

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Yousef Abu Khalaf and Samia Abu Khalaf, Claimants v. Tradeway Securities Group, Inc. Jamal Taha, George O. Woodrum, and Frank Gultinan, Respondents

Case Number: 99-04340

Hearing Site: San Diego, California

REPRESENTATION OF PARTIES

For Claimants Yousef Abu Khalaf
and Samia Abu Khalaf:

Paul W. Thomas, Esq.
Paul W. Thomas, Esq. &
Associates
Carlsbad, California

For Respondents Tradeway Securities Group, Inc.,
Jamal Riad Taha, George Quintin Woodrum,
and Frank Gultinan:

Scott M. Kolod, Esq.
Kolod Wager Law Offices,
LLP
San Diego, California

For Respondent Hamdi Abu Khalaf:

In Pro Per

CASE INFORMATION

Statement of Claim filed: September 22, 1999

Claimants Yousef Abu Khalaf and Samia Abu Khalaf's (hereinafter Claimants) Uniform Submission Agreement filed: September 22, 1999

Claimants' Amended Statement of Claim filed: October 15, 1999

Respondents Tradeway Securities Group, Inc.'s, Jamal Riad Taha's, George Quintin Woodrum's, and Frank Gultinan's (hereinafter Respondents) Joint Statement of Answer, Counterclaim and Third Party Claim filed: November 29, 1999

Respondent Tradeway Securities Group, Inc.'s Uniform Submission Agreement filed: November 29, 1999

Claimants' Joint Statement of Answer to Respondents' Counterclaim filed: December 15, 1999

Third Party Respondent Hamdi Abu Khalaf's (hereinafter Third Party Respondent) Statement of Answer to Respondents' Third Party Claim filed: December 15, 1999

Third Party Respondent's Uniform Submission Agreement signed: December 16, 1999

CASE SUMMARY

Claimants alleged fraud, unsuitable securities recommendations, unauthorized trading, unauthorized margin trading, failure to supervise, breach of fiduciary duty, and violation of the Rules of the National Association of Securities Dealers. The dispute involved the purchase and/or sale of various securities.

Respondents denied the allegations of wrongdoing set forth in Claimants' Statement of Claim.

Respondents' Counterclaim and Third Party Claim alleged they were misled through device, scheme, artifice, and fraud.

Claimants denied the allegations of wrongdoing set forth in Respondents' Counterclaim.

Third Party Respondent denied the allegations of wrongdoing set forth in Respondents' Third Party Claim.

RELIEF REQUESTED

In his pleadings, Claimant Yousef Abu Khalaf requested \$101,000.00 in compensatory damages, and sought punitive damages, interest, attorney's fees, and costs of arbitration. In her pleadings, Claimant Samia Abu Khalaf requested \$45,000.00 in compensatory damages, and sought punitive damages, interest, attorney's fees, and costs of arbitration. At the hearing, Claimant Yousef Abu Khalaf reduced his damage claim to \$45,305.00 and Claimant Samia Abu Khalaf reduced her damage claim to \$15,000.00.

Respondents requested dismissal of Claimants' Statement of Claim in its entirety, and in their Counterclaim and Third Party Claim requested \$40,283.62 in compensatory damages, and sought punitive damages, interest, attorney's fees, and costs of arbitration.

Claimants requested dismissal of the Counterclaim in its entirety and sought reimbursement for costs of arbitration and attorney's fees.

Third Party Respondent requested dismissal of the Third Party Claim in its entirety and sought reimbursement for costs of arbitration and attorney's fees.

OTHER ISSUES CONSIDERED AND DECIDED

Respondents Jamal Riad Taha, George Quintin Woodrum and Frank Guiltinan did not file with NASD Dispute Resolution, Inc. a properly executed submission agreement but are required to submit to arbitration pursuant to the Code and having answered the claim are bound by the determination of the Panel on all issues submitted.

