

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Robert C. and
Elizabeth Swearingen

Claimant(s)

vs.

Shearson Lehman Hutton, Inc.

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
89-02540

CASE SUMMARY

Claimant(s) Robert C. and Elizabeth Swearingen alleged that Respondent(s) Shearson Lehman Hutton, Inc. failed to execute customer order to transfer securities. Respondent denies Claimant's allegation.

RELIEF REQUESTED

Claimant(s) Robert C. and Elizabeth Swearingen requested damages of One Thousand Two Hundred Eighteen Dollars and No Cents (\$1,218.00). 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, Daniel Eugene Bivins, III, 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 February 20, 1990, 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:

The Respondent is liable and shall pay to the Claimant the sum of One Thousand Two Hundred Eighteen Dollars and No Cents (\$1,218.00).

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 Respondent.

March 26, 1990