

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

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CASE: 05-02181

Ryan Beck & Co., Inc., (Claimant) vs. Hillary Wertlieb, (Respondent)

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**ATTORNEYS:**

For Claimant Kenneth O'Connor, Esq., of the firm Lubiner & Schmidt, Crandford, NJ.

For Respondent appeared Arnold Davis, Esq., Counselor at Law, New York, NY.

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

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**DATE FILED:** April 22, 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: \$25,000.00  
Interest: Unspecified  
Attorney Fees: Unspecified  
Filing Fees: Unspecified  
Other: Unspecified

**Award Data**

Award: \$25,000.00  
Interest: \$5,673.25  
Attorney Fees: \$.00  
Filing Fees: \$1,050.00  
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 \$25,000.00. 2) All requests for attorney fees are denied. 3) Respondent is liable and shall pay to the Claimant interest of \$5,673.25. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$1,050.00 filing fee that the Claimant deposited previously. 6) Respondent is liable and shall pay Claimant \$1,050.00 as reimbursement of the filing fee.

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

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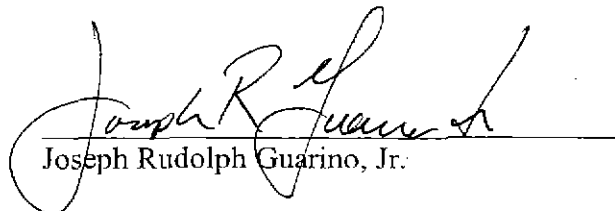
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Award ~~12~~

Joseph Rudolph Guarino, Jr.

Sole Public/Non-Public Arbitrator

AFFIRMATION

I, Joseph Rudolph Guarino, Jr., 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.

  
Joseph Rudolph Guarino, Jr.

Nov 25 2005  
(Signature Date)

December 5, 2005  
Date of Service (For NASD-DR office use only)