

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Robert I. Strougo (Claimant) v. TD Waterhouse Investor Services, Inc. (Respondent)

Case Number: 04-07281

Hearing Site: New York, New York

Nature of the Dispute: Customer vs. Member.

REPRESENTATION OF PARTIES

Claimant Robert I. Strougo appeared *pro se*.

Respondent TD Waterhouse Investor Services, Inc. ("TD Waterhouse") hereinafter referred to as "Respondent": Theodore Snyder, Esq., Krebsbach & Snyder, P.C., New York, NY.

CASE INFORMATION

Statement of Claim filed on or about: October 14, 2004.

Claimant signed the Uniform Submission Agreement: October 13, 2004.

Statement of Answer filed by Respondent on or about: November 15, 2004.

Respondent signed the Uniform Submission Agreement: December 13, 2004.

CASE SUMMARY

Claimant asserted the following causes of action: negligence; and improper exercising of warrants. The causes of action relate to common stock and warrants.

Unless specifically admitted in its Answer, Respondent denied the allegations made in the Statement of Claim and asserted various affirmative defenses.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$3,731.00; punitive damages; interest; attorneys' fees; costs; and such other relief the Arbitrator may deem just and proper.

Respondent requested that Claimant's Statement of Claim be dismissed in all respects, and that disbursements and costs be assessed against Claimant.

AWARD

After considering the pleadings, and the testimony and evidence presented at the hearing, the Arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

1. Claimant's claims are denied in their entirety.
2. Any and all relief not specifically addressed herein, including punitive damages, is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution will retain or collect the non-refundable filing fees for each claim:
Initial claim filing fee = \$50.00

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated person at the time of the events giving rise to the dispute. Accordingly, TD Waterhouse Investor Services, Inc. is a party.
Member surcharge = \$200.00

Forum Fees and Assessments

The Arbitrator has assessed forum fees for each session conducted. A session is any meeting between the parties and the arbitrator, including a pre-hearing conference with the arbitrator, that lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) Pre-hearing session with the sole arbitrator @ \$125.00	= \$125.00
Pre-hearing conference: February 22, 2005 1 session	
Two (2) Hearing sessions @ \$125.00	= \$250.00
Hearing Date: March 22, 2005 2 sessions	
Total Forum Fees	= \$375.00

1. The Arbitrator has assessed \$375.00 of the forum fees against Claimant.

Fee Summary

1. Claimant is solely liable for:	
Initial Filing Fee	= \$ 50.00
Forum Fees	= \$375.00
Total Fees	= \$425.00
Less payments	= \$175.00

Balance Due NASD Dispute Resolution = \$250.00

2. Respondent is solely liable for:

<u>Member Fees</u>	= \$200.00
Total Fees	= \$200.00
<u>Less payments</u>	= \$200.00
Balance Due NASD Dispute Resolution	= \$ 0.00

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

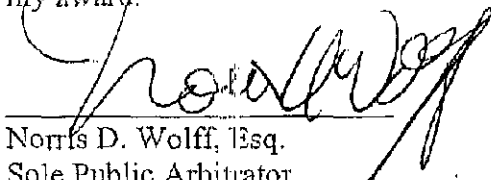
ARBITRATOR

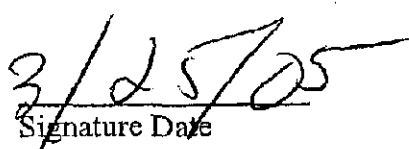
Norris D. Wolff, Esq.

Sole Public Arbitrator

Arbitrator's Signature

I, the undersigned arbitrator, 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.


Norris D. Wolff, Esq.
Sole Public Arbitrator


Signature Date

March 28, 2005
Date of Service (For NASD Dispute Resolution use only)

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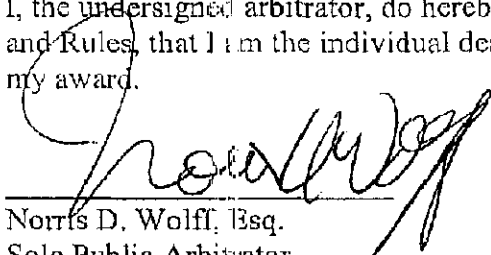
ARBITRATOR


Norris D. Wolff, Esq.

Sole Public Arbitrator

Arbitrator's Signature

I, the undersigned arbitrator, 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.


Norris D. Wolff, Esq.
Sole Public Arbitrator


Signature Date

March 28, 2005

Date of Service (For NASD Dispute Resolution use only)