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**N.A.S.D. REGULATION AWARD**  
**NATIONAL ASSOCIATION OF SECURITIES DEALERS REGULATION, INC.**

CASE: 96-05814

First of Michigan Corporation, claimant v. Michael J. Hewitt, respondent.

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**ATTORNEYS:**

For Claimant appeared Jeffrey D. Plopa, Detroit, MI.

Respondent did not appear.

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**DATE FILED:** 12/30/96

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**CASE SUMMARY:** Claimant alleged Breach of contract and failure to repay outstanding balance of promissory note upon termination.

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**Claim Data**

Claim: \$9,500.00  
Interest: 7% per annum from 5/23/96  
through the date of the arbitration award  
Punitive: \$.00  
Atty Fees: \$500.00  
Filing Fees: \$575.00  
Other: \$.00

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**Award Data**

Award: \$9,500.00  
Interest: 7% per annum from 5/23/96  
through 9/2/97.  
Punitive: \$.00  
Atty Fees: \$250.00  
Filing Fees: \$575.00  
Other: \$.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the claimant \$9,500.00 plus interest on said amount at 7% per annum from 5/23/96 through 9/2/97. 2) Respondent shall pay claimant's attorney fees in the amount of \$250.00 3) All other requests for relief are denied. 4) The \$575.00 filing fee previously deposited by the claimant with the National Association of Securities Dealers Regulation, Inc. shall be retained by NASD Regulation, Inc. Respondent is liable and shall pay claimant \$575.00 as reimbursement for its filing fee.

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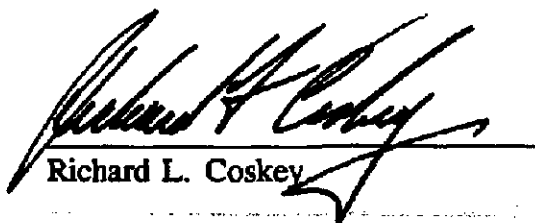
**OTHER ISSUES:** Respondent did not respond to three mailings of the complaint nor was any response made by him as to the allegations. Pursuant to the By-Laws of the NASD Regulation, the arbitrator determined that respondent, Michael J. Hewitt was served notice of the claim by regular mail, which was returned as "not forwardable." Subsequently another statement of claim was sent to respondent via certified mail and was returned marked "unclaimed." Overdue notice with the Notice of Arbitration was sent via certified mail and was returned marked "unclaimed." Claimant was asked to provide a better address and respondent is therefore bound by the

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arbitrator's ruling and determination.

**AFFIRMATION**

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

  
Richard L. Coskey

September 22, 1997  
Date of award