

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Herman and Lyla Demick

vs.

Claimant(s)

Shearson Lehman Hutton, Inc.,  
Rich Heinrichs and  
Mark Rockey

Respondent(s)

NOTICE OF ARBITRATION  
AWARD  
89-00798

CASE SUMMARY

Claimant(s) Herman and Lyla Demick alleged that Respondent(s) Shearson Lehman Hutton, Inc., Rich Heinrichs and Mark Rockey misrepresented material facts as to Claimants' investments with Respondent. Respondent(s) deny Claimants' allegations.

RELIEF REQUESTED

Claimant(s) Herman and Lyla Demick requested damages of Two Thousand Five Hundred Dollars and No Cents (\$2,500.00). 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, Mark E. Feierstein, 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 February 22, 1989 and by Respondent(s) on June 30, 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:

Respondent Shearson Lehman Hutton, Inc. shall adjust Claimants' account as follows:

- 1) Deposit 98 shares of Putnam Intermediate Government Income Trust in Herman Demick account held with Respondent;
- 2) Deposit 75 shares of Putnam Intermediate Government Income Trust in Lyla Demick account held with Respondent.

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 as costs of this proceeding.

September 25, 1989