
Stipulated Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Name of Claimant:

Fidelity Brokerage Services, Inc.

Case No: 00-05359

Hearing Site: Boca Raton, Florida

Name of Respondent:

Craig Michael Porter

REPRESENTATION OF PARTIES

For Fidelity Brokerage Services, Inc. ("Fidelity") hereinafter referred to as "Claimant": Laurence K. Richmond, Laurence K. Richmond & Associates, P.C., Quincy, Massachusetts.

Respondent Craig Michael Porter ("Porter") appeared pro se.

CASE INFORMATION

Statement of Claim filed on or about: December 4, 2000.

Claimant signed the Uniform Submission Agreement on: October 30, 2000.

Respondent filed a Statement of Answer on or about: March 22, 2001.

Respondent signed the Uniform Submission Agreement on: March 20, 2001.

CASE SUMMARY

Claimant asserted that Respondent breached the terms of his Customer Agreement, including the applicable Margin Account Agreement, in connection with the purchase and sale of positions in Ciena Corp., Cybershop International, Inc. and Etech Systems, Inc.

Respondent Porter filed a Statement of Answer wherein he stated he did not desire to contest a judgment being entered in this arbitration and agreed to payment of the amount owed.

RELIEF REQUESTED

Claimant requested compensatory damages of \$59,479.00, plus interest, costs and reasonable attorneys' fees.

Respondent did not specifically delineate a relief request.

OTHER ISSUES CONSIDERED AND DECIDED

On June 7, 2001, the Claimant and Respondent submitted a Stipulation of Arbitrator's Award.

The parties agreed that a handwritten, signed Stipulated Award may be entered.

AWARD

After considering the Statement of Claim, Respondent's Answer and the Stipulation of Arbitrator's Award, the undersigned arbitrator (the "Arbitrator"), has decided in full and final resolution of the issues submitted for determination as follows:

Respondent is liable and shall pay to Claimant the sum of \$59,479.00 as compensatory damages.

Respondent is liable and shall pay to Claimant the sum of \$2,521.00 as reimbursement of Claimant's costs and attorneys's fees.

FEES

Pursuant to the NASD Code of Arbitration Procedure (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	= \$1,000.00
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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 events giving rise to the dispute. In this matter, the member firm is a party.

Member surcharge	= \$1,000.00
Pre-hearing process fee	= \$ 600.00

Adjournment Fees

No adjournments were requested during these proceedings.

Forum Fees and Assessments

The Arbitrator has the authority to assess 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 one Arbitrator x \$450.00 = \$ 450.00
Pre-hearing conference date: May 23, 2001 1 session

Total Forum Fees = \$ 450.00

The Arbitrator has assessed the total forum fees of \$450.00 to Claimant.

Administrative Costs

Administrative costs are expenses incurred because a party requested additional services beyond the normal administrative services provided. These additional services include, but are not limited to, copies of arbitrator awards beyond those provided without cost, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

No administrative costs were incurred during these proceedings.

Fee Summary

Claimant be and hereby is solely liable for:

Initial Filing Fee = \$1,000.00
Member Fees = \$1,600.00
Forum Fees = \$ 450.00

Total Fees = \$3,050.00
Less payments = \$3,050.00

Balance Due NASD Dispute Resolution, Inc. = \$ 0.00

All balances are due and payable to NASD Dispute Resolution, Inc. immediately upon receipt of the Award by the parties pursuant to Rule 10330(g) of the Code.

ARBITRATOR

Steven N. Ainbinder, Esq.

- *Public Arbitrator, Presiding Chair*

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Arbitrator's Signature



Steven N. Ambinder, Esq.
Public Arbitrator, Presiding Chair

10/11/01

Signature Date

Date of Service (For NASD-Dispute Resolution office use only)

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Arbitrator's Signature

/s/
Steven N. Ainbinder, Esq.
Public Arbitrator, Presiding Chair

Signature Date

October 16, 2001
Date of Service (For NASD-Dispute Resolution office use only)