

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Salvatore C. Buccola and
Michael E. Buccola

Claimant(s)

vs.

Martin J. McIntyre
and Chip Rice

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
89-01169

CASE SUMMARY

Claimant(s) Salvatore C. Buccola and Michael E. Buccola alleged that Respondent(s) Martin J. McIntyre and Chip Rice mismanaged Claimants' account and failed to execute a sell order as requested. Respondent Chip Rice maintains that no sell order was discussed by Claimants. Respondent Martin J. McIntyre failed to defend.

RELIEF REQUESTED

Claimant(s) Salvatore C. Buccola and Michael E. Buccola requested damages of Eight Hundred Twenty Two Dollars and Fifty Cents (\$822.50). 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, Mark E. Feierstein, 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 March 29, 1989 and by Respondent Chip Rice on August 1, 1989 and not by the Respondent Martin J. McIntyre as required by Section 12(a) of the NASD, Inc. Code of Arbitration Procedure, respectively;

And, that the Arbitrator, having considered the proofs of the Parties, including any additional documentary submissions of the Claimant(s) and the Respondents(s) has decided and determined in full and final resolution of the issue submitted for determination as follows:

The Respondents are jointly and severally liable and shall pay to Claimant the sum of Eight Hundred Twenty Two Dollars and Fifty Cents (\$822.50).

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

Notice of Arbitration Award
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The \$200.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) is assessed against the Respondents and shall be refunded to the Claimant by the Respondents.

March 13, 1990