

NATIONAL ASSOCIATION OF SECURITIES DEALERS

**In the Matter of the Arbitration Between
Samoil Fink**

Claimant(s)

vs.

**A.G. Edwards & Sons, Inc.
and Theodore Giergielewicz**

Respondent(s)

**NOTICE OF
ARBITRATION
AWARD
89-02064**

CASE SUMMARY

Claimant(s) Samoil Fink alleged that Respondent(s) A.G. Edwards & Sons, Inc. and Theodore Giergielewicz committed unauthorized trading in Claimant's account held with Respondent. Respondent(s) deny Claimant's allegations and counterclaim Claimant for the debit balance in Claimant's account.

RELIEF REQUESTED

Claimant(s) Samoil Fink requested damages of Nine Hundred Sixty Three Dollars and No Cents (\$963.00). Respondent(s) counterclaim for One Hundred Thirty Four Dollars and Five Cents (\$134.05).

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 July 14, 1989 and by Respondent(s) on August September 11, 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:

That the claim of the Claimant is dismissed.

That the counterclaim of the Respondent is dismissed.

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

The \$15 filing fee previously deposited with the NASD, Inc. by the Claimant(s) will be refunded to the Claimant by Respondent A.G. Edwards & Sons, Inc.

January 16, 1990