

**NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.
AWARD**

In the matter of the Arbitration Between

Name of Claimant(s)

Louise Lenhart

v.

NASD Arbitration
No. 95-00333

Name of Respondent(s)

Smith Barney, Inc.
Thomas G. Henry

REPRESENTATION

For Claimant: Neil J. Beller, Esq.,
Las Vegas, Nevada

For Respondents: Ellen Slipp, Esq.
Smith Barney, Inc.
New York, New York

CASE INFORMATION

Statement of Claim filed: January 23, 1995

Claimant's Submission Agreement signed: December 21, 1994

Joint Statement of Answer filed: March 17, 1995

Respondents' Submission Agreements signed:

Smith Barney, Inc: March 17, 1995
Thomas G. Henry: June 26, 1995

HEARING INFORMATION

The evidentiary hearing was held in San Francisco, California, as follows:

October 5, 1995	-	2 sessions
October 6, 1995	-	2 sessions

CASE SUMMARY

Claimant alleged breach of fiduciary duty, lack of suitability and failure to supervise with respect to Respondents' recommendation and implementation of placing Claimant's investments in a wrap account, subjecting Claimant to substantial management fees, increased income taxes and decreased income and principal.

Respondents denied the allegations of wrongdoing, and asserted that Claimant's son managed her account, through a power of attorney from 1975 - 1991, and again from mid - 1993 forward. Respondents stated that during the interim period during which the wrap account was in effect, Claimant met with Respondent Henry on a quarterly basis to discuss her account, although the account was professionally managed.

RELIEF REQUESTED

Claimant requested damages of \$84,000, plus punitive damages.

Respondents requested dismissal of all claims.

OTHER ISSUES CONSIDERED AND 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, and the post-hearing briefs, the undersigned arbitrators have decided in full and final resolution of the issues submitted for determination as follows:

1. All claims, including the claim for punitive damages, are dismissed in their entirety.
2. The parties shall each bear their respective costs, including attorney's fees.

FORUM FEES

Pursuant to Section 43(c) of the Code of Arbitration Procedure, the NASD shall retain the \$150 non-refundable filing fee paid by Claimant, but shall refund the \$500 hearing session deposit.

Respondent Smith Barney is assessed \$2000 as forum fees for 4 sessions, payable to the NASD, Inc.

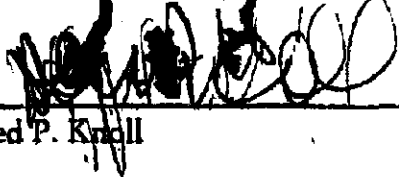
ARBITRATORS

Name Public / Industry

Alfred P. Knoll
Helen B. Culiner
George Stanley Guth

Public Arbitrator
Public Arbitrator
Industry Arbitrator

Concurring Arbitrators' Signatures



Alfred P. Knoll

Helen B. Culiner

George Stanley Guth

Date served: 12/22/95

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Date served: 12/22/95