

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Harvey Resnik et al

Claimant(s)

vs.

Shearson Lehman Hutton, Inc.  
and Robert B. Gillen

Respondent(s)

NOTICE OF  
ARBITRATION  
AWARD  
90-00132

CASE SUMMARY

Claimant(s) Harvey Resnik et al alleged that Respondent(s) Shearson Lehman Hutton, Inc. and Robert B. Gillen caused Claimant to suffer a loss by failing to advise Claimant of a call for redemption on certain securities held by Respondent in street name for the benefit of Claimant. Respondent(s) failed to defend.

RELIEF REQUESTED

Claimant(s) Harvey Resnik et al requested damages of Two Thousand Three Hundred Fifteen Dollars and Two Cents (\$2,315.02). Respondents did not defend.

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 January 23, 1990 and not by Respondents 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:

That the two (2) Respondents are jointly and severally liable and will pay to the Claimant the sum of Two Thousand Three Hundred Fifteen Dollars and No Cents (\$2,315.00).

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

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The \$25 filing fee previously deposited with the NASD, Inc. by the Claimant(s) will be refunded to the Claimant by Respondent Gillen.

May 10, 1990