

NASD REGULATION, INC. AWARD

NASD REGULATION, INC., OFFICE OF DISPUTE RESOLUTION

In the matter of the Arbitration Between

Name of Claimants

Martin J. Roe and Beatrice G. Roe, Co-TTEES Trust

v.

Arbitration No.
95-04660

Name of Respondents

Dominic Prosi and Prudential Securities

REPRESENTATION

For Claimants:	Brian Mausser Van Nuys, California
For Respondent Dominic Prosi:	Paul I. Hamada, Esq. Keesal, Young & Logan Long Beach, California
For Respondent Prudential Securities, Inc.:	William Cassarini, Esq. Prudential Securities New York, New York

CASE INFORMATION

Statement of Claim filed:	October 3, 1995
Claimants' Submission Agreement signed:	November 3, 1995
Joint Statement of Answer filed by Respondents:	January 5, 1996
Respondent Dominic Prosi's Submission Agreement signed:	January 5, 1996
Respondent Prudential Securities' Submission Agreement signed:	January 4, 1996

HEARING INFORMATION

Pre-Hearing Conference Dates/Sessions: None

Hearing Dates/Sessions: March 24, 1998 (2 sessions)

Hearing Location: Los Angeles, California

CASE SUMMARY

Claimants alleged that Respondents made an unauthorized and erroneous sale of 2,500 shares of AEL Industries and refused to rescind the transaction.

Respondents deny the allegations of wrongdoing found in Claimants' Statement of Claim.

RELIEF REQUESTED

Claimants requested compensatory damages of \$32,500.00, return of commissions totaling \$461.00, reimbursement of legal fees of \$400.00 and filing fees of \$520.00.

Respondents requested that the Arbitration Panel dismiss Claimants' Statement of Claim in its entirety and award Respondents the fees incurred in connection with this matter.

OTHER ISSUES CONSIDERED AND DECIDED

The parties have agreed that the Award in this matter may be executed in either 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 remains on file with the NASD Regulation, Inc., Office of Dispute Resolution.

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:

1. All of Claimants' claims are denied in their entirety.
2. The parties shall each bear their respective costs, including attorney's fees.

FORUM FEES

Pursuant to Rule 10332(c) of the Code of Arbitration Procedure, the following forum fees are assessed:

<u>Two (2) Hearing Sessions @ \$400.00/Session</u>	<u>= \$800.00</u>
Total Forum Fees Assessed	= \$800.00
 Claimants' One-Half Share	 = \$400.00
<u>Claimants' Credit for Hearing Session Deposit</u>	<u>=(\$400.00)</u>
Claimants' Balance Due	= \$00.00
 <u>Respondent Prudential Securities' One-Half Share</u>	 <u>= \$400.00</u>
Respondent Prudential Securities' Balance Due	= \$400.00

Fees are payable to NASD Regulation, Inc.

ARBITRATORS

<u>Name</u>	<u>Arbitrators</u>
Newton Waldman, Esq.	Public Arbitrator
Charles Graham	Industry Arbitrator
Robert S. Granas	Public Arbitrator

Concurring Arbitrators' Signatures



Newton Waldman, Esq.

Charles Graham

Robert S. Granas


Date of Service: 3 April 1998

ARBITRATORS

<u>Name</u>	<u>Arbitrators</u>
Newton Waldman, Esq.	Public Arbitrator
Charles Graham	Industry Arbitrator
Robert S. Granas	Public Arbitrator

Concurring Arbitrators' Signatures

Newton Waldman, Esq.



Charles Graham

Robert S. Granas

Date of Service: 3 April 1998

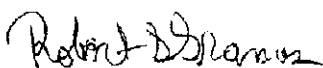
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Charles Graham



Robert S. Granas

Date of Service: 3 April 1998