

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-04509

Raymond, James & Associates, Inc., Claimant v. Cliff Hardesty, Respondent

ATTORNEYS:

Claimant, Raymond, James & Associates, Inc., ("Claimant") appeared through in-house counsel, Leslie A. Reese, Esq., St. Petersburg, FL.

Respondent, Cliff Hardesty, ("Respondent") did not file a Statement of Answer in this matter.

NATURE OF DISPUTE: Member v. Associated Person.

DATE FILED: June 25, 2004.

CASE SUMMARY: Claimant alleged that Respondent has breached the terms of his Advanced Compensation Agreement and has failed to repay monies owed.

Claim Data

Claim: \$16,321.00

Pre-judgment Interest: \$1,187.81

Post-judgment Interest: 10% p.a. from 6/21/04
until date award is paid.

Attorney Fees: \$0.00

Filing Fees: Unspecified

Other: Unspecified

Award Data

Award: \$16,321.00

Pre-judgment Interest: \$1,187.81

Post-judgment Interest: 10% p.a. from
6/21/04 until date
award is paid.

Attorney Fees: \$1,225.00

Filing Fees: \$1,050.00

Other: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the Claimant \$16,321.00. 2) Respondent is liable and shall pay to the Claimant \$1,187.81 in pre-judgment interest and ten-percent per annum from June 21, 2004 until date of award payment as post-judgment interest. 3) Respondent is liable and shall pay to the Claimant \$1,225.00 in attorney's fees pursuant to Item four of the Advanced Compensation Agreement. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$1,050.00 filing fee that the Claimant deposited previously. 6) Respondent is liable and shall pay Claimant \$1,050.00 as reimbursement of the filing fee.

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

OTHER ISSUES: Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that Respondent Cliff Hardesty was served notice of the Statement of Claim and Notification of Arbitrator by regular mail and Overdue Notice by certified mail, and is therefore bound by the arbitrator's ruling and determination.

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ARBITRATOR

Teresa A. Oxford, J.D. - Sole Non-Public Arbitrator

AFFIRMATION

I, Teresa A. Oxford, J.D., 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.



Teresa A. Oxford, J.D.

February 5, 2005
Signature Date

February 10, 2005
Date of Service (For NASD-DR office use only)