

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-02693

Frank A. and Sally A. Ferraro and Frank Ferraro IRA, Claimants v. Ameritrade, Inc. n/k/a J.P. Securities, Inc., Respondent

ATTORNEYS:

Claimants Frank A. and Sally A. Ferraro and Frank Ferraro IRA ("Claimants") appeared *pro se*, Niskayuna, NY.

For Respondent Ameritrade, Inc. n/k/a J.P. Securities, Inc. ("Respondent") appeared James J. Vihstadt, in-house counsel Ameritrade, Inc., Omaha, NE.

NATURE OF DISPUTE: Customers v. Member.

DATE FILED: April 12, 2004.

CASE SUMMARY: Claimants alleged that Respondent purchased shares of ICGE on margin without his knowledge or authorization. Claimants further alleged that although Claimants made an error regarding his account numbers when requesting to purchase shares in his IRA account and provided his joint account number, Respondent failed to correct the error. Claimants' claim involved shares of ICGE. Claimants maintained that due to Respondent's actions, the accounts suffered losses.

Claim Data

Claim: \$3,895.47
Claim: Margin Charges
Filing Fees: Unspecified
Other: Unspecified

Award Data

Award: \$.00
Award: \$.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) The claims of Claimants are dismissed in their entirety. 2) All other relief requests are denied. 3) NASD Dispute Resolution shall retain the \$175.00 filing fee that the Claimants deposited previously.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution the \$200.00 Member Surcharge previously invoiced.

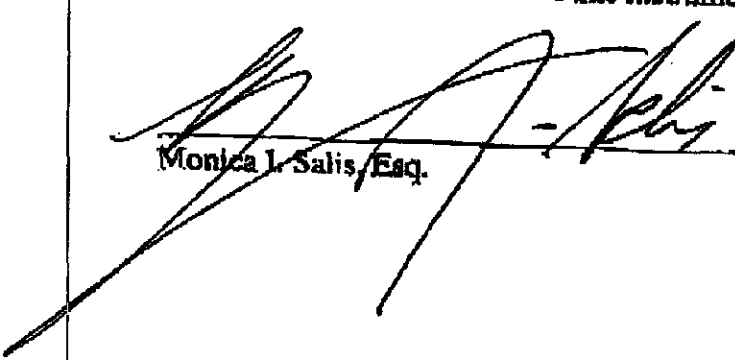
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Award 04-2693

Monica I. Salis, Esq.

Sole Public Arbitrator

AFFIRMATION

I, Monica I. Salis, 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.


Monica I. Salis, Esq.

10/19/04
Signature Date

October 25, 2004
Date of Service (For NASD-DR office use only)