

IN ARBITRATION  
UNDER CHAPTER XVIII OF THE RULES  
OF THE CHICAGO BOARD OPTIONS EXCHANGE, INC.

IN THE MATTER OF )  
)

Scott Swinney )  
)

Initiating Party )  
)

and )

Prudential-Bache Securities )  
)

Responding Party )  
)

Arbitration File No. 90-NM-31

AWARD

Pursuant to CBOE Rule 18.4 governing small claims procedures, the captioned matter was submitted on December 18, 1990. The matter was decided solely on the submitted documents and the named parties had full opportunity to present arguments and evidence. The above captioned controversy involved the following issues:

Claimant Scott Swinney ("Swinney") seeks an award of Two Thousand Two Hundred Fifty Dollars (\$2,250.00) from Respondents T. Doug Watson ("Watson") and Prudential-Bache Securities ("Prudential"). Swinney asserts that Watson and Prudential negligently failed to execute an order to purchase all 10 General Electric February 65 put options he had placed. Prudential admits that the order was entered but not actually executed. It contends, however, that Swinney is not entitled to the benefits of a trade not actually made.

After thoroughly reviewing and analyzing the materials submitted by the parties, the arbitrator hereby enters an award of One Thousand Nine Hundred Twelve and 50/100 Dollars (\$1,912.50) plus post-judgment interest from the date of this award at the prime rate as established by the First National Bank of Chicago in favor of Swinney and against Respondents Watson and Prudential jointly and severally. Filing fees on deposit with the Exchange are retained.

/s/ Michael J. Kaufman  
Michael J. Kaufman

4/23/91  
Date