

**Award
NASD Dispute Resolution, Inc.**

In the Matter of the Arbitration Between

Name of Claimants

Robert C. Logan
Christine A. Logan

Case No. 00-1799

Name of Respondents

H&R Block Financial Advisors, Inc.
f/k/a Olde Discount Corporation

Tim Damis

REPRESENTATION OF PARTIES

Claimants Robert C. and Christine A. Logan ("Mr. & Mrs. Logan") were represented by Robert C. Logan located in Bartlett, Illinois.

Respondent H & R Block Financial Advisors, Inc. ("H & R Block") (f/k/a "Olde Discount Corporation") was represented by Kathleen Dedenbach, Esq. of H & R Block Financial Advisors, Inc. located in Detroit, Michigan.

Respondent Tim Damis ("Mr. Damis") was *pro se*. He is located in Westchester, Illinois.

CASE INFORMATION

Statement of Claim filed on or about: May 28, 2000.

Claimants, Mr. & Mrs. Logan, signed the Uniform Submission Agreement: April 22, 2000.

Statement of Answer filed by Respondent H & R Block on or about: July 26, 2000.

Respondent H & R Block signed the Uniform Submission Agreement: July 26, 2000.

Respondent Mr. Damis signed the Uniform Submission Agreement: Unspecified.

CASE SUMMARY

Claimants, Mr. & Mrs. Logan, asserted the following causes of action: errors, negligence, incorrect quantity, unauthorized trading, and manipulation. The causes of action relate to unauthorized trading on Claimant's account by Mr. Damis which resulted in Claimant's financial loss. The causes of action relate to the order execution of the Novell stock.

Unless specifically admitted in its Answer, Respondent H & R Block denied the allegations made in the Statement of Claim and asserted the following defenses:

- 1) Failure to state a claim upon which relief may be granted;
- 2) Respondents' obligations to Claimants have been fully satisfied and discharged;
- 3) Claimants assumed the risk of their transactions and any losses incurred;
- 4) Economic, industry, corporate and market conditions were responsible for claimants' losses;
- 5) Claimants may not recover punitive or exemplary damages under applicable state law;
- 6) Respondents are entitled to an award for their attorney's fees; and
- 7) Respondents reserve the right to add additional affirmative defenses as they become known.

RELIEF REQUESTED

Claimants requested:

Compensatory Damages	\$ 2,226.00
Punitive Damages	\$ 2,000.00
Attorney Fees	\$ 400.00
Other Costs	\$ Unspecified

and any other relief the Panel deemed just and equitable.

Respondent H & R Block requested that the Statement of Claim be dismissed in its entirety and that they be awarded attorney's fees, cost, forum fees and any other relief the Panel deemed proper.

OTHER ISSUES CONSIDERED AND DECIDED

After numerous attempts, service could not be perfected on Mr. Damis at the address provided for him. Consequently, no ruling can be rendered against Respondent Damis.

Moreover, there were no hearings held for this matter, the Panel decided the case solely on the pleadings submitted by Claimants Mr. & Mrs. Logan and H & R Block Financial Advisors, Inc.

AWARD

After considering the pleadings, the testimony and evidence presented at the hearing, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. Respondent H & R Block Financial Advisors (f/k/a Olde Discount Corporation) is liable for and shall pay to Claimants \$1,800.00, as compensatory damages;
2. Any remaining costs of arbitration shall be borne by the party incurring the cost, except for those specifically enumerated in this award; and
3. Any relief not specifically awarded is hereby denied.

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	= \$50.00
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Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated person at the time of the event giving rise to the dispute. In this matter, the member firm is a party.

Member surcharge = \$ 200.00

Forum Fees and Assessments

The Arbitrator assesses forum fees for each hearing session conducted. Fees associated with these proceedings are: \$75.00 because there were no hearings held.

Fee Summary

1. Claimants shall be and hereby are jointly and severally liable for:

<u>Initial Filing Fee</u>	= \$ 50.00
Total Fees	= \$ 50.00
<u>Less payments</u>	= \$175.00
Refund Due from NASD Regulation, Inc.	= \$125.00

2. Respondent H & R Block shall be and hereby is solely liable for:

Member Fees	= \$200.00
<u>Forum Fees</u>	= \$ 75.00
Total Fees	= \$275.00
<u>Less payments</u>	= \$200.00
Balance Due NASD Regulation, Inc.	= \$ 75.00

All balances are due and payable to NASD Dispute Resolution, Inc.

Arbitrator's Signature

/s/ Robert L. Augusto

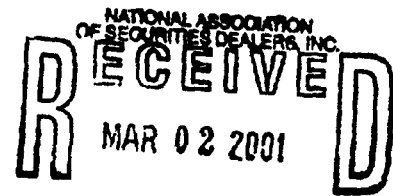
February 28, 2001

Robert L. Augusto, Esq.

Signature Date

March 06, 2001

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



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Arbitrator's Signature


Robert L. Agosto, Esq.

February 28, 2001
Signature Date

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