

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Gabi and Roberta Shabtai

Claimant(s)

vs.

Wakefield Financial
and George Palefsky

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
89-02520

CASE SUMMARY

Claimant(s) Gabi and Roberta Shabtai alleged that Respondent(s) Wakefield Financial and George Palefsky failed to execute a sell order prior to purchasing additional securities for Claimants' account. Respondent George Palefsky maintains that he forwarded Claimants' sell order to Wakefield Financial's trading desk and received a verbal confirmation. Respondent Wakefield Financial did not defend.

RELIEF REQUESTED

Claimant(s) Gabi and Roberta Shabtai requested damages of Two Thousand Five Hundred Dollars and No Cents (\$2,500.00). 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, 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 August 31, 1989 and by Respondent George Palefsky on November 21, 1989 and not by the Respondent Wakefield Financial 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 Respondents are jointly and severally liable and will pay to the Claimants the sum of Two Thousand Five Hundred Dollars and No Cents (\$2,500.00).

57-2000

Note: Fill out only those sections which apply to this particular case: Case Number 89-02520

- 1) Case Dismissed _____
- 2) Find for the Claimant
(a) total amount of the award: \$ 2500
(b) if two or more respondents are liable:
 (1) joint and severally liable: yes ☒ no _____
 (2) if respondents separately liable
 list party and the amounts: _____

- 3) Counterclaim of Respondent
(a) total amount of award: \$ _____
(b) party to receive award: _____
(c) counterclaim dismissed: _____
- 4) Punitive Damages
(a) total amount \$ _____
(b) name parties against whom damages are to be assessed and in what amounts: _____

- (c) claim dismissed: _____
- 5) NASD Fee
(a) assessed against Claimant _____
(b) assessed against Respondent Palefsky ✓
- 6) Use this space to expand or clarify any part of the decision above or to indicate other forms of specific relief.

Affirmation

STATE OF Massachusetts

COUNTY OF Middlesex

I, Ronée C. McLaughlin

, do hereby affirm upon my oath as arbitrator that I am the individual described in and who executed this instrument, which is my oath and award.

2/2/90

(DATE)

Ronée C. McLaughlin

(SIGNATURE OF ARBITRATOR)