

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

CASE: #99-01361

Ira Malkin, claimant vs. Muriel Siebert & Co., Inc., respondent.

ATTORNEYS:

Claimant, Ira Malkin, appeared Pro Se, New York, NY.

Respondent appeared through its Senior Vice President, Kevin J. Kelly, New York, NY.

DATE FILED: March 17, 1999

CASE SUMMARY: Claimant alleged that he placed a stop order to sell 3,600 shares of EBAY, if it fell to 161. Respondent understood this order as a limit order and sold the shares of EBAY at 162, before it reached 161, at the close of business on March 10, 1999. Claimant alleged that this sale resulted in a loss because the price of EBAY rose to 165.

Claim Data

Claim: \$10,000.00

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 \$150.00 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 has paid to NASD Regulation, Inc. the \$300.00 Member Surcharge previously invoiced.

Page Two
Award 99-01361

AFFIRMATION

I, Michael R. Golding, 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.


Michael R. Golding

Date of Award