

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

CASE: 99-00302

Neil Blackstone, claimant vs. Jeff Atamanuk and Whale Securities Co., respondents.

ATTORNEYS:

Claimant Neil Blackstone ("Claimant") appeared Pro Se., DeKalb, Illinois.

For Respondent Whale Securities Co. ("Whale Securities"), David S. Richan, Esq., Tenzer Greenblatt, LLP, New York, New York.

Respondent Jeff Atamanuk ("Atamanuk") did not respond to the Statement of Claim.

DATE FILED: 01/22/1999

CASE SUMMARY: Claimant alleged that during 1998, Respondent Atamanuk carried out a series of unauthorized trades in his account. Claimant maintained that Atamanuk sold Claimant's position of 283 shares of Novell and 550 shares of CorpExp in order to facilitate this trading strategy. Claimant further alleged that Atamanuk was an employee of Respondent Whale Securities and, as such, Whale Securities failed to properly supervise Atamanuk. Claimant further maintained that he has suffered substantial damage due to the actions of Respondents and seeks redress.

Claim Data

Claim: \$5,000.00

Award Data

Award: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) The claims of claimant are dismissed in their entirety. 2) All other relief requests are denied. 3) The \$125.00 filing fee previously deposited with the National Association of Securities Dealers Regulation, Inc. by the claimant, shall be retained by NASD Regulation, Inc.

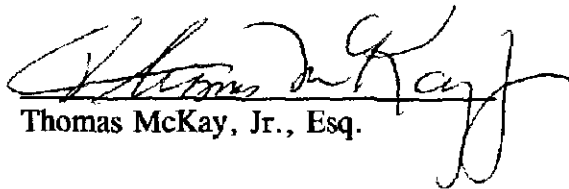
OTHER FEES: Pursuant to Rule 10333 of the Code, respondent Whale Securities has paid to NASD Regulation, Inc. the \$200.00 Member Surcharge previously invoiced.

OTHER ISSUES: Pursuant to the By-Laws of NASD Regulation, the arbitrator determined that respondent Atamanuk was served notice of the Statement of Claim, Overdue Notice and Notification of Arbitrator by regular mail, and is therefore bound by the arbitrator's ruling and determination.

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Award 99-00302

AFFIRMATION

I, Thomas McKay, Jr., 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.


Thomas McKay, Jr., Esq.

April 28, 2000

Date of award