

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant(s)
Jeffery E. Forrest

Case Number: 01-00211

Name of the Respondent(s)
Prudential Securities, Inc.
Albert Adam

Hearing Site: Los Angeles, California

REPRESENTATION OF PARTIES

Claimant

Jeffery E. Forrest,
Ojai, California

Prudential Securities, Inc.

William M. Cassarini, Esq., Prudential Securities,
Inc., New York, New York

Albert Adam

William M. Cassarini, Esq., Prudential Securities,
Inc., New York, New York

CASE INFORMATION

Statement of Claim filed on or about January 10, 2001.

Claimant signed the Uniform Submission Agreement on or about January 5, 2001.

Statement of Answer filed by Respondents Prudential Securities, Inc. and Albert Adam on or about April 12, 2001.

Respondent Prudential Securities, Inc. signed the Uniform Submission Agreement on or about April 12, 2001.

CASE SUMMARY

Claimant asserted the following causes of action relating to the management to his investment account: (1) Breach of Contract, (2) Breach of Fiduciary Duty, (3) Negligence, (4) Failure to Supervise, (5) Misrepresentation, (6) Churning, (7) Omission of Facts, (8) Suitability, (9) Malpractice, and (10) Ineptitude.

Respondents Prudential Securities, Inc. and Albert Adam denied the allegations of wrongdoing set forth in the Claimant's Statement of Claim. Respondents also asserted affirmative defenses.

RELIEF REQUESTED

Claimant requested:

Compensatory Damages	\$450,605.50
Punitive Damages	\$274,500.00

Respondents Prudential Securities, Inc. and Albert Adam requested:

Non-Monetary Relief	Expungement of CRD Record
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OTHER ISSUES CONSIDERED AND DECIDED

Respondent Albert Adam did not file with the NASD Dispute Resolution a properly executed submission agreement but is required to submit to arbitration pursuant to the Code of Arbitration Procedure ("Code") and having answered the claim is bound by the determination of the Panel on all issues submitted.

At the evidentiary hearing, the Panel denied the following motions: (1) Respondents Prudential Securities, Inc. and Albert Adam's Motion to Dismiss Due to Failure to Produce Documents and (2) Respondents Prudential Securities, Inc. and Albert Adam's Motion to Dismiss for Failure to State a Claim.

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

1. Claimant's claims are denied in their entirety.
2. The Panel recommends the expungement of all reference to the above captioned arbitration from Respondent Albert Adam's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Respondent Albert Adam must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.
3. Any and all relief not specifically addressed herein, is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution will retain or collect the non-refundable filing fees for each claim as follows:

Initial claim filing fee = \$ 375.00

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 events giving rise to the dispute. Accordingly Prudential Securities, Inc. is a party and the following fees are assessed:

Member surcharge	= \$2,000.00
Pre-hearing process fee	= \$ 600.00
Hearing process fee	= \$3,500.00
Total Member Fees	= \$6,100.00

Forum Fees and Assessments

The Panel has assessed forum fees for each session conducted. A session is any meeting between the parties and the arbitrators, including a pre-hearing conference with the arbitrators, that lasts four (4) hours or less. Fees associated with these proceedings are:

(1) Pre-hearing session with Panel @ \$1,200.00/session = \$1,200.00
Initial Pre-hearing conference: December 19, 2001 [1 session]

(2) Hearing sessions @ \$1,200.00/session = \$2,400.00
Hearing Date: June 18, 2002 [2 sessions]

Total Forum Fees = \$3,600.00

1. The Panel has assessed \$1,800.00 of the forum fees to Claimant Jeffery Forrest.
2. The Panel has assessed \$1,800.00 of the forum fees jointly and severally to Respondents Prudential Securities, Inc. and Albert Adam.

Fee Summary

1. Claimant Jeffery Forrest is solely liable for:

Initial Filing Fee	= \$ 375.00
Forum Fees	= \$ 1,800.00
Total Fees	= \$ 2,175.00
Waiver of Filing Fee	= \$ (375.00)
Less payments	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$ 1,800.00

2. Respondent, Prudential Securities, Inc., is solely liable for:

Member Fees	= \$ 6,100.00
<u>Less payments</u>	<u>= \$ (6,100.00)</u>
Balance Due NASD Dispute Resolution	= \$ 0.00

3. Respondents, Prudential Securities, Inc. and Albert Adam are jointly and severally liable for:

Forum Fees	= \$ 1,800.00
<u>Less payments by Prudential Securities, Inc.</u>	<u>= \$ (600.00)</u>
Balance Due NASD Dispute Resolution	= \$ 1,200.00

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

ARBITRATION PANEL

Robert B. Moran

- Public Arbitrator,
Presiding Chairperson

Allan D. Stampa

- Public Arbitrator

Jesse D. Miller

- Non-Public Arbitrator

Concurring Arbitrators' Signature(s)



Robert B. Moran
Public Arbitrator, Chair

8-12-02
Signature Date

Allan D. Stampa
Non-Public Arbitrator

Signature Date

Jesse D. Miller
Public Arbitrator

Signature Date

August 13, 2012
Date of Service
(For NASD use only)

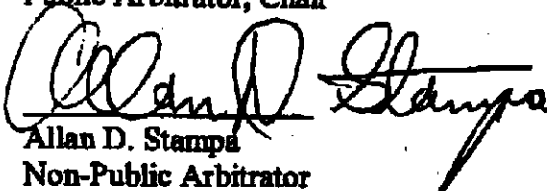
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Robert B. Moran	-	Public Arbitrator, Presiding Chairperson
Allan D. Stampa	-	Public Arbitrator
Jesse D. Miller	-	Non-Public Arbitrator

Concurring Arbitrators' Signature(s)

Robert B. Moran
Public Arbitrator, Chair

Signature Date


Allan D. Stampa
Non-Public Arbitrator

8-12-02
Signature Date

Jesse D. Miller
Public Arbitrator

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Robert B. Moran

Public Arbitrator,
Presiding Chairperson

Allan D. Stampa

Public Arbitrator

Jesse D. Miller

Non-Public Arbitrator


Concurring Arbitrators' Signature(s)

Robert B. Moran
Public Arbitrator, Chair

Signature Date

Allan D. Stampa
Non-Public Arbitrator

Signature Date


Jesse D. Miller
Public Arbitrator

8-9-02
Signature Date

August 13, 2002
Date of Service
(For NASD use only)