

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 05-05744

Fidelity Brokerage Services, LLC, (Claimant) vs. Marco S. Raine, (Respondent)

ATTORNEYS:

For Claimant appeared Laurence K. Richmond, Esq., of the firm Laurence K. Richmond & Associates, P.C., Quincy, MA.

Respondent did not submit an Answer to the Statement of Claim.

NATURE OF DISPUTE: Member v. Customer

DATE FILED: November 8, 2005

CASE SUMMARY: Claimant alleged that Respondent breached a Customer Agreement by failing to repay monies owed due to a debit balance in his account. Claimant maintained that due to Respondent's actions, the firm suffered a financial loss.

Claim Data

Claim: \$22,499.98
Interest: Unspecified

Attorney Fees: Unspecified
Filing Fees: Unspecified

Award Data

Award: \$22,499.98
Interest: granted at the rate of 6% per annum from 11/8/05-date of payment of award.
Attorney Fees: \$.00
Filing Fees: \$.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 \$22,499.98. 2) All requests for attorney fees are denied. 3) Respondent is liable and shall pay to the Claimant interest at the rate of 6% per annum from November 8, 2005 until the date of payment of the award. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$1,050.00 filing fee that the Claimant deposited previously.

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

OTHER ISSUES: Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that Respondent Marco S. Raine was served notice of the Statement of Claim and Notification of Arbitrator by regular mail, and Overdue Notice by certified mail, and is therefore bound by the arbitrator's ruling and determination.

John G. Manley, Esq.

Sole Public Arbitrator

AFFIRMATION

I, John G. Manley, 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.

John G. Manley, Esq.

2-15-2006
(Signature Date)

February 16, 2006

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