

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

CASE: 99-05237

Mahindokht Goli Golrokh, claimant vs. Todd Crieter, respondent.

ATTORNEYS:

Claimant Mahindokht Goli Golrokh ("Claimant"), appeared Pro Se., San Francisco, CA.

For Respondent Todd S. Critter ("Respondent"), Randall H. Kennon, Esq., Office of General Counsel for Bank of America Investment Services, Inc., Los Angeles, CA.

DATE FILED: 11/22/1999

CASE SUMMARY: Claimant maintained that in May of 1998, she was solicited by Respondent to discuss alternative investment options. Claimant alleged that she stated her investment objective was short term, with emphasis on safety of principal. Claimant further alleged that in August of 1998 when she liquidated her investment, the principal of the investment had declined in value, and substantial commissions were charged.

Arbitrator Report: The Claimant has the burden of proving her claim by a preponderance of the evidence. She has failed to do so. Essentially her claim is based on her assertion that she advised the Respondent in 1998, that she might need the money she was about to invest in a hurry to purchase a home, and for that reason she did not want to make an investment that might impair the principal investment.

It would appear, that at the time of the Claimant's acquisition of the two funds in 1998, she had a portfolio of mutual funds, and a money market fund with the Respondent's company that she had acquired there before. The mutual funds were similar to, or the same as the funds she had acquired from the Respondent. She had to know that during that three year period, there were times when the value of the mutual funds increased and declined. She also had to know that the principal she had deposited in the money market fund she said for three years, had not been impaired. Nevertheless, she withdrew from her money market account to assist in the purchase of mutual funds in 1998. The claim is not credible.

Claim Data

Claim: \$3,583.00
Filing Fees: \$0.00

Award Data

Award: \$.00
Filing Fees: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) The claims of Claimant are dismissed in their entirety. 2) All other relief requests are hereby denied. 3) 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.

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OTHER FEES: Pursuant to Rule 10333 of the Code, Bank of America Investment Services, Inc., has paid to NASD Regulation, Inc. the \$200.00 Member Surcharge previously invoiced.

AFFIRMATION

I, James G. Changaris, 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.


James G. Changaris, Esq.

05/23/00
Date of award