

Award
NASD Regulation, Inc.

In the Matter of the Arbitration Between:
Michael J. Crowley (Claimant) vs. Ameritrade, Inc., (Respondent).

Case Number: 99-00438

Hearing Site: Chicago, Illinois

REPRESENTATION OF PARTIES

Claimant Michael J. Crowley ("Crowley") appeared *pro se*.

Respondent Ameritrade, Inc. ("Ameritrade"): James J. Vihstadt, Esq.,
Ameritrade, Inc. Legal Department: Bellevue, Nebraska.

CASE INFORMATION

Statement of Claim filed on or about: February 01, 1999

Claimant Crowley signed the Uniform Submission Agreement: January 28, 1999

Statement of Answer filed by Respondent Ameritrade on or about: March 15,
1999

Respondent Ameritrade signed the Uniform Submission Agreement: March 03,
1999

CASE SUMMARY

Claimant asserted: error in trade.

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

RELIEF REQUESTED

Claimant requested:

Compensatory Damages	\$18,486.83
NASD Filing Fee	\$ 100.00
Other Costs	\$ 40.09

Respondent requested:

Other Costs	Unspecified
Other Monetary/Non-Monetary Relief if any:	Dismissal

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 Ameritrade, Inc. shall be and hereby is liable to Claimant Michael J. Crowley in the amount of \$18,234.83 as compensatory damages.
2. Respondent Ameritrade, Inc. shall reimburse Claimant Michael J. Crowley the nonrefundable NASD filing fee.
3. 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 = \$100.00

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings. In this matter, the member firm is a party.

Member surcharge = \$400.00

Adjournment Fees

No adjournments were requested during these proceedings.

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 with a single arbitrator x \$300.00 = \$300.00
Pre-hearing conference: September 27, 1999 1 session

One (1) Hearing session x \$300.00 = \$300.00
Hearing Date: November 08, 1999 1 session

Total Forum Fees = \$600.00

1. The Arbitrator has assessed \$600.00 of the forum fees to Respondent Ameritrade.

Fee Summary

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

<u>Initial Filing Fee</u>	= \$ 100.00
<u>Total Fees</u>	= \$ 100.00
<u>Less payments</u>	= \$ 400.00
<u>Balance Due NASD Regulation, Inc.</u>	= \$ (300.00)

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

<u>Member Fees</u>	= \$ 400.00
<u>Forum Fees</u>	= \$ 600.00
<u>Total Fees</u>	= \$1,000.00
<u>Less payments</u>	= \$1,000.00
<u>Balance Due NASD Regulation, Inc.</u>	= \$1,000.00

All balances are due to NASD Regulation, Inc.

Arbitrator's Signature

Harry D. Strouse
Judge Harry D. Strouse, Esq.
Public Arbitrator, Presiding Chair

12/08/1999
Signature Date

12/10/1999
Date of Service (For NASD office use only)

Fee Summary

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

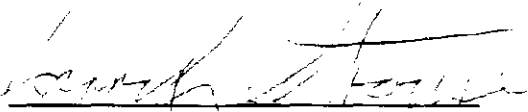
<u>Initial Filing Fee</u>	= \$ 100.00
<u>Total Fees</u>	= \$ 100.00
<u>Less payments</u>	= \$ 400.00
<u>Balance Due NASD Regulation, Inc.</u>	= \$ (300.00)

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

<u>Member Fees</u>	= \$ 400.00
<u>Forum Fees</u>	= \$ 600.00
<u>Total Fees</u>	= \$1,000.00
<u>Less payments</u>	= \$1,000.00
<u>Balance Due NASD Regulation, Inc.</u>	= \$1,000.00

All balances are due to NASD Regulation, Inc.

Arbitrator's Signature



Judge Harry D. Strouse, Esq.
Public Arbitrator, Presiding Chair

12/18/99
Signature Date

Date of Service (For NASD office use only)