

AMERICAN STOCK EXCHANGE  
IN THE MATTER OF ARBITRATION BETWEEN

CHARLES DAILEY V. SHEARSON LEHMAN HUTTON & PETER SPOTO

CASE:

#90-14

DATE FILED: May 8, 1989 FIRST SCHEDULED March 7, 1989 DECIDED June 20, 1990

CASE SUMMARY: \* Customer v. Member small claims dispute. Claimant alleges  
Respondent broker excessively traded account, breached  
fiduciary duty, negligence, mismanagement of account,  
made unsuitable investments and breach of contract.  
Further, Respondent member firm improperly supervised its  
account executive.

CLAIMANT'S INITIALS \_\_\_\_\_ RESPONDENT'S \_\_\_\_\_ THIRD PARTY'S INITIALS \_\_\_\_\_  
SESSIONS: Hearing waived by Claimant.

CLAIM AND AWARD DATA:

CLAIM	\$7,502.00	CC/3rd PTY	N/A	AWARD	\$4,679.92
PUNITIVE	N/A	PUNITIVE	N/A	PUNITIVE	N/A
ATTY FEES	N/A	ATTY FEES	Requested	ATTY FEES	Denied
DEPOSIT	\$200.00	DEPOSIT	N/A	DEPOSIT	\$200.00
COSTS	\$200.00	COSTS	\$200.00	COSTS	\$200.00

DECISION: The undersigned arbitrators have decided and determined in full and final settlement of all claims between the parties that:\*

THAT Claimant is awarded \$4,679.92;

THAT the cost of the arbitration, \$200.00 shall be paid by  
Respondent Shearson who shall remit \$200.00 directly to the  
Claimant as a refund of his initial filing fee.

REMARKS: \* Sole Arbitrator's decision based on the pleadings.

ARBITRATORS \*\*

HAROLD ELOVICH, ESQ., SOLE ARBITRATOR

  
SIGNATURE

SIGNATURE

SIGNATURE

CITY New York STATE New York

DATE: 6/20/90

\* Additional pages may be attached.  
\*\* (Dissents)