

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 05-00159

Lawrence R. Berger, (Claimant) vs. Ameritrade, Inc., (Respondent)

ATTORNEYS:

Claimant appeared pro se, Ridgefield, CT.

For Respondent appeared in-house counsel James J. Vihstadt, Omaha, NE.

NATURE OF DISPUTE: Customer vs. Member

DATE FILED: January 11, 2005

CASE SUMMARY: Claimant alleged that Respondent made an error in the execution of a trade. Claimant further alleged manipulations. Claimant maintained that due to Respondent's actions, he suffered financial losses. Claimant's claim involved various common stock.

Claim Data

Claim: \$24,010.00
Filing Fees: \$.00

Award Data

Award: \$.00
Filing Fees: \$212.50

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 the Claimant are dismissed in their entirety. 2) All other relief requests are denied. 3) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 4) Respondent is liable and shall pay Claimant 212.50 as reimbursement of one half 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.

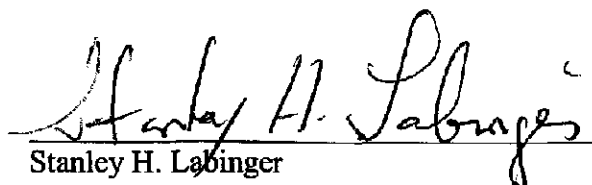
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Award 05-00159

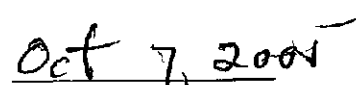
Stanley H. Labinger

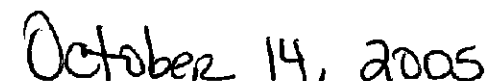
Sole Public Arbitrator

AFFIRMATION

I, Stanley H. Labinger, 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.


Stanley H. Labinger


(Signature Date)


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