

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Mark A. Fetter

Claimant(s)

vs.

Fitzgerald, Talman
and Cecil L. Farris

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
89-01687

CASE SUMMARY

Claimant(s) Mark A. Fetter alleged that Respondent(s) Fitzgerald, Talman and Cecil L. Farris made misrepresentations. Respondent(s) did not respond.

RELIEF REQUESTED

Claimant(s) Mark A. Fetter requested damages of Eight Hundred Eight Dollars and No Cents (\$808.00).

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, David I. Bursten, 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 December 30, 1988 and not by the Respondent as required by Section 12(a) of the NASD, Inc. Code of Arbitration Procedure;

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 Respondents are jointly and severally liable and shall pay the sum of Eight Hundred Eight Dollars and No Cents (\$808.00) to the Claimant.

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

The \$15.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be refunded to the Claimant by the Respondents.

December 12, 1989