
Stipulated Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant

Mary Lynne Eagan Farnet

Case Number: 03-04336

Names of the Respondents

Johnson Rice & Company, L.L.C.

Andre' James Robert

Hearing Site: New Orleans, LA

Nature of the Dispute: Customer vs. Member and Associated Person.

REPRESENTATION OF PARTIES

For Mary Lynne Eagan Farnet, hereinafter referred to as "Claimant": Henry W. Kinney, Esq., Kinney & Ellinghausen, New Orleans, LA.

For Johnson Rice & Company, L.L.C. ("JRC") and Andre' James Robert ("Robert"), hereinafter collectively referred to as "Respondents": Duris L. Holmes, Esq., Deutsch, Kerrigan & Stiles, L.L.P., New Orleans, LA.

CASE INFORMATION

Statement of Claim filed on or about: June 16, 2003.

Amended and Restated Statement of Claim filed on or about: July 28, 2003.

Claimant signed the Uniform Submission Agreement on: June 5, 2003.

Statement of Answer filed by Respondents on or about: August 2, 2003.

Amended and Restated Statement of Answer filed by Respondents on or about: August 28, 2003.

Respondent JRC signed the Uniform Submission Agreement on: August 19, 2003.

Respondent Robert signed the Uniform Submission Agreement on: August 19, 2003.

CASE SUMMARY

Claimant asserted the following causes of action: breach of contract and warranties; promissory estoppel; violations of the Securities Act of 1934; violations of the Louisiana Securities Act and the Blue Sky Laws; intentional and negligent misrepresentations; breach of fiduciary duty; breach of the duty of good faith and fair dealing; negligence; and, gross negligence. The causes of action relate to the purchase of various securities products in Claimant's account including, but not limited to, DI Industries, Ames Department Stores, Gulf Canada Resources, Noble Drilling, Orex Energy, and Bellweather Exploration Company stock.

Unless specifically admitted in their Answer, Respondents denied the allegations made in the Statement of Claim and asserted various affirmative defenses.

RELIEF REQUESTED

Claimant requested compensatory damages of approximately \$900,000.00, statutory damages, punitive damages, pre-judgment interest, costs, lost opportunity damages, rescission, attorneys' fees, and all other relief available to Claimant which may be granted by the undersigned arbitrators (the "Panel").

Respondents requested dismissal of the Statement of Claim at Claimant's cost.

OTHER ISSUES CONSIDERED AND DECIDED

On or about June 9, 2005, the parties requested the expungement of all references to the above-captioned arbitration from Respondent Robert's registration records ("Expungement Request") maintained by the NASD Central Registration Depository ("CRD").

On or about June 13, 2005, Claimant dismissed her claims against Respondents, with prejudice.

The parties agreed that the Stipulated Award in this matter may be executed in counterpart copies or that a handwritten, signed Stipulated Award may be entered.

AWARD

After considering the pleadings and the Expungement Request, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

The Panel recommends the expungement of all references to the above-captioned arbitration from Respondent Robert's registration records maintained by the NASD CRD, with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Respondent Robert must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

FEES

Pursuant to the NASD Code of Arbitration Procedure (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	= \$ 375.00
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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. Accordingly, Respondent JRC is a member firm and a party.

Member surcharge	= \$2,250.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$4,000.00
Total Member Fees	= \$7,000.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed:

No adjournment fees were assessed during these proceedings.

Three-Day Cancellation Fees

Fees apply when a hearing on the merits is postponed or settled within three business days before the start of a scheduled hearing session:

No three day cancellation fees were assessed during these proceedings.

Injunctive Relief Fees

Injunctive relief fees are assessed to each member or associated person who files for a temporary injunction in court. Parties in these cases are also assessed arbitrator travel expenses and costs when an arbitrator is required to travel outside his or her hearing location and additional arbitrator honoraria for the hearing for permanent injunction. These fees, except the injunctive relief surcharge, are assessed equally against each party unless otherwise directed by the panel.

No injunctive relief fees were assessed during these proceedings.

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 a single arbitrator @ \$450.00/session	= \$ 450.00
Pre-hearing conference: June 17, 2004 1 session	
One (1) Pre-hearing session with the Panel @ \$1,200.00/session	= \$ 1,200.00
Pre-hearing conference: December 15, 2003 1 session	
<hr/> Total Forum Fees	<hr/> = \$ 1,650.00

The Panel has assessed \$825.00 of the forum fees to Claimant.

The Panel has assessed \$825.00 of the forum fees jointly and severally to Respondents.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special services beyond the normal administrative services. These include, but not limited to, additional copies of arbitrator awards, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

No administrative costs were incurred during these proceedings.

Fee Summary

Claimant is solely liable for:

Initial Filing Fee	= \$ 375.00
Retained Hearing Session Deposit pursuant to	

Rule 10332(f) of the Code	= \$ 375.00
<u>Forum Fees</u>	= \$ 825.00
Total Fees	= \$ 1,575.00
<u>Less payments</u>	= \$ 1,575.00
Balance Due NASD Dispute Resolution	= \$ 0.00

Respondent JRC is solely liable for:

<u>Member Fees</u>	= \$ 7,000.00
Total Fees	= \$ 7,000.00
<u>Less payments</u>	= \$ 7,000.00
Balance Due NASD Dispute Resolution	= \$ 0.00

Respondents are jointly and severally liable for:

<u>Forum Fees</u>	= \$ 825.00
Total Fees	= \$ 825.00
<u>Less payments</u>	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$ 825.00

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

ARBITRATION PANEL

Kurt D. Steiner, CPA	-	Public Arbitrator, Presiding Chairperson
Linda A. Liljedahl, Esq.	-	Public Arbitrator
David Hamilton Ramsey	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

/s/
Kurt D. Steiner, CPA
Public Arbitrator, Presiding Chairperson

Signature Date

/s/
Linda A. Liljedahl, Esq.
Public Arbitrator

Signature Date

/s/
David Hamilton Ramsey
Non-Public Arbitrator

Signature Date

June 17, 2005
Date of Service (For NASD Dispute Resolution office use only)

NASD Dispute Resolution
Arbitration No. 03-04336
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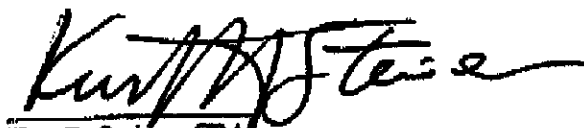
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Signature Date

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Kurt D. Steiner, CPA
Public Arbitrator, Presiding Chairperson

Signature Date

Linda A. Tildedahl, Esq.
Public Arbitrator

Signature Date


David Hamilton Ramsey
Non-Public Arbitrator

6-16-05
Signature Date

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