

NATIONAL ASSOCIATION OF SECURITIES DEALERS

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Securities Dealers, Inc.

In the Matter of the Arbitration Between

Name of Claimant(s)

Charles M. Mirotznik

1996

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9504670

Name of Respondent(s)

Gruntal & Co., Inc.
Ehrenkrantz King Nussbaum, Inc.

REPRESENTATION

Claimant Charles M. Mirotznik appeared Pro Se.

For respondents Ehrenkrantz King Nussbaum, Inc. and Gruntal & Co., Inc. appeared Joan King of the firm Ehrenkrantz King Nussbaum, Inc. located in New York, New York.

CASE SUMMARY

Statement of Claim was filed on: October 3, 1995.

Claimant's Submission Agreement was signed on: September 28, 1995.

Joint Statement of Answer was filed on: October 31, 1995.

Respondent Ehrenkrantz King Nussbaum, Inc.'s Submission Agreement was signed on: October 30, 1995.

Respondent Gruntal & Co., Inc. did not execute a Submission Agreement.

HEARING INFORMATION

Pre-Hearing dates/Sessions: September 16, 1996 - 1 Session

Hearing dates/Sessions: September 18, 1996 - 1 Session

The hearings were held at the offices of the National Association of Securities Dealers, Inc. located in New York City, New York

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OTHER INFORMATION

This was a dispute between a public customer and two associated member firms of the NASD.

Claimant alleged the respondents engaged in unauthorized trading, misrepresentation, fraud, and fraudulent concealment by trading speculative securities in his account.

At the hearing, respondents Ehrenkrantz King Nussbaum, Inc. and Gruntal & Co., Inc. made a motion to dismiss the claims against them. The arbitrator considered the motion and granted it as to respondents Ehrenkrantz King Nussbaum, Inc. and Gruntal & Co., Inc.

RELIEF REQUESTED

Claimant Charles M. Mirotznik requested (1) \$4,032.36 in actual damages, plus accrued interest; (2) reimbursement for all the costs and expenses incurred in this arbitration.

Respondents Ehrenkrantz King Nussbaum, Inc. and Gruntal & Co., Inc. requested that the claims of the claimant be dismissed in their entirety, plus costs of this arbitration be assessed against claimant.

FORUM FEES

Pursuant to Section 10322 of the NASD Code of Arbitration Procedure, the arbitrator has determined that the NASD shall retain the \$50.00 non-refundable filing fee previously deposited by claimant. In addition, the following forum fees are assessed.

1 Pre-Hearing Session X \$100.00	=	\$100.00
1 Hearing Session X \$100.00	=	\$100.00
minus Hearing Session deposit	=	\$100.00
total outstanding	=	\$100.00

Claimant Charles M. Mirotznik be and hereby liable to the NASD the sum of \$100.00 representing the total outstanding forum fee.

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

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ARBITRATORS' SIGNATURE

Diane Getzler, Esq.

Diane Getzler, Esq.
Public Arbitrator/ Chairperson

I, Diane Getzler, Esq., do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein, and who executed this instrument which is my final order.

Diane Getzler, Esq.

Diane Getzler, Esq.
Public Arbitrator/ Chairperson

Diane Getzler, Esq.

Diane Getzler, Esq.
Public Arbitrator/ Chairperson

Date of Decision: October 10, 1996