

N.A.S.D. AWARD

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Name of Claimant

Calvin W. Roberts

96-00695

Name of Respondent

LaJolla Capital Corp.

CASE SUMMARY

In a claim filed with the National Association of Securities Dealers, Inc. on February 15, 1996, Claimant Calvin W. Roberts ("Claimant"), who appeared Pro Se, alleged that Respondent LaJolla Capital Corp. ("Respondent") failed to inform him that Image Marketing Group, Inc. ("IMG") had been acquired by First Entertainment, Inc. Claimant further alleged that on May 6, 1994 he purchased 500 shares of IMG through La Jolla Capital Corp. at \$6.75 per share for a total price of \$3,375.00. Claimant contended that First Entertainment, Inc. acquired IMG from a few majority shareholders, that no attempt was made to buy the minority shareholders' stock, and as a result his stock became virtually worthless. Claimant further contended that except for the original stock certificate, he has not received any financial statements or prospectuses from Respondent. Claimant asserted that because of the wrongdoing of the Respondent, he has suffered damages for which the Respondent should be held liable.

Respondent La Jolla Capital Corp., through its representative B.J. Gallison, and in-house counsel James C. Weaver, Esq., maintained that any harm caused to the Claimant was caused by Image Marketing Group/First Entertainment Inc., and that Respondent was in no way responsible for the acts of these parties. Respondent further maintained that it had no control over the above corporations and was not in a position to force First Entertainment, Inc. to make a tender offer to the public shareholders. Respondent alleged that it had committed no wrongdoing and requested that the claims against it be dismissed.

RELIEF REQUESTED

Claimant Calvin W. Roberts requested \$5,000.00 in actual damages.

Respondent LaJolla Capital Corp. requested that the claims of the Claimant be dismissed.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure, a single Public Arbitrator, Thomas B. Corey, Esq., was selected to review the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant Calvin W. Roberts on February 13, 1996 and by LaJolla Capital Corp. on March 13, 1996.

And, the Arbitrator, having considered the proof of the parties, has decided and determined in full and final resolution of the issues submitted for determination as follows:

1. The claims of Claimant Calvin W. Roberts against Respondent LaJolla Capital Corp. are dismissed in their entirety.
2. The parties shall bear their respective costs.
3. The \$125.00 filing fee previously deposited with the National Association of Securities Dealers, Inc. by the Claimant, shall be retained by the NASD, Inc.

AFFIRMATION

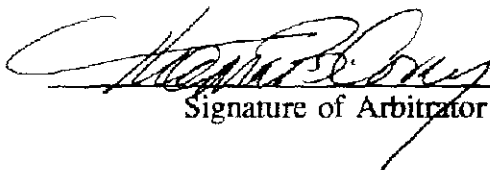
STATE OF MARYLAND

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SS:

CITY
COUNTY OF BALTIMORE

I, THOMAS B. COREY, do hereby affirm upon my oath as arbitrator that I am the individual described herein and who executed this instrument, which is my oath and award.



Signature of Arbitrator

DATE OF DECISION: June 20, 1996