

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-00821

UBS Financial Services, Inc., Claimant vs. Christopher DiPenta, Respondent

ATTORNEYS:

For Claimant UBS Financial Services, Inc. ("Claimant") appeared Christine Lazaro, Esq., of the firm Davidson & Grannum, LLP, Northvale, NJ.

Respondent Christopher DiPenta ("Respondent") did not make an appearance in this matter.

NATURE OF DISPUTE: Member v. Associated Person.

DATE FILED: February 9, 2004.

CASE SUMMARY: Claimant alleged Respondent failed to repay monies owed pursuant to the terms of Promissory Note #5350. Claimant maintained that due to Respondent's actions, Claimant suffered financial losses.

Claim Data

Claim: \$25,000.00
Interest: \$16,957.24
Post-Award Interest: Unspecified
Attorney Fees/Disbursements: Unspecified
Filing Fees: \$1,450.00
Other: Unspecified

Award Data

Award: \$25,000.00
Interest: \$16,957.24
Post-Award Interest: \$.00
Attorney Fees/Disbursements: \$3,616.33
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 for and shall pay to the Claimant \$25,000.00. 2) Respondent is liable for and shall pay to Claimant interest in the amount of \$16,957.24. 3) Respondent is liable for and shall pay to Claimant attorneys' fees and disbursements in the amount of \$3,616.33 pursuant to Claimant's affidavit. 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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Award 04-00821

Judith R. MacDonald, Esq.

Sole Non-Public Arbitrator

AFFIRMATION

I, Judith R. MacDonald, Esq., 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.

Judith R. MacDonald
Judith R. MacDonald, Esq.

10/21/04
Signature Date

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