

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

REBECCA FOLSOM

Claimant

and

A. G. EDWARDS & SONS, INC.

Respondent

CASE NO. 88-01094

CASE SUMMARY

In a claim filed with the NASD on April 6, 1988, Claimant Rebecca Folsom alleges that Respondent A. G. Edwards & Sons, Inc. through its registered representative traded excessively in her account, recommended unsuitable investments; and traded in her account without her knowledge or authorization.

In its Answer filed with the NASD on November 25, 1988, Respondent A. G. Edwards & Sons, Inc. states that Claimant was suitable for the transactions in her account, that all trades were entered into with the knowledge and authorization of Claimant.

RELIEF REQUESTED

Claimant requested an award in the amount of \$190,405.57 plus interest, reasonable attorney's fees and punitive damages.

Respondent requested that the statement of Claim be denied and that it be awarded its costs, expenses and attorneys fees.

AWARD

On Tuesday, December 5, 1989 and Wednesday, December 6, 1989 in Dallas, Texas during a hearing lasting five sessions, the undersigned arbitrators heard the controversy between the parties as set forth in submissions to arbitration signed on March 17, 1988 by Claimant Rebecca Folsom on November 21, 1988 by Stephen G. Sneeringer on behalf of Respondent A. G. Edwards & Sons, Inc.

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. Respondent A. G. Edwards & Sons, Inc. is liable for and shall pay to Claimant, Rebecca Folsom, the sum of Twenty Thousand Dollars (\$20,000.00);
2. The parties shall each bear any other costs and expenses incurred in this proceeding which are not specifically or addressed herein; and
3. Pursuant to Section 43(b) of the Code of Arbitration Procedure, the National Association of Securities Dealers, Inc. shall retain as forum fees, the \$750.00 filing fee previously deposited with the NASD by the Claimant Rebecca Folsom. Respondent shall directly reimburse claimant Rebecca Folsom for the \$750.00 filing fee retained by the NASD and Respondent is further assessed and shall pay to the NASD as additional forum fees, the sum of \$750.00.

By the Panel Members Concurring:

Dated: 1-28-90

/S/ Robert A. Solomon, Esq.
Presiding Chair

Dated: _____

/S/ _____
James Clarence Paisley

By the Panel Member Dissenting:

Dated: _____

/S/ _____
O. Delton Bennett

AWARD

On Tuesday, December 5, 1989 and Wednesday, December 6, 1989 in Dallas, Texas during a hearing lasting five sessions, the undersigned arbitrators heard the controversy between the parties as set forth in submissions to arbitration signed on March 17, 1988 by Claimant Rebecca Folsom on November 21, 1988 by Stephen G. Sneeringer on behalf of Respondent A. G. Edwards & Sons, Inc.

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. Respondent A. G. Edwards & Sons, Inc. is liable for and shall pay to Claimant, Rebecca Folsom, the sum of Twenty Thousand Dollars (\$20,000.00);
2. The parties shall each bear any other costs and expenses incurred in this proceeding which are not specifically or addressed herein; and
3. Pursuant to Section 43(b) of the Code of Arbitration Procedure, the National Association of Securities Dealers, Inc. shall retain as forum fees, the \$750.00 filing fee previously deposited with the NASD by the Claimant Rebecca Folsom. Respondent shall directly reimburse claimant Rebecca Folsom for the \$750.00 filing fee retained by the NASD and Respondent is further assessed and shall pay to the NASD as additional forum fees, the sum of \$750.00.

By the Panel Members Concurring:

Dated: _____

/S/

Robert A. Solomon, Esq.
Presiding Chair

Dated: 1/6/90

/S/


James Clarence Paisley

By the Panel Member Dissenting:

Dated: _____

/S/

O. Delton Bennett