

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

William J. Schmidt

vs.

Merrill Lynch, Pierce,
Fenner & Smith, Inc.

Claimant(s)

Respondent(s)

NOTICE OF ARBITRATION
AWARD
88-03004

CASE SUMMARY

Claimant(s) William J. Schmidt alleged that Respondent(s) Merrill Lynch, Pierce, Fenner & Smith, Inc. did not give Claimant enough information to make an intelligent choice about an investment. Respondent(s) maintain that Claimant was provided with a prospectus therefor did receive full disclosure on the investment.

RELIEF REQUESTED

Claimant(s) William J. Schmidt requested damages of Two Thousand One Hundred Sixty Five Dollars and No Cents (\$1,165.00). Respondent(s) requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Virginia M. Handal, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant(s) on September 21, 1988 and by Respondent(s) on November 15, 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:

The claim of the Claimant is hereby dismissed in all respects.

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

The \$25.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be retained by the NASD, Inc. as costs of this proceeding.

July 28, 1989