

**Award**  
**FINRA Office of Dispute Resolution**

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In the Matter of the Arbitration Between:

Claimant

██████████

Case Number

██████████

vs.

Respondent

Nelsonreid, Inc.

Hearing Site: Houston, Texas

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Nature of the Dispute: Associated Person vs. Member

**REPRESENTATION OF PARTIES**

For Claimant ██████████ ("Claimant"): Docthor D. Kennedy, Esq., and Christopher Cummings, Esq., AdvisorLaw, LLC, Westminster, Colorado.

Respondent Nelsonreid, Inc. ("Respondent") did not appear.

**CASE INFORMATION**

Statement of Claim filed on or about: July 10, 2018.

Claimant signed the Submission Agreement: July 10, 2018.

Respondent did not file a Statement of Answer or sign the Submission Agreement.

**CASE SUMMARY**

In the Statement of Claim, Claimant asserted defamation as the cause of action related to Claimant's allegation that Respondent defamed him in the Form U5 it filed, as part of Claimant's registration records maintained by the Central Registration Depository ("CRD"), after Claimant's employment with Respondent concluded.

**RELIEF REQUESTED**

In the Statement of Claim, Claimant requested expungement or modification of various portions of the Form U5 filed by Respondent from his registration records maintained by the CRD, compensatory damages in the amount of \$1.00, and any other relief that the Arbitrator deems just and equitable.

At the hearing, Claimant withdrew his request for \$1.00 in compensatory damages.

### **OTHER ISSUES CONSIDERED AND DECIDED**

The Arbitrator acknowledges that he has read the pleadings and other materials filed by the parties.

Respondent did not file with FINRA Office of Dispute Resolution a Statement of Answer or properly executed Submission Agreement but is required to submit to arbitration pursuant to the Code of Arbitration Procedure ("Code") and having had a representative attend the hearing on its behalf, is bound by the determination of the Arbitrator on all issues submitted.

### **AWARD**

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

1. The Arbitrator recommends the expungement of all references to Occurrence Numbers [REDACTED] and [REDACTED] from Claimant [REDACTED] (CRD# [REDACTED]) registration records maintained by the CRD.

The above recommendations are based on the defamatory nature of the information and shall apply to all subsequent disclosures concerning this event.

The registration records are not automatically amended to include the changes indicated above. Claimant must forward a copy of this Award to FINRA's Registration and Disclosure Department for review.

2. Any and all claims for relief not specifically addressed herein are denied.

### **FEES**

Pursuant to the Code, the following fees are assessed:

#### **Filing Fees**

FINRA Office of Dispute Resolution assessed a filing fee\* for each claim:

|                          |            |
|--------------------------|------------|
| Initial Claim Filing Fee | = \$ 50.00 |
|--------------------------|------------|

*\*The filing fee is made up of a non-refundable and a refundable portion.*

#### **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 person at the time of the events giving rise to the dispute. Accordingly, as a party, Respondent is assessed the following:

|                  |             |
|------------------|-------------|
| Member Surcharge | = \$ 150.00 |
|------------------|-------------|



**ARBITRATOR**

Frank M. Romano

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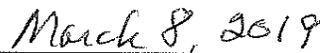
Sole Public Arbitrator

I, the undersigned Arbitrator, do hereby affirm that I am the individual described herein and who executed this instrument, which is my award.

**Arbitrator's Signature**



Frank M. Romano  
Sole Public Arbitrator



Signature Date

March 8, 2019

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Date of Service (For FINRA Office of Dispute Resolution office use only)