

AWARD

NASD REGULATION, INC.

In the matter of the Arbitration Between

Name of Claimant

Darlene F. Gillespie

v.

Arbitration No.

95-06048

Name of Respondents

Westmark Securities Corporation, Wedbush Morgan
Securities, Inc., Ronald D. Catto, Anthony J. Rodgers,
Rosemary Silva, and Harry Oei

REPRESENTATION

For Claimant:

Mark E. Wiestock, Esq.
Rogers, Sheffield, and Herman
Santa Barbara, California

For Respondents:

Westmark Securities Corporation

No Appearance

Ronald D. Catto

No Appearance

Anthony J. Rodgers

No Appearance

Rosemary Silva

No Appearance

CASE INFORMATION

Statement of Claim filed:

December 1, 1995

Claimant's Submission Agreement signed:

November 7, 1995

Statement of Answer filed by
Respondent Westmark Securities Corporation:

None Filed

Statement of Answer filed by Respondent Wedbush Morgan Securities, Inc.:	February 23, 1996
Statement of Answer filed by Respondent Ronald D. Catto:	None Filed
Statement of Answer filed by Respondent Anthony J. Rodgers:	None Filed
Statement of Answer filed by Respondent Rosemary Silva:	None Filed
Statement of Answer filed by Respondent Harry Oei:	February 23, 1996
Respondent Westmark Securities Corporation's Submission Agreement signed:	None Filed
Respondent Wedbush Morgan Securities Inc.'s Submission Agreement signed:	February 23, 1996
Respondent Ronald D. Catto's Submission Agreement signed:	None Filed
Respondent Anthony J. Rodgers' Submission Agreement signed:	None Filed
Respondent Rosemary Silva's Submission Agreement signed:	None Filed
Respondent Harry Oei's Submission Agreement signed:	February 23, 1996

HEARING INFORMATION

Hearing Date/Session:	March 30, 1999 (1 Session)
Hearing Location:	Los Angeles, California

CASE SUMMARY

Claimant alleged conversion, fraud, misrepresentation, negligence, and breach of fiduciary duty. Claimant also alleged violations of state and federal securities law and violation of the RICO Act (Racketeer Influenced and Corrupt Organizations Act).

Respondents Wedbush Morgan Securities, Inc., and Harry Oei denied each and every allegation of wrongdoing set forth in the Claimant's Statement of Claim.

RELIEF REQUESTED

Claimant requested \$70,000.00 in compensatory damages, punitive damages, and reimbursement for lost equity, commissions, margin interest and profits.

Respondents requested dismissal of the Claimant's Statement of Claim in its entirety.

OTHER ISSUES CONSIDERED AND DECIDED

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

On July 25, 1996, the Office of Dispute Resolution received notice that Claimant and Respondents Wedbush Morgan Securities, Inc., and Harry Oei have settled their dispute.

On April 21, 1997, Claimant effectuated service on Respondent Anthony J. Rodgers and subsequently provided proof of service to the 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) Respondent Anthony J. Rodgers is liable to and shall pay Claimant \$12,000.00.
- 2) All other relief requested and not granted is expressly denied.

FORUM FEES

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

<u>One Hearing Sessions @ \$750.00 / Session</u>	= \$750.00
<u>Total Fees Assessed Against Claimant Darlene F. Gillespie</u>	= \$750.00
 Claimant's Share of Forum Fees	= \$750.00
<u>Credit for Claimant's Hearing Session Deposit</u>	= (\$750.00)
<u>Claimant's Balance Due</u>	= \$0.00

Fees are payable to NASD Regulation, Inc.

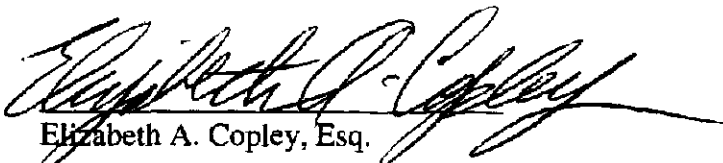
OTHER FEES

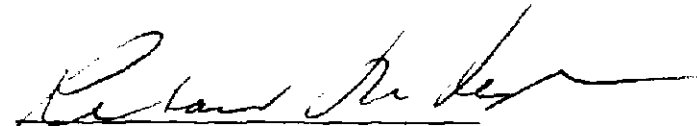
Pursuant to Rule 10333 of the Code, Respondent Wedbush Morgan Securities, Inc. shall pay to NASD Regulation, Inc. the \$375.00 past due member surcharge not previously invoiced.

ARBITRATORS

<u>Name</u>	<u>Public / Industry</u>
Elizabeth A. Copley, Esq.	Public Arbitrator
Richard M. Leigh	Industry Arbitrator
Terry A. O'Connell	Public Arbitrator

Concurring Arbitrators' Signatures


Elizabeth A. Copley, Esq.


Richard M. Leigh


Terry A. O'Connell

Date of Service: 7/1/99