

**AWARD
FINRA DISPUTE RESOLUTION**

In the Matter of the Arbitration Between:

Marilyn Hazell vs. Peak Securities Corporation

Case Number: 10-01629

SITUS: Orlando, Florida

NATURE OF DISPUTE: Customer vs. Terminated Member

REPRESENTATION OF PARTIES:

Marilyn Hazell, hereinafter referred to as "Claimant": Nicholas D. Thomas, Esq., Vero Beach, Florida.

Respondent did not enter an appearance in this matter.

DATE FILED: April 27, 2010.

CASE SUMMARY: Claimant alleged the following causes of action: 1) breach of contract; 2) breach of fiduciary duty; 3) negligence; and, 4) common law fraud. The causes of action relate to the purchase of a note offered by the Medical Provider Funding Corporation VI in Claimant's account.

Claim Data		Award Data	
Claim:	\$400,000.00	Award:	\$400,000.00
Interest :	\$.00	Interest:	\$.00
Attorney's Fees:	\$.00	Attorney's Fees:	\$.00
Costs:	\$ 1,425.00	Costs:	\$.00
Punitive Damages:	\$100,000.00	Punitive Damages	\$.00

OTHER ISSUES:

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

Initially, Claimant's claims against Respondent were arbitrated in FINRA Arbitration Case # 09-05643. By motion dated April 19, 2010, Claimant opted to proceed against Respondent pursuant to Rule 12801 of the Code of Arbitration Procedure ("the Code"). The claims against Respondent were bifurcated from Case # 09-05643 because

Respondent failed to file an Answer. The arbitrator determined that Respondent was properly served notice of the Statement of Claim and Notification of the Arbitrator by certified mail in Case #09-05643, and that Respondent is required to submit to arbitration pursuant to the Code and is bound by the determination of the Arbitrator on all issues submitted.

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: Respondent is liable for breach of contract, breach of fiduciary duty, negligence and, common law fraud and shall pay to Claimant compensatory damages in the amount of \$400,000.00. All other relief requests are denied.

The \$300.00 non-refundable portion of the filing fee previously deposited with FINRA Dispute Resolution by Claimant in Case #09-05643 shall be retained by FINRA Dispute Resolution.

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 is a party and was a member firm.

Member fees were assessed to Respondent in Case #09-05643.

ARBITRATION PANEL

Harvey Blicksilver

Sole Public Arbitrator



Harvey Blicksilver

MAY 10, 2010
Signature Date

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