

**STIPULATED AWARD
NASD Dispute Resolution**

In the Matter of the Arbitration Between

Names of Claimants

Curtis and Connie Greene

and

Case Number: 04-02067

Hearing Site: Oklahoma City, Oklahoma

Names of Respondents

FFP Securities, Inc.,
FFP Advisory Services, Inc.,
First Financial Planners, Inc.,
Nithman Financial Group, Inc.,
and Kathy Nithman

NATURE OF DISPUTE

Customers v. Member Firm, Non-Member Firms and Associated Person

REPRESENTATION OF PARTIES

Curtis and Connie Greene ("**Claimants**") were represented by Terry W. Tippens, Esq., Fellers, Snider, Blankenship, Bailey & , Oklahoma City, Oklahoma.

FFP Securities, Inc. ("**FFP Securities**"), FFP Advisory Services, Inc. ("**FFP Advisory**"), First Financial Planners, Inc. ("**First Financial**"), Nithman Financial Group, Inc. ("**Nithman Financial**"), and Kathy Nithman ("**Nithman**"), hereinafter collectively referred to as ("**Respondents**") were represented by Ryan K. Woodson, Esq., Edgerton & Weaver, Hermosa Beach, California.

CASE INFORMATION

The Statement of Claim was filed on or about March 23, 2004. The Submission Agreements of Claimants, Curtis and Connie Greene, were signed on or about March 18, 2004.

The Joint Statement of Answer was filed by Respondents, FFP Securities, Inc., FFP Advisory Services, Inc., First Financial Planners, Inc., Nithman Financial Group, Inc., and Kathy Nithman on or about July 9, 2004.

The Submission Agreement of Respondent, FFP Securities, Inc., was signed on or about

The Submission Agreement of Respondent, FFP Advisory Services, Inc., was signed on or about May 13, 2004. The Submission Agreement of Respondent, First Financial Planners, Inc., was signed on or about July 26, 2004. The Submission Agreement of Respondent, Nithman Financial Group, Inc., was signed on or about May 27, 2004. The Submission Agreement of Respondent, Kathy Nithman, was signed on or about May 27, 2004.

CASE SUMMARY

Claimants asserted the following causes of action: breach of contract; breach of express and implied warranties; misrepresentation; fraud; deceit; negligence; breach of fiduciary duty; breach of the Oklahoma Securities Act; violation of the rules of the National Association Securities Dealers or the New York Stock Exchange; constructive fraud; violations of the federal securities laws, including but not limited to Sections 10 and 20 of the Securities and Exchange Act of 1934 and Rule 10(b)-5; and gross negligence. Claimants alleged that Respondents advised them to purchase mutual funds in three different families of funds and insurance in Jefferson Pilot, which were unsuitable and improper based upon the stated and tested objectives of the Claimants.

Unless specifically admitted in their Answer, Respondents, FFP Securities, Inc., FFP Advisory Services, Inc., First Financial Planners, Inc., Nithman Financial Group, Inc., and Kathy Nithman denied the allegations made in the Statement of Claim and asserted affirmative defenses including the following: the Statement of Claim failed to state a cause of action against Respondents upon which relief may be granted; Claimants' alleged damages, if any, were caused by events over which Respondents had no control and for which they are not responsible; and Claimants' Statement of Claim and each claim for relief alleged therein is barred by the doctrine of estoppel.

RELIEF REQUESTED

Claimants requested an award in the amount of \$200,000.00 in compensatory damages; plus punitive damages, interest costs, attorneys' fees, and such other and further relief as the panel deemed just and appropriate.

Respondents requested that the claims asserted against them be denied in their entirety and any such other further relief as the arbitrators deemed just and proper.

OTHER ISSUES CONSIDERED & DECIDED

On or about April 8, 2005, Claimants dismissed their claims against First Financial Planners, Inc., Kathy Nithman, and Nithman Financial Group, Inc., with prejudice.

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 NASD Dispute Resolution ("NASD").

