

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

CASE: 99-03170

Sherry Calmalat, claimant vs. Jeff Bailey, Mike Speer, and Don Bishop respondents.

ATTORNEYS:

Claimant Sherry Calmalat appeared Pro Se., Henderson, Nevada.

For Respondents Jeffrey Bailey ("Bailey") and Michael W. Speer ("Speer"), Gregg A. Johnson, Esq., San Diego, California.

Respondent Don Bishop ("Bishop"), appeared Pro Se., Denver, Colorado.

DATE FILED: 7/12/1999

CASE SUMMARY: Claimant maintained that Bishop solicited her to invest in a money market fund that did not charge any fees. Claimant further maintained that when she withdrew her funds, a \$5,000 fee was charged against her account. Claimant alleged that Bishop had resigned and Bailey informed her that he would turn the matter over to Speer and have the error corrected. Claimant maintained that as a result of this incident she incurred financial loss.

Claim Data

Claim: \$5,000.00
Filing Fees: \$.00

Award Data

Award: \$5,000.00
Filing Fees: \$87.50

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent Bishop is hereby liable and shall pay to the Claimant \$5,000.00. 2) All claims against Respondent Bailey are hereby dismissed in their entirety. 3) All other relief requests are denied. 4) The \$175.00 filing fee previously deposited with the National Association of Securities Dealers Regulation, Inc. by the Claimant, shall be retained by NASD Regulation, Inc. 5) Respondent Bishop is liable and shall pay Claimant \$87.50 as partial reimbursement of the filing fee.


OTHER FEES: Pursuant to Rule 10333 of the Code, Presidential Brokerage Corp. has paid to NASD Regulation, Inc. the \$200.00 Member Surcharge previously invoiced.

OTHER ISSUES: Pursuant to Claimant's letter dated August 27, 1999, all claims against Mike Speer were withdrawn.

Page Two
Award 99-03170

AFFIRMATION

I, Harry Miller, 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.



Harry Miller

April 17, 2000

Date of award