

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Oppenheimer & Co., Inc.

Claimant(s)

vs.

Walter Zipfel and  
Jack Brennan

Respondent(s)

NOTICE OF ARBITRATION

AWARD

89-01242

CASE SUMMARY

Claimant(s) Oppenheimer & Co., Inc. alleged that Respondent(s) Walter Zipfel and Jack Brennan has not paid Claimant debit balance left in Respondents' account. Respondent(s) did not answer Claimant's allegations.

RELIEF REQUESTED

Claimant(s) Oppenheimer & Co., Inc. requested damages of Five Thousand Four Hundred Eighty One Dollars and Twenty-Three Cents (\$5,481.23).

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Richard C. Moenning, 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 19, 1989 and not by the Respondent 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 shall be jointly and severally liable to the Claimant for the amount of Five Thousand Four Hundred Eighty One Dollars and Twenty-Three Cents (\$5,481.23) plus 9 per cent simple interest from October 26, 1988 until the date of this award.

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

The \$700.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be retained by the NASD as costs of this proceeding and reimbursed by the Respondents to the Claimant.

October 24, 1989