

Award
NASD Regulation, Inc.

In the Matter of the Arbitration Between:

Everen Securities, Inc., n/k/a First Union Securities v. Robert M. Bush

Case Number: 99-00173

Paper Case

REPRESENTATION OF PARTIES

Claimant Everen Securities, Inc., n/k/a First Union Securities, ("Claimant"):
Diane C. Fischer, Esq., Kane & Fischer, Chicago, Illinois.

Respondent Robert M. Bush ("Respondent") was *pro se*.

CASE INFORMATION

Statement of Claim filed on or about: January 13, 1999

Claimant signed the Uniform Submission Agreement: January 12, 1999

Statement of Answer filed by Respondent on or about: March 11, 1999

Respondent signed the Uniform Submission Agreement: March 03, 1999

CASE SUMMARY

Claimant asserted the following causes of action: Failure to pay promissory note.

Unless specifically admitted in its Answer, Respondent denied the allegations made in the Statement of Claim.

RELIEF REQUESTED

Claimant requested:

Compensatory Damages	\$15,000.00
Interest	unspecified
Attorneys' Fees	unspecified
Other Costs	unspecified

OTHER ISSUES CONSIDERED AND DECIDED

The case was originally filed pursuant to Section 10303 of the Code of

Arbitration Procedure. On March 16, 1999 both parties requested a hearing. Final hearing dates were set for August 08-09, 2000. On August 01, 2000 the parties requested that those dates be canceled and that the case be determined on the papers, as originally filed.

AWARD

After considering the pleadings and evidence presented, the Arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

1. Respondent Robert M. Bush shall be and hereby is solely liable to Claimant Everen Securities, Inc., n/k/a First Union Securities, Inc. in the amount of \$19,573.47 as compensatory damages.
2. Any and all relief not specifically addressed herein is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Regulation, Inc. will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee	= \$500.00
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Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated person at the time of the events giving rise to the dispute. In this matter, the member firm is the Respondent's former firm.

Member surcharge	= \$400.00
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Forum Fees and Assessments

The Panel assesses forum fees for each hearing session conducted. A hearing session is any meeting between the parties and the arbitrator, including a pre-hearing conference with the arbitrator that lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) Pre-hearing session with a single arbitrator x \$300.00	= \$300.00
Pre-hearing conference: April 10, 2000	1 session
Total Forum Fees	= \$300.00

1. The Panel has assessed \$300.00 of the forum fees to Respondent.

Fee Summary

1. Claimant shall be and hereby is solely liable for:

Initial Filing Fee	= \$ 500.00
Member Fees	= \$ 400.00
Total Fees	= \$ 900.00
Less payments	= \$1,450.00
Refund Due from NASD Regulation, Inc.	= \$ 550.00

2. Respondent shall be and hereby is solely liable for:

Forum Fees	= \$ 300.00
Total Fees	= \$ 300.00
Less payments	= \$ 0.00
Balance Due NASD Regulation, Inc.	= \$ 300.00

Arbitrator's Signature

/s/ John M. Kramer

September 29, 2000

John M. Kramer
Public Arbitrator, Presiding Chair

Signature Date

October 03, 2000

Date of Service (For NASD office use only)

Fee Summary

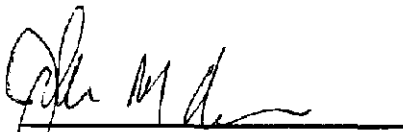
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