

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION**

CASE: 01-03249

Global Capital Securities Corporation, claimant vs. American Crest, Inc., respondent.

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**ATTORNEYS:**

For Claimant appeared in-house counsel, Russell K. Bean, Esq., Englewood, CO.

Respondent did not respond to the Statement of Claim.

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**DATE FILED:** June 19, 2001

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**CASE SUMMARY:** Claimant alleged that respondent failed to pay margin calls on the account which resulted in claimant closing the positions with a remaining debit balance. Claimant maintained that due to respondent's actions, the firm suffered losses.

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**Claim Data**

Claim: \$16,256.05

Interest: \$.00

Interest: \$.00

Attorney Fees: Unspecified

Filing Fees: Unspecified

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**Award Data**

Award: \$16,256.05

Interest: Pre-Judgment interest at 6%, simple interest, from 6/26/00 until 6/10/02.

Interest: Post-judgment interest at 10%, compounded annually, from 6/10/02 until the date of payment of the award.

Attorney Fees: \$.00

Filing Fees: \$1,050.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the claimant \$16,256.05. 2) Respondent is liable and shall pay to the claimant pre-judgment interest at the rate of 6%, simple interest, from June 26, 2000 until June 10, 2002. 3) Respondent is liable and shall pay claimant post-judgment interest at the rate of 10%, compounded annually, from June 10, 2002 until date of payment of the award. 4) All requests for attorney fees are denied. 5) All other relief requests are denied. 6) The \$1,050.00 filing fee previously deposited with NASD Dispute Resolution by the claimant, shall be retained by NASD Dispute Resolution. 7) Respondent is liable and shall pay claimant \$1,050.00 as reimbursement of the filing fee.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, claimant has not paid to NASD Dispute Resolution the \$400.00 Member Surcharge previously invoiced.

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**OTHER ISSUES:** The Motion to Bar Response filed by claimant was granted by the arbitrator.

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Award 01-03249

Thomas A. Martin

Sole Non-Public Arbitrator

**AFFIRMATION**

I, Thomas A. Martin, 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.

Thomas A. Martin  
Thomas A. Martin

06-27-02  
Signature Date

July 15, 2002  
Date of Service (For NASD-DR office use only)