

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION
CASE: 03-06165

Patricia S. Boykin and Patricia S. Boykin SEP IRA, Claimants v. Morgan Keegan & Company, Inc., Respondent.

ATTORNEYS:

For Claimants, Patricia S. Boykin and Patricia S. Boykin SEP IRA, ("Claimants") appeared Samuel T. Brannan, Esq., of the firm Page Perry, LLC, formerly J. Boyd Page & Associates, LLC, Atlanta, GA.

For Respondent, Morgan Keegan & Company, Inc., ("Respondent"), appeared their in-house counsel, J.P. Brizzolara, Esq., Memphis, TN.

NATURE OF DISPUTE: Customers v. Member

DATE FILED: August 25, 2003

CASE SUMMARY: Claimants alleged that Respondent breached its fiduciary duty, committed common law and constructive fraud, was negligent, and recommended, and then sold and purchased without authorization, unsuitable mutual funds, government securities, and stock. Claimants additionally alleged that Respondent failed to supervise its representative, and violated Georgia's Securities Act. Claimants' claim involved Brazos Multicap Portfolio CL B, SunAmerica Style Select CL B, SunAmerica Focus Value CL B, Federated Kaufman Fund B, and Bear Stearns S and P Stars A. Claimants maintained that due to Respondent's actions, her accounts suffered financial losses.

Claim Data

Claim: \$25,000.00
Interest: \$3,000.00
Attorney Fees: \$19,349.35
Filing Fees: \$425.00
Other: \$599.03

Award Data

Award: \$20,897.00
Interest: \$.00
Attorney Fees: \$6,965.00
Filing Fees: \$425.00
Other: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the Claimants \$20,897.00. 2) All requests for interest are denied. 3) Respondent is liable for and shall pay to Claimant attorneys' fees in the amount of \$6,965.00 pursuant to Georgia Securities Act O.C.G.A Section 10-5-14(a). 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 6) Respondent is liable and shall pay to the Claimant \$425.00 as reimbursement of the filing fee.

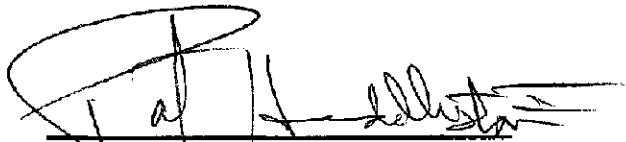
OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

ARBITRATOR

Pat Huddleston, II, Esq. - Sole Public Arbitrator

AFFIRMATION

I, Pat Huddleston, II, Esq., do hereby affirm, upon my oath as arbitrator that I am the individual described herein who executed this instrument, which is my oath and award.


Pat Huddleston, II, Esq.

3/22/2004
Signature/Date

April 6, 2004
Date of Service (For NASD-DR office use only)