

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between :

Dean Witter Reynolds, Inc. :

Claimant :

vs. :

One Computer Corp. :

Bill Norris a/k/a William Owens a/k/a :

Bill Owens :

Respondents :

CASE #90-02563
AWARD

CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on September 13, 1990, Claimant Dean Witter Reynolds, Inc. through outside counsel Trenton J. Hill, Esq. of Jones, Bell, Simpson & Abbott, Los Angeles, CA, alleged that on April 14, 1989 the Respondents deposited a check into their margin account which, months later was determined to be a forged check. The Claimant further alleged that this check amount was then debited from the account, and that as a consequence of withdrawals and transactions in the account during the period between the deposit and disavowal of the check, a debit balance resulted in the account which has not been paid.

Respondents, One Computer Corporation and Bill Norris failed to file an answer to the Statement of Claim.

RELIEF REQUESTED

Claimant, Dean Witter Reynolds, Inc. requested \$4,730.00 in actual damages, plus interest, costs and attorney's fees.

Respondents, One Computer Corporation and Bill Norris failed to file an answer to the Statement of Claim.

AWARD

Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, J. Robert Arkush, Esq., was selected to review

and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on September 7, 1990 and not by the Respondents as required by Sections 12 & 13 of the NASD Code of Arbitration Procedure.

1. In accordance with Section 13 of the NASD Code of Arbitration Procedure the Respondents were served a copy of the Statement of Claim and notification of the Arbitrator's identity by certified mail and given an opportunity to respond, which they failed to do. Service was effected as evidenced by the signed return receipt card.
2. Pursuant to the By-Laws of the NASD the arbitrator determined that Respondents One Computer Corporation and Bill Norris were required to submit to this arbitration proceeding and are, therefore, bound by the arbitrator's ruling and determination.

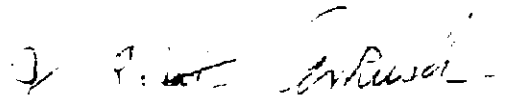
And, the Arbitrator, having considered the proof of the Parties, has decided and determined in full and final resolution of the issues submitted for determination as follows:

1. Respondents, One Computer Corporation and Bill Norris a/k/a William Owens a/k/a Bill Owens are jointly and severally liable and shall pay to Claimant, Dean Witter Reynolds, Inc. \$4,730.00 in actual damages, plus \$796.61 in simple interest.
2. Respondents, One Computer Corporation and Bill Norris are jointly and severally liable and shall pay to Claimant Dean Witter Reynolds, Inc. attorney's fees in the amount of \$530.00 pursuant to California Civil Code Section 1717.
3. The parties shall bear their respective costs.
4. The \$575.00 filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the NASD, Inc. The Respondents, One Computer Corporation and Bill Norris shall pay \$575.00 to Dean Witter Reynolds, Inc. as reimbursement of the filing fee.

Page Three
Award 90-02563

AFFIRMATION

I, J. ROBERT ARKUSH, ESQ., do hereby affirm upon my oath as arbitrator that I am the individual described herein and who executed this instrument, which is my oath and award.



Signature of Arbitrator

DATE OF DECISION: May 12, 1992