

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 03-02545

Fahnestock & Co., Inc., Claimant v. Stanley Plachinski, Respondent.

ATTORNEYS:

Claimant, Fahnestock & Co., Inc., ("Claimant"), appeared through their in-house counsel, Evelyn Bukchin, Esq., New York, NY.

Respondent, Stanley Plachinski, ("Respondent"), appeared pro se, New York, NY.

NATURE OF DISPUTE: Member v. Associated Person

DATE FILED: April 7, 2003

CASE SUMMARY: Claimant alleged that Respondent breached his contract by failing to repay the principal amount owed pursuant to two promissory notes. Claimant maintained that due to Respondent's action, the corporation suffered financial losses.

Claim Data

Claim: \$20,000.00

Interest: At the rate of eight percent (8%) from
11/26/02 until the Award is paid in full

Attorney Fees: \$3,000.00

Filing Fees: \$1,050.00

Other: Unspecified

Award Data

Award: \$20,000.00

Interest: \$.00

Attorney Fees: \$3,000.00

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 \$20,000.00. 2) Respondent is liable and shall pay to the Claimant \$3,000.00 in attorney fees as per the terms of the Promissory Note Agreement. 3) All requests for interest are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$1,050.00 filing fee that the Claimant deposited previously.

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

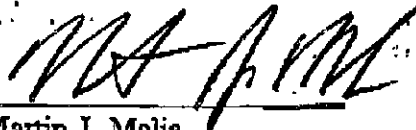
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Martin J. Malia

Sole Non-Public Arbitrator

AFFIRMATION

I, Martin J. Malia, do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein, and who executed this instrument which is my award.


Martin J. Malia


Signature Date

April 1, 2004

Date of Service (For NASD-DR office use only)