

Award
FINRA Dispute Resolution Services

In the Matter of the Arbitration Between:

Claimant
Sigve Mauritzen

Case Number: 21-00416

vs.

Respondent
TD Ameritrade, Inc.

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 Sigve Mauritzen appeared pro se.

For Respondent TD Ameritrade, Inc.: Amanda Wright, TD Ameritrade, Inc., Omaha, Nebraska.

CASE INFORMATION

Statement of Claim filed on or about: February 16, 2021.

Response to Counterclaim filed on or about: June 2, 2021.

Sigve Mauritzen signed the Submission Agreement: February 16, 2021.

Statement of Answer and Counterclaim filed on or about: April 8, 2021.

TD Ameritrade, Inc. signed the Submission Agreement: April 8, 2021.

CASE SUMMARY

In the Statement of Claim, Claimant asserted the following causes of action: breach of fiduciary duty and negligence. The causes of action relate to Luckin Coffee (LK) stock.

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 the following cause of action: breach of client agreement.

Unless specifically admitted in the Response 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 in the amount of \$12,800.00 and other monetary relief in the amount of \$1,544.00.

In the Statement of Answer and Counterclaim, Respondent requested \$4,800.00 in compensatory damages; that the Statement of Claim be denied; and that all costs be assessed to the Claimant.

In the Response 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 \$4,800.00 in compensatory damages.
3. Any and all claims for relief not specifically addressed herein are denied.
4. FINRA Dispute Resolution Services shall retain the \$425.00 filing fee that Claimant deposited previously.
5. FINRA Dispute Resolution Services shall retain the \$525.00 filing fee that Respondent deposited previously.
6. Claimant is liable for and shall pay to Respondent \$525.00 to reimburse Respondent for the Counterclaim filing fee previously paid to FINRA Dispute Resolution Services.

FEES

Pursuant to the Code:

Respondent TD Ameritrade, Inc. has paid to FINRA Dispute Resolution Services the \$450.00 Member Surcharge previously invoiced.

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

ARBITRATOR

Arthur Neil Tolciss

-

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

Arthur Neil Tolciss

Arthur Neil Tolciss
Sole Public Arbitrator

06/22/2021

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.

June 23, 2021

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