

**Award
NASD Dispute Resolution**

In the Matter of the Arbitration Between:

Henry Voskoboynik (Claimant) vs. Wachovia Capital Markets, LLC (Respondent)

Case Number: 05-05820

Hearing Site: New York, New York

Nature of the Dispute: Associated Person vs. Member.

REPRESENTATION OF PARTIES

Claimant Henry Voskoboynik, hereinafter referred to as ("Claimant"): Eva H. Posman, Esq., Law Office of Eva Posman, New York, NY.

Respondent Wachovia Capital Markets, LLC, hereinafter referred to as ("Respondent"): Renee B. Phillips, Esq., Orrick, Herrington & Sutcliffe LLP, New York, NY.

CASE INFORMATION

Statement of Claim filed on or about: November 15, 2005.

Claimant signed the Uniform Submission Agreement: November 10, 2005.

Statement of Answer filed by Respondent on or about: March 22, 2006.

Respondent signed the Uniform Submission Agreement: March 29, 2006.

CASE SUMMARY

Claimant asserted the following causes of action: wrongful termination and defamation.

Unless specifically admitted in its Answer, Respondent denied the allegations made in the Statement of Claim and asserted various affirmative defenses.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$20,750,000.00, interest, attorneys' fees, and all other damages that the Panel deems appropriate.

Respondent requested dismissal of the Statement of Claim in its entirety.

OTHER ISSUES CONSIDERED AND DECIDED

The parties agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be executed.

AWARD

After considering the pleadings, the testimony and evidence presented at the hearing, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. Respondent is liable for and shall pay to the Claimant \$100,000.00 in compensatory damages.
2. Claimant is liable for and shall pay to the Respondent \$1,500.00 to reimburse Charles Neal for travel related costs and transportation in connection with his testimony.
3. Any and all relief not specifically addressed herein is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee	= \$ 600.00
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Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated persons at the time of the events giving rise to the dispute. Accordingly, Wachovia Corporation is a party.

Member surcharge	= \$ 3,750.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$ 5,500.00

Forum Fees and Assessments

The Panel has assessed forum fees for each session conducted or each decision rendered on a discovery-related motion on the papers. A session is any meeting between the parties and the arbitrators, including a pre-hearing conference with the arbitrators, that lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) Pre-hearing session with Panel @ \$1,200.00 per session	= \$ 1,200.00
Pre-hearing conference: April 17, 2006	1 session

Nine (9) hearing sessions with Panel @ \$1,200.00 per session	= \$10,800.00
Hearing dates:	
September 20, 2006	2 sessions
September 21, 2006	2 sessions
September 26, 2006	2 sessions
September 27, 2006	2 sessions

September 28, 2006 1 session

Total Forum Fees = \$12,000.00

1. The Panel has assessed \$6,000.00 of the forum fees against the Claimant.
2. The Panel has assessed \$6,000.00 of the forum fees against the Respondent.

Fee Summary

1. Claimant is solely liable for:

Initial Filing Fee	= \$ 600.00
Forum Fees	= \$ 6,000.00
Total Fees	= \$ 6,600.00
Less payments	= \$ 1,800.00
Balance Due NASD Dispute Resolution	= \$ 4,800.00

2. Respondent is solely liable for:

Member Fees	= \$10,000.00
Forum Fees	= \$ 6,000.00
Total Fees	= \$16,000.00
Less payments	= \$10,000.00
Balance Due NASD Dispute Resolution	= \$ 6,000.00

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

Michael C. Cantor	-	Public Arbitrator, Presiding Chairperson
Laurence D. Rose	-	Public Arbitrator
James D. Muir, Jr., Esq.	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

I, the undersigned arbitrator, 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.



Michael C. Cantor
Public Arbitrator, Presiding Chairperson

10/3/06
Signature Date

Laurence D. Rose
Public Arbitrator

Signature Date

James D. Muir, Jr., Esq.
Non-Public Arbitrator

Signature Date

October 3, 2006

Date of Service (For NASD Dispute Resolution use only)

ARBITRATION PANEL

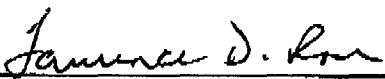
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Michael C. Cantor
Public Arbitrator, Presiding Chairperson

Signature Date



Laurence D. Rose
Public Arbitrator

9/29/06

Signature Date

James D. Muir, Jr., Esq.
Non-Public Arbitrator

Signature Date

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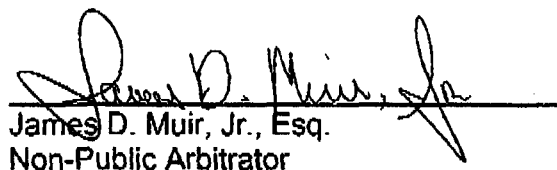
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Public Arbitrator, Presiding Chairperson

Signature Date

Laurence D. Rose
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Signature Date



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Signature Date

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