

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

**William C. Lonon and
Marie E. Lonon**

Claimant(s)

vs.

**Kenneth Nightingale and
Wall Street Clearing Co.**

Respondent(s)

**NOTICE OF ARBITRATION
AWARD
89-01655**

CASE SUMMARY

Claimant(s) William C. Lonon and Marie E. Lonon alleged that Respondent(s) Kenneth Nightingale and Wall Street Clearing Co. misrepresented material facts as to Claimants' investment. Respondent(s) deny Claimants' allegations and Respondent Wall Street Clearing Co. counterclaims the Claimants.

RELIEF REQUESTED

Claimant(s) William C. Lonon and Marie E. Lonon requested damages of Two Thousand Five Hundred Dollars and No Cents (\$2,500.00). Respondent(s) requested dismissal of claim and costs and Respondent Wall Street Clearing Co. counterclaims for the amount of One Thousand Six Hundred Two Dollars and Fifty Cents (\$1,602.50).

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, William L. Hawes, 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 May 26, 1989 and by Respondent(s) on June 30, 1989, respectively;

And, that the Arbitrator, having considered the proofs of the Parties, including any additional documentary submissions of the Claimant(s) and the Respondents(s) has decided and determined in full and final resolution of the issue submitted for determination as follows:

The claim against the Respondents shall be dismissed in its entirety.

The counterclaim filed by Wall Street Clearing Co. shall also be dismissed.

. 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 and reimbursed by the Respondent to the Claimant.

October 24, 1989