

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION, INC.**

CASE: 99-02790

Superchap PTY Limited A.C.N. 078 363 112, claimant vs. Tasin & Company, Inc., respondent  
vs. Michael DeFelice, third party respondent.

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**ATTORNEYS:**

Claimant appeared through its Director, H. Chapman, Superchap PTY Limited A.C.N. 078 363 112, Roseville NSW, Australia

For respondent, Tasin & Company, Inc., appeared Ernest Edward Badway, Esq. of the firm Saiber Schlesinger Satz & Goldstein, LLC, Newark, NJ.

For third party respondent, Michael DeFelice, appeared Michael Gilmore, Esq. of the firm Wexler & Burkhart, P.C., Mitchel Field, NY.

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DATE FILED: June 18, 1999

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**CASE SUMMARY:** Claimant alleged that an ex-employee of respondent Tasin & Company, Inc. acted negligently in recommending stock selections. Claimant further alleged that an employee of respondent Tasin & Company, Inc. failed to act in a timely manner with respect to written instruction, dated December 21, 1999, requesting liquidation of the portfolio. Respondent, Tasin & Company, Inc., sought indemnification from third party respondent, Michael DeFelice.

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**Claim Data**

Claim: \$25,000

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**Award Data**

Award: \$.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent's Motion to Dismiss is granted without prejudice to any claims or defenses available to any party. 2) All other claimant relief requests are denied. 3) The arbitrator recommends the expungement of all references to the above captioned arbitration from Respondent Tasin & Company, Inc.'s registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, Respondent, Tasin & Company, Inc. must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive. 4) The \$425.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimant, shall be retained by NASD Dispute Resolution, Inc. 5) Respondent, Tasin & Company, Inc. is liable and shall pay claimant \$212.50 as reimbursement for 50% of the filing fee. 6) Respondent Tasin & Company shall pay to NASD Dispute Resolution the \$1,050.00 third party claim filing fee.

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Award 99-02790

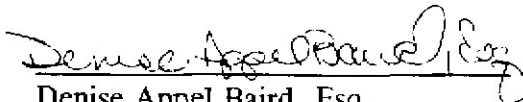
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OTHER FEES: Pursuant to Rule 10333 of the Code, respondent, Tasin & Company, Inc.. has paid to NASD Dispute Resolution, Inc. the \$400.00 Member Surcharge previously invoiced.

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**AFFIRMATION**

I, Denise Appel Baird, Esq., 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.

  
Denise Appel Baird, Esq.

December 12, 2000  
Date of Award