

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between

Milan E. Chilla

Claimant

vs.

Piper, Jaffray and Hopwood, Inc.
and John L. Brown

Respondents

Case #90-03644
Award

CASE SUMMARY

Milan E. Chilla, Pro Se Claimant, in a claim filed with the National Association of Securities Dealers, Inc. on December 28, 1990, alleged that Respondents, Piper, Jaffray and Hopwood, Inc. and John L. Brown, provided distorted, deceptive, unsubstantiated information on Software Toolworks, Inc. and that Respondent's "Quick View" reports misrepresented the risks and speculative nature of the subject stock. He continues that Software Toolworks were, therefore, an unsuitable investment for his IRA account.

Respondents, in a joint Statement of Answer filed by AnnDrea M. Benson, Esq., Minneapolis, MN, maintained that research was conducted in a manner consistent with standard, fundamental research practices. Investment executive, John Brown, affirmed that in consideration of the buy rating and Claimant's prior investment history, the investment was suitable for Mr. Chilla.

RELIEF REQUESTED

Claimant requests damages of Three Thousand Seven Hundred Dollars and No Cents (\$3,700.00) plus interest.

Respondents request dismissal of the Claim.

AWARD

Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Martin Budd, 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 January 25, 1991 and by the Respondents on February 19, 1991 and April 1, 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 Respondent, Piper, Jaffray and Hopwood, Inc. is liable and shall credit to Claimant Milan E. Chilla's IRA Account, number 790-192289-1 250, the sum of Seven Hundred Fifty Dollars and No Cents (\$750.00).
2. That the Claim against John L. Brown be, and hereby is, dismissed.
3. The One Hundred Twenty Five Dollar (\$125.00) filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the NASD, Inc.

AFFIRMATION

I, MARTIN BUDD, 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.

A handwritten signature in cursive script, appearing to read "Martin Budd", is written over a horizontal dashed line.

Signature of Arbitrator

DATED: June 24, 1991