

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Charles Schwab & Co., Inc.

Claimant(s)

vs.

Robert L. Pearson

Respondent(s)

NOTICE OF ARBITRATION

AWARD

89-01988

CASE SUMMARY

Claimant(s) Charles Schwab & Co., Inc. alleged that Respondent(s) Robert L. Pearson failed to meet a margin call and as a result Claimant liquidated Respondent's account to a debit balance of \$5,717.17. Only \$1,208.19 of the debit balance was paid to the Claimant by the Respondent. Respondent(s) maintain that Claimant did not treat Respondent fairly and should have contacted Respondent at the telephone number provided by the Respondent.

RELIEF REQUESTED

Claimant(s) Charles Schwab & Co., Inc. requested damages of Four Thousand Five Hundred Nine Dollars and No Cents (\$4,509.00). 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, Ronee C. McLaughlin, 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 July 12, 1989 and by Respondent(s) on August 25, 1989, respectively;

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

That the Respondent is liable and will pay to the Claimant the sum of Four Thousand Four Hundred Eight Dollars and Ninety Eight Cents (\$4,408.98) plus interest at the rate of Six (6) per cent per annum from July 7, 1987 to the date of the award payment.

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

The \$600.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) will be retained by the NASD as costs of this proceeding.

October 19, 1989