

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Catherine L. Boinski

Claimant(s)

vs.

**Stuart James Co., Inc., Randall
Dawson and Michael Cahan**

Respondent(s)

**NOTICE OF ARBITRATION
AWARD
88-01736**

CASE SUMMARY

Claimant Catherine L. Boinski alleged that Respondents Stuart James Co., Inc., Randall Dawson and Michael Cahan that Respondents committed unauthorized trading and Churning of Claimant's account. Respondents maintain that Respondents deny Claimant allegations.

RELIEF REQUESTED

Claimant Catherine L. Boinski requested damages of \$5,000.00. 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, Daniel Eugene Bivins III, was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on May 10, 1988 and by Respondents on April 26, 1989. 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 Respondents Stuart James Company, Inc. and Randall Dawson shall be jointly and severally liable to the Claimant for the amount of \$2,235.00. The claim against Respondent Michael Cahan shall be dismissed.

The parties shall each bear their respective costs including attorney's fees.

The \$100.00 filing fee previously deposited with the NASD, Inc. by the Claimant shall be retained by the NASD as costs for this proceeding and shall be reimbursed by Stuart James and Mr. Dawson equally to the Claimant.

July 24, 1989