

**Award**  
**NASD Regulation, Inc.**

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In the Matter of the Arbitration Between:

Joseph Shleifstein, (Claimant) vs. Quick & Reilly, Inc., (Respondent)

Case Number: 99-00285

Hearing Site: New York, New York

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**REPRESENTATION OF PARTIES**

Claimant Joseph Shleifstein ("Claimant") appeared *pro se*.

Respondent Quick & Reilly, Inc., hereinafter referred to as ("Respondent"): Douglas S. Flaherty, Esq., Assistant Vice President, Quick & Reilly, New York, New York.

**CASE INFORMATION**

Statement of Claim filed on or about: January 19, 1999.

Claimant signed the Uniform Submission Agreement: January 19, 1999.

Statement of Answer filed by Respondent on or about: March 5, 1999.

Respondent signed the Uniform Submission Agreement: March 2, 1999.

**CASE SUMMARY**

Claimant asserted the following causes of action: unauthorized trading.

Respondent denied the allegations made in the Statement of Claim and asserted the following defense: Claimant failed to state a claim upon which relief may be granted.

**RELIEF REQUESTED**

Claimant requested:

Compensatory Damages

\$819.37

Respondent requested that the Statement of Claim be dismissed in its entirety.

### **AWARD**

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

1. Respondent be and hereby is liable for and shall pay to Claimant the sum of \$409.69 in compensatory damages.
2. All other requests for relief are hereby 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 = \$ 15.00

#### **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 event giving rise to the dispute. In this matter, Quick & Reilly, Inc. is a party.

Member surcharge = \$150.00

#### **Forum Fees and Assessments**

The Arbitrator 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 x \$15.00 = \$ 15.00

Pre-hearing conference: August 11, 1999 1 session

One (1) Hearing session x \$15.00 = \$ 15.00

Hearing Date: March 1, 2000 1 session

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Total Forum Fees = \$ 30.00

1. The Arbitrator has assessed \$15.00 of the forum fees against Claimant.
2. The Arbitrator has assessed \$15.00 of the forum fees against Respondent.

**Fee Summary**

1. Claimant be and hereby is solely liable for:

Initial Filing Fee	= \$ 15.00
<u>Forum Fees</u>	<u>= \$ 15.00</u>
Total Fees	= \$ 30.00
<u>Less payments</u>	<u>= \$ 45.00</u>
Refund Due Claimant	= \$ 15.00

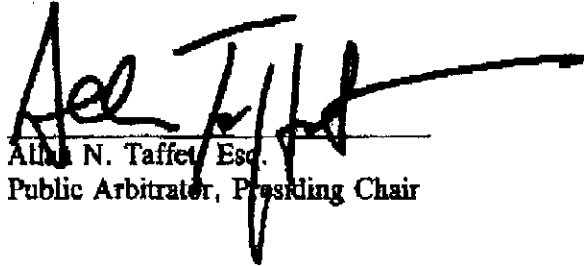
2. Respondent be and hereby is solely liable for:

Member Fees	= \$150.00
<u>Forum Fees</u>	<u>= \$ 15.00</u>
Total Fees	= \$165.00
<u>Less payments</u>	<u>= \$150.00</u>
Balance Due NASD Regulation, Inc.	= \$ 15.00

All balances are due and payable to NASD Regulation, Inc.

**Arbitrator's Signature**

I, the undersigned arbitrator, 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 award.

  
Allen N. Taffet, Esq.  
Public Arbitrator, Presiding Chair

  
Signature Date

March 21, 2000  
Date of Service (For NASD office use only)