

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Jacque Bourque

vs.

Oppenheimer & Co., Inc.

Claimant(s)

Respondent(s)

NOTICE OF ARBITRATION
AWARD
88-01677

CASE SUMMARY

Claimant(s) Jacque Bourque alleged that Respondent(s) Oppenheimer & Co., Inc. failed to deliver stock certificates purchased by the Claimant and therefore Claimant could not sell said stocks when the price declined. Respondent(s) maintain that Claimant's request for delivery was promptly processed, but contends that it is unaware as to whether the certificates were delivered.

RELIEF REQUESTED

Claimant(s) Jacque Bourque requested damages of \$4,575.00.
Respondent(s) requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Albert A. Rapoport, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant(s) on April 8, 1988 and by Respondent(s). The Arbitrator, having considered the proofs of the parties, has determined in full and final resolution of the issue submitted for determination as follows:

That the Respondent is liable and will pay to the Claimant the sum of Four Thousand Five Hundred Seventy Five Dollars and No Cents (\$4,575.00).

The parties shall each bear their respective costs including attorney's fees.

The \$100.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be refunded to the Claimant by the Respondent.

June 28, 1989