

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

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CASE: 99-03132

Carlito M. Castillo, Jr., claimant vs. E\*Trade Securities, Inc., respondent.

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**ATTORNEYS:**

Claimant Carlito M. Castillo, Jr. ("Claimant") appeared Pro Se., San Jose, California.

For Respondent E\*Trade Securities, Inc. ("Respondent"), Bob Salvadore, Senior Compliance Officer, E\*Trade Securities, Inc., Menlo Park, California.

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DATE FILED: 07/08/1999

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**CASE SUMMARY:** Claimant alleged that on June 29, 1999, Respondent failed to execute a trade to purchase shares of E-loan ("EELN"). Claimant maintained that Respondent should have executed a trade that would have allowed him to purchase 185 shares of EELN at \$20.00 per share. Claimant further alleged that he could have sold the 185 shares of EELN at \$50.00 per share. Claimant further maintained that he could have taken the money from these trades and purchased 200 shares of Wit Capital ("WITC") at \$28.00 per share. He, in turn, would have sold these shares of WITC at \$36.00 per share. Claimant alleges that Respondent's failure caused him to suffer substantial damages, for which he initiated this action.

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**Claim Data**

Claim: \$7,150.00

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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) The claims of claimant are dismissed in their entirety. 2) All other relief requests are denied. 3) The \$325.00 filing fee previously deposited with the National Association of Securities Dealers Regulation, Inc. by the claimant, shall be retained by NASD Regulation, Inc.

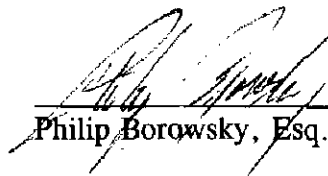
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**OTHER FEES:** Pursuant to Rule 10333 of the Code, respondent has paid to NASD Regulation, Inc. the \$300.00 Member Surcharge previously invoiced.

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Award 99-03132

**AFFIRMATION**

I, Philip Borowsky, 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.

  
Philip Borowsky, Esq.

April 18, 2000  
Date of award