

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

Dr. Alexander Stein

Claimant

vs.

Wedbush Noble Cooke, Inc. and
David Swope

Respondents

AWARD

CASE NO. 87-02294

SUMMARY OF ISSUES

This case was filed on November 20, 1987. Claimant Dr. Alexander Stein alleges that his investment in a common stock was liquidated without his authorization. On or about January 1987, Claimant purchased 5,000 shares of said stock on margin, received a margin call from Respondents and remitted the necessary funds.

On April 24, 1987, Claimant received another margin call for \$6,000.00 and sent the \$6,000.00 to cover by messenger. Respondents liquidated his holdings.

Respondent alleges that they were contractually within their rights to liquidate the account without prior tender, demand or call of any kind upon the Claimant.

DAMAGES AND RELIEF REQUESTED

Claimant seeks to recover: \$6,000.00, an amount equal to the liquidation; \$6,000.00 representing the value of his stock on the date of liquidation; \$200,000.00 in punitive damages; attorneys' fees; and costs.

Respondents seek dismissal of the claim in its entirety.

DAMAGES AND RELIEF AWARDED

On April 3, 1990 in Los Angeles, California, the undersigned arbitrators heard the controversy in one session between the parties as set forth in submissions to arbitration signed by Claimant Dr. Alexander Stein on November 11, 1987 and by Respondents Wedbush Noble Cooke, Inc. on March 10, 1987 and by David Swope (undated). The arbitration panel,

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

1. Wedbush Noble Cooke, Inc. is solely liable for and shall pay to Claimant the sum of Twelve Thousand Dollars and No Cents (\$12,000.00).
2. All claims of Claimant against David Swope are dismissed.
3. Claimant's claim for punitive damages is denied.
4. The parties shall each bear their respective costs including attorneys' fees.
5. In accordance with Section 43 of the National Association of Securities Dealers, Inc. ("NASD") Code of Arbitration Procedure, the NASD shall retain the \$750.00 filing fee previously deposited by the Claimant as an assessment of forum fees by the arbitrators.

PRESIDING ARBITRATORS

DATE SERVED: 05/17/90

Delores I. Smith
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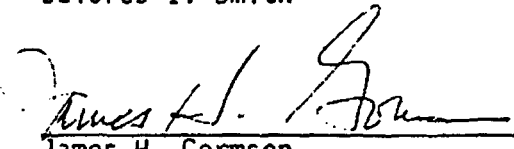
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James H. Gormsen

Luis R. Ruiz

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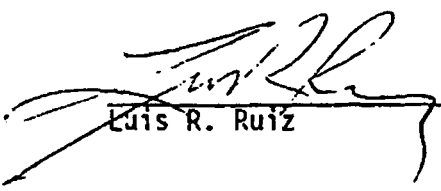
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