

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

**Emmi H. Fischl, tte 1987
Fischl Living Trust**

Claimant(s)

vs.

Charles Schwab & Co., Inc.

Respondent(s)

**NOTICE OF ARBITRATION
AWARD
89-01881**

CASE SUMMARY

Claimant(s) Emmi H. Fischl, tte 1987 Fischl Living Trust alleged that Respondent(s) Charles Schwab & Co., Inc. provided erroneous information to Claimant and then refused to cancel order in accordance with Claimant's request. Respondent(s) maintain that the order Claimant wished to cancel was valid and binding and that Respondent's action was the proper remedy for Respondent's error.

RELIEF REQUESTED

Claimant(s) Emmi H. Fischl, tte 1987 Fischl Living Trust requested damages of Three Thousand Five Dollars and Seventy-Five Cents (\$3,005.75). 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 June 26, 1989 and by Respondent(s) on August 21, 1989, 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 Respondent is liable and will pay to the Claimant the sum of Three Thousand Five Dollars and Seventy-Five Cents (\$3,005.75).

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

The \$100.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) will be retained by the NASD as costs of this proceeding.

October 26, 1989