

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

CASE: 00-05239

John Naccarelli, Claimant vs. Morgan Stanley Dean Witter, Respondent.

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**ATTORNEYS:**

Claimant, John Nacarelli, ("Claimant"), appeared Pro Se., Hermosa Beach, CA.

Respondent Morgan Stanley Dean Witter, ("Respondent") appeared through its in-house counsel, Richard A. Rogoff, Esq., San Francisco, CA.

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**DATE FILED:** November 27, 2000

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**CASE SUMMARY:** Claimant alleged that he placed a request with Respondent for three good-until-canceled orders to sell 1400 shares of BICO at \$1.00 in three accounts. Claimant maintained that Respondent failed to honor his request and as a result of Respondent's actions, he suffered financial losses.

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**Claim Data**

Claim: \$4,200.00  
Filing Fees: unspecified  
Other: unspecified

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**Award Data**

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

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**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 00-05239

Edward J. Vaia

Sole Public Arbitrator

**AFFIRMATION**

I, Edward J. Vaia, 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.

Edward J. Vaia  
Edward J. Vaia

6/8/01  
Date of award

July 24, 2001  
Date of service (for NASD office use only)