

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:
Karl J. Keffler, (Claimant) vs. A.G. Edwards & Sons, Inc. (Respondent).

Case Number:
99-05093

Hearing Site:
St. Louis Missouri

REPRESENTATION OF PARTIES

Claimant, Karl J. Keffler, hereinafter referred to as "Claimant": Karl J. Keffler,
Pro Se, St. Louis, Mo.

Respondent, A.G. Edwards & Sons, Inc., hereinafter "Respondent": Nuviah
Shirazi, Esq., A.G. Edwards & Sons, Inc., St. Louis, Mo.

CASE INFORMATION

Statement of Claim filed on or about: November 4, 1999
Claimant signed the Uniform Submission Agreement: November 4, 1999.
Statement of Answer filed by Respondent on or about: February 4, 2000.
Respondent signed the Uniform Submission Agreement: January 20, 2000.
Respondent, signed the Uniform Submission Agreement: March 13, 2000.

CASE SUMMARY

Claimant asserted the following causes of action:

- 1. On December 21, 1998 Claimant gave Respondent written authorization to make direct deposits of his pay check from his employment at Respondent's company. On August 20, 1999, that authorization was revoked due to termination of his employment by Respondent. On August 31, 1999 Respondent made a direct deposit in violation of the authorization. On September 2, 1999 respondent reversed the deposit, thereby improperly removing funds from claimants private bank account.
- 2. The reversal of the August 31, 1999 deposit constituted willful, wanton and malicious conduct on the part of Respondent.
- 3. Claimant sought unspecified punitive damages against Respondent.

Unless specifically admitted in its Answer, Respondent A.G. Edwards and Sons, denied the allegations made in the Statement of Claim and asserted the following defenses:

1. Claimant is not entitled to the relief requested.
2. Claimant failed to state a claim upon which relief can be granted.
3. Claimant fail to exhaust his administrative remedies and is barred from bringing claims pled.

RELIEF REQUESTED

Claimant requested:

Compensatory Damages	\$ Unspecified
Punitive Damages	\$ Unspecified
Attorneys Fees	\$ Unspecified
Other Costs	\$ Unspecified

Respondents requested:

Other Costs	\$Unspecified
Attorneys fees	\$Unspecified
Other Monetary/Non-Monetary Relief if any:	Dismissal of the claim.

OTHER ISSUES CONSIDERED AND DECIDED

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, the testimony and evidence presented at the hearing the Panel has decided in full and final resolution of the issues submitted for determination as follows:

Amount awarded to Claimant as Compensatory damages: \$0

Amount awarded to Claimant as Punitive Damages: \$0

Amount awarded to Claimant as Attorney's Fees: \$0

Amount awarded to Claimant as costs: \$0

Any and all relief not specifically addressed herein, including is 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 = \$250

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings rise to the dispute. In this matter, the member firm is Respondent A. G. Edwards & Sons Inc.

Member surcharge = \$1,200

Pre-hearing process fee = \$ 600

Hearing process fee = \$ 2000

Forum Fees and Assessments

The Arbitration 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:

One (1) Pre-hearing session with Panel x \$1,000 = \$1,000
Pre-hearing conference: May 22, 2000 1 session

Six (6) Hearing sessions x \$1,000 = \$ 6,000

Hearing Dates: September 19, 2000 2 sessions = \$ 2,000
September 20, 2000 2 sessions = \$ 2,000
October 3, 2000 2 Sessions = \$ 2,000

Total Forum Fees = \$7,000

1. The Arbitration Panel has assessed \$3,500 of the forum fees to Claimant
2. The Arbitration Panel has assessed \$3,500 of the forum fees to Respondent.

Fee Summary

1. Claimant be and hereby is solely liable for:

Initial Filing Fee	= \$ 250
<u>Forum Fees</u>	<u>= \$3,500</u>
Total Fees	= \$3,750
<u>Less payments</u>	<u>= \$1,250</u>
Balance Due NASD Dispute Resolution, Inc.	= \$2,500

2. Respondent, be and hereby is solely liable for:

Member Fees	= \$ 3,800
<u>Forum Fees</u>	<u>= \$ 3,500</u>
Total Fees	= \$ 7,300
<u>Less payments</u>	<u>= \$ 5,050</u>
Balance Due NASD Dispute Resolution, Inc.	= \$ 2,250

All balances are due to NASD Dispute Resolution, Inc.

Concurring Arbitrators' Signature(s)

Rose Ann Feldman, Esq.
Presiding Chair

Signature Date

Norton J. Fendleman
Public Arbitrator

Signature Date

Richard L. Johannesman
Industry Arbitrator

Signature Date

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

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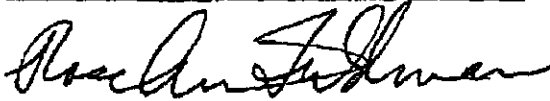
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Concurring Arbitrators' Signature(s)



Rose Ann Feldman, Esq.
Presiding Chair

11/10/00
Signature Date

Norton J. Fendleman
Public Arbitrator

Signature Date

Richard L. Johannesman
Industry Arbitrator

Signature Date

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Rose Ann Feldman, Esq.
Presiding Chair

Signature Date

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Norton J. Fendelman
Public Arbitrator

11/9/00
Signature Date

Richard L. Johannesman
Industry Arbitrator

Signature Date

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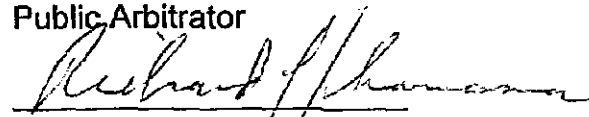
Concurring Arbitrators' Signature(s)

Rose Ann Feldman, Esq.
Presiding Chair

Signature Date

Norton J. Fendleman
Public Arbitrator

Signature Date



Richard L. Johannesman
Industry Arbitrator

11/8/00

Signature Date

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