

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION, INC.**

CASE:00-03366

David Lerner Associates, Inc., claimant vs. Themistocles Psomiadis, respondent.

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**ATTORNEYS:**

For Claimant appeared Ruthann G. Niosi, Esq., New York, NY.

Respondent appeared Pro Se, New York, NY.

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**DATE FILED:** August 7, 2000

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**CASE SUMMARY:** Claimant alleged that respondent breached his employment contract when he failed to repay a liquidated damage fee on monies given to him under his employment contract.

**COUNTERCLAIM CASE SUMMARY:** Respondent filed a counterclaim alleging that claimant failed to pay his commissions owed.

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**Claim Data**

Claim: \$11,600.00  
Filing Fees: unspecified  
Other: unspecified

**Award Data**

Award: \$5,800.00  
Filing Fees: \$.00  
Other: \$.00

**Claim Data**

Claim: \$11,600.00  
Filing Fees: unspecified  
Other: unspecified

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**Counterclaim Data**

Claim: \$2,466.03  
Filing Fees: unspecified

**Award Data**

Award: \$.00  
Filing Fees: \$.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the claimant \$5,800.00. 2) All other relief requests are denied. 3) The \$1,050.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimant, shall be retained by NASD Dispute Resolution, Inc.

**COUNTERCLAIM AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) The counterclaim of respondent is dismissed in its entirety. 2) All other relief requests are denied. 3) The \$175.00 counterclaim filing fee previously deposited with NASD Dispute Resolution, Inc., by the respondent shall be retained by NASD Dispute Resolution, Inc.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, claimant has paid to NASD Dispute Resolution, Inc. the \$400.00 Member Surcharge previously invoiced.

Page Two  
Award 00-03366

Anthony P. Reres

Sole Public Arbitrator

**AFFIRMATION**

I, Anthony P. Reres, do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein, and who executed this instrument which is my award.

*Anthony P. Reres*

*NOV. 15, 2001*

Anthony P. Reres

Signature Date

November 27, 2001

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