

N.A.S.D. REGULATION AWARD
NATIONAL ASSOCIATION OF SECURITIES DEALERS REGULATION, INC.

CASE: 97-00136

Olde Discount Corporation, claimant v. Kenneth Rojo, respondent.

ATTORNEYS:

For claimant appeared Steven D. Carby, Esq. - Detroit, MI.

Respondent did not appear.

DATE FILED: 1/10/97

CASE SUMMARY: Claimant alleged respondent owed a debit balance.

Claim Data

Claim: \$3,781.75

Interest: Yes

Punitive: \$.00

Atty Fees: Yes

Filing Fees: \$575.00

Other: \$.00

Award Data

Award: \$3,781.75

Interest: \$ 457.41

Punitive: \$.00

Atty Fees: \$612.50

Filing Fees: \$575.00

Other: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the claimant \$3,781.75 with interest on this amount of \$457.41. 2) Respondent shall pay claimant's attorney fees in the amount of \$612.50. 3) All other requests for relief are denied. 4) The \$575.00 filing fee previously deposited by the claimant with the National Association of Securities Dealers Regulation, Inc. shall be retained by NASD Regulation, Inc. Respondent is liable and shall pay claimant \$575.00 as reimbursement for his filing fee.

OTHER ISSUES: Pursuant to the By-Laws of the NASD Regulation, the arbitrator determined that respondent, Kenneth Rojo was served notice of the claim by regular mail on 1/16/97 which was returned marked "no longer at this address." Claimant was asked to provide a better address by letter dated 2/13/97. On 3/10/97 Respondent was served the Statement of claim by a process server who served his wife, Angela Rojo. On 6/5/97 a Notice of Arbitration was sent via certified mail and was returned marked "unclaimed." Respondent is therefore bound by the arbitrator's ruling and determination.

Page Two
Award 97-00136

AFFIRMATION

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

Stuart I. Stern
Stuart I. Stern

August 14, 1997

Date of award