

AMERICAN STOCK EXCHANGE
IN THE MATTER OF ARBITRATION BETWEEN

ASE: HYUNG IN CHOI V. KIDDER, PEABODY & COMPANY & ANDRE CITA

#90-12

DATE FILED: 11/28/88 FIRST SCHEDULED 2/26/90 DECIDED 6/1/90

ASE SUMMARY: * A customer v. member dispute. Claimant alleges member firm employee exceeded his authority, disregarded Claimant's authorization and instructions, and excessively traded customer's account. Further, Claimant alleges Respondent member firm failed to properly supervise one of its employees.

CLAIMANT'S INITIALS HC RESPONDENT'S Q THIRD PARTY'S INITIALS
SESSIONS: 1 - 6

CLAIM AND AWARD DATA:

M	\$239,132.78	CC/3rd PTY	N/A	AWARD	\$150,292.83
PUNITIVE	\$717,398.78	PUNITIVE	\$717,398.78 requested by Claimant	PUNITIVE	\$2,800.00
ATTY FEES	N/A	ATTY FEES	N/A	ATTY FEES	N/A
DEPOSIT	\$750.00	DEPOSIT	N/A	DEPOSIT	\$750.00
COSTS	\$5,062.50	COSTS	N/A	COSTS	\$5,062.50

DECISION: The undersigned arbitrators have decided and determined in full and final settlement of all claims between the parties that:

THAT Claimant is awarded the sum of \$150,292.83;

THAT Claimant's claim for punitive damages against the Respondent is granted in the amount of \$2,800.00; *

THAT the costs of the arbitration, \$5,062.50, shall be paid by Respondent Kidder, Peabody & Co. Respondent shall pay \$750.00 directly to Claimant as a refund of her initial deposit and shall remit \$4,321.50 directly to the American Stock Exchange.

REMARKS:

* Norman Leff dissents.

ARBITRATORS **

HAROLD ELOVICH, ESQ., CHAIRMAN

MERLE G. BROWN

NORMAN LEFF

Harold S. Elovich
SIGNATURE
Merle G. Brown
SIGNATURE
Norman V. Leff
SIGNATURE

CITY New York STATE New York DATE: June 1, 1990

* Additional pages may be attached.

** (Dissents)