

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the matter of the Arbitration Between

Name of Claimant

Sartaj N. Khan

NASD Arbitration
No. 95-00801

Name of Respondent

Kennedy, Cabot & Co.

REPRESENTATION

For Claimant : Sartaj N. Khan, In Pro Per

For Respondent : George Kupper, Esq., Kennedy, Cabot & Co.
Beverly Hills, California

CASE INFORMATION

Statement of Claim filed: February 16, 1995

Claimant's Submission Agreement signed: February 10, 1995

Statement of Answer filed by Respondent: April 17, 1995

Respondent's Submission Agreement signed: April 12, 1995

HEARING INFORMATION

Hearing Date / Session: November 14, 1995 (2 sessions)

Hearing Location: Los Angeles, California

CASE SUMMARY

Claimant alleged that Respondent negligently failed to execute a trade of Compaq stock, resulting in financial loss.

Respondent alleged that Respondent made its best effort to accomplish the trade and that

Claimant failed to mitigate any alleged damages.

RELIEF REQUESTED

Claimant requested compensatory damages of \$15,250.00 and punitive damages of \$61,000.00.

Respondent requested that all requests for damages be dismissed and that Respondent not be held liable for any forum fees or other related costs.

OTHER ISSUES CONSIDERED AND DECIDED

The parties have agreed that the Award in this matter may be executed in either counterpart copies or that a handwritten, signed Award may be entered. In either case, the parties have agreed to receive conformed copies of the Award while the original remains on file with the NASD.

AWARD

After considering the pleadings, the testimony and the evidence presented at the hearing, the undersigned arbitrators have decided in full and final resolution of the issues submitted for determination as follows:

1. All claims by Claimant against Respondent Kennedy, Cabot & Co. are denied in their entirety.
2. The parties shall each bear their respective costs, including attorney's fees.

FORUM FEES

Pursuant to Section 43(c) of the Code of Arbitration Procedure, the following forum fees are assessed:

Two hearing sessions @ \$500.00/session	=	\$1,000.00
Claimant's one-half share	=	\$ 500.00
Credit for hearing deposit	=	\$ 500.00
Claimant's balance due	=	\$ 0.00
Respondent's one-half share	=	\$ 500.00
Respondent's balance due	=	\$ 500.00

Fees are payable to the National Association of Securities Dealers, Inc.

ARBITRATORS

<u>Name</u>	<u>Publ.</u>
Merton A. Bobo, Esq.	Public A.
William C. Richardson	Industry Arbi.
Joseph H. Hoff	Public Arbitra.

Concurring Arbitrators' Signatures



Merton A. Bobo, Esq.

William C. Richardson

Joseph H. Hoff


Date of Decision: _____

ARBITRATORS

<u>Name</u>	<u>Public / Industry</u>
Merton A. Bobo, Esq.	Public Arbitrator
William C. Richardson	Industry Arbitrator
Joseph H. Hoff	Public Arbitrator

Concurring Arbitrators' Signatures

Merton A. Bobo, Esq.

_____ 
William C. Richardson

Joseph H. Hoff

Date of Decision: 11-14-95

ARBITRATORS

<u>Name</u>	<u>Public / Industry</u>
Merton A. Bobo, Esq.	Public Arbitrator
William C. Richardson	Industry Arbitrator
Joseph H. Hoff	Public Arbitrator

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Merton A. Bobo, Esq.

William C. Richardson



Joseph H. Hoff

Date of Decision: _____