

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

A.G. Edwards & Sons, Inc. (Claimant) v. Randall A. Drew (Respondent)

Hearing Site: Cincinnati, Ohio

Case Number: 02-05107

REPRESENTATION OF PARTIES

Claimant, A.G. Edwards & Sons, Inc., hereinafter referred to as "Claimant": William S. Port, Esq., A.G. Edwards & Sons, Inc., St. Louis, MO.

Respondent Randall A. Drew did not enter an appearance in this matter.

CASE INFORMATION

Statement of Claim filed on or about: August 28, 2002

Claimant signed the Uniform Submission Agreement: August 28, 2002

Respondent did not submit an answer or sign the Uniform Submission Agreement.

CASE SUMMARY

Claimant alleged that Respondent breached an Asset Account Agreement for a Promissory Note.

RELIEF REQUESTED

Claimant requested \$1,089,320.26 in compensatory damages, interest as provided under the terms of the Promissory Note, all costs and expenses including attorney's fees, and any such other relief as the Panel deemed just and proper.

OTHER ISSUES CONSIDERED AND DECIDED

Upon review of the file and the representations on behalf of the Claimant, the undersigned Panel determined that Respondent Drew has been properly served with the Statement of Claim and received due notice of the hearing and that arbitration of the

matter would proceed without said Respondent present, in accordance with the NASD Code of Arbitration Procedure (the "Code").

Respondent Drew did not file with NASD Dispute Resolution a properly executed Uniform Submission Agreement but is required to submit to arbitration pursuant to the Code and is bound by the determination of the Panel on all issues submitted.

The Claimant, the only party that attended the hearing, has agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, 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 is liable for and shall pay to Claimant the sum of \$1,075,816.44 in compensatory damages, plus interest at the rate of 10% per annum from February 4, 2002 until paid.
2. Respondent is liable for and shall pay to Claimant the sum of \$500.00 to reimburse Claimant for the filing fee previously paid to NASD Dispute Resolution.
3. Any and all relief not specifically addressed herein is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

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

Initial claim filing fee	= \$ 2,000.00
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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. A.G. Edwards & Sons, Inc. is a member firm that is a party.

Member surcharge	= \$2,800.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$5,000.00

Forum Fees and Assessments

The Panel has assessed forum fees for each session conducted. A 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 Panel @ \$1,200.00	= \$1,200.00
Pre-hearing conference: April 28, 2003 1 session	
One (1) Hearing session @ \$1,200.00	= \$1,200.00
Hearing Date: June 18, 2003 1 session	
Total Forum Fees	= \$2,400.00

1. The Panel has assessed \$2,400.00 of the forum fees against Respondent.

Fee Summary

1. Claimant is solely liable for:	
Initial Filing Fee	= \$ 2,000.00
Member Fees	= \$ 8,550.00
Total Fees	= \$10,550.00
Less payments	= \$11,750.00
Refund Due Claimant	= \$ 1,200.00

As stated in the "Award" section above, Respondent is liable for and shall reimburse Claimant for the \$500.00 filing fee.

2. Respondent is solely liable for:	
Forum Fees	= \$2,400.00
Total Fees	= \$2,400.00
Less payments	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$2,400.00

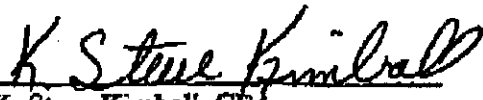
All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

K. Steve Kimball, CFA	-	Public Arbitrator, Presiding Chairperson
Alex H. Keller	-	Public Arbitrator
Stuart Arthur Reagan, Sr., CFA	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures:

I, the undersigned arbitrator, do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein and who executed this instrument in which is my award.


K. Steve Kimball, CFA
Public Arbitrator, Presiding Chairperson

7-28-03
Signature Date

Alex H. Keller
Public Arbitrator

Signature Date

Stuart Arthur Reagan, Sr., CFA
Non-Public Arbitrator

Signature Date

July 28, 2003
Date of Service (For NASD Dispute Resolution use only)

ARBITRATION PANEL


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Alex H. Keller	-	Public Arbitrator
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K. Steve Kimball, CFA
Public Arbitrator, Presiding Chairperson

Signature Date



Alex H. Keller
Public Arbitrator

7-10-03

Signature Date

Stuart Arthur Reagan, Sr., CFA
Non-Public Arbitrator

Signature Date

July 28, 2003

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Public Arbitrator, Presiding Chairperson

Signature Date

Alex H. Keller
Public Arbitrator

Signature Date



Stuart Arthur Reagan, Sr., CFA
Non-Public Arbitrator

7-10-03
Signature Date

July 28, 2003
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