

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between
Stephen Dong, Lisa Dong and Amy Moy

OATH AND
AWARD OF
ARBITRATOR

90-00548

vs. Claimant

John Bennett

Respondents

SEP 24 1990

Having been selected as an arbitrator to consider and determine the matter in controversy between the above-captioned parties, I solemnly swear or affirm that:

- I am not an employer of, employed by or related by blood or marriage to any of the parties or witnesses whose names have been disclosed to me, and
- I have no interest directly or indirectly in this proceeding, and
- I know of no existing or past financial, business, professional, family or social relationship which would impair me from performing my duties, and
- I shall consider and decide the controversy faithfully and fairly and render a just award to the best of my understanding,

CASE SUMMARY

Claimant(s) Stephen Dong, Lisa Dong and Amy Moy alleged that Respondent(s) John Bennett misrepresented a securities transaction and made unsuitable recommendations. Respondent(s) did not answer.

RELIEF REQUESTED

Claimant(s) Stephen Dong, Lisa Dong and Amy Moy requested damages of Five Thousand Dollars and No Cents (\$5,000.00). Respondent(s) requested dismissal of claim and costs.

The undersigned being the arbitrator selected to review and determine a matter in controversy between the above-mentioned Claimant(s) and Respondent(s), set forth in a submission to Arbitration signed by the Claimants Steven Dong on February 14, 1990, Lisa Dong June 26, 1990 and Anne Moy on June 18, 1990 and not by Respondent as required by Section 12(a) of the NASD, Inc. Code of Arbitration Procedure respectively;

And, that having reviewed and considered the proofs of the Parties, including any additional documentary submissions of the Claimant(s) and the Respondent(s) has decided and determined that in full and final settlement of the above-captioned matter,

Note: Fill out only those sections which apply to this particular case: Case Number 90-00548;

- 1) Case Dismissed _____
- 2) Find for the Claimant
(a) total amount of the award: \$ 4608⁰⁰
(b) if two or more respondents are liable: yes _____ no _____
 (1) joint and severally liable:
 (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 100%
- 6) Use this space to expand or clarify any part of the decision above or to indicate other forms of specific relief.

SEP 24 1990

Affirmation

STATE OF LOUISIANA

} SS:
}

COUNTY OF EAST BATON ROUGE

I, DANIEL EUGENE BIVINS, 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.

September 18, 1990
(DATE)

Daniel Eugene Bivins
(SIGNATURE OF ARBITRATOR)