

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

Robert G. Storc, and  
Frank J. Storc,  
Claimants,

v.

No. 93-04202

Leonard Tucker,  
Respondent.

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REPRESENTATION OF PARTIES

Robert G. Storc appeared on behalf of Claimants Frank J. Storc and Robert G. Storc ("Claimants").

Respondent Leonard Tucker ("Respondent") failed to appear at the hearing.

CASE INFORMATION

Claimants' Statement of Claim was filed on or about October 12, 1993. Claimants' Submission Agreement was signed on September 8, 1993.

Respondent failed to file an Answer and Submission Agreement.

HEARING INFORMATION

Hearing date: February 16, 1995. One (1) session.

Hearing Location: Chicago, Illinois.

CASE SUMMARY

Claimants alleged that Respondent made misrepresentations which induced Frank J. Storc to purchase 22,500 shares of Medi Quip, Inc. stock and 20,000 shares of Celestial Ventures stock. Claimants

also alleged that Frank J. Storck was pressured to purchase additional shares of the Medi Quip and Celestial Ventures stock and that Frank J. Storck's investments were worthless.

**RELIEF REQUESTED**

Claimants requested an award of \$22,510.00 against the Respondent.

**OTHER ISSUES CONSIDERED & DECIDED**

Respondent failed to appear at the hearing held on February 16, 1995. Upon review of the file and the representations made by/on behalf of the Claimants, the panel has determined that Respondent has been properly served with the Statement of Claim pursuant to Sections 13 and 25 of the Code of Arbitration Procedure (the "Code"). The panel also determined that Respondent has received due notice of the hearing as required under Section 26 of the Code, and that the arbitration of the matter would proceed pursuant to Section 29 of the Code.

The parties present at the hearing have agreed that the Award in this matter may be executed by 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 original(s) 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:

Claimants Robert G. Storck's and Frank J. Storck's claims asserted against Respondent Leonard Tucker are, and each of them, denied and dismissed with prejudice.

**OTHER COSTS**

Each party shall bear their own costs and expenses associated with this arbitration.

FORUM FEES

Pursuant to Section 43(c) of the Code, the following forum fees are assessed:

1 hearing session @ \$400.00 per session.

Pursuant to Section 43(c) of the Code, Claimants are assessed a claim filing fee in the amount of \$100.00 and are assessed an additional \$150.00 for forum fees.

Additional forum fees in the amount of \$250.00 are assessed against Respondent Leonard Tucker.

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

**CONCURRING ARBITRATORS**

Dated:

Name:

April 18, 1995

Ronald L. Futterman /s/  
Ronald L. Futterman  
Presiding Chair  
Public Arbitrator

April 20, 1995

Lynn P. Cohn /s/  
Lynn P. Cohn  
Public Arbitrator

April 24, 1995

Craig W. Henderson /s/  
Craig W. Henderson  
Industry Arbitrator

4-26-95