

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION, INC.

CASE: 99-02107

Empire Financial Group, claimant vs. Byron Burns, respondent.

ATTORNEYS:

For Claimant appeared Randy Cupples, Compliance Officer, Longwood, FL.

Respondent did not respond to the Statement of Claim.

DATE FILED: May 6, 1999

CASE SUMMARY: Claimant alleged that respondent deposited a check into his account for the purchase of options contracts. Claimant further alleged that the check that was deposited bounced and was reversed from respondent's account. Claimant maintained that to date no payment has been received.

Claim Data

Claim: \$5,135.48
Interest: Unspecified

Award Data

Award: \$5,025.00
Interest: @ 12% per annum as
provided by GA statute from
2/23/99 until award
is paid in full.

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the claimant \$5,025.00. 2) Respondent is liable and shall pay to claimant interest at 12% per annum as provided by GA statute from 2/23/99 until award is paid in full. 3) All other relief requests are denied. 4) The \$750.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimant, shall be retained by NASD Dispute Resolution, Inc.

OTHER FEES: Pursuant to Rule 10333 of the Code, claimant has paid to NASD Dispute Resolution, Inc. the \$300.00 Member Surcharge previously invoiced.

OTHER ISSUES: Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that respondent 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.

Page Two
Award 99-02107

AFFIRMATION

I, Perry P. Benton, Esq., 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.

Perry P. Benton
Perry P. Benton

January 3, 2001
Date of Award