AWARD

After considering the parties' submissions and representations, but without making any conclusions of law, the undersigned arbitrators order as follows:

1. Each and every one of Claimants' claims asserted against Respondents are hereby dismissed with prejudice pursuant to a confidential settlement between the parties;
2. The panel recommends the expungement of all reference to the above captioned arbitration from Respondent, Kathy Nithman's, registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, Respondent Nithman must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive;
3. That other than Forum Fees which are specified below, the parties shall each bear their own costs and expenses incurred in this matter; and
4. That any relief not specifically enumerated, including punitive damages and attorney fees, is hereby denied with prejudice.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution will retain the non-refundable filing fees for each claim:

Initial claim filing fee	= \$300.00
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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 event giving rise to the dispute. In this matter, the member firm is FFP Securities, Inc.

Member surcharge	= \$1,700.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$2,750.00

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

One (1) Pre-hearing session with Panel x \$1,125.00	= \$1,125.00
<u>Pre-hearing conference: October 6, 2004 1 session</u>	

Total Forum Fees	= \$1,125.00
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The Arbitration Panel has assessed \$562.50 of the forum fees jointly and severally to Curtis and Connie Greene.

The Arbitration Panel has assessed \$562.50 of the forum fees jointly and severally to FFP Securities, Inc. FFP Advisory Services, Inc., First Financial Planners, Inc., Nithman Financial Group, Inc., and Kathy Nithman.

Fee Summary

Claimants, Curtis and Connie Greene, are jointly and severally liable for:

Initial Filing Fee	= \$ 300.00
Forum Fees	= \$ 562.50
<u>Total Fees</u>	<u>= \$ 862.50</u>
<u>Less payments</u>	<u>= \$1,425.00</u>
Refund due to Claimants	= \$ 562.50

Respondents, FFP Securities, Inc., FFP Advisory Services, Inc., First Financial Planners, Inc., Nithman Financial Group, Inc., and Kathy Nithman, are jointly and severally liable for:

<u>Forum Fees</u>	<u>= \$562.50</u>
<u>Total Fees</u>	<u>= \$562.50</u>
<u>Less payments</u>	<u>= \$000.00</u>
Balance Due NASD Dispute Resolution	= \$562.50

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

ARBITRATION PANEL

Preston A. Trimble, Esq. - Public Arbitrator, Presiding Chair
Ann Blaess Kimball, Esq. - Public Arbitrator
Gerald J. Linehan - Non-Public Arbitrator

Concurring Arbitrators:

/s/ Preston A. Trimble, Esq.
Preston A. Trimble, Esq.
Public Arbitrator, Presiding Chair

05/16/05
Signature Date

/s/ Ann Blaess Kimball, Esq.
Ann Blaess Kimball, Esq.
Public Arbitrator

05/19/05
Signature Date

/s/ Gerald J. Linehan
Gerald J. Linehan
Non-Public Arbitrator

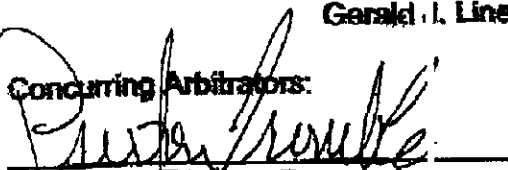
05/16/05
Signature Date

05/20/05
Date of Service (For NASD office use only)

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Gerald J. Linehan - Non-Public Arbitrator

Concurring Arbitrators:


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Public Arbitrator, Presiding Chair


Signature Date

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Public Arbitrator

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Concurring Arbitrators:

Preston A. Trimble, Esq.
Public Arbitrator, Presiding Chair

Ann Blases Kimball
Ann Blases Kimball, Esq.
Public Arbitrator

Signature Date

May 19, 2005
Signature Date

Gerald J. Linahan
Non-Public Arbitrator

Signature Date

Date of Service (For NASD office use only)

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Gerald J. Linehan - Non-Public Arbitrator


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Public Arbitrator, Presiding Chair

Signature Date

Ann Blaess Kimball, Esq.
Public Arbitrator

Signature Date



Gerald J. Linehan
Non-Public Arbitrator

5/16/05

Signature Date

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