

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Phillip Solar and Roberta B.
Lewis Solar

Claimant(s)

vs.

Dean Witter Reynolds, Inc.
and Rick Wayne

Respondent(s)

NOTICE OF ARBITRATION

AWARD

89-01373

CASE SUMMARY

Claimants Phillip Solar and Roberta B. Lewis Solar alleged that Respondents Dean Witter Reynolds, Inc. and Rick Wayne performed an unauthorized sales transaction in Claimants' account.

RELIEF REQUESTED

Claimants Phillip Solar and Roberta B. Lewis Solar requested the securities in question be reinstated to claimants' account or damages in an amount equal to the current market value of the securities. Respondents requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, George R. Freund, was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimants on April 13, 1989 and by Respondent Rick Wayne on June 23, 1989 but not by Respondent Dean Witter Reynolds, Inc. 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 Claimants is dismissed in all respects.

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

The \$200.00 filing fee previously deposited with the NASD, Inc. by the Claimant shall be retained by the NASD as costs of this proceeding.

September 21, 1989