

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

JAMES C. RADER & SANDRA F. RADER

Claimants

v.

MERRILL LYNCH, PIERCE, FENNER &
SMITH, INC. AND DANIEL E. THORSON

Respondents

CASE NO. 88-02205
AWARD

On May 15, 1989 in Minneapolis, Minnesota, the undersigned arbitrators heard the controversy between the parties as set forth in submissions to arbitration signed on June 30, 1988 by Claimants James C. Rader and Sandra F. Rader, on October 6, 1988 by Joan T. Niccolai on behalf of Respondent Merrill Lynch, Pierce, Fenner & Smith, Inc. and on August 17, 1988 by Respondent Daniel E. Thorson.

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. All claims asserted by the Claimants, James C. Rader and Sandra F. Rader, against the Respondents, Merrill Lynch, Pierce, Fenner & Smith, Inc. and Daniel E. Thorson shall be denied;
2. Each party shall bear their own costs incurred in connection with this proceeding;
3. Pursuant to Section 43(b) of the Code of Arbitration Procedure, the National Association of Securities Dealers, Inc. shall refund the \$400.00 filing fee previously deposited with the NASD by the Claimant.

By the Panel

/S/ James A. Lundberg, Esq.

/S/ D. Randall Blohm, Esq.

/S/ John Robert Kelly