

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Mary A. Wong, (Claimant) vs. Investor's Advocate, LLC, Steven Maczak, and Jason Watkins,
(Respondents)

Case Number: 00-05084

Hearing Site: New York, New York

REPRESENTATION OF PARTIES

Claimant, Mary A. Wong, hereinafter referred to as "Claimant", appeared *pro se*.

Respondents, Investor's Advocate, LLC ("IA"), Steven Maczak ("Maczak"), and Jason Watkins ("Watkins"), hereinafter collectively referred to as "Respondents", did not appear at the hearing in this matter.

CASE INFORMATION

Statement of Claim filed on or about: November 15, 2000.
Claimant signed the Uniform Submission Agreement: December 15, 2000.

IA did not file a Statement of Answer.

Request for Clarification of Damages filed by IA on or about: January 16, 2001.

Second Request for Clarification of Damages filed by IA on or about: January 29, 2001.

IA signed the Uniform Submission Agreement: March 27, 2001.

Maczak did not file a Statement of Answer.

Maczak signed the Uniform Submission Agreement: March 27, 2001.

Watkins did not file a Statement of Answer.

Watkins signed the Uniform Submission Agreement: March 27, 2001.

CASE SUMMARY

Claimant asserted the following cause of action: unpaid commissions.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$6,902.90, punitive damages in the amount of \$7,000.00, interest in the amount of \$2,000.00, and the filing fees paid in this matter.

OTHER ISSUES CONSIDERED AND DECIDED

Upon review of the file and the representations made by the Claimant, the undersigned arbitrator (the "Arbitrator") determined that IA, Maczak, and Watkins have been properly served with the Statement of Claim and received due notice of the hearing, and that arbitration of the matter would proceed without IA, Maczak, and Watkins present, in accordance with the NASD Code of Arbitration Procedure (the "Code").

The parties have agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

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

1. Respondents be and hereby are jointly and severally liable for and shall pay to Claimant the sum of \$6,902.90 as compensatory damages, plus interest at the rate of 5% accruing from September 15, 2000 until September 15, 2001 or date of payment, whichever is later.
2. All other requests for relief are hereby denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee = \$ 125.00

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 persons at the time of the events giving rise to the dispute. In this matter, Investor's Advocate, LLC is a party.

Member surcharge = \$ 400.00

Forum Fees and Assessments

The Arbitrator assesses forum fees for each hearing session conducted. A hearing 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 x \$450.00 = \$ 450.00
Pre-hearing conference: April 27, 2001 1 session

Two (2) Hearing sessions x \$450.00 = \$ 900.00
Hearing Dates: July 17, 2001 1 session
August 16, 2001 1 session

Total Forum Fees = \$1,350.00

1. The Arbitrator has assessed \$450.00 of the forum fees against Claimant.
2. The Arbitrator has assessed \$900.00 of the forum fees jointly and severally against Respondents.

Fee Summary

1. Claimant be and hereby is solely liable for:

Initial Filing Fee	= \$125.00
<u>Forum Fees</u>	= \$450.00
Total Fees	= \$575.00
<u>Less payments</u>	= \$600.00
Refund Due Claimant	= \$ 25.00

2. IA be and hereby is solely liable for:

<u>Member Fees</u>	= \$400.00
Total Fees	= \$400.00
<u>Less payments</u>	= \$ 0.00
Balance Due NASD Dispute Resolution, Inc.	= \$400.00

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3. Respondents be and hereby are jointly and severally liable for:

<u>Forum Fees</u>	= \$900.00
<u>Total Fees</u>	= \$900.00
<u>Less payments</u>	= \$ 0.00
<u>Balance Due NASD Dispute Resolution, Inc.</u>	= \$900.00

All balances are due and payable to NASD Dispute Resolution, Inc.

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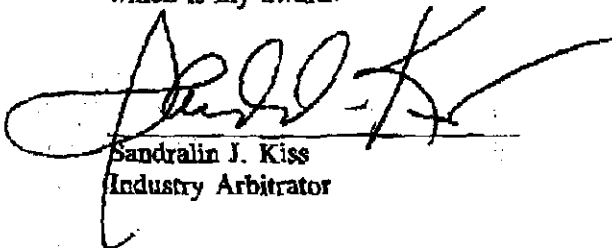
ARBITRATION PANEL

Sandralin J. Kiss

Industry Arbitrator

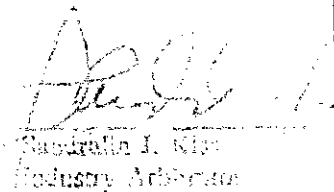
Arbitrator's Signature

I, the undersigned arbitrator, 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.



Sandralin J. Kiss
Industry Arbitrator

8/31/01
Signature Date



Sandralin J. Kiss
Industry Arbitrator

September 4, 2001
Date of Service (For NASD office use only)