

**NASD DISPUTE RESOLUTION AWARD**

**NASD DISPUTE RESOLUTION**

**CASE: 03-06405**

**GunnAllen Financial, Inc., Claimant v. Damien J. Castine, Respondent.**

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**ATTORNEYS:**

Claimant, GunnAllen Financial, Inc., ("Claimant"), appeared through its in-house counsel Jay Marc Israel, Esq., Hauppauge, NY.

Respondent, Damien J. Castine, ("Respondent"), did not submit an answer in this case.

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

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**DATE FILED: September 4, 2003**

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**CASE SUMMARY:** Claimant alleged that Respondent failed to repay debit balance pursuant to the terms of two Settlement Agreements. Claimant maintained that due to Respondent's action, the corporation account suffered financial losses.

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**Claim Data**

Claim: \$800.00  
Interest: Unspecified  
Attorney Fees: \$1,600.00  
Filing Fees: \$375.00  
Other: Unspecified

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**Award Data**

Award: \$800.00  
Interest: \$.00  
Attorney Fees: \$800.00  
Filing Fees: \$225.00  
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 \$800.00. 2) Respondent is liable for and shall pay to the Claimant \$800.00 in attorney fees as per Claimant's request. 3) All requests for interest are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$225.00 filing fee that the Claimant deposited previously. 6) Respondent is liable for and shall pay to the Claimant \$225.00 as reimbursement of the filing fees.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, Claimant has paid to NASD Dispute Resolution the \$150.00 Member Surcharge invoiced previously.

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**OTHER ISSUES:** Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that Respondent Damien J. Castine was served notice of the Statement of Claim by regular mail, Overdue Notice and Notification of Arbitrator by certified mail, and is therefore bound by the arbitrator's ruling and determination.

Page Two  
Award 03-06405

**ARBITRATOR**

David L. Becker, Esq. - Sole Non-Public Arbitrator

**AFFIRMATION**

I, David L. Becker, 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.

  
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David L. Becker, Esq.

  
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Signature Date

March 17, 2004  
Date of Service (For NASD-DR office use only)