

Award
NASD Dispute Resolution, Inc.

In the Matter of the Consolidated Case entitled "McLintock Consolidated Case"
Consolidated Case Number: 00-04931

William N. McIntock and William N. McIntock, IRA v. Barron Chase Securities, Inc.,
et al. 00-04931

Kenneth R. Neel and Kenneth R. Neel Revocable Trust v. Barron Chase Securities, Inc.,
et al. 00-05288

Case Number: 00-04931

Hearing Site: San Diego, California

William N. McIntock and William N. McIntock, IRA, Claimants v. Barron Chase Securities,
Inc., Fiserv Correspondent Services, Inc., and Christopher M. Lim, Respondents

Case Number: 00-04931

Kenneth R. Neel and Kenneth R. Neel Revocable Trust, Claimants v. Barron Chase Securities, Inc.,
Fiserv Correspondent Services, Inc., Joey A. Parsi, and Christopher M. Lim, Respondents

Case Number: 00-05288

REPRESENTATION OF PARTIES

For Claimants:

Raymond R. Prazen, Esq.
Investors Arbitration
Specialists, Inc.
San Diego, California

For Respondent Barron Chase Securities, Inc.:

Edward Gonzales
Barron Chase Securities, Inc.
Boca Raton, Florida

For Respondent Fiserv Correspondent Services, Inc.:

Steven D. Plissey, Esq.
Sherman & Howard, LLC
Denver, Colorado

For Respondent Joey A. Parsi:

Joey A. Parsi
In Pro Per
Beverly Hills, California

For Respondent Christopher M. Lim:

Mitchell J. Albert, Esq.
Albert & Will, LLP
Torrance, California

CASE INFORMATION

**William N. McLintock and William N. McLintock, IRA v. Barron Chase Securities, Inc., et al.
00-04931**

Statement of Claim filed: September 20, 2000

Claimants' Uniform Submission Agreement signed: September 10, 2000

Statement of Answer and Motion to Dismiss filed by Respondent Fiserv Correspondent Services, Inc.: January 16, 2001

Respondent Fiserv Correspondent Services, Inc.'s Uniform Submission Agreement signed: December 8, 2000

Statement of Answer filed by Respondent Christopher M. Lim: June 27, 2001

Respondent Christopher M. Lim's Uniform Submission Agreement signed: June 27, 2001

**Kenneth R. Neel and Kenneth R. Neel Revocable Trust v. Barron Chase Securities, Inc., et al.
00-05288**

Statement of Claim filed: November 24, 2000

Claimants' Uniform Submission Agreement signed: November 24, 2000

Statement of Answer and Motion to Dismiss filed by Respondent Fiserv Correspondent Services, Inc.: January 26, 2001

Respondent Fiserv Correspondent Services, Inc.'s Uniform Submission Agreement signed: December 20, 2000

Statement of Answer filed by Respondent Christopher M. Lim: January 30, 2001

Respondent Christopher M. Lim's Uniform Submission Agreement signed: January 29, 2001

CASE SUMMARY

William N. McLintock and William N. McLintock, IRA v. Barron Chase Securities, Inc., et al. 00-04931

Claimants alleged churning, violation of California Corporations Code §2500, breach of fiduciary duty, negligent misrepresentation, and fraudulent misrepresentation.

Respondents Fiserv Correspondent Services, Inc. and Christopher M. Lim denied the allegations of wrongdoing set forth in the Claimants' Statement of Claim.

Respondent Barron Chase Securities, Inc. did not file a Statement of Answer.

Kenneth R. Neel and Kenneth R. Neel Revocable Trust v. Barron Chase Securities, Inc., et al. 00-05288

Claimants alleged churning, violation of California Corporations Code §25400-25403, breach of fiduciary duty, negligent misrepresentation, and fraudulent misrepresentation.

Respondents Fiserv Correspondent Services, Inc. and Christopher M. Lim denied the allegations of wrongdoing set forth in the Claimants' Statement of Claim.

Respondents Barron Chase Securities, Inc. and Joey A. Parsi did not file a Statement of Answer.

RELIEF REQUESTED

William N. McLintock and William N. McLintock, IRA v. Barron Chase Securities, Inc., et al. 00-04931

Claimants requested compensatory damages in the sum of \$125,000.00, punitive damages in the sum of \$350,000.00, interest, a refund of filing fees, and reimbursement for arbitration costs, including legal fees.

