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In the Matter of the Arbitration Between  
John W. Zinter  
Claimant(s)  
vs.  
Anthony "Tony" Beck  
Respondent(s)

## CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on May 21, 1990, Claimant John W. Zinter who appeared Pro Se, alleged that Respondent Anthony "Tony" Beck failed to place a three dollar stop loss order as the Claimant had instructed by oral and written confirmation regarding BIO Reference Labs Inc. stock (Formerly MedMobile Inc.) The Claimant further alleged that the Respondents' failure to sell these shares caused a loss to the Claimant.

Respondent, Anthony "Tony" Beck, who appeared Pro Se, maintained that he was under the impression that his supervisor, William Mecca had implemented the Stop Sell order as requested by the Claimant. However, when the stock fell below \$3.00 per share, he was told that this type of stock could not be handled that way. The Respondent further maintained that he relied on Mr. Mecca to follow through on the Claimant's instructions, and that he did not want any of his clients to lose money.

RELIEF REQUESTED

Claimant, John W. Zinter requested \$2,250.00 in actual damages, plus \$250.00 in punitive damages.

Respondent Anthony "Tony" Beck requested the claims of the Claimant be dismissed.

**AWARD**

Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single

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Award 90-01441

Public Arbitrator, John M. Eaves, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on May 15, 1990 and by the Respondent on January 14, 1991.

And, the Arbitrator, having considered the proof of the Parties, has decided and determine in full and final resolution of the issues submitted for determination as follows:

1. The Respondent, Anthony "Tony" Beck is liable and shall pay to Claimant, John W. Zinter \$2,109.75 in actual damages.
2. The Claimant's claim for punitive damages is dismissed.
3. The parties shall bear their respective costs.
4. The \$25.00 filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the National Association of Securities Dealers, Inc. Respondent Anthony "Tony" Beck will pay \$25.00 to the Claimant as reimbursement.

AFFIRMATION

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

  
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Signature of Arbitrator

DATE OF DECISION: February 24, 1992