

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 03-00908

Earl E. Babcock, Claimant v. Morgan Stanley DW Inc. f/k/a Dean Witter Reynolds Inc.,
Respondent.

ATTORNEYS:

For Claimant, Earl E. Babcock, ("Claimant"), appeared Herbert L. Ocks, Esq., Philadelphia, PA.

Respondent, Morgan Stanley DW Inc. f/k/a Dean Witter Reynolds Inc., ("Respondent"), appeared
through its in-house counsel Edmund Shea, Esq.

NATURE OF DISPUTE: Customer v. Member

DATE FILED: January 30, 2003

CASE SUMMARY: Claimant alleged that Respondent failed to execute an order to purchase
five hundred shares of Johnson & Johnson common stock. Claimant maintained that due to
Respondent's action, his account suffered financial losses.

Claim Data

Claim: \$8,540.00
Filing Fees: \$.00
Other: Unspecified

Award Data

Award: \$3,016.00
Filing Fees: \$.00
Other: \$.00

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 \$3,016.00. 2) All other relief requests are denied. 3) NASD Dispute Resolution shall
retain the \$325.00 filing fee that the Claimant deposited previously.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute
Resolution the \$425.00 Member Surcharge previously invoiced.

Page Two
Award 03-00908

William J. Hirsch, Esq.

Sole Public Arbitrator

AFFIRMATION

I, William J. Hirsch, Esq., 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.

William J. Hirsch
William J. Hirsch, Esq.

January 12, 2004
Signature Date

January 27, 2004
Date of Service (For NASD-DR office use only)