

**N.A.S.D. AWARD**  
**NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.**  
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<u>In the Matter of the Arbitration Between :</u>	:	
Name of Claimants:	:	
Barry James Meyers	:	
vs.	:	Case No. 93-03861
Name of Respondents:	:	
Scottsdale Securities, Inc.	:	
	:	
	:	

**REPRESENTATION**

Claimant appeared pro se.

Respondent appeared by Mark Finnegan, Compliance, Scottsdale Securities, Inc.

**CASE INFORMATION**

Statement of Claim filed: September 9, 1993.  
Claimant's Submission Agreement signed on: September 9, 1993.

Statement of Answer filed by Respondent, Scottsdale Securities, Inc.: November 26, 1993  
Respondent Scottsdale Securities, Inc. Submission Agreement signed on: November 26, 1993.

**HEARING INFORMATION**

Arbitration filed pursuant to the Simplified Arbitration Procedures of the NASD Code of Arbitration Procedure and submitted to William Lerner, Esq., the Arbitrator, on January 11, 1994.

**CASE SUMMARY**

Claimant was the owner of 400 shares of Viral Testing Systems. On December 3, 1992, Viral Testing Systems declared a stock dividend of one share of Lone Star Casino for every

two shares of Viral Testing. The stock dividend would be paid to shareholders of record on December 28, 1992 with an ex-dividend date of May 5, 1993. Claimant sold 400 shares of Viral Testing on March 23, 1993 through Scottsdale Securities, Inc. Claimant received 200 shares of Lone Star, which he returned to Scottsdale Securities. Scottsdale Securities received the shares into the wrong account and advised the Claimant to initiate a "lost certificate proceeding", which he did. Claimant also claims that during this period there was a "hold on my account" restricting his ability to sell other securities in his account with Scottsdale.

**RELIEF REQUESTED**

Claimant requested: \$150.00 phone calls, certified letters, copies, etc.  
\$20.00 having the claim prepared.  
\$50.00 arbitration fees.  
\$1,500.00 compensatory damages.  
Letter of Apology.

Respondent requested: All claims be dismissed.

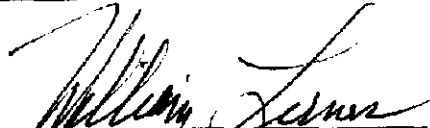
**AWARD**

After considering the pleadings and the documents and evidence submitted by the Claimant and the Respondent, the undersigned arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

1. Respondent be and hereby is liable and shall pay Claimant the sum of \$170.00.
2. Respondent be and hereby is liable and shall pay Claimant the sum of \$50.00 to represent filing fees.
3. Each party shall bear their own costs.

**ARBITRATOR SIGNATURE**

Date of Decision:  
February 4, 1994

  
William Lerner, Arbitrator

DATED BY THE NASD, INC.: February 18, 1994