

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between	:
Sydney Huber	:
Claimant	:
vs.	: AWARD
	: Case #91-00988
Bear Stearns & Co., Inc.	:
Mark McHugh	:
Respondents	:

CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on April 1, 1991, Claimant, Sydney Huber who appeared pro se, alleged that Respondent Bear Stearns & Co., Inc. and Mark McHugh withheld pertinent information from him in order to sell him 300 warrants of Student Loan Marketing. Claimant further alleged that had he known that there was an expiration date on these warrants he would not have purchased them.

Respondents, Bear Stearns & Co., Inc. and Mark McHugh, in a joint Statement of Answer through their Counsel Daniel S. Taub, Esq. maintained that Respondent Mark McHugh not only made sure that the Claimant understood the nature and risk of this purchase, but also offered him the opportunity to sell the Warrants at a time when there would have been less of a loss. The Respondents further maintained that this investment was suitable for the Claimants' investment objectives.

RELIEF REQUESTED

Claimant, Sydney Huber requested \$2,500.00 in actual damages.

Respondents Bear Stearns & Co., Inc. and Mark McHugh requested 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, Casey W. Mills, Esq, was selected to review

and determine the matter in controversy between the parties set forth in submissions to Arbitrations signed by the Claimant on March 21, 1991 and by the Respondents on May 9, 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:

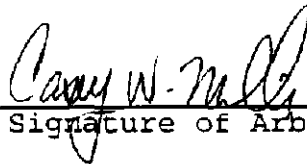
1. The claims of Claimant Sydney Huber against Respondent Bear Stearns & Co., Inc. and Mark McHugh are dismissed.

The parties shall bear their respective costs.

The \$50.00 filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimants shall be retained by the NASD.

AFFIRMATION

I, *Casey W. Mills*, 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

Date of Decision: *January 28, 1992*

DATED BY THE NASD, INC.: February 12, 1992