

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Raymond James & Associates, Inc. ("Claimant") v. Raymond A. Rodriguez
("Respondent")

Case Number: 01-01807

Hearing Site: Houston, Texas

REPRESENTATION OF PARTIES

Raymond James & Associates, Inc., hereinafter referred to as "Claimant," was represented by Deborah J. Howard, Esq., of Raymond James & Associates, Inc., St. Petersburg, Florida.

Respondent Raymond A. Rodriguez of Corpus Christi Texas, hereinafter referred to as "Respondent," represented himself.

CASE INFORMATION

Statement of Claim filed on or about: April 4, 1999.

Claimant signed the Uniform Submission Agreement on March 30, 2001.

Respondent did not file a Statement of Answer or sign the Uniform Submission.

CASE SUMMARY

Claimant asserted the following causes of action: Respondent failed to pay or otherwise satisfy his obligation to the Claimant pursuant to a promissory note.

RELIEF REQUESTED

Claimant requested:

Compensatory Damages	\$ 121,200.00
Interest	\$ Unspecified
Attorneys' Fees	\$ Unspecified
Other Costs	\$ Unspecified

Respondent Requested that the claims asserted against him be dismissed in their entirety.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent Raymond A. Rodriguez did not file with NASD Dispute Resolution, Inc. a properly executed submission to arbitration but is required to submit to arbitration

pursuant to the Code and having appeared and testified at the hearing, is bound by the determination of the Panel on all issues submitted.

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 Raymond A. Rodriguez is liable for and shall pay to Claimant Raymond James & Associates, Inc., compensatory damages in the sum of \$75,000.00 plus interest on the note at a rate of 10%, which will begin to accrue on May 24, 2000 and cease to accrue upon payment of the award;
2. Respondent Raymond A. Rodriguez is liable for and shall pay to Claimant Raymond James & Associates, Inc., costs in the sum of \$12,500.00;
3. Except as otherwise specified herein, each party shall bear its own costs and attorney's fees; and
4. Any and all relief not specifically addressed herein is denied.

FEEES

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 = \$ 1,000.00

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 Claimant Raymond James & Associates.

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

Forum Fees and Assessments

The Panel has the authority to assess 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 (1) Pre-hearing session with the Panel x \$1,125.00	= \$ 1,125.00
Pre-hearing conference: November 19, 2001	1 session

One (1) Hearing sessions x February 12, 2002	1 session	= \$	1,125.00
Total Forum Fees		= \$	2,250.00

The panel has assessed \$1,125.00 of the forum fees against Claimant Raymond James & Associates, Inc. and \$1,125.00 of the forum fees against Respondent Raymond A. Rodriquez.

FEE SUMMARY

Claimant Raymond James & Associates, Inc. is liable for:

Initial Filing Fee	= \$	1,000.00
Member Fees	= \$	4,600.00
<u>Forum Fees</u>	= \$	<u>1,125.00</u>
Total Fees	= \$	6,725.00
<u>Less payments</u>	= \$	<u>6,725.00</u>
Balance due to NASD Dispute Resolution, Inc.	= \$	00

Respondent Raymond A. Rodriquez is liable for:

Forum Fees	= \$	1,125.00
<u>Less payments</u>	= \$	<u>00</u>
Balance due to NASD Dispute Resolution, Inc.	= \$	1,125.00

All balances are due to the NASD Dispute Resolution, Inc.

ARBITRATION PANEL

Thomas H. Griffin –Non-Public Arbitrator, Presiding Chair
 Sarah Catherine Whitmore- Non-Public Arbitrator
 Robert Mackey-Non-Public Arbitrator

Concurring Arbitrators' Signatures

 Thomas H. Griffin,
 Non-Public Arbitrator , Presiding Chair

 Signature Date

 Sarah Catherine Whitmore
 Non-public Arbitrator

 Signature Date

 Robert N. Mackey
 Non-Public Arbitrator

 Signature Date

 Date of Service (For NASD-Dispute Resolution office use only)

NASD DR # 01-01807

P.3 of 3

One (1) Hearing sessions x February 12, 2002 1 session = \$ 1,125.00
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Total Fees	= \$ 6,725.00
Less payments	= \$ 6,725.00
Balance due to NASD Dispute Resolution, Inc.	= \$ 00

Respondent Raymond A. Rodriguez is liable for:

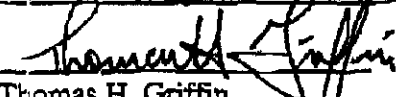
Forum Fees	= \$ 1,125.00
Less payments	= \$ 00
Balance due to NASD Dispute Resolution, Inc.	= \$ 1,125.00

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Thomas H. Griffin,
Non-Public Arbitrator

4-5-02
Signature Date

Sarah Catherine Whitmore
Non-public Arbitrator

Signature Date

Robert N. Mackey
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Respondent Raymond A. Rodriguez is liable for:

Forum Fees	= \$ 1,125.00
Less payments	= \$ 00
Balance due to NASD Dispute Resolution, Inc.	= \$ 1,125.00

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Respondent Raymond A. Rodriguez is liable for:

Forum Fees	= \$ 1,125.00
Less payments	= \$ 00
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