

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Rosemary E. Lindquist

Claimant(s)

vs.

Curtis Coleman and
Les Livingston

Respondent(s)

NOTICE OF
ARBITRATION
AWARD
90-00254

CASE SUMMARY

Claimant(s) Rosemary E. Lindquist alleged that Respondent(s) Curtis Coleman and Les Livingston made unsuitable stock purchases and, against her instructions, also bought for her account on margin. Claimant denies the statements in the counterclaim that she is an experienced trader or knew that she was signing a margin agreement. Respondent(s) maintain that Claimant had previously purchased speculative securities and had also knowing been margin before.

RELIEF REQUESTED

Claimant(s) Rosemary E. Lindquist requested damages of Nine Thousand One Hundred Forty Five Dollars and No Cents (\$9,145.00). Respondent(s) requested dismissal of claim and costs and counterclaimed for the debit balance in her account and attorney's fees.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, David I. Bursten, 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 January 16, 1990 and by Respondent(s) on March 14, 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:

That the Respondents are jointly and severally liable and shall pay to the Claimant the sum of Nine Thousand One Hundred Forty Five Dollars and No Cents (\$9,145.00), and;

Notice of Arbitration Award
Case No. 90-00254
Page 2

That the counterclaim of the Respondent is hereby dismissed in all respects.

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

The \$200.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be refunded to the Claimant by the Respondents, who are jointly and severally liable for this amount.

July 27, 1990