

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

CASE: 03-03289

Ehrenkrantz King Nussbaum, Inc., Claimant v. Marc Gerard Konior, Respondent.

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**ATTORNEYS:**

For Claimant, Ehrenkrantz King Nussbaum, Inc., ("Claimant"), appeared Michael S. Colombo, Lyndhurst, NJ.

Respondent, Marc Gerard Konior, ("Respondent"), did not submit an answer to the Statement of Claim.

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

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**DATE FILED:** May 5, 2003

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**CASE SUMMARY:** Claimant alleged that Respondent failed to repay his forgivable loans, commission deficit, and medical and dental insurance pursuant to the terms of his Employment Agreement. Claimant maintained that due to Respondent's action, the corporation suffered financial losses.

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**Claim Data**

Claim: \$8,004.52  
Interest: Unspecified  
Attorney Fees: Unspecified  
Filing Fees: Unspecified  
Other: Unspecified

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**Award Data**

Award: \$8,004.52  
Interest: \$.00  
Attorney Fees: \$.00  
Filing Fees: \$375.00  
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 for and shall pay to the Claimant \$8,004.52. 2) All requests for interest are denied. 3) All requests for attorney fees are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$750.00 filing fee that the Claimant deposited previously. 6) Respondent is liable for and shall pay to the Claimant \$375.00 as reimbursement of one-half of the filing fee.

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**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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**OTHER ISSUES:** Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that Respondent Marc Gerard Konior was served notice of the Statement of Claim by regular mail, and 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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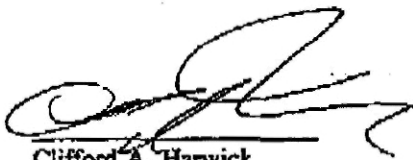
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Award 03-03289

Clifford A. Harwick

Sole Non-Public Arbitrator

**AFFIRMATION**

I, Clifford A. Harwick, 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.



Clifford A. Harwick

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Signature Date

January 28, 2004

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