

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION, INC.

CASE:01-02508

Alan Wynroth and Jean Reynolds Wynroth, claimants vs. Arthur Lewis and CIBC Oppenheimer, respondents.

ATTORNEYS:

Claimants appeared Pro Se through Alan Wynroth, New York, NY.

For Respondents appeared Peter M. Spett, Esq., in-house counsel, New York, NY.

DATE FILED: May 14, 2001

CASE SUMMARY: Claimants alleged that respondents failed to advise them that their long-time broker had been terminated, and as such, were not assigned another broker for two and a half months thereby causing a loss to their account.

ARBITRATOR'S REPORT: NASD fee assessed against respondent because A.L. Glasser led claimants to believe he had discretion and it is a cost of doing business.

Claim Data

Claim: \$22,617.00
Punitive: \$2,383.00
Filing Fees: \$425.00

Award Data

Award: \$.00
Punitive: \$.00
Filing Fees: \$425.00

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 \$425.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimants, shall be retained by NASD Dispute Resolution, Inc. 5) Respondents shall pay claimants \$425.00 as reimbursement of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, respondent CIBC Oppenheimer has paid to NASD Dispute Resolution, Inc. the \$400.00 Member Surcharge previously invoiced.

OTHER ISSUES: The Motion to Dismiss submitted by the respondents has been granted.

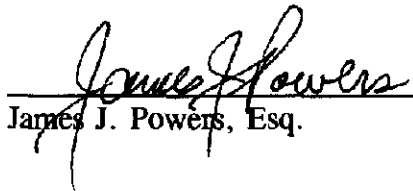
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Award 01-02508

James J. Powers, Esq.

Sole Public Arbitrator

AFFIRMATION

I, James J. Powers, Esq., do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein, and who executed this instrument which is my award.


James J. Powers, Esq.

11/21/01
Signature Date

December 3, 2001
Date of Service (For NASD-DR office use only)