

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Howard K. Skavdahl, Claimant vs. Kevin Sylla and John Telfer, Respondents.

Case Number: 00-03865

Hearing Site: Seattle, Washington

REPRESENTATION OF PARTIES

Claimant, Howard K. Skavdahl, hereinafter referred to as "Claimant": Howard K. Skavdahl, Richland, Washington

Respondent, Kevin Sylla: Kevin Sylla, Laguna Niguel, California

Respondent, John Telfer: John Telfer, Floral Park, New York

CASE INFORMATION

Statement of Claim filed on or about: September 5, 2000

Supplement to Statement of Claim filed on or about: October 13, 2000

Claimant, Howard K. Skavdahl, signed the Uniform Submission Agreement: August 30, 2000

Statement of Answer filed by Respondent, Kevin Sylla, on or about: October 2, 2000

Respondent, Kevin Sylla, signed the Uniform Submission Agreement: October 2, 2000

CASE SUMMARY

Claimant alleged misrepresentations with respect to his investment in Splitrock Services Inc.

Respondent Sylla denied Claimant's allegations of wrongdoing and alleged that his dealings with Claimant were conducted in accordance with NASD regulations as a registered representative.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$6,804.77 and requested \$3,000.00 in punitive damages. Claimant also requested interest.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent John Telfer did not file with NASD Dispute Resolution, Inc. ("NASD-DR") a Statement of Answer or properly executed submission to arbitration. The Arbitrator determined that Respondent Telfer has been properly served with Claimant's Statement of Claim and further determined that Respondent Telfer is required to submit to arbitration pursuant to the NASD-DR

Code of Arbitration Procedure ("the Code") and, having appeared and testified at the hearing, is bound by the determination of the Arbitrator on all issues submitted.

AWARD

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

1. All claims by Claimant, including the claim for punitive damages, are dismissed.
2. The parties shall each bear their respective costs including any attorney's fees.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD-DR will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee = \$75.00

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. In this matter, the member firm, Montrose Capital Management Ltd., is not a party.

Member surcharge = \$300.00

Forum Fees and Assessments

The 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 x \$250.00 = \$250.00

Pre-hearing conference: January 22, 2001 1 session

One (1) Hearing session x \$250.00 = \$250.00

Hearing Date: March 23, 2001 1 session

Total Forum Fees = \$500.00

1. The Panel has assessed \$250.00 of the forum fees to Claimant, Skavdahl.

1. The Panel has assessed \$250.00 of the forum fees to Respondent, Sylla.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special services including, but not limited to, additional copies of arbitrator awards beyond those provided without charge, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

The parties did not incur administrative costs.

Fee Summary

1. Claimant is liable for:

Initial Filing Fee	= \$ 75.00
Forum Fees	= \$250.00
<u>Administrative Costs</u>	<u>= \$ 0.00</u>
Total Fees	= \$325.00
<u>Less payments</u>	<u>= \$325.00</u>
Balance Due NASD-DR	= \$ 0.00

2. Montrose Capital Management Ltd. is liable for:

Member Fees	= \$300.00
<u>Administrative Costs</u>	<u>= \$ 0.00</u>
Total Fees	= \$300.00
<u>Less payments</u>	<u>= \$300.00</u>
Balance Due NASD-DR	= \$ 0.00

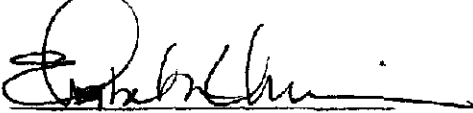
3. Respondent Sylla is liable for:

Forum Fees	= \$250.00
<u>Administrative Costs</u>	<u>= \$ 0.00</u>
Total Fees	= \$250.00
<u>Less payments</u>	<u>= \$ 0.00</u>
Balance Due NASD-DR	= \$250.00

All balances are due to NASD Dispute Resolution, Inc. and are payable within 30 days of the service date of this Award.

NASD Dispute Resolution, Inc.
Arbitration No. 00-03865
Award Page 4 of 4

Presiding Arbitrator's Signature



Elizabeth Morrison

Public Arbitrator

Date Served:
APR 10 2001

4/4/01
Signature Date

Date of Service (For NASD office use only)