

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Charles B. Webber

Claimant(s)

vs.

Robert S.C. Peterson, Inc.,  
Prudential-Bache Securities, Inc.  
and Al Larson

Respondent(s)

NOTICE OF ARBITRATION

AWARD

87-00264

CASE SUMMARY

Claimant(s) Charles B. Webber alleged that Respondent(s) Robert S.C. Peterson, Inc., Prudential-Bache Securities, Inc. and Al Larson executed an unauthorized purchase and subsequent sales transaction in Claimant's account. Respondent(s) maintain that Claimant requested the purchase by telephone call. Respondent Prudential-Bache moved for dismissal of the claim against it on the grounds that Claimant had failed to state that any impropriety had been committed by Prudential-Bache.

RELIEF REQUESTED

Claimant(s) Charles B. Webber requested damages of the return of his original shares. Respondent(s) requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Neill Edward Hannon, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant(s) on February 4, 1987 and by Respondent(s) on April 10, 1987, April 3, 1987, and April 13, 1987. The Arbitrator, having considered the proofs of the parties, has determined in full and final resolution of the issue submitted for determination as follows:

The claim of the Claimant against Prudential-Bache Securities, Inc. is dismissed in its entirety;

Respondents Robert S.C. Peterson, Inc. and Al Larson are jointly and severally liable and will pay to the Claimant the sum of Five Hundred Twenty Eight Dollars and Eighty-Eight Cents (\$528.88) or will return to Claimant 1000 shares of Sport Shack (whichever is the greater value) plus 10% interest from the date of receipt of this award;

Counterclaim of Prudential-Bache Securities, Inc. against Respondents Robert S.C. Peterson Inc. and Al Larson is dismissed.

The parties shall each bear their respective costs including attorney's fees.

The \$15.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be retained by the NASD as costs of this proceeding.

September 5, 1989