

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

---

In the Matter of the Arbitration Between:

Claimant  
Aliaksandr Ginzburg

Case Number: 21-00179

vs.

Respondent  
Interactive Brokers, LLC

Hearing Site: New York, New York

---

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. Member

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

**REPRESENTATION OF PARTIES**

Claimant Aliaksandr Ginzburg appeared pro se.

For Respondent Interactive Brokers, LLC: Carlos E. Provencio, Esq., Interactive Brokers LLC, Washington, District of Columbia.

**CASE INFORMATION**

Statement of Claim filed on or about: January 24, 2021.

Answer to Counterclaim filed on or about: March 28, 2021.

Aliaksandr Ginzburg signed the Submission Agreement: January 24, 2021.

Statement of Answer and Counterclaim filed by Respondent on or about: March 18, 2021.

Interactive Brokers, LLC signed the Submission Agreement: March 18, 2021.

**CASE SUMMARY**

In the Statement of Claim, Claimant asserted the following causes of action: margin calls, failure to act in a timely manner. The causes of action relate to investments in VXNO and VXQO.

Unless specifically admitted in the Statement of Answer, Respondent denied the allegations made in the Statement of Claim and asserted various affirmative defenses.

In the Counterclaim, Respondent asserted the following cause of action: breach of contract.

Unless specifically admitted in the Answer to the Counterclaim, Claimant denied the allegations made in the Counterclaim and asserted various affirmative defenses.

### **RELIEF REQUESTED**

In the Statement of Claim, Claimant requested compensatory damages of \$400.34.

In the Statement of Answer and Counterclaim, Respondent requested that all claims be denied in their entirety, and compensatory damages of \$399.00 plus interest, attorneys' fees and all costs incurred in defending this arbitration and bringing this Counterclaim.

In the Answer to the Counterclaim, Claimant requested that the Counterclaim be denied.

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

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

### **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. Claimant is liable for and shall pay to Respondent the sum of \$399.00 in compensatory damages.
3. FINRA Dispute Resolution Services shall retain the \$50.00 filing fee that Claimant deposited previously.
4. FINRA Dispute Resolution Services shall retain the \$225.00 filing fee that Respondent deposited previously.
5. Claimant is liable for and shall pay to Respondent \$225.00 to reimburse Respondent for the filing fee previously paid to FINRA Dispute Resolution Services.
6. Any and all claims for relief not specifically addressed herein, including any requests for attorneys' fees, are denied.

### **FEES**

Pursuant to the Code:

Respondent Interactive Brokers, LLC has paid to FINRA Dispute Resolution Services the \$150.00 Member Surcharge previously invoiced.

All balances are payable to FINRA Dispute Resolution Services and are due upon receipt.

**ARBITRATOR**

James M. Rhodes

-

Sole Public Arbitrator

I, the undersigned Arbitrator, 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.

**Arbitrator's Signature**

***James M. Rhodes***

James M. Rhodes  
Sole Public Arbitrator

**06/30/2021**

Signature Date

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.

July 01, 2021

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