

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

CASE: 99-02292

Larry G. Journell, Claimant vs. Cruttenden Roth, Inc., Respondent.

ATTORNEYS:

For Claimant Larry G. Journell - Sandra L. Malek, Esq., Malek & Malek, Torrance, California

For Respondent Cruttenden Roth, Inc. - John R. Loftus, Esq., Keesal, Young & Logan, Long Beach, California

DATE FILED: May 18, 1999

CASE SUMMARY:

Claimant alleged wrongful advice and inducement in the purchase of 2000 shares of an Initial Public Offering of common stock from National Auto Finance Company. The alleged wrongful advice and inducement were premised upon oral and written reports of a "strong buy" recommendation. Within 30 days the stock price began to fall and despite Claimant's concerned inquiries the Respondent advised the Claimant to keep the stock. Thereafter a written report by Respondent stated in part that they incorrectly recommended National Auto Finance Securities as a strong buy. The Claimant demanded a full return on his investment of \$15,000.00 on the premise of a mistake. When the Respondent reviewed and rejected Claimant's demand, the account was transferred and liquidated for \$1,000.00.

Respondents denied all allegations of wrongdoing set forth in Claimant's Statement of Claim.

Claim Data

Claim: \$14,000.00
Punitive: \$.00
Atty Fees: \$1,500.00
Filing Fees: \$425.00
Other: \$.00

Award Data

Award: NONE, Claim denied
Punitive: \$.00
Atty Fees: \$.00
Filing Fees: NONE
Other: \$.00

AWARD:

The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows:

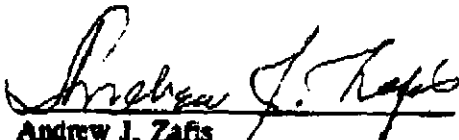
1. Based upon the pleadings and exhibits on file, the chronology of events set forth, and the application of appropriate case law, it is determined that the initial recommendations to buy

and subsequently hold the National Auto Finance Securities stock were made in good faith. No evidence to the contrary was submitted to demonstrate a nexus between the Respondent's acts or omissions and the resulting effect on Claimant.

2. The Statement of Claim is denied in its entirety with no damages, interest, or costs awarded.
3. The Claimant assumes the responsibility for the applicable filing fee.
4. Each party is responsible for its respective attorney's fees.
5. All relief requested and not granted is expressly denied.

AFFIRMATION

I, Andrew J. Zafis, 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.


Andrew J. Zafis

4-26-2010
Date of Award

RECIPIENTS:

Sandra L. Malek, Esq., Larry G. Journell
Malek & Malek, 3625 Del Amo Blvd., Ste. #350, Torrance, CA 90503

John R. Loftus, Esq., Cruttenden Roth, Inc.
Keesal, Young & Logan, 400 Oceangate, P. O. Box 1730, Long Beach, CA
90801-1730

Andrew J. Zafis