

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

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In the Matter of the Arbitration Between

Name of Claimant(s)  
Ronald Plotkin

vs.

90-03631

Name of Respondent(s)  
Kober Financial Corp.  
Charles Long  
Charles Pankey

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REPRESENTATION

For Claimant: Michael Paule, Investors Arbitration Services, Inc., Woodland Hills, California.

For Respondent Kober Financial Corp.: Dennis A. Graham, Esq., Hopper and Kanouff, Denver, Colorado.

Respondents Long and Pankey represented themselves.

CASE INFORMATION

Statement of Claim filed: December 26, 1990

Claimant's Submission Agreement signed on: December 19, 1990

Statement of Answer filed by Respondent Kober Financial: February 20, 1991

Statement of Answer filed by Respondent Long: March 12, 1991

Statement of Answer filed by Respondent Pankey: November 13, 1991

Submission Agreement signed by Respondent Kober Financial: February 8, 1991

Submission Agreement signed by Respondent Long: February 27, 1991

Submission Agreement signed by Respondent Pankey: None signed.

HEARING INFORMATION

Hearing Date/Sessions: November 19, 1991 - 2 sessions  
November 20, 1991 - 2 sessions  
January 15, 1992 - 2 sessions

Hearing Location: Los Angeles, California

CASE SUMMARY

Claimant alleged unsuitable transactions, failure to disclose, failure to supervise and breach of fiduciary duty with respect to his investment in the common stock of Coral Companies.

Respondents separately denied Claimant's allegations, and asserted Claimant had failed to state a claim for which relief can be granted.

RELIEF REQUESTED

Claimant requested damages of \$57,868.00, rescission of all unsuitable transactions, reimbursement for tax liability incurred, return of commissions, costs of arbitration and punitive damages.

Respondents requested dismissal of all claims. Respondent Kober Financial requested an award of attorney's fees.

ISSUE

After considering the pleadings, the testimony and the evidence presented at the hearing, and the arguments for and against Respondents' Motion to Dismiss, the undersigned arbitrators have decided in full and final resolution of the issues submitted as follows:

1. Respondent Kober Financial's Motion to Dismiss is granted with respect to all Respondents.
2. The parties shall each bear their respective costs including attorneys' fees.

FORUM FEES

Pursuant to Section 43c of the Code of Arbitration Procedure, the NASD shall retain the \$500.00 hearing session fee previously deposited by the Claimant. Claimant is assessed additional forum fees of \$2,500.00, representing total forum fees assessed of \$3,000.00 (6 sessions X \$500.00/session) less the deposit already received.

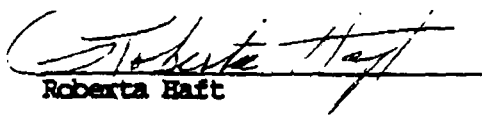
Fees are payable to National Association of Securities Dealers, Inc.

ARBITRATION PANEL

Public/Industry  
Public  
Public  
Industry

Concurring Arbitrators' Signatures

DATE SERVED: 2/7/92

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\_\_\_\_\_  
  
Roberta Haft

Date of Decision: \_\_\_\_\_