

**AWARD**

**NASD Regulation, Inc.**

---

**CASE:** 99-00254

William N. Hoyer and Charlotte G. Hoyer, claimants vs. Salomon Smith Barney, Inc. and Kenneth C. Spell, respondents.

---

**ATTORNEYS:**

Claimants appeared Pro Se - Houston, TX.

For Respondents appeared in-house counsel, Ann Parry, Esq. - New York, NY.

---

**DATE FILED:** January 19, 1999

---

**CASE SUMMARY:** Claimants alleged that they were deceived into buying shares of U.S. Diagnostic, Inc., a high-risk stock which was unsuitable for them. Claimants also alleged that Respondents made fraudulent misrepresentations and omissions regarding their investment and further deceived them into holding the stock, while its value fell.

---

**Claim Data**

Claim: \$8,244.00

Interest: \$.00

Costs/Legal advice: \$.00

Filing Fees: \$.00

---

**Award Data**

Award: \$4,900.00

Interest: \$.00

Costs/Legal advice: \$.00

Filing Fees: \$75.00

---

**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondents are jointly and severally liable and shall pay to the claimants \$4,900.00. 2) All other relief requests are denied. 3) The \$150.00 filing fee previously deposited with the National Association of Securities Dealers Regulation, Inc. by the claimants, shall be retained by NASD Regulation, Inc. 4) Respondents are jointly and severally liable and shall pay claimants \$75.00 as reimbursement for half of the filing fee.

---

**OTHER FEES:** Pursuant to Rule 10333 of the Code, respondent Salomon Smith Barney, Inc. has paid to NASD Regulation, Inc. the \$300.00 Member Surcharge previously invoiced.

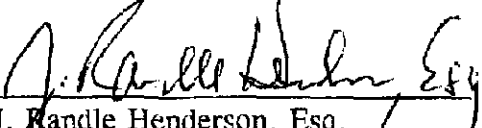
---

**OTHER ISSUES:** The arbitrator denied claimant's Motion to Compel Production of Documents dated July 1, 1999, pursuant to Rule 10302(h)(3) of the Code.

Page Two  
Award 99-00254

**AFFIRMATION**

I, J. Randle Henderson, Esq., 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.

  
J. Randle Henderson, Esq.

November 24, 1999  
Date of award