

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

Lucia Vassallo

Claimant

vs.

Kober Financial Corporation and
Gregory Meredith

Respondents

CASE# 90-02756
AWARD

Pro Se Claimant, Lucia Vassallo, in a claim filed with the National Association of Securities Dealers, Inc. on December 10, 1990, alleged that she was deceived by a member of Kober Financial Corporation with a misrepresentation of a two thousand dollar profit in six months on a two thousand five hundred dollar investment. She continues that she was told there was no risk involved and that the company fully guaranteed any investment. The stocks involved were United Amalgamated Industry, Inc., American Eagle Industry and American Overdrive, Inc.

Respondent Kober Financial Corporation by, its compliance officer, Rick J. Rouse, maintains that Kober reasonably discharged the duties and obligations incumbent upon them as provided in Section 15(b)(4) of the Securities and Exchange Act of 1934 as amended. They state that the agent in question, Ervin Thompson, was not acting within the scope of his agency or employment and authority when he purportedly committed the wrongful acts alleged in the complaint and that, therefore, Kober cannot be held responsible for acts outside the scope of employment.

Respondent, Gregory Meredith, Pro Se, maintains that Mrs. Vassallo contacted him several times after her broker, Ervin Thompson, left Kober at which times he gave her the current update on her stocks. He continues that he never heard Mr. Thompson tell her any of the things alleged about the stock going up and states that the account card was sent to claimant and came back signed.

RELIEF REQUESTED

Claimant requests Two Thousand Five Hundred Dollars and no Cents (2,500.00) in damages plus ten percent (10%) interest.

AWARD

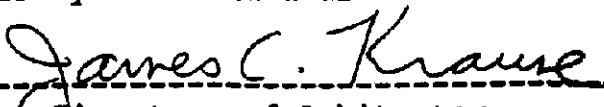
Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, James C. Krause, Esq., was selected to review and determine that matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on September 26, 1990 and by the Respondent(s) on March 20, 1991 and April 22, 1991, respectively;

And, that 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. That the Respondents, Kober Financial Corporation and Gregory Meredith, are jointly and severally liable and shall pay to the Claimant, Lucia Vassallo, the sum of Two Thousand Five Hundred Dollars and no Cents (\$2,500.00).
2. That the Claimant's request for interest be and hereby is denied.
3. The Fifty Dollars and no Cents (\$50.00) filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the National Association of Securities Dealers, Inc. and is assessed jointly and severally against the Respondents who shall pay a total of Fifty Dollars and no Cents (\$50.00) to the Claimant.

AFFIRMATION

I, James C. Krause, 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

DATED: *July 9, 1991*