

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between :
La Jolla Holdings Pension Trust :
Claimant : Case #88-01235
vs. : Award
Securities Settlement Corporation :
Respondent :

CASE SUMMARY

This proceeding was commenced by the Claimant LaJolla Holding Pension Trust ("LJH") against Securities Settlement Corporation ("SSC") and arises from a trading account held by Claimant at LJH from the period of June 28, 1984 through October 26, 1987. Specifically, LJH alleged that the Respondent liquidated Claimant's account without providing Claimant the opportunity to meet its margin call, and that such action resulted in the losses suffered by the Claimant in his account. Claimant alleged that the above conduct violated, among others, Section 30 of the Rules of Fair Practice of the National Association of Securities Dealers, Inc. ("NASD") and Section 7(c) of the Securities Exchange Act of 1934.

Respondent SSC denies the allegations of the Claimant. Respondent essentially contends that SSC had the right to liquidate the Claimant's account in accordance with the margin agreement. SSC further asserts that it did not breach any duty, nor violate any of the aforementioned Rules or Regulations.

RELIEF REQUESTED

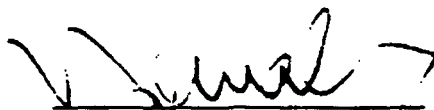
Claimant requests an award of \$254,348.00 plus costs and expenses and interest as of October 24, 1987. Respondent requests that the claims be dismissed and that the Claimant be assessed attorney's fees and expenses.

AWARD


On October 18 and 20, 1989, said dates representing four (4) hearing sessions in New York, New York the undersigned arbitrators heard the controversy between the parties as set forth in submissions to arbitration signed by parties hereto.

The initial claim was filed on April 15, 1988. 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. The claim of Claimant against the Respondent shall be denied in its entirety.
2. The parties shall each bear their respective costs including attorney's fees.
3. Pursuant to Section 43 of the Code of Arbitration Procedure, the National Association of Securities Dealers, Inc. shall retain the \$750.00 filing fee previously deposited by the Claimant. The Respondent is assessed \$1,500.00 in forum fees as costs of the two of the four hearing sessions conducted in this matter.



HOWARD S. EILEN, ESQ.



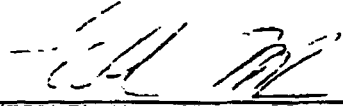
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