Respondent Fiserv Correspondent Services, Inc. requested dismissal of the Claimants' Statement of Claim in its entirety, and reimbursement for expert witness fees, and arbitration costs, including attorney's fees.

Respondent Christopher M. Lim requested dismissal of Claimants' Statement of Claim in its entirety, and reimbursement arbitration costs.

Kenneth R. Neel and Kenneth R. Neel Revocable Trust v. Barron Chase Securities, Inc., et al.
00-05288

Claimants requested compensatory damages in the sum of \$275,000.00, punitive damages in the sum of \$225,000.00, interest, a refund of filing fees, and reimbursement for arbitration costs, including legal fees.

Respondent Fiserv Correspondent Services, Inc. requested dismissal of the Claimants' Statement of Claim in its entirety, and reimbursement for expert witness fees, and arbitration costs, including attorney's fees.

Respondent Christopher M. Lim requested dismissal of Claimants' Statement of Claim in its entirety, and reimbursement for arbitration costs.

OTHER ISSUES CONSIDERED AND DECIDED

On February 1, 2001, NASD Dispute Resolution, Inc. received notice that Claimant dismissed without prejudice Respondent Joey A. Parsi.

On October 9, 2001, based on the stipulation of the parties and the consent of the Arbitration Panel, Case Number 00-05288 was fully consolidated under Case Number 00-04931.

On March 15, 2002, NASD Dispute Resolution, Inc. received notice that Claimant settled with Respondents Fiserv Correspondent Services, Inc. and Christopher M. Lim.

On April 5, 2002, NASD Dispute Resolution, Inc. received a Stipulated Dismissal with Prejudice Between Claimants and Fiserv Correspondent Services, Inc.

Upon review of the file and the representations made on behalf of the Claimants, the undersigned Panel determined that Respondent Barron Chase Securities, Inc. was properly served with the Statement of Claim and received due notice of the hearing, and that arbitration of the matter would proceed without said Respondent present, in accordance with the NASD Code of Arbitration Procedure (the "Code").

The parties agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, testimony, and evidence presented at the hearing, the Panel decided in full and final resolution of the issues submitted for determination as follows:

- 1) Respondent Barron Chase Securities, Inc. is dismissed with prejudice.
- 2) The parties shall bear their respective costs, including attorney's fees.
- 3) All other relief requested and not expressly granted is denied.

FEES

William N. McIntock and William N. McIntock, IRA v. Barron Chase Securities, Inc., et al. 00-04931

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. received or will collect the non-refundable filing fees for each claim as follows:

Initial claim filing fee	= \$ 300.00
--------------------------	-------------

Member Fees

Member fees are assessed to each member firm that is either a party in the matter or an employer of a respondent associated person at the time of the events which gave rise to the dispute, claim, or controversy. Accordingly, the member firm Fiserv Correspondent Services, Inc. is a party and the following fees are assessed:

Member Surcharge	= \$ 1,500.00
Pre-Hearing Process Fee	= \$ 600.00
<u>Hearing Process Fee</u>	<u>= \$ 2,500.00</u>
Total Member Fees	= \$ 4,600.00

Forum Fees and Assessments

The Panel assessed a forum fee for each pre-hearing conference or hearing session conducted. A pre-hearing conference and hearing session is any meeting between the parties and the Panel. The following fees are assessed:

2 Pre-hearing conference sessions with the Panel @ \$ 1,125.00/session	= \$ 2,250.00
Pre-hearing conferences:	
August 27, 2001	1 session
September 28, 2001	1 session

1 Pre-hearing conference session with the Panel @ \$ 1,200.00/session = \$ 1,200.00
Hearing: October 9, 2001 1 session

1 Hearing session @ \$ 1,200.00/session = \$ 1,200.00
Hearing: April 9, 2002 1 session

Total Forum Fees = \$ 4,650.00

1. The Panel assessed \$ 2,250.00 of the forum fees jointly and severally to Claimants William N. McIntock and William N. McIntock, IRA.
2. The Panel assessed \$ 2,400.00 of the forum fees jointly and severally to Claimants William N. McIntock, William N. McIntock, IRA, Kenneth R. Neel, and Kenneth R. Neel Revocable Trust.

