

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Name of Claimant

Gary Rulli

NASD Arbitration
No. 92-03621

Name of Respondents

Atlanta-One, Inc.
Brian Moore
Paul Courtright
Mark Piskura

REPRESENTATION

For Claimant: Richard Sacks, Investors Recovery Service

For Respondent: Robert L. Conn, Esq. - Newport Beach, California

CASE INFORMATION

Statement of Claim filed: October 26, 1992

Claimant's Submission Agreement signed: October 20, 1992

Joint Statement of Answer filed by Respondents: December 11, 1992

Respondent, Atlanta-One, Inc.'s Submission Agreement signed: November 20, 1992

Respondent, Brian R. Moore's Submission Agreement signed: November 20, 1992

HEARING INFORMATION

Hearing Dates/Sessions: May 11, 1993 - Two Sessions
May 12, 1993 - Three Sessions

Hearing Location: San Francisco, California

CASE SUMMARY

Claimant, Gary Rulli (Rulli), alleged that Respondents, Brian Moore, Paul Courtright and Mark Bruschera, while employed by Respondent, Atlanta-One, Inc., engaged in the buying, selling and trading in foreign currency options in Rulli's account. At every stage of the solicitation process Respondents, made false, deceptive or misleading statements and failed to disclose material facts concerning, among other things, the potential for profit, the need for immediate action and the risk of loss.

Respondents, answering jointly, denied each and every allegations made and deny that said course of investment was in any way unsuitable or that "churning" of the account took place.

RELIEF REQUESTED

Claimant sought recovery of \$143,925.00 in compensatory damages, \$287,850.00 in punitive damages, \$594.00 in interest, interest at the legal rate from December 18, 1991 to the date of the award, forum fees and costs.

Respondents requested dismissal of the claim in its entirety, costs and attorney's fees.

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. Respondent, Atlanta-One, Inc., is solely liable and shall pay to Claimant, Gary Rulli, the sum of Ninety Eight Thousand, Nine Hundred Twenty Five Dollars and No Cents (\$98,925.00).
2. Respondent, Brian Moore, is solely liable and shall pay to Claimant, Gary Rulli, the sum of Thirty Thousand Dollars and No Cents (\$30,000.00).
3. Respondent, Paul Courtright, is solely liable and shall pay to Claimant, Gary Rulli, the sum of Ten Thousand Dollars and No Cents. (\$10,000.00).
4. Respondent, Mark Piskura, is solely liable and shall pay to Claimant, Gary Rulli, the sum of Five Thousand Dollars and No Cents (\$5,000.00).
5. Claimants claim for punitive damages is dismissed.
6. Claimants claim for interest is denied.
7. The parties shall each bear their respective costs and fees.

FORUM FEES

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

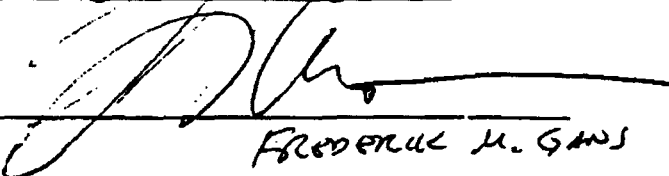
Respondent, Atlanta-One, Inc., is assessed the sum of \$3,750.00 representing fees for 5 hearing sessions at \$750.00 each.

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

ARBITRATORS

<u>Name</u>	<u>Public/Industry</u>
Beverly Elaine Narayan, Esq.	Public Chairperson
Frederick Gans	Industry Panelist
Martin Karp	Public Panelist

Concurring Arbitrators' Signatures


FREDERICK M. GANS

Date of Decision: 5/12/93