

**Award
NASD Dispute Resolution**

In the Matter of the Arbitration Between:

Name of the Claimant

Kenneth S. Jumper

Case Number: 06-00109

Names of Respondents

BB&T Investment Services, Inc.

Hearing Site: Charlotte, North Carolina

Nature of the Dispute: Associated Person vs. Member.

REPRESENTATION OF PARTIES

Kenneth S. Jumper, hereinafter referred to as "Claimant", appeared pro se.

For BB&T Investment Services, Inc., hereinafter referred to as "Respondent BBTIS": T. Jonathan Adams, Esq., Hamilton Fay Moon Stephens Steele & Martin, PLLC, Charlotte, North Carolina.

CASE INFORMATION

Statement of Claim filed on or about: January 9, 2006.

Amended Statement of Claim filed on or about: March 7, 2006.

Claimant signed the Uniform Submission Agreement: January 6, 2006.

Statement of Answer filed by Respondent BBTIS on or about: May 15, 2006.

Respondent BBTIS signed but did not date the Uniform Submission Agreement.

CASE SUMMARY

Claimant asserted the cause of action of defamation. The cause of action relates to Claimant's dual employment with BB&T Bank and BB&T Asset Management, and his subsequent termination of employment.

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

RELIEF REQUESTED

Claimant requested expungement of the reason for termination stating "Code of Ethics Violation" in Section 3 of the form U5 on his NASD Central Registration Depository ("CRD") records, compensatory damages of \$1.00 and punitive damages of \$1.00.

Respondent BBTIS requested that the Statement of Claim be denied in all respects; that all fees and costs be assessed against Claimant; and, that it be awarded reasonable

attorneys' fees and such other and further relief as deemed just and proper.

OTHER ISSUES CONSIDERED AND DECIDED

Claimant named BB&T Asset Management as a Respondent in the Statement of Claim, as amended. BB&T Asset Management is not a member of NASD and is not required to submit to arbitration before NASD Dispute Resolution. On or about May 15, 2006, Respondents BB&T Asset Management declined to submit to arbitration. Accordingly, the Panel made no determination with respect to BB&T Asset Management.

AWARD

The Arbitrator determined that BB&T Asset Management, Inc. is not a NASD member firm. Additionally, the Arbitrator determined that while Respondent BBTIS is a NASD member firm, it played no role in the form U5 at issue. Accordingly, Claimant's claims are denied, with prejudice, in their entirety.

Respondent BBTIS' request for attorneys' fees is denied.

Any and all relief not specifically addressed herein, including Claimant's request for punitive damages, is denied.

FEES

Pursuant to the NASD Code of Arbitration Procedure (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	= \$ 25.00
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Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. Accordingly, Respondent BBTIS is a member firm and a party.

Member surcharge	= \$150.00
Total Member Fees	= \$150.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed:

No adjournment fees were incurred in this matter.

Three-Day Cancellation Fees

Fees apply when a hearing on the merits is postponed or settled within three business days before the start of a scheduled hearing session:

No three-day cancellation fees were incurred in this matter.

Injunctive Relief Fees

Injunctive relief fees are assessed to each member or associated person who files for a temporary injunction in court. Parties in these cases are also assessed arbitrator travel expenses and costs when an arbitrator is required to travel outside his or her hearing location and additional arbitrator honoraria for the hearing for permanent injunction. These fees, except the injunctive relief surcharge, are assessed equally against each party unless otherwise directed by the Panel.

No injunctive relief fees were incurred in this matter.

Forum Fees and Assessments

The Arbitrator 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 arbitrator(s), including a pre-hearing conference with the arbitrator(s), that lasts four (4) hours or less. Fees associated with these proceedings are:

Two (2) Pre-hearing sessions with a single arbitrator @ \$25.00/session	= \$50.00
Pre-hearing conferences: August 2, 2006	1 session
September 21, 2006	1 session
One (1) Hearing session @ \$25.00/session	= \$25.00
Hearing Date: October 2, 2006	1 session
<hr/> Total Forum Fees	<hr/> = \$75.00

The Arbitrator has assessed the total forum fees of \$75.00 to Claimant.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special services beyond the normal administrative services. These include, but not limited to, additional copies of arbitrator awards, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

No administrative costs were incurred in this matter.

Fee Summary

Claimant is solely liable for:

Initial Filing Fee	= \$ 25.00
Forum Fees	= \$ 75.00
Total Fees	= \$100.00
Less payments	= \$ 50.00
Balance Due NASD Dispute Resolution	= \$ 50.00

Respondent BBTIS is solely liable for:

Member Fees	= \$150.00
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Total Fees	= \$150.00
<u>Less payments</u>	<u>= \$150.00</u>
Balance Due NASD Dispute Resolution	= \$ 0.00

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

ARBITRATOR

Jonathan Wallas - Public Arbitrator, Presiding Chairperson

Arbitrator's Signatures

/s. _____
Jonathan Wallas
Public Arbitrator, Presiding Chairperson

October 5, 2006
Signature Date

October 5, 2006
Date of Service (For NASD Dispute Resolution office use only)

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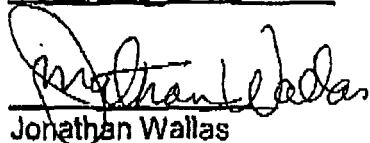
Total Fees	= \$150.00
<u>Less payments</u>	<u>= \$150.00</u>
Balance Due NASD Dispute Resolution	= \$ 0.00

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

ARBITRATOR

Jonathan Wallas

- Public Arbitrator, Presiding Chairperson

Arbitrator's Signatures

Jonathan Wallas

Public Arbitrator, Presiding Chairperson

10/5/06
Signature Date

Date of Service (For NASD Dispute Resolution office use only)