

NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

In the Matter of the Arbitration Between :

David Suiter :

Claimant :

vs. :

Daniel C. Stybr :

Respondent :

CASE #91-02251
AWARD

CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on July 23, 1991, Claimant David Suiter who appeared Pro Se, alleges that Respondent Daniel C. Stybr misrepresented the high risk of VMS Strategic Land Fund II when he told the Claimant it would produce income for 13 years and fluctuate only by 1/2 point which was not true as the fund lost 80% of its value.

Respondent, Daniel C. Stybr, who appeared Pro Se, maintained that he denies all allegations of wrong doing and that the only guarantee he made regarding this investment were those made in the prospectus. Respondent Stybr also maintained that the Claimant made the decision to purchase these securities which were considered suitable as to the Claimant's financial needs, and that the Claimant did not make spontaneous investments, but carefully reviewed each investment.

RELIEF REQUESTED

Claimant, David Suiter requested \$9,921.00 in actual damages.

Respondent, Daniel C. Stybr 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, Richard C. Moenning, Esq., was selected to review and determine the matter in controversy between the parties.

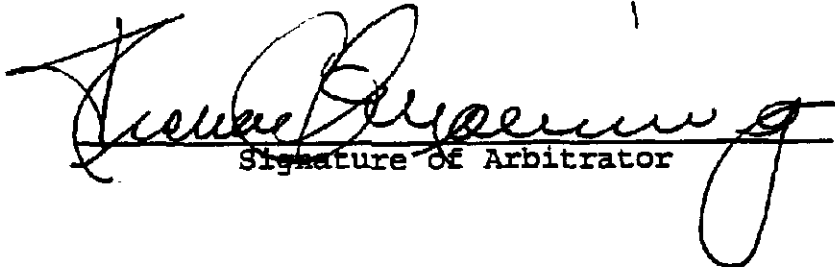
set forth in submissions to Arbitration signed by the Claimant on July 16, 1991 and by the Respondent on September 20, 1991.

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 David Suiter against the Respondent Daniel C. Stybr are dismissed.
2. The parties shall bear their respective costs.
3. The \$150.00 filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the NASD, Inc.

AFFIRMATION

I, RICHARD C. MOENNING, 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

DATE OF DECISION: February 12, 1992