

**Award
NASD Dispute Resolution**

In the Matter of the Arbitration Between:

Morgan Keegan & Company,

Case Number: 02-05113

Claimant,

vs.

Jennifer Harrell,

Hearing Site: Houston, Texas

Respondent.

REPRESENTATION OF PARTIES

Claimant Morgan Keegan & Company, hereinafter referred to as "Claimant" or "Morgan Keegan," was represented by J.P. Brizzolara, Esq. of Morgan Keegan & Company located in Memphis, Tennessee.

Respondent Jennifer Harrell, hereinafter referred to as "Respondent," did not appear in this matter.

CASE INFORMATION

The Statement of Claim was filed on or about August 28, 2002.

The Claimant signed the Uniform Submission Agreement on August 28, 2002.

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

CASE SUMMARY

Respondent Jennifer Harrell was a former broker with Claimant Morgan Keegan. In the Statement of Claim, Claimant alleged it loaned Respondent \$85,000.00 that would be forgiven if Respondent met certain conditions, including Respondent's continued employment with Morgan Keegan. Claimant asserted that Respondent terminated her employment with Morgan Keegan, and currently owes \$76,500.04 in principle, plus interest, costs and attorney fees.

RELIEF REQUESTED

In the Statement of Claim, Claimant requested:

Compensatory Damages:

\$76,500.04

Interest:	\$10,862.98
Attorneys' Fees	Unspecified
Costs:	Unspecified
Other Monetary/Non-Monetary Relief if any:	Unspecified

OTHER ISSUES CONSIDERED AND DECIDED

Respondent did not appear at the hearing. Upon review of the file and the representations made by/on behalf of the Claimant, the undersigned arbitrators have determined that Respondent 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 did not file with NASD Dispute Resolution a properly executed submission to arbitration but is required to submit to arbitration pursuant to the Code is bound by the determination of the Panel on all issues submitted.

The party at the hearing 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 and the testimony and evidence presented at the hearing, the Arbitration Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. Respondent Jennifer Harrell is liable for and shall pay to Claimant Morgan Keegan & Company compensatory damages in the amount of \$95,988.00, and attorney fees in the amount of \$3,750.00. The panel finds that an award of attorney fees is appropriate under applicable state law;
2. Any and all relief not specifically addressed herein, including an award of costs, is denied and dismissed with prejudice.

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	= \$ 1,000.00
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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(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. Morgan Keegan is a member firm.

Member surcharge	= \$ 1,100.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$ 1,700.00

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 @ \$750	= \$ 750.00
Pre-hearing conference: April 30, 2003 for one (1) session	

One (1) hearing session with Panel @ \$750	= \$ 750.00
Hearing session: August 12, 2003 for one (1) session	

Total Forum Fees	= \$ 1,500.00
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1. The Panel has assessed ½ forum fees in the amount of \$750.00 to Claimant.
2. The Panel has assessed ½ forum fees in the amount of \$750.00 to Respondent.

Fee Summary

Claimant is liable for:

Initial Filing Fee	= \$ 1,000.00
Member Fees	= \$ 3,550.00
Forum Fees	= \$ 750.00
Total Fees	= \$ 5,300.00
Less payments	= \$ 5,300.00
Balance Due NASD Dispute Resolution	= \$ 00.00

Respondent is liable for:

Forum Fees	= \$ 750.00
Total Fees	= \$ 750.00
Less payments	= \$ 00.00
Balance Due NASD Dispute Resolution	= \$ 750.00

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

ARBITRATION PANEL

Larry J. Sklar – Non-Public Arbitrator, Presiding Chairperson
Walter F. Schleyer - Public Arbitrator
Teresa A. Oxford, J.D. - Non-Public Arbitrator

Concurring Arbitrators' Signature(s)

/s/ Larry J. Sklar

Larry J. Sklar
Non-Public Arbitrator, Presiding Chairperson

August 25, 2003

Signature Date

/s/ Walter F. Schleyer

Walter F. Schleyer
Non-Public Arbitrator

August 25, 2003

Signature Date

/s/ Teresa A. Oxford, J.D.

Teresa A. Oxford, J.D.
Non-Public Arbitrator

August 25, 2003

Signature Date

September 3, 2003

Date of Service (For NASD Dispute Resolution use only)

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ARBITRATION PANEL

Larry J. Sklar - Non-Public Arbitrator, Presiding Chairperson
Walter F. Schleyer - Public Arbitrator
Teresa A. Oxford, J.D. - Non-Public Arbitrator

Concurring Arbitrators' Signature(s)



Larry J. Sklar
Non-Public Arbitrator, Presiding Chairperson

8/25/03

Signature Date

Walter F. Schleyer
Non-Public Arbitrator

Signature Date

Teresa A. Oxford, J.D.
Non-Public Arbitrator

Signature Date

Date of Service (For NASD Dispute Resolution use only)

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Larry J. Sklar – Non-Public Arbitrator, Presiding Chairperson
Walter F. Schleyer – Public Arbitrator
Teresa A. Oxford, J.D. – Non-Public Arbitrator

Concurring Arbitrators' Signature(s)

Larry J. Sklar
Non-Public Arbitrator, Presiding Chairperson



Walter F. Schleyer
Non-Public Arbitrator

Signature Date



Signature Date

Teresa A. Oxford, J.D.
Non-Public Arbitrator

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NASD Dispute Resolution

Arbitration No. 02-05113

Award Page 4 of 4ARBITRATION PANEL

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Concurring Arbitrators' Signature(s)Larry J. Sklar

Non-Public Arbitrator, Presiding Chairperson

Signature DateWalter F. Schleyer

Non-Public Arbitrator

Signature DateTeresa A. Oxford

Teresa A. Oxford, J.D.

Non-Public Arbitrator

August 25, 2003Signature DateDate of Service (For NASD Dispute Resolution use only)