

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Daniel R. Sniegowski IRA, Claimant v. Fidelity Brokerage Services, Inc., Respondent

Case Number: 01-01922

Hearing Site: Los Angeles, California

REPRESENTATION OF PARTIES

For Claimant:

Daniel R. Sniegowski
Los Angeles, California

For Respondent:

W. Douglas Kari, Esq.
Orrick, Herrington & Sutchliffe LLP
Los Angeles, California

CASE INFORMATION

Statement of Claim filed: April 16, 2001

Claimant's Uniform Submission Agreement signed: April 9, 2001

Statement of Answer filed by Respondent: July 10, 2001

Respondent's Uniform Submission Agreement signed: May 15, 2001

CASE SUMMARY

Claimant alleged breach of contract, breach of fiduciary duty, negligence, failure to transfer, and failure to execute, involving securities in Northrop Grumman Corporation.

Respondent denied the allegations of wrongdoing set forth in the Claimant's Statement of Claim.

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RELIEF REQUESTED

Claimant requested \$83,560.00 in actual damages and costs.

Respondent requested dismissal of the Claimant's Statement of Claim in its entirety and requested reimbursement of arbitration costs.

OTHER ISSUES CONSIDERED AND DECIDED

The parties 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, testimony, and evidence presented at the hearing, the Panel decided in full and final resolution of the issues submitted for determination as follows:

1. Respondent is liable to and shall pay Claimant the sum of \$3,000.00 in compensatory damages.
2. The parties shall bear their respective costs, including attorneys' fees.
3. All other relief not expressly granted is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

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

Initial claim filing fee	= \$ 225.00
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Member Fees

Member fees are assessed to each member firm that is either a party in the matter or an employer of a respondent associated person at the time of the events which gave rise to the dispute, claim, or controversy. Accordingly, the member firm Fidelity Brokerage Services, Inc. is a party and the following fees are assessed:

Member Surcharge	= \$ 1,000.00
Pre-Hearing Process Fee	= \$ 600.00
Hearing Process Fee	= \$ 1,500.00
Total Member Fees	= \$ 3,100.00

Forum Fees and Assessments

The Panel assessed a forum fee for each pre-hearing conference or hearing session conducted. A pre-hearing conference and hearing session is any meeting between the parties and the Panel.

The following fees are assessed:

1 Pre-hearing conference session with the Panel @ \$750.00/session	= \$ 750.00
Pre-hearing conference: February 25, 2002 1 session	
2 Hearing sessions @ \$750.00/session	= \$ 1,500.00
Hearing: June 27, 2002 2 sessions	
Total Forum Fees	= \$ 2,250.00

1. The Panel assessed \$ 1,125.00 of the forum fees to Claimant.
2. The Panel assessed \$ 1,125.00 of the forum fees to Respondent.

Fee Summary

1. Claimant, Daniel R. Sniegowski IRA, is charged with the following fees and costs:

Initial Filing Fee	= \$ 225.00
<u>Forum Fees</u>	<u>= \$ 1,125.00</u>
Total Fees	= \$ 1,350.00
<u>Less payments</u>	<u>= \$ (975.00)</u>
Balance Due NASD Dispute Resolution, Inc.	= \$ 375.00

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2. Respondent, Fidelity Brokerage Services, Inc., is charged with the following fees and costs:

Member Fees	= \$ 3,100.00
Forum Fees	= \$ 1,125.00
Total Fees	= \$ 4,225.00
Less payments	= \$ (3,100.00)
Balance Due NASD Dispute Resolution, Inc.	= \$ 1,125.00

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

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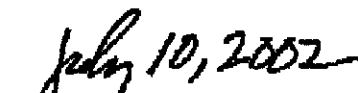
ARBITRATION PANEL

David C. Hinshaw, Esq.	-	Public Arbitrator, Presiding Chair
George Hubner	-	Public Arbitrator
Joy Diane Williams	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures



David C. Hinshaw, Esq.
Chair, Public Arbitrator



Signature Date

George Hubner
Public Arbitrator

Signature Date

Joy Diane Williams
Non-Public Arbitrator

Signature Date

7/11/02
Date of Service

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George Hubner	-	Public Arbitrator
Joy Diane Williams	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

David C. Hinshaw, Esq.
Chair, Public Arbitrator

Signature Date



George Hubner
Public Arbitrator

7/10/02

Signature Date

Joy Diane Williams
Non-Public Arbitrator

Signature Date

7/11/02

Date of Service

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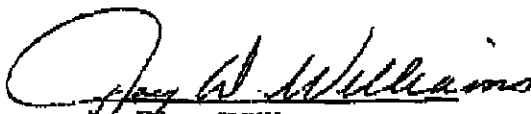
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David C. Hinshaw, Esq.
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Signature Date



Joy Diane Williams
Non-Public Arbitrator

7/11/02

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