

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION, INC.**

CASE: 00-03514

Susan Johnson Wall, and Randall J. Wall, Claimants vs. Danny J. Chapman and Merrill Lynch  
Pierce Fenner & Smith, Inc., Respondents.

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**ATTORNEYS:**

For Claimants appeared R. Scott Davies, Esq., of the firm Briggs and Morgan, Minneapolis,  
MN.

For Respondents appeared Peter Bon Viso, Esq., in-house counsel for Merrill Lynch Pierce  
Fenner & Smith, Inc., New York, NY.

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DATE FILED: August 14, 2000

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**CASE SUMMARY:** Claimants alleged that Respondent Chapman failed to transfer accounts to  
a new Broker and instead sold securities in the accounts forcing Claimants to have to repurchase  
stocks from a new broker.

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**ARBITRATOR'S REPORT:** Inadequate evidence to support damages other than for capital gains  
on unauthorized sales of securities in non-IRA accounts.

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**Claim Data**

Claim: \$20,000.00 for Susan Wall  
\$5,000.00 for Randall Wall

Interest: unspecified

Attorney Fees: \$3,925.00

Cost: unspecified

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**Award Data**

Award: \$3,731.00

Interest: at the legal rate of South  
Carolina from 12/27/91 to date of the  
award.

Attorney Fees: \$.00

Cost: \$425.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of  
the issues submitted for determination as follows: 1) The claims of claimant, Randall J. Wall,  
are dismissed in their entirety. 2) Respondents are jointly and severally liable and shall pay to  
claimant, Susan Johnson Wall, \$3,731.00. 2) Respondents are jointly and severally liable and  
shall pay to claimant, Susan Johnson Wall, interest at the legal rate in South Carolina from  
December 27, 1991 to the date of the award. 3) All requests for attorney fees are denied. 4)  
All other relief requests are denied. 5) The \$425.00 filing fee previously deposited with NASD  
Dispute Resolution, Inc. by the claimants, shall be retained by NASD Dispute Resolution, Inc.  
6) Respondents are jointly and severally liable and shall pay claimant, Susan Johnson Wall,  
\$425.00 as reimbursement of the filing fee.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, Respondent Merrill Lynch Pierce Fenner  
& Smith, Inc. has paid to NASD Dispute Resolution, Inc. the \$400.00 Member Surcharge  
previously invoiced.

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**OTHER ISSUES:** Respondent Danny Chapman's request for expungement was denied by the  
arbitrator.

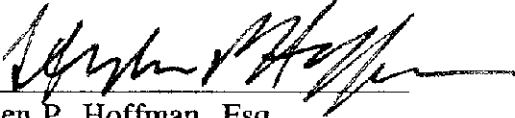
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Stephen P. Hoffman, Esq.

Sole Public Arbitrator

**AFFIRMATION**

I, Stephen P. Hoffman, Esq. do hereby affirm, upon my oath as arbitrator that I am the individual described herein who executed this instrument, which is my oath and award.

  
Stephen P. Hoffman, Esq.

7-11-01  
Date of signature

07/19/01  
Date of Service (NASD office use only)