

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between :
Norman Blattberg :
Claimant :
vs. :
Dominick & Dominick, Inc. :
Respondent :

CASE #91-00540
AWARD

CASE SUMMARY

Claimant Norman Blattberg, pro se, in a claim filed with the National Association of Securities Dealers, Inc. on February 20, 1991, alleged that Respondent Dominick & Dominick, Inc. misrepresented to him units of Insured Municipal Investment Trust, Series 68 and First Trust #70 and the yield that he would receive on these investments. When he turned in his trust units, Claimant alleged that Respondent was negligent, delayed the return of his monies and created stalling tactics, refusing to pay him interest.

Respondent Dominick & Dominick, Inc., represented by in-house counsel, Robert C. Harrison, Esq., maintained that the Respondent disclosed all pertinent information regarding the investment trusts to the Claimant, that the Claimant waived his right to make any new claims against the Respondent after an agreement to rescind the sales of the investment trusts was reached in June of 1990, and that if the Claimant had accepted the Respondents' first offer of cancellation of the trusts was then two weeks after his purchases, delays would not have occurred.

RELIEF REQUESTED

Claimant requested compensatory damages of Six Hundred Forty-Two Dollars and Sixty-Two Cents (\$642.62) plus treble damages of One Thousand Nine Hundred Twenty-Seven Dollars and Eighty-Six Cents (\$1,927.86).

Respondent requested that the claims of the Claimant be dismissed.

AWARD

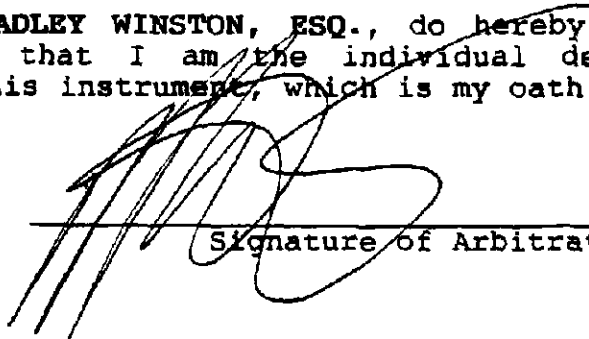
Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Bradley Winston, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on February 13, 1991 and by the Respondent on September 20, 1991;

And, 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. The claims of the Claimant Norman Blattberg against Respondent Dominick & Dominick, Inc. be and hereby are dismissed.
2. The parties shall bear their respective costs.
3. The Fifty Dollar (\$50) filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the NASD, Inc.

AFFIRMATION

I, BRADLEY WINSTON, 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: December 3, 1991