

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between ;

Sharon H. & Robert G. Reinhardt ;

Claimant ;

vs. ;

CASE #91-02128

AWARD

Stuart-James Company ;

Douglas Ward ;

Respondents ;

CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on July 11, 1991, Claimant Sharon & Robert Reinhardt who appeared pro se, alleged that Respondent Douglas Ward, a registered representative with Stuart James Co. (which is now bankrupt), was instructed by his firm to make untrue statements of material facts, and that the firm operated in a fraudulent and deceitful manner. The Claimants further alleged that these misrepresentations led the Claimants to invest in Microphonics Technology, which was not a suitable investment.

Respondent, Douglas Ward failed to file an answer to the statement of claim.

RELIEF REQUESTED

Claimant, Robert G. & Sharon H. Reinhardt JTWROS requested \$4,000 in actual damages and Claimant Robert G. Reinhardt requested \$4,000 in actual damages.

Respondent Douglas Ward failed to file an answer to the statement of claim.

AWARD

Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Herman R. Friedberg, was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on July 5, 1991 and not by the Respondent as required by Section 12 & 13 of the NASD Code of Arbitration Procedure.

1. In accordance with Section 13 of the NASD Code of Arbitration Procedure the Respondent was served a copy of the claim by regular and certified mail and given an opportunity to respond, which he failed to do. Although reasonable attempts were made proper service was not able to be effected on the Respondent.

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 Claimants Sharon H. Reinhardt, Robert G. Reinhardt, and Robert Reinhardt, JTWROS against respondent Douglas Ward are dismissed without prejudice.
2. The parties shall bear their respective costs.
3. The Seventy-Five Dollar and No Cents (\$75.00) non refundable filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the NASD, Inc., and \$75.00 shall be refunded to the Claimant by the NASD.

AFFIRMATION

I, Herman R. Friedberg, 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.



Herman R. Friedberg

2/5/92

DATED BY THE NASD, INC.: February 27, 1992