

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Charles E., Jr. and
Bette Ann Auslander JTWROS

Claimant(s)

vs.

Shearson Lehman Hutton, Inc.

Respondent(s)

NOTICE OF ARBITRATION

AWARD

89-01798

CASE SUMMARY

Claimant(s) Charles E., Jr. and Bette Ann Auslander JTWROS alleged that Respondent(s) Shearson Lehman Hutton, Inc. made misrepresentations through its agent Ernie Krauss in order to generate trading activity. Respondent(s) did not respond.

RELIEF REQUESTED

Claimant(s) Charles E., Jr. and Bette Ann Auslander JTWROS requested damages of Nine Thousand Thirty One Dollars and No Cents

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Albert A. Rapoport, 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 June 19, 1989 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 claim against the Respondent is hereby 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(s) shall be retained by the NASD, Inc. as costs of this proceeding.

November 13, 1989