

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Mary Nassimi, Claimant v. Brookstreet Securities Corporation and Allen Haghighinia,
Respondents

Case Number: 05-05905

Hearing Site: Los Angeles, California

Nature of the Dispute: Customer v. Member and Associated Person

REPRESENTATION OF PARTIES

For Claimant:

Eric A. Woosley, Esq.
Law Offices of Zilinskas & Woosley
Santa Barbara, California

For Respondents:

Gregory J. Sherwin, Esq.
Fields, Fehn & Sherwin
Los Angeles, California

CASE INFORMATION

Statement of Claim filed: November 15, 2005

Claimant's Uniform Submission Agreement signed: undated

Joint Statement of Answer filed by Respondents: January 31, 2006

Respondent Brookstreet Securities Corporation's Uniform Submission Agreement
signed: December 2, 2005

Respondent Allen Haghighinia's Uniform Submission Agreement signed:
February 6, 2006

CASE SUMMARY

Claimant alleged breach of fiduciary duty, unsuitability, churning, negligence, and failure to supervise. Claimant's allegations involved transactions in unspecified securities.

Respondents denied the allegations of wrongdoing set forth in the Claimant's Statement of Claim.

RELIEF REQUESTED

Claimant requested \$61,877.00 in compensatory damages, exemplary damages, pre-judgment interest, and costs, including attorney's fees.

Respondents requested dismissal of the Claimant's Statement of Claim in its entirety, and costs, including attorney's fees.

OTHER ISSUES CONSIDERED AND DECIDED

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) Respondents Brookstreet Securities Corporation and Allen Haghighinia are jointly and severally liable to and shall pay Claimant Mary Nassimi the sum of \$41,251.00 in compensatory damages.
- 2) The parties shall bear their respective costs, including attorney's fees.
- 3) All other relief requested and not expressly granted, is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

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

| | |
|--------------------------|-------------|
| Initial claim filing fee | = \$ 225.00 |
|--------------------------|-------------|

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 that gave rise to the dispute, claim, or controversy. Accordingly, the member firm Brookstreet Securities Corporation is a party and the following fees are assessed:

| | |
|--------------------------|---------------------|
| Member Surcharge | = \$1,100.00 |
| Pre-Hearing Process Fee | = \$ 750.00 |
| Hearing Process Fee | = \$1,700.00 |
| Total Member Fees | = \$3,550.00 |

Forum Fees and Assessments

The Panel assessed forum fees for each session conducted or each decision rendered on a discovery-related motion on the papers. A session is any meeting between the parties and the arbitrator(s), including a pre-hearing conference, that lasts four (4) hours or less. Fees associated with these proceedings are:

| | |
|---|---------------------|
| One (1) Pre-hearing conference session with the Panel @ \$750.00/session | = \$ 750.00 |
| Pre-hearing conference: April 25, 2006 1 session | |
| Two (2) Hearing sessions @ \$750.00/session | = \$1,500.00 |
| Hearing: November 6, 2006 2 sessions | |
| Total Forum Fees | = \$2,250.00 |

1. The Panel assessed \$750.00 of the forum fees to Claimant Mary Nassimi.
2. The Panel assessed \$1,500.00 of the forum fees jointly and severally to Respondents Brookstreet Securities Corporation and Allen Haghighinia.

Fee Summary

1. Claimant Mary Nassimi is charged with the following fees and costs:

| | |
|--|------------------|
| Initial Filing Fee | = \$ 225.00 |
| Forum Fees | = \$ 750.00 |
| Total Fees | = \$ 975.00 |
| Less payments | = \$ (975.00) |
| Balance Due NASD Dispute Resolution | = \$ 0.00 |

2. Respondent Brookstreet Securities Corporation is charged with the following fees and costs:

| | |
|--|------------------|
| Member Fees | = \$ 3,550.00 |
| Less payments | = \$(3,550.00) |
| Balance Due NASD Dispute Resolution | = \$ 0.00 |

3. Respondents Brookstreet Securities Corporation and Allen Haghighinia are charged jointly and severally with the following fees and costs:


| | |
|--|----------------------|
| Forum Fees | = \$ 1,500.00 |
| Balance Due NASD Dispute Resolution | = \$ 1,500.00 |

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

ARBITRATION PANEL

| | | |
|----------------------------|---|------------------------------------|
| Frederick N. Ballard, Esq. | - | Public Arbitrator, Presiding Chair |
| Willard H. Altman, Jr. | - | Public Arbitrator |
| James P. Murphy | - | Non-Public Arbitrator |

Concurring Arbitrators' Signatures



Frederick N. Bailard, Esq.
Chair, Public Arbitrator

Nov 7, 2006

Signature Date

Willard H. Altman, Jr.
Public Arbitrator

Signature Date

James P. Murphy
Non-Public Arbitrator

Signature Date

11/7/06

Date of Service

ARBITRATION PANEL

| | | |
|-----------------------------|---|------------------------------------|
| Frederick N. Baillard, Esq. | - | Public Arbitrator, Presiding Chair |
| Willard H. Altman, Jr. | - | Public Arbitrator |
| James P. Murphy | - | Non-Public Arbitrator |

Concurring Arbitrators' Signatures

Frederick N. Baillard, Esq.
Chair, Public Arbitrator

Signature Date

Willard H. Altman, Jr.
Willard H. Altman, Jr.
Public Arbitrator

11/07/06
Signature Date

James P. Murphy
Non-Public Arbitrator

Signature Date

11/7/06
Date of Service

ARBITRATION PANEL

| | | |
|----------------------------|---|------------------------------------|
| Frederick N. Ballard, Esq. | - | Public Arbitrator, Presiding Chair |
| Willard H. Altman, Jr. | - | Public Arbitrator |
| James P. Murphy | - | Non-Public Arbitrator |

Concurring Arbitrators' Signatures

Frederick N. Ballard, Esq.
Chair, Public Arbitrator

Signature Date

Willard H. Altman, Jr.
Public Arbitrator

Signature Date


James P. Murphy
Non-Public Arbitrator

11-7-06
Signature Date

11/7/06
Date of Service