

AWARD

NASD REGULATION, INC.

In the matter of the Arbitration Between

Name of Claimant

Ronald J. Supinger

v.

Arbitration No.

98-00263

Name of Respondents

A.G. Edwards & Sons, Inc. and
David Steele

REPRESENTATION

For Claimant:

Arthur S. Leider
Investors Arbitration Specialists
San Diego, California

For Respondent David Steele:

David Steele
In Pro Per
El Cajon, California

CASE INFORMATION

Statement of Claim filed:

January 21, 1998

Claimant's Submission Agreement signed:

January 19, 1998

Joint Statement of Answer filed by
Respondents A.G. Edwards & Sons, Inc. and
David Steele:

March 20, 1998

Respondent A.G. Edwards & Sons, Inc.'s
Submission Agreement signed:

February 9, 1998

Respondent David Steele's
Submission Agreement signed:

March 18, 1998

HEARING INFORMATION

Pre Hearing Conference Dates / Sessions: August 7, 1998 (One Session)
Hearing Dates / Sessions: February 3, 1999 (One Session)
Hearing Location: San Diego, California

CASE SUMMARY

Claimant alleged that Respondents selected unsuitable securities, made unauthorized transactions, engaged in churning, and breached the fiduciary duty owed to Claimant.

Respondents denied the allegations of wrongdoing found in the Claimant's Statement of Claim.

RELIEF REQUESTED

In Claimant's Statement of Claim, Claimant sought \$50,000 in compensatory damages, \$50,000 in punitive damages, return of commissions paid, costs, and expenses.

At the hearing on the merits, Claimant amended his damage request. Claimant sought \$44,646.00 in compensatory damages, \$27,273.00 for return of commissions paid, \$7,111.00 in margin interest, \$500.00 to reimburse Claimant for arbitration fees, \$5,000.00 in representation costs, and \$100,000.00 in punitive damages. Claimant's amended damage claim totaled \$184,530.00.

Respondents requested that all of the Claimant's claim be dismissed with prejudice, that Respondent Steele's U-4 be expunged of any reference to this arbitration, and that Respondents be awarded all legal fees, costs and expenses incurred in connection with this matter.

OTHER ISSUES CONSIDERED AND DECIDED

The parties 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.

By letter dated February 2, 1999, Claimant dismissed with prejudice Respondent A.G. Edwards & Sons, Inc.

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 David Steele is liable to and shall pay Claimant the sum of \$79,030.00 in compensatory damages.
- 2) Respondent David Steele is liable to and shall pay Claimant the sum of \$5,000.00 in representation fees.
- 3) Interest shall be assessed on the award pursuant to Rule 10330 of the Code of Arbitration Procedure.
- 4) Claimant's claim for punitive damages is denied.
- 5) All relief not granted is expressly denied.

FORUM FEES

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

One Pre-Hearing Conference Session @ \$500.00 / Session	= \$500.00
One Hearing Session @ \$500.00 / Session	= \$500.00
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Total Fees Assessed Against Respondent David Steele:	= \$1,000.00

Claimant's Hearing Session Deposit shall be refunded by NASD Regulation, Inc.

Fees are payable to NASD Regulation, Inc.

OTHER FEES

Pursuant to Rule 10333 of the Code, Respondent A.G. Edwards & Sons, Inc. has paid to NASD Regulation, Inc. the \$1,000.00 member surcharge previously invoiced.

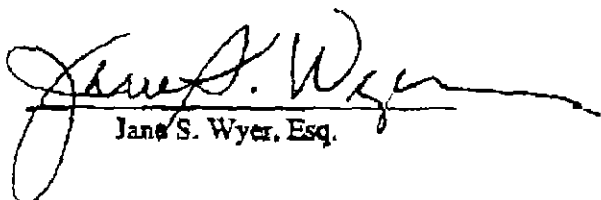
Pursuant to Rule 10333 of the Code, Respondent A.G. Edwards & Sons, Inc. has paid to NASD Regulation, Inc. the \$1,500.00 Hearing member process fee, previously invoiced.

Pursuant to Rule 10333 of the Code, Respondent A.G. Edwards & Sons, Inc. shall pay to NASD Regulation, Inc. the \$600.00 past due Pre-Hearing member process fee previously invoiced.

ARBITRATORS

<u>Name</u>	<u>Public / Industry</u>
Jane S. Wyer, Esq.	Public Arbitrator
Lisa M. Roth	Industry Arbitrator
James S. Munroe, Jr.	Public Arbitrator

Concurring Arbitrators' Signatures


Jane S. Wyer, Esq.

Lisa M. Roth

James S. Munroe, Jr.

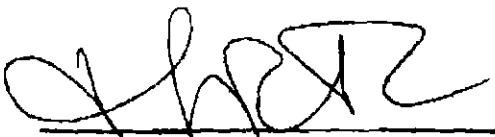
Date of Service: _____

ARBITRATORS

<u>Name</u>	<u>Public / Industry</u>
Jane S. Wyer, Esq.	Public Arbitrator
Lisa M. Roth	Industry Arbitrator
James S. Munroe, Jr.	Public Arbitrator

Concurring Arbitrators' Signatures

Jane S. Wyer, Esq.



Lisa M. Roth

James S. Munroe, Jr.

Date of Service: _____

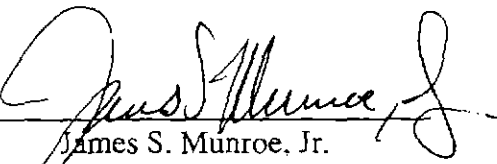
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James S. Munroe, Jr.	Public Arbitrator

Concurring Arbitrators' Signatures

Jane S. Wyer, Esq.

Lisa M. Roth



James S. Munroe, Jr.

Date of Service: February 16, 1999