

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 05-05392

William H. Harvey, (Claimant) vs. Ralph Albers and H&R Block Financial Advisors, Inc.,
(Respondents)

ATTORNEYS:

For Claimant appeared Martin J. Brosnan, Esq., of the firm Caputo Brosnan, Warren, MI.

For Respondents appeared in-house counsel Lisa S. Fildes, Esq., Detroit, MI.

NATURE OF DISPUTE: Customer v. Member and Associated Person

DATE FILED: October 14, 2005

CASE SUMMARY: Claimant alleged that Respondents breached their fiduciary duty by placing him in investments that were unsuitable for his needs. Claimant further alleged negligence. Claimant maintained that due to Respondents' actions, he suffered financial losses. Claimant's claim involved common stock.

Claim Data

Claim: \$9,384.03
Interest: Unspecified
Attorney Fees: Unspecified
Filing Fees: Unspecified
Punitive: Unspecified

Award Data

Award: \$.00
Interest: \$.00
Attorney Fees: \$.00
Filing Fees: \$162.50
Punitive: \$.00

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 the Claimant are dismissed in their entirety. 2) All requests for attorney fees are denied. 3) All requests for punitive damages are denied. 4) All requests for interest are denied. 5) All other relief requests are denied. 6) NASD Dispute Resolution shall retain the \$325.00 filing fee that the Claimant deposited previously. 7) Respondents are jointly and severally liable and shall pay Claimant \$162.50 as reimbursement of one half of the filing fee. 8) Respondent Ralph Albers's request for expungement is denied.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent, H&R Block Financial Advisors, Inc., has paid to NASD Dispute Resolution the \$325.00 Member Surcharge previously invoiced.

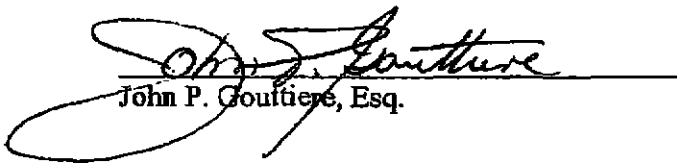
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Award 05-05392

John P. Gouttiere, Esq.

Sole Public Arbitrator

AFFIRMATION

I, John P. Gouttiere, 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.


John P. Gouttiere, Esq.

5-9-06
(Signature Date)

May 11, 2006
Date of Service (For NASD-DR office use only)