Fee Summary

1. Claimants William N. McIntock and William N. McIntock, IRA are charged with the following fees and costs:

Initial Filing Fee	= \$ 300.00
<u>Forum Fees</u>	<u>= \$ 2,250.00</u>
Total Fees	= \$ 2,550.00
<u>Less payments</u>	<u>=(1,425.00)</u>
Balance Due NASD Dispute Resolution, Inc.	= \$ 1,125.00

2. Claimants William N. McIntock, William N. McIntock, IRA, Kenneth R. Neel, and Kenneth R. Neel Revocable Trust are charged jointly and severally with the following fees and costs:

Forum Fees	= \$ 2,400.00
<u>Less payments by Claimants in Subordinate Case 00-05288</u>	<u>=(1,125.00)</u>
Balance Due NASD Dispute Resolution, Inc.	= \$ 1,275.00

3. Respondent Fiserv Correspondent Services, Inc. is charged with the following fees and costs:

Member Fees	= \$ 4,600.00
<u>Less payments</u>	<u>=(4,600.00)</u>
Balance Due NASD Dispute Resolution, Inc.	= \$ 0.00

All balances are payable to NASD Dispute Resolution, Inc. and are due upon the receipt of the Award pursuant to Rule 10330(g) of the Code.

Kenneth R. Neel, Kenneth R. Neel Revocable Trust v. Barron Chase Securities, Inc., et al.
00-05288

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. received or will collect the non-refundable filing fees for each claim as follows:

Initial claim filing fee	= \$ 300.00
--------------------------	-------------

Member Fees

Member fees are assessed to each member firm that is either a party in the matter or an employer of a respondent associated person at the time of the events which gave rise to the dispute, claim, or controversy. Accordingly, the member firm Fiserv Correspondent Services, Inc. is a party and the following fees are assessed:

Member Surcharge	= \$ 1,500.00
<u>Pre-Hearing Process Fee</u>	<u>= \$ 600.00</u>
Total Member Fees	= \$ 2,100.00

Fee Summary

1. Claimants Kenneth R. Neel and Kenneth R. Neel Revocable Trust are charged jointly and severally with the following fees and costs:

Initial Filing Fee	= \$ 300.00
<u>Less payments</u>	<u>= \$(1,425.00)</u>
Amount applied to fees in Master Case 00-04931	= \$(1,125.00)

2. Respondent Fiserv Correspondent Services, Inc. is charged with the following fees and costs:

Member Fees	= \$ 2,100.00
<u>Less payments</u>	<u>= \$(1,500.00)</u>
Balance Due NASD Dispute Resolution, Inc.	= \$ 600.00

All balances are payable to NASD Dispute Resolution, Inc. and are due upon the receipt of the Award pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

Joseph C. Roberts	•	Public Arbitrator, Presiding Chair
William W. Huss	-	Public Arbitrator
William Ward Blackburn	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures



Joseph C. Roberts
Chair, Public Arbitrator

04-29-02

Signature Date

William W. Huss
Public Arbitrator

Signature Date

William Ward Blackburn
Non-Public Arbitrator

Signature Date

May 3, 2002
Date of Service

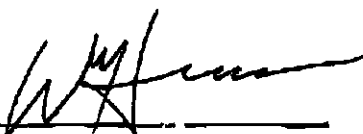
ARBITRATION PANEL

Joseph C. Robert	-	Public Arbitrator, Presiding Chair
William W. Huss	-	Public Arbitrator
William Ward Blackburn	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

Joseph C. Robert
Chair, Public Arbitrator

Signature Date



William W. Huss
Public Arbitrator

04/30/02

Signature Date

William Ward Blackburn
Non-Public Arbitrator

Signature Date

May 3, 2002

Date of Service

ARBITRATION PANEL

Joseph C. Roberts	-	Public Arbitrator, Presiding Chair
William W. Huss	-	Public Arbitrator
William Ward Blackburn	-	Non-Public Arbitrator


Concurring Arbitrators' Signatures

Joseph C. Roberts
Chair, Public Arbitrator

Signature Date

William W. Huss
Public Arbitrator

Signature Date



William Ward Blackburn
Non-Public Arbitrator



Signature Date



Date of Service