

AWARD
NASD Dispute Resolution

In the Matter of the Arbitration Between

Name of Claimant

Nancy G. Nation

and

Case Number: 03-01437
Hearing Site: Houston, Texas

Names of Respondents

Resource Consulting Group, Inc.
David P. Robinson

NATURE OF DISPUTE

Customer v. Member Firm and Associated Person

REPRESENTATION OF PARTIES

Nancy G. Nation ("**Claimant**") was represented by Jon M. Smith, Esq., of Kincaid & Horton, of Austin, Texas

Resource Consulting Group, Inc. ("**Resource Consulting**") and David P. Robinson ("**Robinson**") hereinafter collectively referred to as "**Respondents**" were represented by Robert S. Johnson, Esq., of Fulbright & Jaworski, of Austin, Texas.

CASE INFORMATION

The Statement of Claim was filed on or about February 27, 2003.

The Submission Agreement of Claimant, Nancy G. Nation, was signed on or about February 18, 2003.

The Joint Statement of Answer was filed by Respondents, Resource Consulting Group, Inc. and David P. Robinson, on or about April 25, 2003.

The Submission Agreement of Respondent, Resource Consulting Group, Inc., was signed on or about May 9, 2003.

The Submission Agreement of Respondent, David P. Robinson, was signed on or about May 9, 2003.

CASE SUMMARY

Claimant asserted the following causes of action: breach of fiduciary duty, negligence, breach of contract and misrepresentations. The causes of action relate to Enron stock that Claimant inherited from her grandfather. Claimant alleged that Respondents failed to diversify her portfolio and did not encourage her to sell her Enron stock during 2000 and 2001.

Unless specifically admitted in their Answer, Respondents Resource Consulting Group, Inc. and David P. Robinson denied the allegations made in the Statement of Claim and asserted affirmative defenses including the following: Claimant's claims are barred by her comparative responsibility as well as the doctrines of estoppel, waiver, laches, and the applicable statute of limitations; and Claimant failed to mitigate any damages she may have suffered.

RELIEF REQUESTED

Claimant requested an award in the amount of:

Actual/Compensatory	\$200,000
Attorney's Fees	Unspecified
Other Costs	Unspecified
Other Monetary Relief	Unspecified
Interest	Unspecified

Respondents requested that the claims asserted against them be denied in their entirety and that they be awarded their costs and attorneys' fees.

OTHER ISSUES CONSIDERED & DECIDED

At the hearing, the Respondents made a Motion to Dismiss Claimant's Federal and State Securities Act Claims. The panel denied this motion. Also, Respondents made a request to expunge Mr. Robinson's record.

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. In either case, the parties have agreed to receive conformed copies of the award while the original(s) remain on file with NASD Dispute Resolution ("NASD").

AWARD

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

- 1.) Claimant's claims, each and all, are hereby denied and dismissed with prejudice;
- 2.) That other than Forum Fees which are specified below, the parties shall each bear their own costs and expenses incurred in this matter;
- 3.) The panel recommends the expungement of all reference to the above captioned arbitration from Respondent David P. Robinson's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, Respondent David P. Robinson must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive; and
- 4.) Any relief not specifically enumerated, including punitive damages and attorney fees, is hereby denied 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 = \$300.00

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 events giving rise to the dispute. In this matter, the member firm is Resource Consulting Group, Inc.

Member surcharge	= \$1700.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$2750.00

Forum Fees and Assessments

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

One (1) Pre-hearing session with Panel x \$1125.00	= \$1125.00
Pre-hearing conference: August 8, 2003 1 session	
Two (2) Hearing sessions x \$1125.00	= \$2250.00
Hearing Date: March 9, 2004 2 sessions	
Total Forum Fees	= \$3375.00

The Arbitration Panel has assessed \$1687.50 of the forum fees to Nancy G. Nation.
The Arbitration Panel has assessed \$1687.50 of the forum fees jointly and severally to Resource Consulting Group, Inc. and David P. Robinson.

FEE SUMMARY

Claimant, Nancy G. Nation, is liable for:

Initial Filing Fee	= \$ 300.00
Forum Fees	= \$ 1687.50
Total Fees	= \$ 1987.50
Less payments	= \$ 1425.00
Balance Due NASD Dispute Resolution	= \$ 562.50

Respondent, Resource Consulting Group, Inc., is liable for:

Member Fees	= \$ 5200.00
Total Fees	= \$ 5200.00
Less payments	= \$ 5200.00
Balance Due NASD Dispute Resolution	= \$ 0.00

Respondents, Resource Consulting Group, Inc. and David P. Robinson, are jointly and severally liable for:

Forum Fees	= \$ 1687.50
Total Fees	= \$ 1687.50
Less payments	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$ 1687.50

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

ARBITRATION PANEL

Jerry C. Prestridge, Esq. - Public Arbitrator, Presiding Chair
Sharon Jevort Hemphill - Public Arbitrator
Thomas H. Griffin - Non-Public Arbitrator

Concurring Arbitrators:

Jerry C. Prestridge, Esq.
Public Arbitrator, Presiding Chair

Signature Date

/s/ Sharon Jevort Hemphill
Sharon Jevort Hemphill
Public Arbitrator

March 16, 2004
Signature Date

/s/ Thomas H. Griffin
Thomas H. Griffin
Non-Public Arbitrator

March 16, 2004
Signature Date

March 16, 2004
Date of Service (For NASD office use only)

ARBITRATION PANEL

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Sharon Jevett Hemphill - Public Arbitrator
Thomas H. Griffin - Non-Public Arbitrator

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Jerry C. Prestridge, Esq.
Public Arbitrator, Presiding Chair

Signature Date



3-16-04

Sharon Jevett Hemphill
Public Arbitrator

Signature Date

Thomas H. Griffin
Non-Public Arbitrator

Signature Date

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Sharon Jevert Hemphill
Public Arbitrator

Signature Date



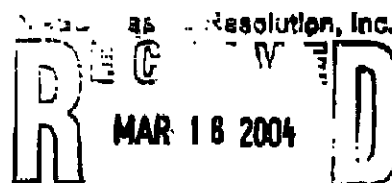
Thomas H. Griffin
Non-Public Arbitrator

3-15-04

Signature Date

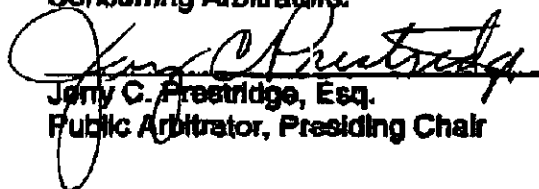
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March 16, 2004
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