

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-03317

Darryl L. Morrow, Claimant v. Foliofn Investments, Inc., Respondent

ATTORNEYS:

Claimant Darryl L. Morrow ("Claimant") appeared *pro se*, C Company, 16th Engineer Battalion, Unit 92889 APO AE.

For Respondent Foliofn Investments ("Respondent") appeared George D. Wilson, Vienna, VA.

NATURE OF DISPUTE: Customer vs. Member.

DATE FILED: April 22, 2004.

CASE SUMMARY: Claimant alleged that Respondent was negligent in the handling of his account. Claimant further alleged that Respondent breached its fiduciary duty and was negligent in the handling of his account transfer from Foliofn, Inc. to Scottrade. Claimant maintained that as a result of Respondent's actions, Claimant was denied the opportunity to actively engage in securities trading. Claimant's claim involved unspecified securities.

Claim Data

Claim: \$22,000.00
Punitive: \$3,000.00
Filing Fees: Unspecified
Other: Unspecified

Award Data

Award: \$2,000.00
Punitive: \$.00
Filing Fees: \$340.00
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 Claimant \$2,000.00. 2) All requests for punitive damages are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 6) Respondent is liable and shall pay Claimant \$340.00 as reimbursement of 80% of the filing fee.

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

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Martin D. Sklar

Sole Public Arbitrator

AFFIRMATION

I, Martin D. Sklar, 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 D. Sklar
Martin D. Sklar

1/21/05
Signature Date

February 15, 2005
Date of Service (For NASD-DR office use only)