

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION**

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CASE: 04-03027

Raymond and Winona Dubois, (Claimants) vs. WM Financial Services, Inc., (Respondent)

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**ATTORNEYS:**

For Claimants appeared Debra Brewer Hayes, Esq., of the firm Woska & Hayes, L.L.P., Kingwood, TX.

For Respondent appeared Andrew R. Harvin, Esq., of the firm Doyle, Restrepo, Harvin & Robbins, L.L.P., Houston, TX.

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**NATURE OF DISPUTE:** Customers vs. Member

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**DATE FILED:** April 19, 2005

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**CASE SUMMARY:** Claimants alleged that Respondent placed them in investments that were unsuitable for their needs. Claimants further alleged breach of fiduciary duty, breach of contract, failure to supervise and violations of securities rules. Claimants maintained that due to Respondent's actions, they suffered financial losses. Claimants' claim involved variable annuities and mutual funds.

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**Claim Data**

Claim: \$25,000.00  
Punitive: Unspecified  
Attorney Fees: Unspecified  
Filing Fees: Unspecified  
Other: Unspecified

**Award Data**

Award: \$.00  
Punitive: \$.00  
Attorney Fees: \$.00  
Filing Fees: \$.00  
Other: \$.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) The claims of Claimants are dismissed in their entirety. 2) All requests for attorney fees are denied. 3) All requests for punitive damages are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimants deposited previously.

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

Page Two  
Award 04-03027

Edmund R. Yates, Esq.

Sole Public Arbitrator

AFFIRMATION

I, Edmund R. Yates, 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.

  
Edmund R. Yates, Esq.

Aug 25, 2005  
(Signature Date)

SEPTEMBER 1, 2005  
Date of Service (For NASD-DR office use only)