

NASD REGULATION, INC.
OFFICE OF DISPUTE RESOLUTION
No. 00-04045

TIMOTHY and DONNA LARSON, and the
marital community composed thereof; MARY
LOU LaPIERRE; DIANE M. PATELLI, and
DONALD F. GRONOWICK,

Claimants,

v.

DAIN RAUSCHER INCORPORATED;
and WAYNE JOSEPHSON,

Respondents.

STIPULATED AWARD

REPRESENTATION

For Claimants: John Bender, HOLLAND & KNIGHT, LLP, 520 Pike Street, Ste. 2600,
Seattle, WA 98101

For Respondents: Curt Roy Hineline, DORSEY & WHITNEY LLP 1420 Fifth Avenue,
Ste. 3400, Seattle, WA 98101

CASE INFORMATION

Statement of Claim filed: September 25, 2000

Statement of Answer filed by Respondents on: December 12, 2000

CASE SUMMARY

Claimants, TIMOTHY and DONNA LARSON, and the marital community composed thereof; MARY LOU LaPIERRE; DIANE M. PATELLI, and DONALD F. GRONOWICK, requested an award of rescission and damages, plus interest and attorneys' fees from Respondents. Claimants' original theory on their claims were based on alleged false and misleading information provided to Claimants via analyst reports researched and prepared by

Respondents concerning Boston Chicken bonds. Subsequently, Claimants also asserted that their broker failed to disclose fully to Claimants the information that the broker had received about the bonds, including the nature of the investment risk.

Respondents contended that all statements in the analyst reports were true and complete. Respondents also contended that all statements made by the broker to Claimants were true and complete. Respondents requested that all claims asserted against them be dismissed in their entirety, with prejudice.

OTHER ISSUES CONSIDERED AND RECORDED

A Stipulation to Dismiss and Expunge Registered Representative's Record has been filed with the NASD Regulation, Inc.

AWARD

After considering the parties' submissions, the undersigned arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

1. Claimants' withdrawal of their Statement of Claims is accepted and this matter is dismissed with prejudice. The dismissal shall bar any further claims by Claimants against Respondents for alleged conduct occurring before this date.

2. In view of the potentially defamatory nature of the information now on the Central Registration Depository ("CRD") regarding this matter, all references to Claimants' claims and to this arbitration proceeding shall be expunged from the CRD record of Respondent Wayne Josephson.

Filing and hearing depositions held by the NASD shall be refunded to the depositing parties.

SO ORDERED this ____ day of ____ 2002.

Arbitrator

Dated: 7/07/02

Dated: 7/10/02

HOLLAND & KNIGHT, LLP

DORSEY & WHITNEY LLP

By 


By 

John Bender
520 Pike Street, Ste. 2600
Seattle, WA 98101
Telephone (206) 340-1825
Attorneys for Claimants

Curt Roy Hine
1420 Fifth Avenue, Ste. 3400
Seattle, WA 98101
Telephone: (206) 903-8800
Attorneys for Respondents

Filing and hearing depositions held by the NASD shall be refunded to the depositing parties.

SO ORDERED this 1st day of August 2002.

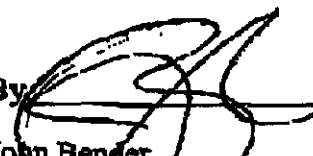

Arbitrator


Dated: 7/10/02

Dated: 7/10/02

HOLLAND & KNIGHT, LLP

DORSEY & WHITNEY LLP

By 
John Bender
520 Pike Street, Ste. 2600
Seattle, WA 98101
Telephone (206) 340-1825
Attorneys for Claimants

By 
Curt Roy Hinesline
1420 Fifth Avenue, Ste. 3400
Seattle, WA 98101
Telephone: (206) 403-8800
Attorneys for Respondents

NASD REGULATION, INC.
OFFICE OF DISPUTE RESOLUTION
No. 00-04045

TIMOTHY and DONNA LARSON, and the
marital community composed thereof; MARY
LOU LaPIERRE; DIANE M. PATELLI, and
DONALD F. GRONOWICK,

Claimants,

v.

DAIN RAUSCHER INCORPORATED;
and WAYNE JOSEPHSON,

Respondents.

**STIPULATION TO DISMISS AND EXPUNGE
REGISTERED REPRESENTATIVE'S RECORD**

IT IS HEREBY STIPULATED AND AGREED by and between Claimants TIMOTHY and DONNA LARSON, and the marital community composed thereof; MARY LOU LaPIERRE; DIANE M. PATELLI, and DONALD F. GRONOWICK, by their respective counsel, that having voluntarily resolved all claims Claimants hereby withdraw their Statement of Claim and that this matter be dismissed with prejudice, all parties bearing their respective costs and attorneys' fees, and that all filing and hearing costs be refunded to the parties depositing them.

Respondents believe, based on the record developed during the pendency of this Arbitration, that the information now on the Central Registration Depository may be potentially defamatory. Claimants agree that expungement is appropriate in this instance. Accordingly, IT IS FURTHER STIPULATED AND AGREED that this matter should be expunged from the permanent record of Respondent Wayne Josephson with the Central Registration Depository.

IT IS FURTHER STIPULATED AND AGREED that the NASD Regulation, Inc. may designate any single arbitrator to consider and enter the attached Stipulated Award.

WHEREFORE, the parties hereto request that the NASD Regulation, Inc., through any single designated Arbitrator, enter the attached Stipulated Award.

Dated: 7/10/02

Dated: 7/10/02

HOLLAND & KNIGHT, LLP

DORSEY & WHITNEY LLP

By 

John Bender
520 Pike Street, Ste. 2600
Seattle, WA 98101
Telephone (206) 340-1825
Attorneys for Claimants

By 

Curt Roy Hine
1420 Fifth Avenue, Ste. 3400
Seattle, WA 98101
Telephone: (206) 903-8800
Attorneys for Respondents