

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Judith M. Tinker (Claimant) vs. Anthony W. Phillips (Respondent)

Case Number: 05-06653

Hearing Site: New York, New York

Nature of the Dispute: Customer vs. Associated Person.

REPRESENTATION OF PARTIES

Claimant Judith M. Tinker hereinafter referred to as "Claimant": appeared *pro se*.

Respondent Anthony W. Phillips hereinafter referred to as "Respondent": Sameer Rastogi, Esq., Sichenzia Ross Friedman Ferrence LLP, New York, NY.

CASE INFORMATION

Statement of Claim filed on or about: December 29, 2005.

Claimant signed the Uniform Submission Agreement: December 15, 2005.

Statement of Answer filed by Respondent on or about: May 16, 2006.

Respondent did not sign the Uniform Submission Agreement.

CASE SUMMARY

Claimant asserted the following cause of action: loss of capital. The cause of action relates to the loss of money in AST JanCap Growth Fund, AST Marsico Growth Fund, and AST Oppenheimer Large Cap Growth Fund.

Unless specifically admitted in his Answer, Respondent denied the allegations made in the Statement of Claim and asserted various affirmative defenses.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$18,500.00 and interest.

Respondent requested dismissal of the Statement of Claim in its entirety.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent did not file with NASD Dispute Resolution a properly executed Uniform Submission Agreement but is required to submit to arbitration pursuant to the Code and having answered the claim, appeared and testified at the hearing, is bound by the determination of the Chairperson on all issues submitted.

During the hearing, Respondent orally requested that this arbitration be expunged from his CRD record.

AWARD

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

1. Claimant's claims are dismissed in their entirety.
2. Any and all relief not specifically addressed herein including Respondent's request for expungement is denied.

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 = \$ 125.00

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 persons at the time of the events giving rise to the dispute. Accordingly, World Group Securities, Inc., is the Respondent's former firm.

Member surcharge = \$ 425.00

Forum Fees and Assessments

The Panel Chairperson has assessed forum fees for each session conducted or each decision rendered on a discovery-related motion on the papers. A session is any meeting between the parties and the arbitrators, including a pre-hearing conference with the arbitrators, that lasts four (4) hours or less. Fees associated with these proceedings are:

Three (3) Pre-hearing sessions with a single arbitrator @ \$450.00 = \$ 1,350.00

Pre-hearing conferences: April 11, 2006 1 session
June 14, 2006 1 session
July 7, 2006 1 session

One (1) Hearing session with Panel Chairperson @ \$450.00 per session = \$ 450.00
Hearing: October 17, 2006 1 session

Total Forum Fees = \$ 1,800.00

1. The Panel Chairperson has assessed \$900.00 of the forum fees to the Claimant.
2. The Panel Chairperson has assessed \$900.00 of the forum fees to the Respondent.

Fee Summary

1. Claimant is solely liable for:

Initial Filing Fee	= \$	125.00
Forum Fees	= \$	900.00
Total Fees	= \$	1,025.00
Less payments	= \$	575.00
Balance Due NASD Dispute Resolution	= \$	450.00

2. World Group Securities, Inc., is solely liable for:

Member Fees	= \$	425.00
Total Fees	= \$	425.00
Less payments	= \$	425.00
Balance Due NASD Dispute Resolution	= \$	0.00

3. Respondent is solely liable for:

Forum Fees	= \$	900.00
Total Fees	= \$	900.00
Less payments	= \$	0.00
Balance Due NASD Dispute Resolution	= \$	900.00

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

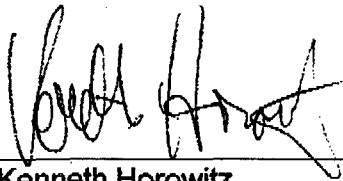
ARBITRATION PANEL

Kenneth J. Horowitz

- Sole Public Arbitrator, Presiding Chairperson

I, the undersigned Arbitrator, do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein and who executed this instrument, which is my award.

Arbitrator's Signatures



Kenneth Horowitz
Sole Public Arbitrator, Presiding Chairperson

10/23/06
Signature Date

October 23, 2006

Date of Service (For NASD Dispute Resolution use only)