

**Award**  
**FINRA Dispute Resolution Services**

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In the Matter of the Arbitration Between:

Claimant  
Barbara Minkowitz

Case Number: 20-01970

vs.

Respondents  
LPL Financial LLC  
Pershing Advisor Solutions LLC

Hearing Site: Jersey City, New Jersey

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Awards are rendered by independent arbitrators who are chosen by the parties to issue final, binding decisions. FINRA makes available an arbitration forum—pursuant to rules approved by the SEC—but has no part in deciding the award.

Nature of the Dispute: Customer vs. Members

This matter proceeded pursuant to Rule 12800 of the Code of Arbitration Procedure (“Code”).

**REPRESENTATION OF PARTIES**

Claimant Barbara Minkowitz appeared pro se.

For Respondent LPL Financial LLC: Neil S. Baritz, Esq., Baritz & Colman LLP, Boca Raton, Florida.

For Respondent Pershing Advisor Solutions LLC: James H. Forte, Esq., Saiber LLC, Florham Park, New Jersey.

**CASE INFORMATION**

Statement of Claim filed on or about: June 22, 2020.

Amended Statement of Claim filed on or about: October 27, 2020.

Barbara Minkowitz signed the Submission Agreement: June 20, 2020.

Barbara Minkowitz signed the Amended Submission Agreement: October 27, 2020.

**CASE SUMMARY**

In the Statement of Claim, Claimant asserted the following causes of action: breach of contract; failure to supervise; and negligence. The causes of action relate to RVLVV stock.

### **RELIEF REQUESTED**

In the Statement of Claim, Claimant requested compensatory damages in the amount of \$31,715.20.

### **OTHER ISSUES CONSIDERED AND DECIDED**

The Arbitrator acknowledges having read the pleadings and other materials filed by the parties.

In the Amended Statement of Claim, LPL Financial LLC was removed as a Respondent and replaced with Pershing Advisor Solutions LLC.

### **AWARD**

After considering the pleadings, the Arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows:

1. Claimant's claims are denied in their entirety.
2. FINRA Dispute Resolution Services shall retain the \$600.00 filing fee that Claimant deposited previously.
3. Any and all relief not specifically addressed herein are denied.

### **FEES**

Pursuant to the Code:

1. Respondent LPL Financial LLC has paid to FINRA Dispute Resolution Services the \$750.00 Member Surcharge and \$1,750.00 Member Process Fee previously invoiced.
2. Respondent Pershing Advisor Solutions LLC shall pay to FINRA Dispute Resolution Services the \$750.00 Member Surcharge and \$1,750.00 Member Process Fee previously invoiced.

**ARBITRATOR**

Patricia Kathleen Costello

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Sole Public Arbitrator

I, the undersigned Arbitrator, do hereby affirm that I am the individual described herein and who executed this instrument, which is my award.

**Arbitrator's Signature**

***Patricia Kathleen Costello***

Patricia Kathleen Costello  
Sole Public Arbitrator

**02/03/2021**

Signature Date

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February 04, 2021

Date of Service (For FINRA Dispute Resolution Services use only)