

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

CASE: 03-01871

Prime Charter Ltd, Claimant vs. Daniel E. Simon, Respondent.

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**ATTORNEYS:**

Claimant, Prime Charter Ltd., ("Claimant"), appeared through its in-house counsel, Eric J. Shames, Esq., New York, NY.

Respondent, Daniel E. Simon, ("Respondent"), appeared pro se, Davie, FL.

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DATE FILED: March 17, 2003

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**CASE SUMMARY:** Claimant alleged that Respondent has failed and refused to repay the remaining principal balance due 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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**Claim Data**

Claim: \$23,333.33  
Interest: At the rate of 9% from  
6/18/02 to award date  
Attorney Fees: \$3,500.00  
Filing Fees: \$1,475.00  
Other: Unspecified

**Award Data**

Award: \$23,333.33  
Interest: At the rate of 1.25% from  
6/18/02 to date of award.  
Attorney Fees: \$1,000.00  
Filing Fees: \$1,050.00  
Other: \$.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 \$23,333.33. 2) Respondent is liable and shall pay to the Claimant interest at the rate of 1.25% from 6/18/02 to date of award. 3) Respondent is liable and shall pay to the Claimant attorney fees in the amount of \$1,000.00 according to Claimant's request. 4) All other relief requests are denied. 5) The \$1,050.00 filing fee previously deposited with NASD Dispute Resolution by the Claimant, shall be retained by NASD Dispute Resolution. 6) 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, Prime Charter Ltd. has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

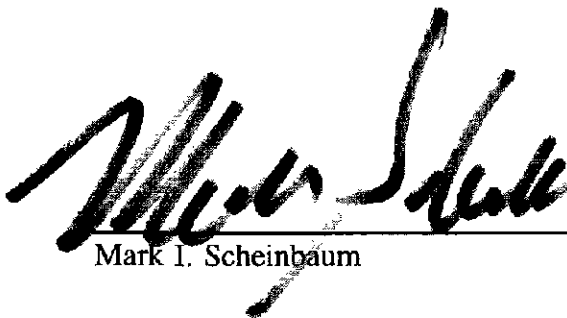
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Award 03-01871

Mark I. Scheinbaum

Sole Non-Public Arbitrator

**AFFIRMATION**

I, Mark I. Scheinbaum, 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.



Mark I. Scheinbaum

8-10-03  
Signature Date

August 21, 2003  
Date of Service (For NASD-DR office use only)