

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant
Rose-Marie Coppola

Case Number: 04-03766

Names of the Respondents
Prudential Equity Group, LLC
f/k/a Prudential Securities, Inc.
David H. Marx

Hearing Site: Washington, D.C.

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

REPRESENTATION OF PARTIES

Claimant, Rose-Marie Coppola, hereinafter referred to as "Claimant", was represented by John P. Connolly, Esq., Law Offices of John P. Connolly, Alexandria, Virginia.

Respondents, Prudential Equity Group, LLC, f/k/a Prudential Securities, Inc. ("Prudential"), and David H. Marx ("Marx"), hereinafter collectively referred to as "Respondents", were represented by Robert Boraks, Esq. and Carolyn Prince, Esq., Garvey Schubert Barer, Washington, D.C.

CASE INFORMATION

Statement of Claim filed on May 24, 2004.

Claimant signed the Uniform Submission Agreement on May 14, 2004.

Statement of Answer filed by Respondents on August 24, 2004.

A representative of Respondent Prudential signed the Uniform Submission Agreement on August 11, 2004.

Respondent Marx signed the Uniform Submission Agreement on July 7, 2004.

CASE SUMMARY

In the Statement of Claim, Claimant asserted the following causes of action, among others: constructive fraud, breach of contract, failure to supervise, violation of section 10(b) and section 20(a) of the Securities and Exchange Act of 1934, violation of Maryland Corp & Assn's § 11-703, violation of NASD Rules of Conduct, and breach of fiduciary duty. The causes of action relate to the purchase and sale of various unspecified securities.

Unless specifically admitted in their Statement of Answer, Respondents denied the allegations made in the Statement of Claim and asserted the following defenses, among others: failure to state a claim upon which relief may be granted; Claimant's claims are barred by the doctrines of estoppel, ratification and waiver; contributory negligence; Claimant's claims are barred by the applicable statutes of limitations; failure to mitigate damages; Claimant has failed to allege facts sufficient to support her claims of statutory and/or common law fraud; and the Claimant has

failed to allege federal securities fraud with particularity.

RELIEF REQUESTED

Claimant in the Statement of Claim requested:

Compensatory Damages	\$ 1,100,000.00
Punitive Damages	\$ 500,000.00
Attorneys' Fees	amount unspecified
Interest	amount unspecified
Other Costs	amount unspecified

Respondents in their Statement of Answer requested that Claimant's claims be dismissed with prejudice, that they be awarded costs and attorneys' fees, and that the Arbitration Panel (the "Panel") order the expungement of all reference to this matter from Respondent Marx's Central Registration Depository ("CRD") record.

OTHER ISSUES CONSIDERED AND DECIDED

The parties agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, the testimony and evidence presented at the hearing, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. Respondents Prudential and Marx are jointly and severally liable to and shall pay to Claimant the sum of \$125,000.00 in compensatory damages. No interest is awarded on this amount;
2. The parties shall bear their respective costs, including attorneys' fees, except as Fees are specifically addressed below; and
3. Any and all relief not specifically addressed herein, including punitive damages, is denied in its entirety.

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 = \$ 500.00

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. Accordingly, Respondent Prudential is a party.

Member surcharge	= \$ 2,800.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$ 5,000.00

Forum Fees and Assessments

The Panel has assessed forum fees for each session conducted. A 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:

One (1) Pre-hearing session with Panel @ \$ 1,200.00	= \$ 1,200.00
Pre-hearing conference: February 11, 2005 1 session	
Eight (8) Hearing sessions @ \$ 1,200.00	= \$ 9,600.00
Hearing Dates: October 18, 2005 2 sessions	
October 19, 2005 2 sessions	
October 20, 2005 2 sessions	
November 8, 2005 2 sessions	
Total Forum Fees	= \$ 10,800.00

1. The Panel has assessed \$ 5,400.00 of the forum fees to Claimant.
2. The Panel has assessed \$ 5,400.00 of the forum fees jointly and severally to Respondents.

Fee Summary

1. Claimant is assessed and shall pay:

Initial Filing Fee	= \$ 500.00
Forum Fees	= \$ 5,400.00
Total Fees	= \$ 5,900.00
Less payments	= \$ 1,700.00
Balance Due NASD Dispute Resolution	= \$ 4,200.00
2. Respondent Prudential is assessed and shall pay:

Member Fees	= \$ 8,550.00
Total Fees	= \$ 8,550.00
Less payments	= \$ 8,550.00
Balance Due NASD Dispute Resolution	= \$ 0.00
3. Respondents are jointly and severally assessed and shall pay:

Forum Fees	= \$ 5,400.00
Total Fees	= \$ 5,400.00
Less payments	= \$ 0.00

Balance Due NASD Dispute Resolution

= \$ 5,400.00

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

ARBITRATION PANEL

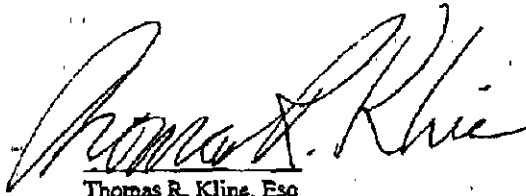
Thomas R. Kline, Esq.

Elaine A. Sehart-Green, Esq.

Joan M. Confoy

- Public Arbitrator, Presiding Chairperson
- Public Arbitrator, Panelist
- Non-Public Arbitrator, Panelist

Concurring Arbitrators' Signatures



Thomas R. Kline, Esq.
Public Arbitrator, Presiding Chairperson

Nov. 14, 2005
Signature Date

Elsaine A. Schri-Green, Esq.
Public Arbitrator, Panelist

Signature Date

Joan M. Confoy
Non-Public Arbitrator, Panelist

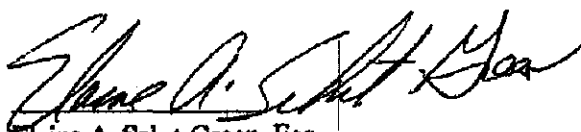
Signature Date

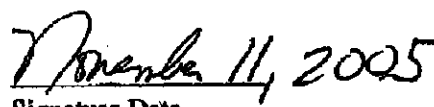
November 14, 2005
Date of Service (For NASD Dispute Resolution office use only)

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Thomas R. Kline, Esq.
Public Arbitrator, Presiding Chairperson


Signature Date


Elaine A. Sehn-Green, Esq.
Public Arbitrator, Panelist


Signature Date

Joan M. Confoy
Non-Public Arbitrator, Panelist

Signature Date


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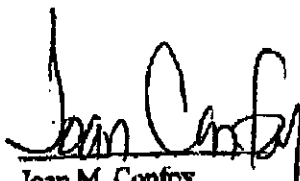
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