

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Name of Claimant

Lynn M. Coyne

vs.

91-01358

Name of Respondent(s)

Shearson Lehman Hutton, Inc.
Karl Grace
Ellen Takagi

REPRESENTATION

For Claimant: Michael L. Paule, Investors Arbitration Service, Woodland Hills, California

For Respondents: Terry Ross, Esq., Keesal, Young & Logan, Long Beach, California.

CASE INFORMATION

Statement of Claim filed: April 30, 1991

Claimant's Submission Agreement signed on: April 18, 1991

Joint Statement of Answer filed by Respondents on: June 7, 1991
Respondents' Submission Agreements signed as follows:

Shearson Lehman - May 29, 1991
Karl Grace - June 4, 1991
Ellen Takagi - June 4, 1991

HEARING INFORMATION

Hearing Date/Sessions: March 19, 1992 - 2 sessions
March 20, 1992 - 2 sessions

Hearing Location: Los Angeles, California

CASE SUMMARY

Claimant alleged fraud, deceit and omission of material fact; lack of suitability; breach of fiduciary duty, intentional and negligent misrepresentation; breach of the covenant of good faith and fair dealing; and violations of federal securities laws and California Corporations Code and Civil Code in connection with her investments in common stocks and municipal bonds.

Respondents denied all allegations of wrong-doing. Respondents asserted Claimant made all her own investment decisions after discussions with her brokers.

RELIEF REQUESTED

Claimant requested damages of \$222,309.87, plus interest, costs of arbitration and punitive damages.

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.

AWARD

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

1. All claims, including the claim for punitive damages, are dismissed in their entirety.
2. The parties shall each bear their respective costs including attorneys' fees.

OTHER COSTS

None

FORUM FEES

Pursuant to Section 43c of the Code of Arbitration Procedure, forum fees are assessed as follows:

Claimant = 2 session @ \$750/session	= \$1,500.00
Credit for \$750 previously deposited	= 750.00
Due from Claimant	= \$ 750.00

Respondents (jointly and severally)	
2 sessions @ \$750/session	= \$1,500.00

Fees are payable to the National Association of Securities Dealers, Inc.

ARBITRATION PANEL

Public/Industry

Public Arbitrator
Public Arbitrator
Industry

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DATE SERVED: 04/15/92

Edward Kamenir
Edward Kamenir

Date of Decision: May 20 92