

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Name of Claimant

Lillian E. Schilbe

vs.

91-00376

Name of Respondents

Securities West, Inc.
M.A. Riggle

REPRESENTATION

For Claimant: Anthony M. Englese, Esq., San Francisco, California.

For Respondent Securities West: Joseph M. Anton, Securities West, Santa Ana, California.

For Respondent Riggle: Mr. Riggle represented himself at hearing; after hearing, James R. Duncan, Esq., Irvine, California, entered an appearance on Mr. Riggle's behalf.

CASE INFORMATION

Statement of Claim filed: February 5, 1991

Claimant's Submission Agreement signed on: Not submitted in proper form.

Statement of Answer filed by Securities West on: June 18, 1991.

Statement of Answer filed by Respondent Riggle on: June 18, 1991.

Respondents' Submission Agreements signed on:

Securities West: June 12, 1991

M.A. Riggle: June 6, 1991

HEARING INFORMATION

Hearing Date/Sessions: January 21, 1992 (1 session)

Hearing Location: San Francisco, California

CASE SUMMARY

Claimant alleged lack of suitability with respect to bond fund investments recommended by Respondents.

Respondents denied all allegations, and asserted that all investments were made at the direction of Claimant after full disclosure of all particulars.

RELIEF REQUESTED

Claimant requested damages of \$24,467, plus punitive damages, attorney's fees and costs of arbitration.

Respondents requested dismissal of all claims.

OTHER ISSUES CONSIDERED & DECIDED

The parties have agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered. In either case, the parties have agreed to receive conformed copies of the Award while the originals remain on file with the NASD.

Claimant did not appear at hearing; the panel permitted Alberic de Laet and Grace de Laet, Claimant's son-in-law and daughter, respectively, to testify on Claimant's behalf.

The post-hearing Motion to re-open the hearing made by counsel for M.A. Riggle was denied by the panel.

AWARD

After considering the pleadings, the testimony and the evidence presented at the hearing, and the post-hearing submissions, the undersigned arbitrators have decided in full and final resolution of the issues submitted for determination as follows:

1. All claims brought by Claimant are dismissed, including the claim for punitive damages.
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 \$100 non-refundable filing fee and the \$400 hearing session deposit previously deposited by the Claimant as an assessment of forum fees (1 session X \$400/session).

ARBITRATION PANEL

Name

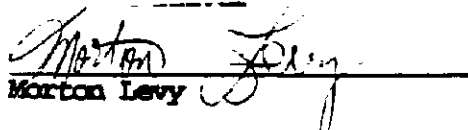
Public/Industry

Public

Public

Industry

Concurring Arbitrators' Signature


Morton Levy

Served 3/18/1992

Date of Decision: _____