

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Rev. Everett A. and
Eleanor S. Ostrom

Claimant(s)

vs.

Sandy Deatherage

Respondent(s)

NOTICE OF ARBITRATION
AWARD
88-00311

CASE SUMMARY

Claimant Rev. Everett A. and Eleanor S. Ostrom alleged that Respondent Sandy Deatherage neglected to inform them of the 4.9% transaction fee deducted from their government mutual fund. Respondents maintain that Claimants were informed that the shares were to be purchased at a 4.9% premium to their net asset value.

RELIEF REQUESTED

Claimant Rev. Everett A. and Eleanor S. Ostrom requested damages of \$639.47. Respondents requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Louis D. Peterson, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on January 8, 1988 and by Respondents on August 3, 1988. The Arbitrator, having considered the proofs of the parties, has determined in full and final resolution of the issue submitted for determination as follows:

that the claim of the Claimant shall be and hereby is dismissed in all respects.

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 shall be retained by the NASD, Inc. as costs of this proceeding.

June 16, 1989