

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant
Stifel, Nicolaus & Co., Inc.

Case Number: 03-01994

Name of the Respondent
Stan Parks

Hearing Site: Chicago, Illinois

Type of Controversy: Member Firm v. Associated Person

REPRESENTATION OF PARTIES

Claimant Stifel, Nicolaus & Co., Inc. was represented by Kelly S. Karase, Esq. of the firm Blackwell Sanders Peper Martin, LLP.
Respondent Stan Parks did not appear.

CASE INFORMATION

Statement of Claim filed on or about: March 20, 2003.
Claimant Stifel Nicolaus signed the Uniform Submission Agreement: March 26, 2003.
Claimant filed a Motion for Default on or about: June 10, 2003.
Claimant filed a Statement of Costs and Interest on or about: January 12, 2004.

CASE SUMMARY

Claimants Stifel Nicolaus asserted: Breach of contract for failure to repay promissory note.

RELIEF REQUESTED

Claimant Stifel Nicolaus requested:

Compensatory Damages	\$60,000.00
Interest	\$ 3,215.69
Attorneys' Fees	\$ 0.00
Other Monetary/Non-Monetary Relief if any:	as the panelist deems appropriate

OTHER ISSUES CONSIDERED AND DECIDED

By Motion June 10, 2003 Claimant opted to proceed against Respondent Parks pursuant to Rule 10314(e) of the *NASD Code of Arbitration Procedure* ("Code"). The arbitrator determined that Respondent Parks was properly served notice of the Statement of Claim and Notification of the Arbitrator by certified mail, and that Respondent is required to submit to arbitration pursuant to the Code and is bound by the determination of the Arbitrator 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 Stan Parks is liable for and shall pay to Claimant Stifel, Nicolaus & Co., Inc. in the sum of \$60,000.00 as compensatory damages.
2. Respondent Stan Parks is liable for and shall pay to Claimant Stifel, Nicolaus & Co., Inc. in the sum of \$5,162.56 as interest.
3. Respondent Stan Parks is liable for and shall pay to Claimant Stifel, Nicolaus & Co., Inc. in the sum of \$1,000.00 as reimbursement of the NASD non-refundable filing fee, pursuant to Rule 10332 of the Code.
4. 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	= \$1,000.00
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Default Award Fees

Forum Fees	= \$ 300.00
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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 events giving rise to the dispute. Accordingly, Stifel Nicolaus is assessed the following fees:

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

FEE SUMMARY

- | | |
|--|----------------------|
| 1. Claimant Stifel, Nicolaus & Co., Inc. is solely liable for: | |
| Initial Filing Fee | = \$ 1,000.00 |
| Forum Fees | = \$ 300.00 |
| <u>Member Fees</u> | <u>= \$ 1,850.00</u> |
| Total Fees | = \$ 3,150.00 |
| <u>Less payments</u> | <u>= \$ 3,600.00</u> |
| Refund Due from NASD Dispute Resolution | = \$ 450.00 |

NASD Dispute Resolution
Arbitration No. 03-01994
Award Page 3 of 3

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

ARBITRATION PANEL

Jerome Stern - Public Arbitrator, Presiding Chairperson

Arbitrator's Signature

Jerome Stern

Jerome Stern
Public Arbitrator

3-29-05
Signature Date

5/23/05
Date of Service (For NASD Dispute Resolution office use only)