

**STIPULATED AWARD
NASD Dispute Resolution**

In the Matter of the Arbitration Between

Name of Claimant

Michael and Corrine Povich

and

03-09219
Phoenix, Arizona

Name of Respondents

Piper Jaffray & Co. (formerly U.S. Bancorp Piper Jaffray, Inc.)
Michael K. Self

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

REPRESENTATION OF PARTIES

Michael and Corrine Povich ("**Claimants**") were represented by Alan Baskin, Esq., Bade & Baskin, PLC, Tempe, Arizona.

Respondents Piper Jaffray & Co. (formerly U.S. Bancorp Piper Jaffray, Inc.) ("Piper Jaffray") and Michael K. Self (collectively, "**Respondents**") were represented by Kelly J. Moynihan and Benjamin W. White of Keesal, Young & Logan, San Francisco, California.

CASE INFORMATION

The Statement of Claim was filed on or about December 30, 2003. Submission Agreement of Claimant Michael Povich was signed on December 24, 2003. Submission Agreement of Claimant Corrine Povich was signed on December 24, 2003.

Joint Statement of Answer was filed by Respondents on or about March 18, 2004. Submission Agreement of Respondent Piper Jaffray was signed on February 9, 2004 by Mark S. Reed. Submission Agreement of Michael K. Self was signed on February 9, 2004.

CASE SUMMARY

Claimants alleged that Respondents mishandled their accounts by recommending unsuitable securities. Specifically, Claimants asserted causes of action for negligence, negligent misrepresentation, sale of unregistered securities, negligent supervision, violation of the NASD's conduct rules, securities fraud, consumer fraud, breach of fiduciary duty, and breach of contract.

Respondents denied the allegations set forth in the Statement of Claim. Respondents specifically stated that they diligently serviced Claimants' accounts, kept Claimants well-informed of the performance of their account and made only suitable recommendations to Claimants.

RELIEF REQUESTED

Claimants requested an award in the amount of \$450,000.

Respondents requested that the claims asserted against them be denied in its entirety, that they be awarded their costs, and that the Arbitrators recommend that all reference to this matter be expunged from Michael K. Self's CRD record.

OTHER ISSUES CONSIDERED & DECIDED

The parties advised NASD Dispute Resolution that they entered into an agreement to settle this matter on certain terms and conditions set forth in a confidential settlement agreement.

The parties have agreed that the Stipulated Award in this matter may be executed in counterpart copies. 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").

STIPULATION

Pursuant to the resolution voluntarily negotiated by the Parties to this matter, it is hereby stipulated by Claimants and Respondents, through their undersigned attorneys, that:

1. All of Claimants' claims asserted against the Respondents are hereby dismissed with prejudice; and
2. Claimants do not object to the panel rendering the following award:

The Panel recommends the expungement of all reference to the above captioned arbitration from Respondent Michael K. Self'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, Respondent Michael K. Self must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

AWARD

After considering the pleadings and the stipulation of the parties, but without making any findings of fact or conclusions of law, the undersigned arbitrators have decided in full and final resolution of the issues submitted for determination and find as follows:

1. This arbitration claim is dismissed in its entirety with prejudice as to all Respondents.
2. The Panel recommends the expungement of all reference to the above captioned arbitration from Respondent Michael K. Self'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, Respondent Michael K. Self must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.
3. 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 Piper Jaffray & Co. (formerly U.S. Bancorp Piper Jaffray, 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:

1 Pre-hearing session(s) with Panel	x	1,125.00	\$	1,125.00
July 12, 2004	1	session		
Total Forum Fees			\$	1,125.00

The Arbitration Panel has assessed \$562.50 of the forum fees to Michael and Corrine Povich.

The Arbitration Panel has assessed \$562.50 of the forum fees jointly and severally to Piper Jaffray & Co. (formerly U.S. Bancorp Piper Jaffray, Inc.) and Michael K. Self.

Fee Summary

Claimants, Michael and Corrine Povich shall be and hereby are jointly and severally liable for:

Initial Filing Fee	= \$	300.00
<u>Forum Fees</u>	= \$	562.50
Total Fees	= \$	862.50
<u>Less payments</u>	= \$	-1,425.00
Balance to be refunded by NASD Dispute Resolution	= \$	- 562.50

Respondent, Piper Jaffray & Co. (formerly U.S. Bancorp Piper Jaffray, Inc.), shall be and hereby is liable for:

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

Respondents, Piper Jaffray & Co. (formerly U.S. Bancorp Piper Jaffray, Inc.) and Michael K. Self, shall be and hereby are jointly and severally liable for:

<u>Forum Fees</u>	= \$	562.50
Total Fees	= \$	562.50
<u>Less payments</u>	= \$	-0.00
Balance Due NASD Dispute Resolution	= \$	562.50

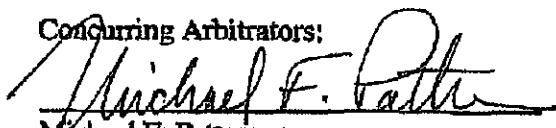
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All balances are due to NASD Dispute Resolution

ARBITRATION PANEL

Michael F. Patterson - Public Arbitrator, Presiding Chair
Allan D. Breyer - Public Arbitrator
Sarah Catherine Whitmore - Non-Public Arbitrator

Concurring Arbitrators:


Michael F. Patterson
Public Arbitrator, Presiding Chair

1-5-2005
Signature Date

Allan D. Breyer
Public Arbitrator

Signature Date

Sarah Catherine Whitmore
Non-Public Arbitrator

Signature Date

1/6/05
Date of Service (For NASD office use only)

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Sarah Catherine Whitmore - Non-Public Arbitrator

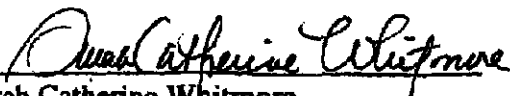
Concurring Arbitrators:

Michael F. Patterson
Public Arbitrator, Presiding Chair

Signature Date

Allan D. Breyer
Public Arbitrator

Signature Date



Sarah Catherine Whitmore
Non-Public Arbitrator

01-05-05

Signature Date

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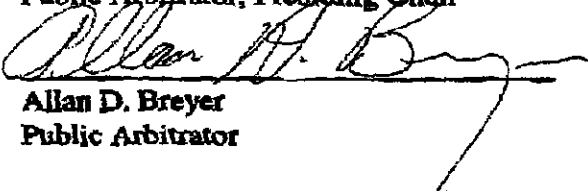
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Michael F. Patterson
Public Arbitrator, Presiding Chair

Signature Date



Allan D. Breyer
Public Arbitrator

01-06-05

Signature Date

Sarah Catherine Whitmore
Non-Public Arbitrator

Signature Date

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