

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 03-03856

Laurence Pilgeram, Claimant v. Barney N. Barnato, Respondent.

ATTORNEYS:

Claimant, Laurence Pilgeram, ("Claimant"), appeared pro se, Goleta, CA.

For Respondent, Barney N. Barnato, ("Respondent"), appeared Peter R. Boutin, Esq., of the firm Keesal, Young & Logan, San Francisco, CA.

NATURE OF DISPUTE: Customer v. Associated Person

DATE FILED: May 28, 2003

CASE SUMMARY: Claimant alleged that Respondent breached his fiduciary duty and misrepresented material fact regarding the sales of Tarrant County Health Facilities Development Corporation First Mortgage Health Facilities Revenue Bonds. Claimant maintained that due to Respondent's action his account suffered financial losses.

Claim Data

Claim: \$24,824.00
Interest: \$7,000.00, plus interest accruing at rate
of \$5.56 per day from 1/1/03
Attorney Fees: Unspecified
Filing Fees: \$425.00
Other: Unspecified

Award Data

Award: \$.00
Interest: \$.00
Attorney Fees: \$.00
Filing Fees: \$212.50
Other: \$.00

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 the Claimant are dismissed in their entirety. 2) All requests for interest are denied. 3) All requests for attorney fees are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 6) Respondent is liable for and shall pay to the Claimant \$212.50 as reimbursement of one-half of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, UBS Financial Services - the Member firm associated with the Respondent at the time of the dispute - has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

OTHER ISSUE: The Arbitrator denied Claimant's Motion to Barr Respondent from presenting defense based on violation of the NASD Code of Procedure.

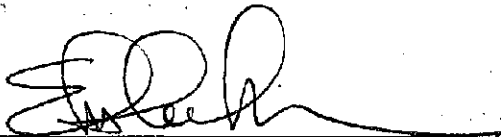
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Elizabeth L. Morrison

Sole Public Arbitrator

AFFIRMATION

I, Elizabeth L. Morrison, 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.



Elizabeth L. Morrison

2/03/04
Signature Date

February 20, 2004
Date of Service (For NASD-DR office use only)