

AWARD
NASD Dispute Resolution

In the Matter of the Arbitration Between

Name of Claimants

Linda J. Haley and Thomas K. Haley

and

03-04722
Chicago, Illinois

Name of Respondents

A.G. Edwards & Sons, Inc.
Larry J. Anderson
Robert L. Schrieber

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

REPRESENTATION OF PARTIES

Linda J. Haley and Thomas K. Haley ("**Claimants**") were represented by Laurence M. Landsman, Esq., Block & Landsman, Chicago, Illinois.

A.G. Edwards & Sons, Inc. ("**Respondent AG Edwards**") Larry J. Anderson ("**Respondent Anderson**") and Robert L. Schrieber ("**Respondent Schrieber**") hereinafter referred to as ("**Respondents**") were represented by Nuviah Shirazi, Esq., A.G. Edward & Sons, Inc., St. Louis, Missouri.

CASE INFORMATION

The Statement of Claim was filed on or about June 30, 2003. Submission Agreement of Claimants Linda J. Haley and Thomas K. Haley was signed on June 16, 2003.

Joint Statement of Answer was filed by Respondents A.G. Edwards & Sons, Inc., Larry J. Anderson and Robert L. Schrieber on or about August 25, 2003. Submission Agreement of A.G. Edwards & Sons, Inc. was signed on August 22, 2003. Submission Agreement of Larry J. Anderson was signed on July 28, 2003. Submission Agreement of Robert L. Schrieber was signed on July 24, 2003.

CASE SUMMARY

Claimants asserted the following causes of action: negligence, failure to supervise, breach of fiduciary duty, misrepresentations, and unsuitability. The causes of action relate to investments in stock.

Unless specifically admitted in their Joint Answer, Respondents denied the allegations made in the Statement of Claim.

RELIEF REQUESTED

Claimants requested an award of compensatory damages in the amount of \$500,000.00, punitive damages, interest, attorneys' fees, costs, and any such relief the Panel deems just and equitable.

Respondents requested denial and dismissal of claims.

OTHER ISSUES CONSIDERED & DECIDED

The parties advised NASD Dispute Resolution that they had reached a settlement of all issues in this matter. As one of the terms of the settlement, the parties agreed to the entry of a Stipulated Award ordering the expungment of all references of this matter from the records of Respondents Anderson and Schrieber. The Arbitration Panel requested a hearing to consider evidence to determine if the entry of an expungment order was appropriate. Neither Claimants nor their attorney appeared at the hearing held on August 5, 2005.

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 the NASD Dispute Resolution (the "NASD").

AWARD

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

1. Pursuant to the terms of the settlement agreement entered into by the parties, the claims asserted in this matter are dismissed.
2. The Panel recommends the expungement of all reference to the above captioned arbitration from Respondents Larry J. Anderson's and Robert L. Schrieber's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Respondents Larry J. Anderson and Robert L. Schrieber must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

3. That to the extent not specifically awarded or otherwise provided for above, all other claims and requests for relief by any party hereto are denied with prejudice.
4. Other than the Forum Fees noted below, the parties shall each bear all other costs and expenses incurred by them in connection with this proceeding, including but not limited to attorneys fees, not specifically awarded or otherwise provided for above.

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(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. In this matter, the member firm(s) is A.G. Edwards & Sons, Inc.

Member surcharge	\$	1,700.00
Pre-hearing process fee	\$	750.00
Hearing process fee	\$	2,750.00
Total Member Fees	\$	5,200.00

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 arbitrator(s), including a pre-hearing conference with the arbitrator(s), that lasts four (4) hours or less. Fees associated with these proceedings are:

2 Pre-hearing session(s) with Panel	x	1,125.00	\$	2,250.00
May 4, 2004	1	session		
March 29, 2005	1	session	1	
1 Hearing sessions	x	1,125.00	\$	1,125.00
August 5, 2005	1	session		
Total Forum Fees			\$	3,375.00

The Arbitration Panel has assessed \$281.25 of the forum fees to Linda J. Haley and Thomas K. Haley.

The Arbitration Panel has assessed \$3,093.75 of the forum fees jointly and severally to A.G. Edwards & Sons, Inc., Larry J. Anderson, and Robert L. Schrieber.

Fee Summary

Claimants, Linda J. Haley and Thomas K. Haley are jointly and severally liable for:

Initial Filing Fee	= \$	300.00
<u>Forum Fees</u>	= \$	281.25
Total Fees	= \$	581.25
<u>Less payments</u>	= \$	-1,425.00
Balance to be refunded by NASD Dispute Resolution	= \$	- 843.75

Respondent, A.G. Edwards & Sons, Inc., is liable for:

Member Fees	= \$	5,200.00
Total Fees	= \$	0.00
<u>Less payments</u>	= \$	-5,200.00
Balance Due NASD Dispute Resolution	= \$	0.00

Respondents, A.G. Edwards & Sons, Inc., Larry J. Anderson, and Robert L. Schrieber, are jointly and severally liable for:

<u>Forum Fees</u>	= \$	3,093.75
Total Fees	= \$	3,093.75
<u>Less payments</u>	= \$	-0.00
Balance Due NASD Dispute Resolution	= \$	3,093.75

All balances are due to NASD Dispute Resolution

ARBITRATION PANEL

Leonard Arthur Nelson - Public Arbitrator, Presiding Chair
Robert C. Bonges, Esq. - Public Arbitrator
Ronald A. Lavery - Non-Public Arbitrator

Concurring Arbitrators:

/s/ Leonard Arthur Nelson

Leonard Arthur Nelson
Public Arbitrator, Presiding Chair

Signature Date

/s/ Robert C. Bonges

Robert C. Bonges, Esq.
Public Arbitrator

August 11, 2005

Signature Date

/s/ Ronald A. Lavery

Ronald A. Lavery
Non-Public Arbitrator

August 8, 2005

Signature Date

8/16/05

Date of Service (For NASD office use only)

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Concurring Arbitrators:

Leonard Arthur Nelson

Leonard Arthur Nelson

Public Arbitrator, Presiding Chair

Signature Date_____
Robert G. Bonges, Esq.

Public Arbitrator

Signature Date_____
Ronald A. Lavery

Non-Public Arbitrator

Signature Date_____
Date of Service (For NASD office use only)

Concurring Arbitrators:

Leonard Arthur Nelson
Public Arbitrator, Presiding Chair

Robert C Bonges
Robert C. Bonges, Esq.
Public Arbitrator

Signature Date

August 11, 2005
Signature Date

Ronald A. Lavery
Non-Public Arbitrator

Signature Date

Date of Service (For NASD office use only)

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Concurring Arbitrators:

Leonard Arthur Nelson
Public Arbitrator, Presiding Chair

Signature Date

Robert C. Bonges, Esq.
Public Arbitrator

Signature Date

Ronald A. Lavery
Non-Public Arbitrator

8-8-05
Signature Date

Date of Service (For NASD office use only)