

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between)	
Dino Sarles)	
Georgette Sarles)	
)	
Claimants)	
vs.)	AWARD
)	
Charles Schwab & Co.)	NASD NO. 90-00334
)	
Respondent)	

SUMMARY OF ISSUES

This case was filed with the National Association of Securities Dealers, Inc. ("NASD") on January 31, 1990. Claimants alleged the unauthorized purchase of 2000 shares of Genentech stock.

Respondent denied all substantive allegations of the claim.

DAMAGES AND RELIEF REQUESTED

Claimants requested:

1. Compensatory damages of \$18,943.50; and
2. Interest.

DAMAGES AND RELIEF AWARDED

On October 10, 1990, the undersigned arbitrator heard the controversy between the parties as set forth in submissions to arbitration signed by Claimants on January 25, 1990 and by Respondent on April 4, 1990. The hearing was conducted in San Francisco, California and lasted two sessions. The arbitration panel, having considered the pleadings, the testimony, and the evidence presented at the hearing, has determined in full and final resolution of the issues submitted for determination as follows:

1. All claims are dismissed. Neither side has persuaded the arbitrator that its view of the evidence is the more probable. Inasmuch as claimants have the burden of proof, an award in favor of respondent is therefore entered with each side to bear its own costs, including attorneys' fees.

2. In accordance with Section 43 of the NASD Code of Arbitration Procedure, the NASD shall retain the \$400.00 filing fee previously deposited by the Claimant as an assessment of forum fees by the arbitrators. In addition, Respondent Charles Schwab & Co. is also assessed fees of \$400.00, representing charges for forum fees payable to the NASD, Inc.

ARBITRATOR CONCURRING

DATE SERVED: 11/14/90



Judge John P. Sparrpw