

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION, INC.

CASE: 01-01001

William Brown and Jean Brown, claimants vs. Erik S. Blum and First Republic Group, LLC, respondents.

ATTORNEYS:

Claimants appeared pro se, Woodland Hills, CA.

For Respondent, Erik S. Blum, appeared Cary David Kessler, Esq., of the firm Farley & Kessler, P.C., New York, NY.

For Respondent, First Republic Group, LLC, appeared in-house counsel, John J. Vaughan, Esq., New York, NY.

DATE FILED: February 28, 2001

CASE SUMMARY: Claimant alleged that respondent Erik Blum was negligent in not placing a \$3 per share stop loss order on his purchase of Commerce One shares. Claimant further alleged that the margin account shown in his account was not authorized. Claimant maintained that due to respondents' actions the account suffered losses.

Claim Data

Claim: \$6,579.00
Punitive: \$3,400.00
Filing Fees: \$.00

Award Data

Award: \$.00
Punitive: \$.00
Filing Fees: \$325.00

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 claimants are dismissed in their entirety. 2) All requests for punitive damages are denied. 3) All other relief requests are denied. 4) The \$325.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimants, shall be retained by NASD Dispute Resolution, Inc. 5) Respondents are jointly and severally liable and shall pay claimant \$325.00 as reimbursement of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, respondent First Republic Group, LLC has paid to NASD Dispute Resolution, Inc. the \$300.00 Member Surcharge previously invoiced.

Page Two
Award 01-01001

Maurice R. Egan, Ph.D.

Sole Public Arbitrator

AFFIRMATION

I, Maurice R. Egan, 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.

Maurice R Egan
Maurice R. Egan, Ph.D.

May 23, 2002
Signature Date

June 4, 2002
Date of Service (For NASD-DR office use only)