

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

---

In the Matter of the Arbitration Between:

Claimant  
Christopher Bond

Case Number: 21-01889

vs.

Respondent  
National Securities Corporation

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: Associated Person vs. Member

The evidentiary hearing was conducted by videoconference.

**REPRESENTATION OF PARTIES**

For Claimant Christopher Bond: Craig A. Riha, Esq., and Timothy Feil, Esq., Carmel, Milazzo, and Feil, LLP, Melville, New York.

For Respondent National Securities Corporation: Emily A. Hayes, Esq., National Securities Corporation, New York, New York.

**CASE INFORMATION**

Statement of Claim filed on or about: July 23, 2021.

Christopher Bond signed the Submission Agreement: July 23, 2021.

Statement of Answer filed by Respondent on or about: September 14, 2021.

National Securities Corporation signed the Submission Agreement: September 14, 2021.

**CASE SUMMARY**

In the Statement of Claim, Claimant asserted a claim seeking expungement of customer dispute information from registration records maintained by the Central Registration Depository (“CRD”).

In the Statement of Answer, Respondent supported Claimant’s expungement request.

**RELIEF REQUESTED**

In the Statement of Claim, Claimant requested: expungement of Occurrence Number 2066054 and compensatory damages in the amount of \$1.00 from Respondent.

In the Statement of Answer, Respondent requested that all forum fees and costs, including member surcharges be assessed against Claimant.

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

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

By correspondence dated September 15, 2021, the parties agreed, pursuant to Rule 13401(c) of the Code of Arbitration Procedure ("Code"), to proceed with a single arbitrator for this matter.

On February 10, 2022, Claimant filed an Affirmation of Service advising that the customer in Occurrence Number 2066054 ("Customer") was served with the Statement of Claim and notice of the date and time of the expungement hearing.

The Arbitrator conducted a recorded hearing by videoconference on March 16, 2022, so the parties could present oral argument and evidence on Claimant's request for expungement.

Respondent participated in the expungement hearing and as stated in the Statement of Answer, supported the request for expungement.

The Customer did not participate in the expungement hearing but submitted an Affirmation in support of the expungement request. The Arbitrator found that the Customer had notice of the expungement request and hearing.

The Arbitrator reviewed Claimant's BrokerCheck® Report. The Arbitrator noted that a prior arbitration panel or court did not previously rule on expungement of the same occurrence in the CRD.

The Arbitrator also reviewed the settlement documentation related to Occurrence Number 2066054, considered the amount of payment made to any party to the settlement, and considered other relevant terms and conditions of the settlement. The Arbitrator noted that the settlement was not conditioned on any party to the settlement not opposing the expungement request and that Claimant did not contribute to the settlement amount.

In recommending expungement, the Arbitrator relied upon the following documentary or other evidence: Claimant's BrokerCheck® Report; the pleadings; Claimant's testimony; and the Customer's affirmation.

### **AWARD**

After considering the pleadings, the testimony and evidence presented at the expungement 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 claim for \$1.00 in compensatory damages is denied.

2. The Arbitrator recommends the expungement of all references to Occurrence Number 2066054 from registration records maintained by the CRD for Claimant Christopher Bond (CRD Number 4658534) with the understanding that, pursuant to Notice to Members 04-16, Claimant Christopher Bond must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

Unless specifically waived in writing by FINRA, parties seeking judicial confirmation of an arbitration award containing expungement relief must name FINRA as an additional party and serve FINRA with all appropriate documents.

Pursuant to Rule 13805 of the Code of Arbitration Procedure (“Code”), the Arbitrator has made the following Rule 2080 affirmative findings of fact:

The registered person was not involved in the alleged investment-related sales practice violation, forgery, theft, misappropriation, or conversion of funds; and the claim, allegation, or information is false.

The Arbitrator has made the above Rule 2080 findings based on the following reasons:

Claimant provided an affirmation made by the Customer in the underlying case which indicated that the Claimant was not at fault and completely exonerated Claimant. The Customer represented that it was not Claimant’s responsibility to personally perform the due diligence on GPB Waste Management investment, and that to the extent that Respondent performed inadequate diligence on GPB Waste Management, Claimant as well as, the Customer relied on that diligence. The Customer does not believe that Claimant’s actions caused the losses.

### **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	= \$1,600.00
--------------------------	--------------

*\*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, Respondent is assessed each of the following:

Member Surcharge	= \$ 2,000.00
Member Process Fee	= \$ 3,850.00

#### **Hearing Session Fees and Assessments**



**ARBITRATOR**

Ira A. Auerbach

-

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**

***Ira A. Auerbach***

\_\_\_\_\_  
Ira A. Auerbach  
Sole Public Arbitrator

**03/18/2022**

\_\_\_\_\_  
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.

March 21, 2022

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