

**Award
NASD**

In the Matter of the Arbitration Between:

Name of the Claimant
JWGenesis Securities, Inc.

Case Number: 00-04955

Name of the Respondent
Ricardo Blanco Fajardo

Hearing Site: Boca Raton, Florida

REPRESENTATION OF PARTIES

For JWGenesis Securities, Inc., hereinafter referred to as "Claimant": R. Stephen Camp, Vice President and Assistant General Counsel, Wachovia Securities Financial Network, Inc., Richmond, Virginia.

For Ricardo Blanco Fajardo, hereinafter referred to as "Respondent": James B.F. Oliphant, Esq., Oliphant, Hammond, O'Hara & Atwell, L.L.C., Steamboat Springs, Colorado.

CASE INFORMATION

Statement of Claim filed on or about: November 8, 2000.
Claimant signed the Uniform Submission Agreement: November 6, 2000.
Statement of Answer filed by Respondent on or about: January 2, 2001.
Respondent signed the Uniform Submission Agreement: January 2, 2001.

CASE SUMMARY

Claimant asserted the cause of action of breach of contract. The cause of action relates to Respondent's previous employment with Claimant.

Unless specifically admitted in his Answer, Respondent denied the allegations made in the Statement of Claim and asserted various defenses.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$15,130.24 plus costs and any other relief deemed just and proper.

Respondent requested judgment dismissing Claimant's claims.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent's counsel appeared at the hearing on November 29, 2001 and made an ore tenus motion to postpone the evidentiary hearing. The Arbitrator granted Respondent's request.

Thereafter, on or about December 6, 2001, Claimant filed a motion to waive the evidentiary hearing in this matter and have the Arbitrator render an Award on the papers submitted. Respondent did not submit a response to Claimant's request. On or about December 6, 2001, the Arbitrator issued an order which granted Claimant's request.

On or about December 6, 2001, Claimant reduced the amount of compensatory damages requested in this matter from \$22,367.94 to \$15,130.24.

AWARD

After considering the pleadings and the record in this matter, the undersigned Arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

Claimant's claim for breach of contract is awarded and Respondent shall pay Claimant compensatory damages in the amount of \$15,130.24.

Respondent shall pay to Claimant the sum of \$750.00 representing reimbursement of the claim filing fee previously paid by Claimant to NASD.

Any and all relief not specifically addressed herein is denied.

FEES

Pursuant to the NASD Code of Arbitration Procedure (the "Code"), the following fees are assessed:

Filing Fees

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

Initial claim filing fee = \$750.00

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 event giving rise to the dispute. In this matter, the member firm is a party.

Member surcharge = \$400.00

Adjournment Fees

Adjournment granted during these proceedings for which fees were assessed:

November 30, 2001, adjournment by Respondent = \$300.00

Injunctive Relief Fees

No injunctive relief fees were incurred in this matter.

Forum Fees and Assessments

The Arbitrator has assessed forum fees for each session conducted. A session is any meeting between the parties and the arbitrator, including a pre-hearing conference with the arbitrator, that lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) Pre-hearing session with a single arbitrator @ \$450.00	= \$450.00
Pre-hearing conference: May 7, 2001 1 session	

One (1) Hearing session @ \$450.00	= \$450.00
Hearing Date: November 29, 2001 1 session	

Total Forum Fees	= \$900.00
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The Arbitrator has assessed the total forum fees of \$900.00 to Respondent.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special services beyond the normal administrative services. These include, but are not limited to, additional copies of arbitrator awards, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

No administrative costs were incurred in this matter.

FEE SUMMARY

Claimant is solely liable for:

Initial Filing Fee	= \$750.00
Member Fees	= \$400.00

Total Fees	= \$1,150.00
Less payments	= \$1,150.00

Balance Due NASD	= \$0.00
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Respondent is solely liable for:

Adjournment Fee	= \$300.00
Forum Fees	= \$900.00

Total Fees	= \$1,200.00
Less payments	= \$0.00

Balance Due NASD	= \$1,200.00
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All balances are payable to NASD and are due upon immediately upon the parties' receipt of the Award pursuant to Rule 10330(g) of the Code.

ARBITRATOR

J. Guillermo Castro, MSM

Non-Public Arbitrator, Presiding Chair

Arbitrator's Signature

/s/

08/23/02

J. Guillermo Castro, MSM
Non-Public Arbitrator, Presiding Chair

Signature Date

08/27/02


Date of Service (For NASD office use only)

ARBITRATOR

J. Guillermo Castro, MSM

Non-Public Arbitrator, Presiding Chair

Arbitrator's Signature


Fernando Castro, MSM
Public Arbitrator, Presiding

J. Guillermo Castro, MSM
Non-Public Arbitrator, Presiding Chair

8/23/02
Signature Date

Date of Service (For NASD office use only)