

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

Albert G. Martin Margit B. Martin	Claimants	AWARD
vs.		CASE # 88-03847
Blinder Robinson & Co., Inc.	Respondent	

SUMMARY OF ISSUES

This case was filed with the NASD on December 16, 1988. Claimants alleged Respondent misrepresented the highly speculative nature of the common stock of ISYS Technology and its unsuitability for purchase by Claimants.

Respondent alleged that no misrepresentations were made, that the speculative nature of the stock was disclosed to Claimants and that Claimants could have refused to make the purchase. Respondent also claimed that Claimants misrepresented their financial position to Respondent, causing Respondent to believe the purchase was suitable as a very small percentage of Claimants' financial worth.

DAMAGES AND RELIEF REQUESTED

Claimant requested damages of \$3,510.00.

Respondent requested dismissal of all claims.

DAMAGES AND RELIEF AWARDED

On February 20, 1988, in San Francisco, California, the undersigned arbitrator heard the controversy in one (1) session between the parties as set forth in submission to arbitration signed by Claimants on December 13, 1988, and Respondent on February 14, 1989. 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. Respondent is liable for and shall pay to Claimants the sum of \$3,510.00 in damages plus \$100 as reimbursement for the filing fee paid by Claimants.

2. Claimants are ordered to transfer to Respondent the 100,000 shares of ISYS Technology, which are the subject of this claim, upon receipt of payment from Respondent.

3. The parties shall each bear their respective costs including attorneys' fees.

4. In accordance with Section 43 of the National Association of Securities Dealers, Inc. (NASD) Code of Arbitration Procedure, the NASD shall retain the \$100.00 filing fee previously deposited by the Claimants as an assessment of forum fees by the arbitrator.

DATE SERVED: 03/08/90


David M. Greenberg, Esq.