

AWARD  
NASD DISPUTE RESOLUTION

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In the Matter of the Arbitration Between:

Claimant UBS Financial Services Inc. vs. Respondent Raymond L. Natili, III

Case Number: 02-06718

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SITUS: Raleigh, North Carolina

NATURE OF DISPUTE: Member v. Associated Person

REPRESENTATION OF PARTIES:

Claimant UBS Financial Services, Inc., hereinafter referred to as "Claimant", was represented by Joshua S. Bratspies, Esq., Riker Danzig Scherer Hyland Perretti, LLP, Morristown, New Jersey.

Respondent did not enter an appearance in this matter.

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DATE FILED: November 4, 2002.

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CASE SUMMARY: Claimant alleged Respondent breached loan agreements he had entered into with Claimant and requested indemnification for settling customer disputes related to Respondent's employment with Claimant.

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<u>Claim Data</u>		<u>Award Data</u>	
Claim:	\$167,910.99	Award:	\$152,610.09
Attorney's Fees:	amount unspecified	Attorney's Fees:	\$ 4,853.00
Costs:	amount unspecified	Costs:	\$ 0.00
Interest:	amount unspecified	Interest:	see below

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OTHER ISSUES: By Motion for Default dated August 11, 2004, Claimant opted to proceed against Respondent pursuant to Rule 10314(e) of the *NASD Code of Arbitration Procedure* ("Code"). The arbitrator determined that Respondent was properly served notice of the Statement of Claim and Notification of the Arbitrator, and that Respondent is required to submit to arbitration pursuant to the Code and is bound by the determination of the arbitrator on all issues submitted.

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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 Claimant the balance due on promissory notes in the amount of \$85,665.34, plus interest at a rate as provided in the respective promissory notes from the date first due until paid in full; 2) Respondent is liable and shall pay to Claimant reimbursement of customer settlements in the

amount of \$66,944.75, plus simple interest at a rate of 6% from the date this award is served until payment in full; 3) Respondent is liable and shall pay to Claimant attorneys' fees in the amount of \$4,853.00; and 4) All other relief requests are denied.

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**FEES:**

Filing Fees

The \$1,000.00 filing fee previously deposited with NASD Dispute Resolution by Claimant shall be retained by NASD Dispute Resolution.

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. Accordingly, Claimant is a party.

Member surcharge	= \$1,700.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$2,750.00

Forum Fees

The arbitrator assessed all forum fees in the amount of \$2,550.00 against Claimant.

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**ARBITRATOR:**

Robert Shiffra, Esq.

Sole Non-Public Arbitrator

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Robert Shiffra, Esq.

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(Signature Date)

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

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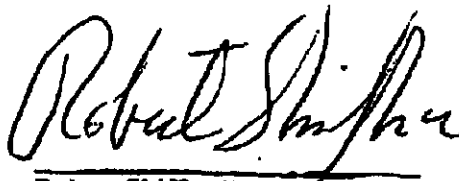
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**ARBITRATOR:**

Robert Shiffra, Esq.

Sole Non-Public Arbitrator



Robert Shiffra, Esq.

9-14-04

(Signature Date)

September 14, 2004  
Date of Service (For NASD Dispute Resolution office use only)