

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

CASE: 03-01668

Continental Broker-Dealer Corporation, Claimant v. Eric McDonnell, Respondent.

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**ATTORNEYS:**

For Claimant, Continental Broker-Dealer Corporation, ("Claimant"), appeared Scott Wassmuth, Esq., Carle Place, NY.

Respondent, Eric McDonnell, ("Respondent") did not respond to the Statement of Claim.

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**NATURE OF DISPUTE:** Member v. Associated Person

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**DATE FILED:** March 10, 2003

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**CASE SUMMARY:** Claimant alleged that Respondent failed to repay monies owed pursuant to the terms of a Promissory Note. Claimant maintained that due to Respondent's actions, the corporation suffered financial losses.

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**ARBITRATOR'S REPORT:** Arbitrator notes the following: Respondent received three (3) separate notifications of service and/or final submission to Arbitrator for decision. Respondent did not appear nor file any pleading.

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**Claim Data**

Claim: \$7,500.00

Interest: At the rate of 9% per annum from 9/27/01

Attorney Fees: Unspecified

Filing Fees: \$750.00

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**Award Data**

Award: \$7,500.00

Interest: At the rate of 9% per annum  
from 9/21/01 to 10/31/03

Attorney Fees: \$.00

Filing Fees: \$.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 \$7,500.00. 2) Respondent is liable and shall pay to the Claimant interest at the rate of 9% per annum from 9/21/01 to 10/31/03. 3) All requests for attorney fees are denied. 4) All other relief requests are denied. 5) The \$750.00 filing fee previously deposited with NASD Dispute Resolution shall be retained by NASD Dispute Resolution.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, Claimant has paid to NASD Dispute Resolution the \$325.00 Member Surcharge previously invoiced.

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**OTHER ISSUES:** Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that Respondent Eric McDonnell was served notice of the Statement of Claim by regular mail, Overdue Notice and Notification of Arbitrator by certified mail as evidenced by the signed signature card on file, and is therefore bound by the arbitrator's ruling and determination.

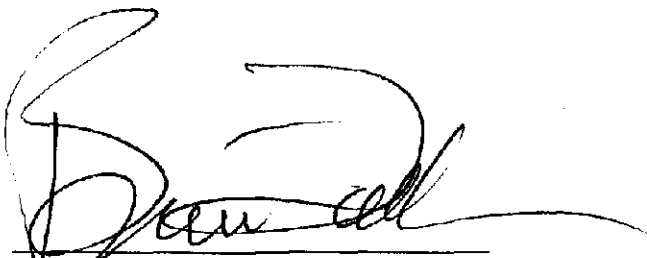
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Bennett Falk, Esq.

Sole Non-Public Arbitrator

**AFFIRMATION**

I, Bennett Falk, 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.

  
Bennett Falk, Esq.

11/22/03  
Signature Date

January 2, 2004  
Date of Service (For NASD-DR office use only)