

PHILADELPHIA STOCK EXCHANGE, INC.

In the Matter of Arbitration Between :
:
Henry and Carol Rosich, :
Claimants :
v. :
Shearson Lehman Brothers, Inc. :
and Bernard Sack, :
Respondents :
:

Decision +

Formal Claim File #93-04

The Claimants filed their Statement of Claim with the Exchange on March 29, 1993. Claimants asserted allegations of fraud; breach of fiduciary duty; unsuitability; negligence; breach of contract; violations of federal securities laws; violations of Pennsylvania Unfair Trade Practices and Securities Acts; and failure to supervise. The Respondents filed their Answer with the Exchange on May 13, 1993 denying all allegations as raised in Claimants' Statement of Claim. In addition, Claimants sought to recover compensatory damages in the amount of \$35,000.00 plus interest, attorneys' fees, costs and any other appropriate damages.

The arbitrators confirmed to hear this matter are James Geiger, Panel Chairman, Arthur Kalbhenn and Harold Stein. The hearing on the merits was held in Philadelphia, Pennsylvania, on September 9, and 23 of 1993. After having heard the presentations of the parties, it is hereby determined and decided, with respect to all Claims, as follows:

In favor of Claimants and against Respondents, Shearson Lehman Brothers, Inc. and Bernard Sack, jointly and severally, in the amount of \$2,720.00.

3.

Costs in the amount of \$2,200.00 have been assessed as follows:

1. Claimants are to remit \$ ~~1100.00~~ to the Exchange upon receipt of this Decision.
2. Respondents are to remit \$ ~~1100.00~~ to the Exchange upon receipt of this Decision.

By: _____
James Geiger, Chairman

Dated: 9/23/93

Arthur Kalbhenn

Harold Stein