

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

Louis Paolina

Claimant

CASE #88-00173
AWARD

vs.

Steinberg & Lyman
Joseph J. Cataldo

Respondents

CASE SUMMARY

Claimant alleges Respondent Steinberg & Lyman failed to execute a buy order for 100 shares of Criticare Systems, Inc. and instead ordered a buy for 5000 shares of Medinet, Inc. Claimant further alleges Respondent Steinberg & Lyman failed to correct the transactions and liquidated Claimant's account leaving a debit balance of approximately \$181.00. Respondent Steinberg & Lyman maintain proper execution took place and name Joseph J. Cataldo as responsible for failure to properly execute Claimant's order.

RELIEF REQUESTED

Claimant requests \$9,250.00 and a refund of the arbitration fees. Respondent Steinberg & Lyman counterclaim against Claimant for \$181.00 and request dismissal of claim. Respondent Joseph J. Cataldo requests dismissal of claim.

AWARD

On June 7, 1989, the undersigned arbitrators heard the controversy in New York, NY between the parties as set forth in submissions to arbitration signed by Claimant Louis Paolina on January 14, 1988, and by Respondent Steinberg & Lyman on March 16, 1988 and not signed by Respondent Joseph J. Cataldo as required by Section 12 of The NASD Code of Arbitration Procedure. The initial claim was filed on January 19, 1988. The arbitration panel, having considered the pleadings, the testimony, and the evidence presented at the hearing, has determined in full and final resolution of the issues submitted for determination as follows:

1. In accordance with Section 21 and 26 of the Code Respondent Joseph J. Cataldo was given due notice of the hearing procedure and failed to appear;

Dated: August 15, 1989