

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

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In the Matter of the Arbitration Between :  
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Dorothy M. Baker, Personal Representative :  
of the Estate of Barton B. Baker :  
:   
Claimant : CASE #90-01447  
: AWARD  
vs. :  
:   
Otra Clearing, Inc. :  
:   
Respondent :  
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CASE SUMMARY

Dorothy M. Baker, in a claim filed with the National Association of Securities Dealers, Inc. on May 21, 1990, alleged that Respondent Otra Clearing, Inc. was negligent in transferring DMI stocks in a timely manner and that all material necessary for the transfer was current when furnished.

Respondent, Otra Clearing, Inc., maintained that Claimant failed to provide properly dated legal documentation to allow the sell transaction prior to the expiration of the buy-in period.

RELIEF REQUESTED

Claimant requests damages of One Thousand One Hundred Thirty-Five Dollars and No Cents (\$1,135.00).

Respondent requests dismissal of the claim.

AWARD

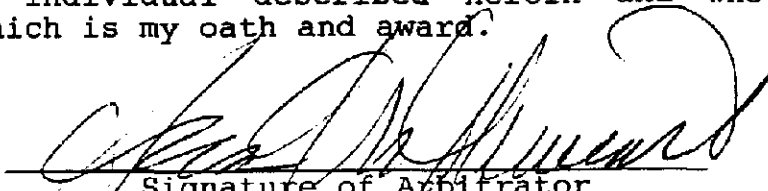
Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Susan M. Thevenet, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on May 16, 1990 and by the Respondent on July 9, 1990, respectively;

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

1. Respondent's Motion to Dismiss, preliminarily denied by the National Association of Securities Dealers, Inc., is herein denied.
2. Respondent is liable and shall pay to the Claimant the sum of One Thousand One Hundred Thirty-Five Dollars and No Cents (\$1,135.00).
3. Respondent is liable and shall pay to the Claimant interest in the amount of Ninety Dollars and Eighty Cents (\$90.80), representing eight percent interest from November 3, 1989 to November 3, 1990.
4. Respondent shall pay to the Claimant, Dorothy M. Baker, interest of Twenty-Five cents (\$.25) per calendar day from November 3, 1990 until the date of payment in full of this arbitration award.
5. The parties shall bear their respective costs including attorney's fees.
6. The Twenty-Five Dollar and No Cents (\$25.00) filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be paid by the Respondent to the Claimant.

AFFIRMATION

I, **Susan M. Thevenet, 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.

  
Signature of Arbitrator

DATED: December 6, 1990