
**Stipulated Award
NASD Dispute Resolution**

In the Matter of the Arbitration Between:

Name of the Claimant
Randall Hough

Case Number: 04-00229

Names of the Respondents
Thomas R. Hartley
Fran B. Hartley

Hearing Site: Atlanta, Georgia

Nature of the Dispute: Associated Person vs. Customer.

REPRESENTATION OF PARTIES

For Randall Hough, hereinafter referred to as "Claimant": R. Scott Tewes, Esq., Tewes Law Group, LLC, Duluth, Georgia.

For Thomas R. Hartley and Fran B. Hartley, hereinafter collectively referred to as "Respondents": Samuel B. Edwards, Esq., Shepherd, Smith & Edwards, L.L.P., Houston, Texas.

CASE INFORMATION

Amended Statement of Claim filed on or about: April 30, 2004.

Claimant signed the Uniform Submission Agreement: December 30, 2003.

Respondents signed the Submission Agreement, Waiver of Notice, and Waiver of Right to Participate in NASD Arbitration on or about: April 28, 2004.

CASE SUMMARY

Claimant asserted he is a registered representative who seeks to have expunged from his Central Registration Depository ("CRD") record all references to an earlier arbitration styled Thomas R. Hartley and Fran B. Hartley vs. A.G. Edwards & Sons, Inc. and Randall Hough, NASD Dispute Resolution No. 02-04286 ("Hartley arbitration"), pursuant to the settlement agreement entered into between the parties in that matter. The referenced arbitration related to Thomas R. Hartley and Fran B. Hartley's investments in shares of unspecified common stock.

RELIEF REQUESTED

Claimant requested that the Arbitrator enter a Stipulated Award recommending expungement of all references to the Hartley arbitration from Claimant's NASD CRD records.

OTHER ISSUES CONSIDERED AND DECIDED

The parties agreed that this matter may be decided on the papers submitted, without a hearing. The parties further agreed that the Stipulated Award may be executed by a single arbitrator.

In the Submission Agreement, Waiver of Notice, and Waiver of Right to Participate in NASD Arbitration, Respondents stated they did not oppose the expungement of Claimant's records and agreed the Stipulated Award may be entered in this arbitration with their full authorization and consent.

AWARD

After considering the Amended Statement of Claim and the Submission Agreement, Waiver of Notice, and Waiver of Right to Participate in NASD Arbitration, the undersigned arbitrator (the "Arbitrator") has decided in full and final resolution of the issues submitted for determination as follows:

The Arbitrator recommends the expungement of all references to Thomas R. Hartley and Fran B. Hartley vs. A.G. Edwards & Sons, Inc. and Randall Hough, NASD Dispute Resolution Arbitration No. 02-04286, from Claimant's registration records maintained by the NASD CRD, with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Claimant 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 Code (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	= \$ 250.00
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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. In this matter, the member firm, A.G. Edwards & Sons, Inc., employed the associated person at the time of the events giving rise to the dispute. As such, A.G. Edwards & Sons, Inc. is assessed the following member fees:

Member surcharge	= \$1,500.00
<u>Pre-hearing process fee</u>	= \$ 750.00
Total Member Fees	= \$2,250.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed:

No requests for adjournments were filed in this matter.

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 Arbitrator.

No injunctive relief fees were incurred during this proceeding.

Forum Fees and Assessments

The Arbitrator has assessed forum fees for each session conducted. A session is any meeting between the parties and the Arbitrator, including a pre-hearing conference with the Arbitrator, that lasts four (4) hours or less. Fees associated with these proceedings are:

No hearing sessions were conducted in this matter and, thus, no forum fees assessed.

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 this proceeding.

Fee Summary

Claimant is solely liable for:

<u>Initial Filing Fee</u>	= \$ 250.00
<u>Total Fees</u>	= \$ 250.00
<u>Less payments</u>	= \$ 250.00
Balance Due NASD Dispute Resolution	= \$ 0.00

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

<u>Member Fees</u>	= \$2,250.00
<u>Total Fees</u>	= \$2,250.00
<u>Less payments</u>	= \$1,500.00
Balance Due NASD Dispute Resolution	= \$ 750.00

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

ARBITRATOR

Janice L. Weeks

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Public Arbitrator, Presiding Chairperson

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Arbitrator's Signature

/S/
Janice L. Weeks
Public Arbitrator, Presiding Chairperson

Signature Date

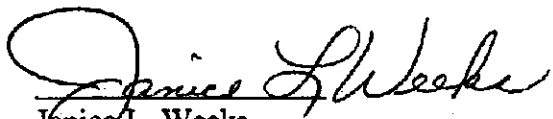
July 29, 2004
Date of Service (For NASD Dispute Resolution office use only)

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Arbitrator's Signature



Janice L. Weeks

Public Arbitrator, Presiding Chairperson

7/27/04
Signature Date

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