

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

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In the Matter of the Arbitration Between

Name of Claimant

Jerri Visintine

93-00108

Name of Respondents

Anchor National Financial Services, Inc.  
Barbara J. Manson

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CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on January 12, 1993, claimant Jerri Visintine who appeared pro se, alleged that Respondent Barbara J. Manson of the Respondent firm Anchor National Financial Services, Inc. misled her into purchasing a Sun America Fund, which she later discovered had cost her \$500 to move the money into the investment and that the investment was made up of high risk stocks. The claimant contended that she should be compensated for losses he has incurred due to the wrongdoing of the Respondents.

Respondents, Anchor National Financial Services, Inc. and Barbara J. Manson in a Joint Answer through their counsel, John J. Horgan, Moser and Marselak, St. Louis, Mo., maintained that the claimant was fully aware of the risks and speculative nature of this investment and although she was continually advised to sell the investment to avoid a complete loss, she refused to do so. The respondents further maintained that the claimant has made an overall profit as a result of Respondent Manson's suggestions, and that any losses she sustained were due to market performance and not due to any wrongdoing on their part.

### RELIEF REQUESTED

Claimant, Jerri Visintine requested \$9,596.00 in actual damages.  
Respondents Anchor National Financial Services, Inc. and Barbara J. Manson requested that the claims of the claimant be dismissed.

### AWARD

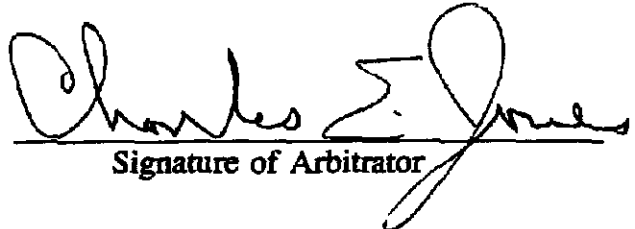
Pursuant to Section 13 of the National Association of Securities Dealers, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Charles E. Jones, Esq., was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant on March 19, 1993 and by the Respondent Barbara J. Manson on May 24, 1993 and by Respondent Anchor National Financial Services on July 1, 1993.

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. Respondents Anchor National Financial Services, Inc. and Barbara Manson are jointly and severally liable and shall pay \$3,200.00 to claimant Jerri Visintine in actual damages.
2. The parties shall bear their respective costs.
3. The \$150 filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant shall be retained by the NASD.

### AFFIRMATION

I, Charles E. Jones, 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:

August 23, 1993.

DATED BY THE NASD, INC.: August 31, 1993