

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Kathren Efroym

Claimant(s)

vs.

Stuart McClure and  
Blinder, Robinson & Co., Inc.

Respondent(s)

NOTICE OF  
ARBITRATION  
AWARD

89-02224

CASE SUMMARY

Claimant(s) Kathren Efroym alleged that Respondent(s) Stuart McClure and Blinder, Robinson & Co., Inc. inflated Claimant's income and net worth on customer account records in order to create the appearance that Claimant was in a position to invest in the securities offered by Respondents, assured Claimant of a profit on the investment, and were aware that the sum invested was all the money that Claimant possessed. Respondent Blinder, Robinson & Co., Inc. maintains that Claimant signed the customer account card which constitutes confirmation of the information contained therein and that the firm itself had neither committed any wrongdoing nor failed to supervise Respondent Stuart McClure. Respondent Blinder, Robinson & Co., Inc. further entered a cross-claim against Respondent Stuart McClure for any liability arising out of this proceeding. Respondent Stuart McClure did not respond.

RELIEF REQUESTED

Claimant(s) Kathren Efroym requested damages of One Thousand One Hundred Sixty Dollars and No Cents (\$1,160.00). Respondent(s) Blinder, Robinson & Co., Inc. requested dismissal of claim and costs and entered a cross-claim against Respondent Stuart McClure.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Thomas B. Corey, 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 20, 1989 and by Respondent Blinder, Robinson & Co., Inc. on October 6, 1989 and not by the Respondent Stuart McClure as required by Section 12(a) of the NASD, Inc. Code of Arbitration Procedure, 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 Respondents are jointly and severally liable and shall pay to the Claimant the sum of Three Hundred Seventy Five Dollars and No Cents (\$375.00), and;

The cross-claim of Respondent Blinder, Robinson & Co., Inc. against Respondent Stuart McClure is granted.

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) is assessed against the Respondents and shall be refunded to the Claimant by the Respondents.

February 26, 1990