

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Richard P. Martucci

Claimant(s)

vs.

Greentree Securities Corp.
and Roger Tichenor

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
89-01367

CASE SUMMARY

Claimant(s) Richard P. Martucci alleged that Respondent(s) Greentree Securities Corp. and Roger Tichenor overcharged Claimant for executing a purchase order. Respondent(s) Tichenor maintains that the clearing firm was responsible for the error. Respondent Greentree Securities failed to defend.

RELIEF REQUESTED

Claimant(s) Richard P. Martucci requested damages of One Thousand Dollars and No Cents (\$1,000.00). 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, Roneé C. McLaughlin, 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 3, 1989 and not by the Respondents 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:

That the claim of the Claimant shall be and hereby is dismissed in all respects.

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

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The \$15 filing fee previously deposited with the NASD, Inc. by the Claimant(s) will be retained by the NASD as costs of this proceeding.

May 10, 1990