

**NASD DISPUTE RESOLUTION MODIFIED AWARD**  
**NASD DISPUTE RESOLUTION**

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CASE: 05-01160

Oppenheimer & Co., Inc., (Claimant) vs. Lamont Arthur Patrick, (Respondent)

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**ATTORNEYS:**

For Claimant appeared in-house counsel Eric J. Shames, Esq., New York, NY.

Respondent appeared pro se, Cumming, GA.

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**NATURE OF DISPUTE:** Member v. Associated Person

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**DATE FILED:** March 4, 2005

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**CASE SUMMARY:** Claimant alleged that Respondent breached a contract by failing to repay monies owed pursuant to the terms of a Promissory Note. Claimant maintained that due to Respondent's actions, the firm suffered a financial loss.

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**Claim Data**

Claim: \$10,000.00  
Interest: Unspecified  
Attorney Fees: \$2,500.00  
Filing Fees: \$750.00  
Other: Unspecified

**Award Data**

Award: \$1,333.00  
Interest: \$.00  
Attorney Fees: \$.00  
Filing Fees: \$375.00  
Other: \$.00

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**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 \$1,333.00. 2) All requests for attorney fees are denied. 3) All requests for interest are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$750.00 filing fee that the Claimant deposited previously. 6) Respondent is liable and shall pay Claimant \$350.00 as reimbursement of one half of the filing fee. 7) The Panel recommends the expungement of the Termination Comment contained on the Form U5 filed with CRD by Claimant Oppenheimer & Co., Inc. (CRD 249) on behalf of Respondent Lamont Arthur Patrick (CRD 1946764). The Reason for Termination should be expunged and replaced with "Voluntary." The Termination Comment as reported on the Form U5 should be expunged with no replacement language.

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

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Award 05-01160

Fredrick T. W. Reed

Sole Non-Public Arbitrator

AFFIRMATION

I, Fredrick T.W. Reed, 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.

F. W. Reed  
Fredrick T.W. Reed

Jan 23, 2006  
(Signature Date)

February 17, 2006  
Date of Service (For NASD-DR office use only)