

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Eric P. Tsai

Claimant(s)

vs.

D.H. Blair & Co., Inc.  
and Michael Xirinachs

Respondent(s)

NOTICE OF  
ARBITRATION  
AWARD  
89-03316

CASE SUMMARY

Claimant(s) Eric P. Tsai alleged that Respondent(s) D.H. Blair & Co., Inc. and Michael Xirinachs committed gross negligence, unauthorized trades and unfair pricing with respect to the handling of Claimant's account. Respondent(s) deny Claimant's allegations.

RELIEF REQUESTED

Claimant(s) Eric P. Tsai requested damages of Nine Thousand Four Hundred Seventy Eight Dollars and Thirteen Cents (\$9,478.13). 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, William Zysk, 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 November 20, 1989 and by Respondent(s) on March 5, 1990, respectively;

And, that the Arbitrator, having considered the proofs of the Parties, including any additional documentary submissions of the Claimant(s) and the Respondent(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 hereby dismissed in all respects.

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

The \$200.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be retained by the NASD as costs of this proceeding.

May 1, 1990