

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of Arbitration Between

LOUIS BERNSON

Claimant

v.

PRUDENTIAL BACHE SECURITIES, INC.

Respondent

AWARD

NASD NO. 89-00580

SUMMARY OF THE CASE

Louis Bernson ("Claimant") alleges that at the end of 1986 his Keough plan had an account with Prudential Bache Securities, Inc. ("Respondent"), which held a certificate for 6,158 shares of Putnam High Yield Trust ("Putnam"). In January 1987 Respondent initiated the transfer of the certificate to Putnam, but Putnam claimed not to have received it and told Claimant that the shares could not be redeemed until the certificate was received. Respondent did not replace the certificate until June 1987 and did not actually transfer the certificate to Putnam until February 1989. By June 1987 the 6,158 shares had declined in value by approximately \$4,800; by February 1989 the decline was approximately \$11,000.

Respondent denies that it is responsible for the decline in value of Claimant's Putnam shares because of a lost certificate or that the claimant suffered any loss as a result of Respondent's actions.

RELIEF REQUESTED

Claimant requests damages in the amount of \$10,000. Respondent requests that the Statement of Claim be dismissed.

AWARD

On October 24, 1989, the undersigned arbitrator heard the controversy between the parties as set forth in submissions to arbitration signed on February 6, 1989 by Claimant Louis Bernson, on May 1, 1989 by Andrew Upton, Esq. on behalf of Respondent Prudential Bache Securities, Inc.