

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Gerard M. Maher

Claimant(s)

vs.

George Ulrich - First Eagle Inc.

Respondent(s)

NOTICE OF ARBITRATION
AWARD
88-02428

CASE SUMMARY

Claimant Gerard M. Maher alleged that Respondents George Ulrich and First Eagle Inc., failed to execute the sale of Mogul International stock. Respondents maintain that order was not placed during market hours and could not be executed.

RELIEF REQUESTED

Claimant Gerard M. Maher requested damages of \$9000.00. Respondents requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Neill Edward Hannon, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on July 28, 1988 and by 1st Eagle on October 7, 1988, but not by George Ulrich as required by Section 12 of the NASD Code Arbitration procedure. 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 two (2) Respondents are jointly and severally liable and will pay to the Claimant the Sum of Nine Thousand Dollars (\$9,000.00);

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

The \$200.00 filing fee previously deposited with the NASD, Inc. by the Claimant will be refunded to the Claimant by the Respondents.

July 11, 1989