

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between: H.K Chen v. Track Securities Corporation

Case Number: 00-05405

Hearing Site: Houston, Texas

REPRESENTATION OF PARTIES

Claimant H.K Chen hereinafter referred to as "Claimant": Represented himself.

Respondent Track Securities Corporation hereinafter referred to as " Respondent":
Marshall Ian Baron of Track Securities Corporation, Brooklyn, NY.

CASE INFORMATION

Claimant filed a Statement of Claim on or about: December 7, 2000.

Claimants signed the Uniform Submission Agreement on September 18, 2000.

Statement of Answer filed by Respondent on or about: February 20, 2001.

Respondent signed a Uniform Submission Agreement on January 22, 2001.

CASE SUMMARY

Claimant asserted the following causes of action: Failure to execute a sell order regarding common stock, Breach of Fiduciary duty, Negligence and Misrepresentation.

Unless specifically admitted in their Answer, Respondent denied the allegations set forth in the Statement of Claim and asserted the following affirmative defenses: Claimant was responsible for his own damages. Immediately upon the position being returned to Mr. Chen's account, he had the ability, either with a registered representative, by telephone or by trading software, to sell this position and chose not to do so.

RELIEF REQUESTED

Claimant H.K. Chen requested:

Compensatory Damages	\$ 9,133.00
Punitive Damages	\$ 866.00

Interest	\$ Unspecified
Attorneys' Fees	\$ Unspecified
Other Costs	\$ Unspecified

Respondent Track Securities Corporation requested that the claims against it be dismissed in their entirety.

AWARD

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

1. Respondent Track Securities Corporation is liable for and shall pay to Claimant H.K. Chen the sum of \$4,560.00 in compensatory damages.
2. Unless specifically enumerated herein, each party is liable for their own costs including but not limited to attorneys' fees.
3. Any relief not specifically awarded herein is 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	= \$ 75.00
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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 persons at the time of the events giving rise to the dispute. In this matter, the member firm is the Respondent's firm.

Member surcharge	= \$ 300.00
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Adjournment Fees

Adjournments requested during these proceedings:

September 14 2001, adjournment by Respondent	= \$ 250.00 (Waived)
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Forum Fees and Assessments

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

One (1) Pre-hearing sessions with a single arbitrator x \$ 250.00 = \$ 250.00
Pre-hearing conferences:

April 12, 2001 1 session

One (1) Hearing sessions x \$ 2,50.00 = \$ 250.00
Hearing Date: September 19, 2001 1 session

Total Forum Fees = \$ 500.00

1. The panel has assessed \$ 500.00 of the forum fees to Respondents Track Securities Corporation.

Fee Summary

1. Claimants is liable for:

Initial Filing Fee	= \$ 75.00
Less Payments	= \$ 325.00
Balance refunded by NASD Dispute Resolution	= \$ 250.00

2. Respondent is liable for:

Member Fees	= \$ 300.00
Forum Fees	= \$ 500.00
Less Payments	= \$ 600.00
Balance due to NASD Dispute Resolution	= \$ 200.00

All balances are due to NASD Dispute Resolution, Inc.

Arbitrator's Signature

Gordon W. Hall Esq.
Public Arbitrator

Signature Date

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

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Arbitrator's Signature

Gordon W. Hall

Gordon W. Hall Esq.

Public Arbitrator

10/24/01

Signature Date

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