

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

CASE: 98-03713

Judy L. Culp, claimant vs. Richard Hundchen & H.J. Meyers & Co., Inc., respondents.

ATTORNEYS:

For Claimant Judy L. Culp ("Claimant"), Jeff Dennis Ferentz, Esq., Greenbaum & Ferentz, Newport Beach, California.

Respondent H.J. Meyers & Co., Inc. ("Meyers"), did not respond to the Statement of Claim.

Respondent Richard Hundchen ("Hundchen"), appeared Pro Se, Oakland, California.

DATE FILED: 10/06/1998

CASE SUMMARY: Claimant alleged that on or about November 1994, Hundchen solicited her to purchase 7,000 shares of Priess Byron warrants at a total investment of \$26,265.00. Claimant maintained that this was an unsuitable investment for her and that both Respondents breached their fiduciary duty, committed fraud and were negligent in their dealings with her account.

Claim Data

Claim: \$10,000.00
Punitive Damages: unspecified
Interest: Pre-award and post-award
interest at the maximum rate allowed
by law from the date of the original
investment.
Atty Fees: unspecified
Filing Fees: \$150.00
Other: unspecified

Award Data

Award: \$10,000.00
Punitive Damages: \$.00
Interest: \$.00

Atty Fees: \$.00
Filing Fees: \$75.00
Other: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent Hudchen is liable and shall pay to the claimant \$10,000.00. 2) All requests for attorney fees are denied. 3) All requests for punitive damages are denied. 4) All requests for interest are denied. 5) All other relief requests are denied. 6) The \$150.00 filing fee previously deposited with the National Association of Securities Dealers Regulation, Inc. by the claimant, shall be retained by NASD Regulation, Inc. 7) Respondent is liable and shall pay claimant \$75.00 as reimbursement for half of the filing fee.

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OTHER ISSUES: By letter dated September 30, 1999, the arbitrator was informed that Meyers filed for Bankruptcy in the United States Bankruptcy Court Western District of New York. Pursuant to this notice, all claims in this arbitration against Meyer were stayed.

AFFIRMATION

I, Royal D. Heisser, 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.

Royal D. Heiser
Royal D. Heiser

February 11, 2000
Date of award