

Book

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

Lawrence D. Crowder

Claimant

and

Roney & Co.; E.F. Hutton & Company and
John Tomlinson

Respondent

A W A R D

87-01271

On Tuesday, May 2, 1989 in Southfield, Michigan, the undersigned arbitrators heard the controversy between the parties as set forth in submissions to arbitration signed on June 1, 1988 by Claimant Lawrence D. Crowder, on September 8, 1987 by Lynn E. Webb on behalf of Respondent E.F. Hutton & Company, Inc. and on September 4, 1987 by Respondent John Tomlinson. Respondent Roney & Co. did not execute a submission to arbitration, but did answer the claim and appear, through counsel, at the hearing on May 2, 1989. Respondent Roney & Co. is an NASD member firm and is required to arbitrate a dispute at the request of a public customer pursuant to Section 12 of the NASD Code. Therefore, Respondent Roney & Co. is bound by the panel's final determination on all issues submitted for consideration.

The arbitration panel, having considered the pleadings, the testimony, and the evidence presented at the hearing, has decided in full and final resolution of the issues submitted for determination as follows:

1. The claims asserted against Respondents Roney & Co., E.F. Hutton & Company and John Tomlinson by Claimant Lawrence D. Crowder are dismissed in their entirety;

2. The parties shall each bear their respective costs and expenses including any attorney's fees incurred in connection with this proceeding; and

Dated Served: 7-12-89

3. Pursuant to Section 43(b) of the Code of Arbitration Procedure, the National Association of Securities Dealers, Inc. shall refund the \$400.00 filing fee previously deposited with the NASD by the Claimant Lawrence D. Crowder and Respondent John G. Tomlinson is assessed and shall pay to the NASD, as forum fees, the sum of \$800.00.

By the Panel

Dated: June 7, 1989

D. Kerry Crenshaw, Esq.
Presiding Chairman

Dated: June 6, 1989

Peter Sugar, Esq.

Dated: June 2, 1989

Lawrence D. Rosenstock, Esq.