The parties agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, testimony, and evidence presented at the hearing, the Panel decided in full and final resolution of the issues submitted for determination as follows:

- 1) All of the Claimants' claims are denied in their entirety.
- 2) All of the Respondents' claims are denied in their entirety.
- 3) Claimants' request for punitive damages is denied.
- 4) Respondents' request for punitive damages is denied.
- 5) Each party shall bear its own costs, including attorney's fees.
- 6) All other relief not expressly granted is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. received or will collect the non-refundable filing fees for each claim as follows:

Initial claim filing fee	= \$ 300.00
Respondents' Counterclaim/Third Party Claim filing fee	= \$ 1,000.00

Member Fees

Member fees are assessed to each member firm that is either a party in the matter or an employer of a respondent associated person at the time of the event of the dispute. Accordingly, the member firm Tradeway Securities Group, Inc. is a party and the following fees are assessed:

Member Surcharge	= \$ 1,500.00
Pre-Hearing Process Fee	= \$ 600.00
<u>Hearing Process Fee</u>	<u>= \$ 2,500.00</u>
Total Member Fees	= \$ 4,600.00

Forum Fees and Assessments

The Panel assessed a forum fee for each pre-hearing conference or hearing session conducted. A pre-hearing conference and hearing session is any meeting between the parties and the Chair/Panel. The following fees are assessed:

(1) Pre-hearing conference session with a single arbitrator @ \$ 450/session = \$ 450.00
Pre-hearing conference: October 12, 2000 1 session

(1) Pre-hearing conference session with the Panel @ \$ 1,125/session = \$ 1,125.00
Pre-hearing conference: June 5, 2000 1 session

(7) Hearing sessions @ \$ 1,125/session = \$ 7,875.00
Hearings: October 30, 2000 2 sessions
October 31, 2000 2 sessions
November 1, 2000 2 sessions
November 2, 2000 1 session

Total Forum Fees = \$ 9,450.00

1. The Panel assessed \$ 2,835.00 of the forum fees jointly and severally to Claimants Yousef Abu Khalaf and Samia Abu Khalaf.
2. The Panel assessed \$ 4,725.00 of the forum fees jointly and severally to Respondents Tradeway Securities Group, Inc., Jamal Riad Taha, George Quintin Woodrum, and Frank Guiltinan.
3. The Panel assessed \$ 1,890.00 of the forum fees to Third Party Respondent Hamdi Abu Khalaf.

Fee Summary

1. Claimants Yousef Abu Khalaf and Samia Abu Khalaf are charged jointly and severally with the following fees and costs:

Initial Filing Fee	= \$ 300.00
<u>Forum Fees</u>	= \$ 2,835.00
Total Fees	= \$ 3,135.00
<u>Less Payments</u>	= \$(1,425.00)
Balance Due NASD Dispute Resolution, Inc.	= \$ 1,710.00

2. Respondent Tradeway Securities Group, Inc. is charged with the following fees and costs:

Member Fees	= \$ 4,600.00
<u>Less Payments</u>	= \$(4,600.00)
Balance Due NASD Dispute Resolution, Inc.	= \$ 0.00

3. Respondents Tradeway Securities Group, Inc., Jamal Riad Taha, George Quintin Woodrum, and Frank Guiltinan are charged jointly and severally with the following fees and costs:


Counterclaim/Third Party Claim Filing Fee	= \$ 1,000.00
<u>Forum Fees</u>	= \$ 4,725.00
Total Fees	= \$ 5,725.00
<u>Less Payments by Tradeway Securities Group, Inc.</u>	= \$(1,600.00)
Balance Due NASD Dispute Resolution, Inc.	= \$ 4,125.00

4. Third Party Respondent Hamdi Abu Khalaf is charged with the following fees and costs:

<u>Forum Fees</u>	= \$ 1,890.00
Balance Due NASD Dispute Resolution, Inc.	= \$ 1,890.00

All balances are payable to NASD Dispute Resolution, Inc. and are due within 30 days of the Award's date of service.

Concurring Arbitrators' Signatures



Lawrence Alexander Huerta, Esq.
Chair, Public Arbitrator

11/7/2000

Signature Date

Thomas J. Doyle
Public Arbitrator

Signature Date

Dean T. Parisian
Non-Public Arbitrator

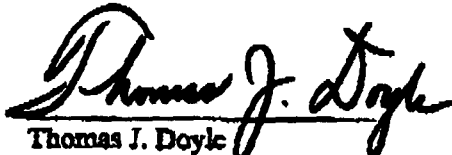
Signature Date

November 8, 2000

Date of Service

Concurring Arbitrators' Signatures

Lawrence Alexander Huerta, Esq.
Chair, Public Arbitrator


Thomas J. Doyle
Public Arbitrator

Signature Date



Signature Date

Dean T. Parisian
Non-Public Arbitrator

Signature Date

Date of Service

Concurring Arbitrators' Signatures

Lawrence Alexander Huerta, Esq.
Chair, Public Arbitrator

Signature Date

Thomas J. Doyle
Public Arbitrator

Signature Date



Dean T. Parisian
Non-Public Arbitrator

11-7-00
Signature Date

Date of Service