

AWARD
NASD Dispute Resolution

In the Matter of the Arbitration Between

Name of Claimant

Morgan Keegan & Company, Inc.

and

Case Number: 04-02097

Hearing Site: Louisville, Kentucky

Name of Respondent

Wallace Bradley Minton

NATURE OF DISPUTE

Member Firm v. Associated Person

REPRESENTATION OF PARTIES

Morgan Keegan & Company, Inc. ("**Claimant**" or "**Morgan Keegan**") was represented by Shea O'Brien Hicks, Esq., of Morgan Keegan & Company, Inc., Memphis, Tennessee.

Wallace Bradley Minton ("**Respondent**") of Louisville, Kentucky, did not enter an appearance in this matter.

CASE INFORMATION

The Statement of Claim was filed on or about March 29, 2004.

The Submission Agreement of Claimant, Morgan Keegan & Company, Inc., was signed on or about March 26, 2004.

Respondent Minton did not file either a Submission Agreement or a Statement of Answer.

CASE SUMMARY

Claimant alleges a failure to repay a loan agreement. On or about May 24, 2002, Morgan Keegan advanced to Minton as a loan the sum of \$55,500.00. This loan was memorialized in a loan agreement. The loan agreement provided that if Minton's employment should terminate, the entire unpaid principal amount of the loan shall be immediately due and payable. As a result of Minton's failure to honor his obligations pursuant to the loan agreement, Morgan Keegan is requesting \$45,589.35 which includes the principal balance

due and owing under the Loan Agreement, plus ten percent (10%) interest.

RELIEF REQUESTED

Claimant requested an award in the amount of:

Actual/Compensatory	\$45,589.35
Punitive Damages	Unspecified
Interest	Unspecified
Attorneys' Fees	Unspecified
Other Costs	Unspecified
Other Monetary Relief	Unspecified

OTHER ISSUES CONSIDERED & DECIDED

By letter dated June 30, 2004, Claimant opted to proceed against Respondent Minton pursuant to Rule 10314(e) of the NASD Code of Arbitration Procedure ("Code").

The arbitrator determined that Respondent Minton was properly served notice of the Statement of Claim and Notification of the Arbitrator by certified mail, and that Respondent Minton is required to submit to arbitration pursuant to the Code and is bound by the determination of the Arbitrator on all issues submitted.

AWARD

The undersigned arbitrator has decided and determined in full and final resolution of the issues for determination as follows:

- 1.) Respondent, Wallace Bradley Minton, is liable for and shall pay to Claimant, Morgan Keegan & Company, Inc., the sum of \$45,589.35 in compensatory damages;
- 2.) Respondent, Wallace Bradley Minton, is liable for and shall pay to Claimant, Morgan Keegan & Company, Inc., interest at the rate of 10% per annum from and including March 26, 2004 through and including the date the award is paid in full, pursuant to the terms of the promissory note;
- 3.) Respondent, Wallace Bradley Minton, is liable for and shall pay to Claimant, Morgan Keegan & Company, Inc., the sum of \$50,000.00 in punitive damages pursuant to Kentucky Law;

4.) Respondent, Wallace Bradley Minton, is liable for and shall pay to Claimant, Morgan Keegan & Company, Inc., the sum of \$8,000.00 in attorneys' fees pursuant to Kentucky Law; and;

4.) Any relief not specifically enumerated 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 = \$1,000.00

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 is Morgan Keegan & Company, Inc.

Member surcharge = \$875.00
Pre-hearing process fee = \$ 750.00

Forum Fees and Assessments

The Arbitrator assesses a forum fee for an Award issued under the Default Proceedings. Fees associated with these proceedings are:

Default Proceedings = \$ 300.00

Total Forum Fees = \$ 300.00

The Arbitrator has assessed \$300.00 of the forum fees to Wallace Bradley Minton.

FEE SUMMARY

Claimant, Morgan Keegan & Company, Inc., is liable for:
Initial Filing Fee = \$ 1,000.00

Member Fees	= \$ 1,625.00
Total Fees	= \$ 2,625.00
Less payments	= \$ 3,225.00
Refund due to Claimant	= \$ 600.00

Respondent, Wallace Bradley Minton, is liable for:

Forum Fees	= \$ 300.00
Total Fees	= \$ 300.00
Less payments	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$ 300.00

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

ARBITRATOR

Rudy Vincenti – Industry Arbitrator, Presiding Chair

Arbitrator:

/s/ Rudy Vincenti
Rudy Vincenti
Industry Arbitrator, Presiding Chair

03/14/05
Signature Date

03/15/05
Date of Service (For NASD office use only)

Member Fees	= \$ 1,625.00
Total Fees	= \$ 2,625.00
Less payments	= \$ 3,225.00
Refund due to Claimant	= \$ 600.00

Respondent, Wallace Bradley Minton, is liable for:

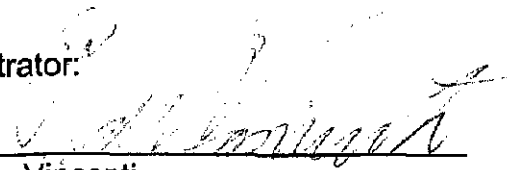
Forum Fees	= \$ 300.00
Total Fees	= \$ 300.00
Less payments	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$ 300.00

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ARBITRATOR

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