

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION, INC.

CASE: 99-03048

Jeffrey Daniel Herbst, Claimant vs. Tuschner & Company, Inc., Respondent.

ATTORNEYS:

Claimant, Jeffrey Daniel Herbst, ("Claimant"), appeared Pro Se., Rio De Janeiro, Brazil

Respondent, Tuschner & Company, Inc. ("Respondent"), did not respond to the Statement of Claim.

DATE FILED: July 6, 1999

CASE SUMMARY: Claimant alleged that Respondent business practices were unethical and illegal. Claimant further alleged that Respondent concealed and seized his funds and has withheld pertinent information.

Claim Data

Claim: \$25,000.00
Filing Fees: Unspecified
Other: Unspecified

Award Data

Award: \$25,000.00
Filing Fees: \$425.00
Other: \$.00

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 \$25,000.00. 2) All other relief requests are denied. 3) The \$425.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the Claimant, shall be retained by NASD Dispute Resolution, Inc. 4) Respondent is liable and shall pay Claimant \$425.00 as reimbursement of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution, Inc. the \$60.00 of the \$400.00 Member Surcharge previously invoiced. There remains a \$340.00 balance outstanding.

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.

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Award 99-03048

AFFIRMATION

I, Joseph A. Davis, 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.

Joseph A. Davis
Joseph A. Davis

December 5, 2000
Date of award