## IN ARBITRATION UNDER CHAPTER XVIII OF THE RULES OF THE CHICAGO BOARD OPTIONS EXCHANGE, INC.

IN THE MATTER OF

Timber Hill, Inc.

Initiating Party

and

File No. 90-M-28

Patrick Dunham

Responding Party

## AWARD

The captioned matter was submitted on August 28, 1990. The named parties appeared at a hearing on February 7, 1991 in Chicago, Illinois, and had full opportunity to present arguments and evidence. The above captioned controversy involved the following issues:

Claimant alleged that the respondent entered into a transaction which resulted in an unmatched trade in the amount of (Eight Thousand Seven Hundred Fifty Dollars (\$8,750). Respondent countered that he incurred a loss of Nine Thousand Dollars (\$9,000) by covering the unmatched trade the day after the transaction.

The undersigned arbitrators have been fully advised by the parties and after due deliberation, award as follows:

No award rendered for the initial claim. The award for the counterclaim is that Timber Hill, Inc. will pay Patrick Dunham the sum of Two Thousand Five Hundred Dollars (\$2,500). Filing fees on deposit with the Exchange are retained.

Charles B Cox III

2-13-9/

Date

Lloyd W. Montgomery

Date

Robin Spitalny

2-6-9

Date