

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 05-03434

Windmill Partners LP, (Claimant) vs. Golden Beneficial Securities Corporation and Sean H. Leidelmeyer, (Respondents)

ATTORNEYS:

For Claimant appeared in-house counsel, Robert Bliss, New York, NY.

For Respondent Golden Beneficial Securities Corporation appeared in-house counsel John Burdick, Houston, TX.

Respondent Sean H. Leidelmeyer appeared pro se, Sugarland, TX.

NATURE OF DISPUTE: Customer v. Member and Associated Person

DATE FILED: July 7, 2005

CASE SUMMARY: Claimant alleged that Respondents failed to execute an order to sell the total position of American Euro Pacific Mutual Fund. Claimant maintained that due to Respondents' actions, the firm suffered a financial loss. Claimant's claim involved mutual funds.

ARBITRATOR'S REPORT: Award is based upon the finding that the Respondents should have completed the sale on January 4th, by which time they had knowledge that there was intent to sell.

Claim Data

Claim: \$9,535.86
Filing Fees: \$0.00

Award Data

Award: \$3,428.57
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, Golden Beneficial Securities Corporation, is liable and shall pay to the Claimant \$2,285.71. 2) Respondent, Sean H. Leidelmeyer, is liable and shall pay to the Claimant \$1,142.86. 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, Golden Beneficial Securities Corporation, is liable and shall pay to the Claimant \$162.50 as reimbursement of one half of the filing fee. 6) Respondent, Sean H. Leidelmeyer, is liable and shall pay to the Claimant \$162.50 as reimbursement of one half of the filing fee.

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

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Award 05-03434

Leah R. Marks, Esq.

Sole Public Arbitrator

AFFIRMATION

I, Leah R. Marks, Esq., 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.

Leah R. Marks

Leah R. Marks, Esq.

Nov. 4, 2005
(Signature Date)

November 10, 2005

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