

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION, INC.

CASE: 00-03583

Michael Cassidy, Claimant vs. Fidelity Investments, Respondent.

ATTORNEYS:

Claimant, Michael Cassidy ("Claimant"), appeared Pro Se, Hyde Park, MA.

Respondent, Fidelity Investments ("Respondent"), appeared through its in-house counsel, Richelle S. Kennedy, Esq., Boston, MA.

DATE FILED: August 14, 2000

CASE SUMMARY: Claimant alleged that Respondent breached its fiduciary duty to him by processing a sale of 1900 shares of Cellstar in his Fidelity Account without his authorization. Claimant further alleged that Respondent then used \$4,213.96 of Claimant's cash and 32 shares of his Apple stock to purchase 1900 shares of Cellstar stock, without his permission. Claimant maintained that Respondent delayed the processing of this purchase until two months after the allegedly unauthorized order was placed. As a result of Respondent's actions, Claimant alleged that he suffered a financial loss.

Claim Data

Claim: \$4,213.96
Other: 64 shares of Apple Computer after
stock split (APPL)
Filing Fees: \$.00
Interest: unspecified

Award Data

Award: \$.00
Other: \$.00
Filing Fees: \$87.50
Interest: \$.00

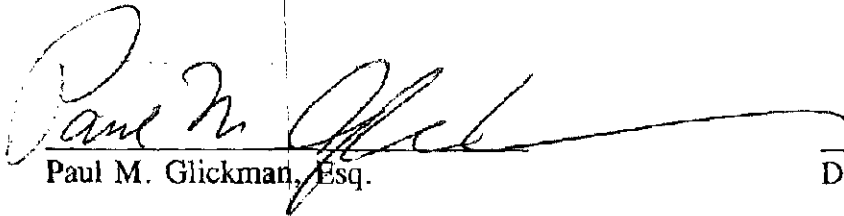
AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) The claims of Claimant are dismissed in their entirety. 2) All other relief requests are denied. 3) The \$175.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the Claimant shall be retained by NASD Dispute Resolution, Inc. 4) Respondent shall pay Claimant \$ 87.50 as reimbursement of one-half of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution, Inc. the \$200.00 Member Surcharge previously invoiced.

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Award 00-03583

AFFIRMATION

I, Paul M. Glickman, do hereby affirm, upon my oath as arbitrator that I am the individual described herein who executed this instrument, which is my oath and award.


Paul M. Glickman, Esq.

March 26, 2001
Date of award