

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-07782

Brochet Capital Partners, LP, (Claimant) vs. Terra Nova Trading, L.L.C., (Respondent)

ATTORNEYS:

For Claimant appeared in-house Managing Partner, Brooks B. McFeely, Washington, DC.

For Respondent appeared in-house Compliance Director, Dave Persenaire, Chicago, IL.

NATURE OF DISPUTE: Customer vs. Member

DATE FILED: November 5, 2004

CASE SUMMARY: Claimant alleged that Respondent executed erroneous trades. Claimant maintained that due to Respondent's actions, it suffered a financial loss. Claimant's claim involved 3,000 shares of common stock of TTH.

ARBITRATOR'S REPORT: This is a Simplified Arbitration under NASD-DR's Code of Arbitration Procedure ("Code"). Claimant proved its case against Respondent by a preponderance of evidence. Claimant is entitled to relief, but not entitled to attorney's fees, as it failed to prove any licensed professional attorney was involved on its behalf.

Claim Data

Claim: \$6,000.00
Attorney Fees: Unspecified
Filing Fees: \$.00

Award Data

Award: \$6,000.00
Attorney Fees: \$.00
Filing Fees: \$325.00

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 to the Claimant \$6,000.00. 2) All requests for attorney's fees are denied. 3) All other relief requests are denied. 4) NASD Dispute Resolution shall retain the \$325.00 filing fee that the Claimant deposited previously. 5) Respondent is liable and shall pay Claimant \$325.00 as reimbursement of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution the \$325.00 Member Surcharge previously invoiced.

Page Two
Award 04-07782

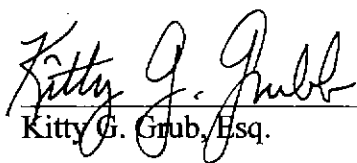
Kitty G. Grub, Esq.

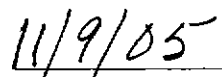
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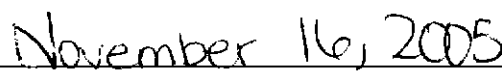
Sole Non-Public Arbitrator

AFFIRMATION

I, Kitty G. Grubb, 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.


Kitty G. Grub, Esq.


(Signature Date)


Date of Service (For NASD-DR office use only)