

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Burton J. Udelson and
Shirley B. Udelson

Claimant(s)

vs.

Fidelity Brokerage Services

Respondent(s)

NOTICE OF ARBITRATION
AWARD
88-03917

CASE SUMMARY

Claimant(s) Burton J. Udelson and Shirley B. Udelson alleged that Respondent(s) Fidelity Brokerage Services would not waive a two percent purchase fee which the Claimant was unaware of. Respondent(s) maintain that the purchase fee was legitimate and that the Claimant readily admits that they made an error.

RELIEF REQUESTED

Claimant(s) Burton J. Udelson and Shirley B. Udelson requested damages of Three Hundred Nineteen Dollars and No Cents (\$319.00). 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 Charles Jones 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 December 19, 1988 and by Respondent(s) on March 9, 1989. The Arbitrator, having considered the proofs of the parties, has determined in full and final resolution of the issue submitted for determination as follows:

The claim of the Claimants is hereby dismissed in all respects.

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

The \$15.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be retained by the NASD, Inc. as costs in this proceeding.

July 28, 1989