

Stipulated Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between

Name of Claimant

Samantha Haimes

Case No. 99-01379

Names of Respondents

Advest, Inc.
James Bernhard Gould
Mary Elizabeth Ahlquist

REPRESENTATION OF PARTIES

For Claimant: Robert H. Rex, Esq. of Dickenson, Murdoch, Rex and Sloan, Boca Raton, FL.

For Respondents Advest, Inc. ("Advest"), James Bernhard Gould ("Gould"), and Mary Elizabeth Ahlquist ("Ahlquist"): Jack Stein, Esq. of Stein, Rosenberg & Winikoff, P.A., Ft. Lauderdale, FL.

CASE INFORMATION

Statement of Claim filed on or about: March 22, 1999.

Claimant signed the Uniform Submission Agreement: March 15, 1999.

Joint Statement of Answer filed by Respondents Advest, Ahlquist, and Gould on or about: July 1, 1999.

Respondent Advest signed the Uniform Submission Agreement: May 21, 1999.

Respondent Ahlquist signed the Uniform Submission Agreement: June 29, 1999.

Respondent Gould signed the Uniform Submission Agreement: July 9, 1999.

CASE SUMMARY

Claimant alleged the following: Respondents recommended improper and unsuitable investments to Claimant who had no knowledge or expertise regarding investments. Respondents violated the Florida Securities Investors Protection Act and Florida's Prudent Investor Rule, breached their fiduciary duty to Claimant, defrauded Claimant, and were negligent. In addition, Respondent Advest failed to properly supervise Respondents Gould and Ahlquist.

Unless specifically admitted in their Answer, Respondents denied the allegations made in the

Statement of Claim and alleged the following: Claimant was a sophisticated investor. Respondents' investment recommendations were proper and suitable for Claimant.

RELIEF REQUESTED

Claimant requested compensatory damages of \$95,000.00, interest, costs, and such other relief as the Panel deemed just and proper.

Respondents requested dismissal of the Statement of Claim, that Claimant be assessed forum fees, costs, reasonable attorneys' fees, and that all references to the above-captioned arbitration be expunged from Respondents Gould and Ahlquist's registration records maintained by the NASD Central Registration Depository ("CRD").

OTHER ISSUES CONSIDERED AND DECIDED

On or about April 4, 2000, the parties filed a Joint Motion for the Dismissal of Respondents James Gould and Mary Ahlquist, Expungement of Reference to Claims as to Respondents James Gould and Mary Ahlquist, and for the Entry of a Consented Award as to Respondent Advest, Inc.

The parties have 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 and the Joint Motion for the Dismissal of Respondents James Gould and Mary Ahlquist, Expungement of Reference to Claims as to Respondents James Gould and Mary Ahlquist, and for the Entry of a Consented Award as to Respondent Advest, Inc. Only, the Panel has decided in full and final determination of the issues submitted for determination as follows:

Claimant has entered into a settlement agreement with Respondent Advest. Pursuant to the settlement agreement, Respondent Advest is liable and shall pay to the Claimant the sum of nine thousand, five hundred dollars and no cents (\$9,500.00) no later than twenty (20) days from the date of this Award. The individual Respondents are not contributing to the settlement.

All claims against Respondents Gould and Ahlquist are dismissed.

The Panel recommends the expungement of all references to the above-captioned arbitration from Respondents James Gould and Mary Ahlquist's registration records maintained by the NASD CRD, with the understanding that pursuant to NASD Notice to Members 99-09, Respondents James Gould and Mary Ahlquist must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

All parties to the above-referenced arbitration agree to exchange general releases of all other parties.

All parties to the above-referenced arbitration agree to bear their own costs and attorneys' fees.

All other relief requests not specifically addressed herein are denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee	= \$ 225.00
--------------------------	-------------

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. In this matter, the member firm, Advest, is a party.

Member surcharge	= \$1,000.00
Pre-hearing process fee	= \$ 600.00
Hearing process fee	= \$1,500.00

Forum Fees and Assessments

The Panel assesses forum fees for each hearing session conducted. A hearing 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:

No hearings were conducted in this matter.

Fee Summary

Claimant be and hereby is solely liable for:

<u>Initial Filing Fee</u>	= \$ 225.00
Total Fees	= \$ 225.00
<u>Less payments</u>	= \$ 225.00
Balance Due NASD Dispute Resolution, Inc.	= \$ 0.00

Respondent Advest be and hereby is solely liable for:

<u>Member Fees</u>	= \$3,100.00
Total Fees	= \$3,100.00
<u>Less payments</u>	= \$3,100.00
Balance Due NASD Dispute Resolution, Inc.	= \$ 0.00

All balances are due and payable to NASD Dispute Resolution, Inc.

Concurring Arbitrators' Signatures

/s/

Robert B. Hoffman, Esq.
Public Arbitrator, Presiding Chair

Signature Date

/s/

Tamra H. Sheffman
Public Arbitrator

Signature Date

/s/

John E. Hiro
Industry Arbitrator

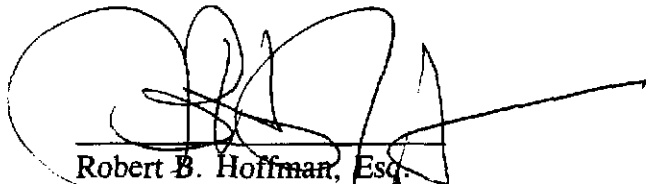
Signature Date

September 8, 2000

Date of Service (For NASD-DR office use only)

All balances are due and payable to NASD Dispute Resolution, Inc.

Concurring Arbitrators' Signatures



Robert B. Hoffman, Esq.
Public Arbitrator, Presiding Chair



Signature Date

Tamra H. Sheffman
Public Arbitrator

Signature Date

John E. Hiro
Industry Arbitrator

Signature Date

Date of Service (For NASD-DR office use only)

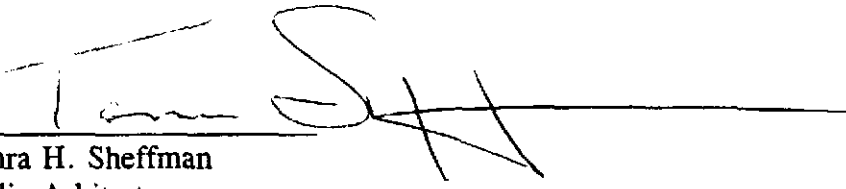
All balances are due and payable to NASD Dispute Resolution, Inc.

RECEIVED
AUG 22 2000
FBI ARBITRATION

Concurring Arbitrators' Signatures

Robert B. Hoffman, Esq.
Public Arbitrator, Presiding Chair

Signature Date


Tamra H. Sheffman
Public Arbitrator

8/18/02
Signature Date

John E. Hiro
Industry Arbitrator

Signature Date

Date of Service (For NASD-DR office use only)

All balances are due and payable to NASD Dispute Resolution, Inc.

Concurring Arbitrators' Signatures

Robert B. Hoffman, Esq.
Public Arbitrator, Presiding Chair

Signature Date

Tamra H. Sheffman
Public Arbitrator

Signature Date



John E. Hiro
Industry Arbitrator

Signature Date

Date of Service (For NASD-DR office use only)