures

Richard J. Jones, III, Esq.
Public Arbitrator, Presiding Chair

Signature Date


Robert L. Hudson
Public Arbitrator

5/25/01
Signature Date

Clyde E. Renfroe, Jr.
Non-Public Arbitrator

Signature Date

Date of Service (For NASD-DR office use only)

Balance Due NASD Dispute Resolution, Inc. = \$0.00

Respondents be and hereby are jointly and severally liable for:

Forum Fees	= \$562.50
Total Fees	= \$562.50
<u>Less payments</u>	<u>= \$0.00</u>
Balance Due NASD Dispute Resolution, Inc.	= \$562.50

All balances are payable to NASD Dispute Resolution, Inc. and are due immediately upon receipt of the Award by the parties.

ARBITRATION PANEL

<i>Richard J. Jones, III, Esq.</i>	-	<i>Public Arbitrator, Presiding Chair</i>
<i>Robert L. Hudson</i>	-	<i>Public Arbitrator</i>
<i>Clyde E. Renfroe, Jr.</i>	-	<i>Non-Public Arbitrator</i>

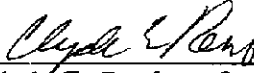
Concurring Arbitrators' Signatures

Richard J. Jones, III, Esq.
Public Arbitrator, Presiding Chair

Signature Date

Robert L. Hudson
Public Arbitrator

Signature Date



Clyde E. Renfroe, Jr.
Non-Public Arbitrator

Signature Date

Date of Service (For NASD-DR office use only)