

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between
Herman and Alice Hille

Claimant(s)

vs.

Merrill Lynch, Pierce, Fenner &
Smith, Inc. and Charles Gould

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
89-02356

CASE SUMMARY

Claimant(s) Herman and Alice Hille alleged that Respondent(s) Merrill Lynch, Pierce, Fenner & Smith, Inc. and Charles Gould mismanaged Claimants' account and disregarded their investment objectives. Respondent(s) maintain that the account was handled in a professional manner and that the recommendations made were consistent with Claimants' objectives.

RELIEF REQUESTED

Claimant(s) Herman and Alice Hille requested damages of Two Thousand Five Hundred Dollars and No Cents (\$2,500.00). 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, Roneé C. McLaughlin, 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 May 31, 1989 and by Respondent(s) on November 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:

That the claim of the Claimants shall be and hereby is dismissed in all respects.

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

7 The \$75 filing fee previously deposited with the NASD, Inc. by the Claimant(s) will be retained by the NASD.

January 19, 1990