

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Roger B. Johnson

Claimant(s)

vs.

Sherwood Capital, Inc.
and Kirby Foray

Respondent(s)

NOTICE OF
ARBITRATION
AWARD

89-02351

CASE SUMMARY

Claimant(s) Roger B. Johnson alleged that Respondent(s) Sherwood Capital, Inc. and Kirby Foray used high pressure sales tactics to induce the purchase of securities which subsequently declined in value. Respondent(s) deny all allegations.

RELIEF REQUESTED

Claimant(s) Roger B. Johnson requested damages of One Thousand Five Hundred Dollars and No Cents (\$1,500.00). 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, Mark E. Feierstein, 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 August 15, 1989 and by Respondent(s) on October 13, 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 is hereby dismissed in all respects.

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 refunded to the Claimant by the Respondents.

December 27, 1989