

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

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In the Matter of the Arbitration Between:

Claimant  
Trident Partners Ltd.

Case Number: 21-00426

vs.

Respondent  
Timothy Michael Flynn

Hearing Site: New York, New York

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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: Member vs. Associated Person

This case was administered under the Special Proceeding option for simplified cases.

**REPRESENTATION OF PARTIES**

For Claimant Trident Partners Ltd.: Eric J. Sussman, Esq., Rockville Centre, New York.

Respondent Timothy Michael Flynn appeared pro se.

**CASE INFORMATION**

Statement of Claim filed on or about: February 17, 2021.

Trident Partners Ltd. signed the Submission Agreement: January 29, 2021.

Timothy Michael Flynn did not file a Statement of Answer or sign the Submission Agreement.

**CASE SUMMARY**

In the Statement of Claim, Claimant asserted the following causes of action: breach of contract; breach of indemnity agreement; and breach of fiduciary duty.

**RELIEF REQUESTED**

In the Statement of Claim, Claimant requested compensatory damages in excess of \$12,000.00; attorneys' fees; filing fees and costs; and any other relief as deemed just and fit.

**OTHER ISSUES CONSIDERED AND DECIDED**

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

Respondent did not file a Statement of Answer or properly executed Submission Agreement but is required to submit to arbitration pursuant to the Code of Arbitration Procedure (“Code”) and, having appeared at the initial pre-hearing conference on June 1, 2021, is bound by the determination of the Arbitrator on all issues submitted.

Respondent Timothy Michael Flynn did not appear at the evidentiary hearing. Upon review of the file, the Arbitrator determined that Respondent Timothy Michael Flynn received due notice of the hearing and that arbitration of the matter would proceed without Respondent Timothy Michael Flynn present, in accordance with the Code.

**AWARD**

After considering the pleadings, the testimony and evidence presented at the hearing, and any post-hearing submissions, the Arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

1. Claimant’s request for compensatory damages of \$12,000.00 is granted.
2. Respondent is liable for and shall pay to Claimant the sum of \$3,150.00 in attorneys’ fees pursuant to the employment agreement between the parties.
3. Respondent is liable for and shall pay to Claimant \$750.00 to reimburse Claimant for the non-refundable portion of the filing fee previously paid to FINRA Dispute Resolution Services.
4. Any and all claims for relief not specifically addressed herein are denied.

**FEES**

Pursuant to the Code, the following fees are assessed:

**Filing Fees**

FINRA Dispute Resolution Services assessed a filing fee\* for each claim:

Initial Claim Filing Fee = \$ 1,050.00

*\*The filing fee is made up of a non-refundable and a refundable portion.*

**Member Fees**

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated person at the time of the event giving rise to the dispute. Accordingly, as a party, Claimant Trident Partners Ltd. is assessed the following:

Member Surcharge = \$ 450.00

**Hearing Session Fees and Assessments**

The Arbitrator has assessed hearing session fees for each session conducted. A session is any meeting between the parties and the Arbitrator, including a pre-hearing conference with the Arbitrator, which lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) pre-hearing session with a single Arbitrator @ \$450.00/session	= \$	450.00
Pre-Hearing Conference: June 1, 2021	1 session	
One (1) hearing session @ \$450.00/session	= \$	450.00
Hearing: September 30, 2021	1 session	
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Total Hearing Session Fees	= \$	900.00

The Arbitrator has assessed \$450.00 of the hearing session fees to Claimant.

The Arbitrator has assessed \$450.00 of the hearing session fees to Respondent.

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

**ARBITRATOR**

Mary Julia O'Connell

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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**

***Mary Julia O'Connell***

Mary Julia O'Connell  
Sole Public Arbitrator

**10/18/2021**

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.

October 18, 2021

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