

PUBLIC

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Name of Claimants

George R. Mahr and Clara A. Mahr

92-03114

Name of Respondents

Prudential Securities, Inc.
John Ingrisani

CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on September 15, 1992, Claimants George R. and Clara A. Mahr, who appeared Pro Se, alleged that on July 18, 1992 they purchased a \$10,000.00 TWA Senior Note (the "Note") following an unsolicited phone call from Respondent John Ingrisani, Account Executive with Respondent Prudential Securities, Inc. whereby the Note went into default. Claimants further alleged that based on Respondent John Ingrisani description, over the phone, Claimants understood this Note to be a blue chip corporate type bond which would provide a steady income of 14.75% for the next 3 years paying a premium of 103. Claimants contended that a number of errors and false entries were noted on Respondent Prudential Securities, Inc. furnished copy of Respondent John Ingrisani's Customer New Account Form. Claimants further contended that their investment was for conservative senior investors, and because of Respondents' actions, they lost their investment.

Respondents Prudential Securities, Inc. and John Ingrisani by and through their in-house counsel Dennis J. McCarthy, Esq., maintained that Respondent John Ingrisani fully informed Claimants George R. and Clara A. Mahr of the risk involved and Claimants were able to make an informed decision on the investment. Respondents further maintained that the investment was entirely suitable and consistent with Claimants' investment objectives. Respondents contended that Claimants were experienced investors and were fully aware of all the risks and consequences of the investment.

RELIEF REQUESTED

Claimants George R. and Clara A. Mahr requested \$10,000.00 in damages.

Respondents Prudential Securities, Inc. and John Ingrisani requested the claim be dismissed in its entirety and they be awarded the sum of \$1,092.50 for costs.

AWARD

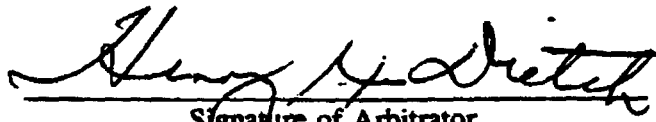
Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Henry X. Dietch, was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimants on September 8, 1992, by the Respondent Prudential Securities, Inc. on December 4, 1992 and by the Respondent John Ingrisani on November 25, 1992.

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 Claimants George R. and Clara A. Mahr against Respondents Prudential Securities, Inc. and John Ingrisani 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 Claimants George R. and Clara A. Mahr shall be retained by the NASD, Inc.

AFFIRMATION

I, HENRY X. DIETCH, 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: March 29, 1993