

**Stipulated Award**  
**NASD Dispute Resolution, Inc.**

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In the Matter of the Arbitration Between:

Lloyd Cymrot, Susan Cymrot, Eva Cymrot, The Lloyd Cymrot Trust UTD 12-31-76 and The Joel Cymrot Trust UTD 12-31-76, Claimants vs. Stone & Youngberg, LLC and Gregory S. Young, Respondents.

Case Number: 00-00705

Hearing Site: San Francisco, CA

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**REPRESENTATION OF PARTIES**

Claimants, Lloyd Cymrot, Susan Cymrot, Eva Cymrot, The Lloyd Cymrot Trust UTD 12-31-76 and The Joel Cymrot Trust UTD 12-31-76, (hereinafter collectively referred to as "Claimants"); Cary S. Lapidus, Esq., Law Offices of Cary S. Lapidus, 445 Bush Street, Suite 600, San Francisco, CA 94108.

Respondents, Stone & Youngberg, LLC and Gregory S. Young, (hereinafter collectively referred to as "Respondents"): Peter R. Boutin, Esq., Keesal, Young & Logan, Four Embarcadero Center, Suite 1500, San Francisco, CA 94111.

**CASE INFORMATION**

Statement of Claim filed on or about: February 17, 2000

Claimants, Lloyd Cymrot and Susan Cymrot, signed the Uniform Submission Agreement: February 3, 2000

Claimant, Eva Cymrot, individually and as Trustee of the Lloyd Cymrot Trust and Joel Cymrot Trust, signed the Uniform Submission Agreement: February 4, 2000

The Respondents did not file a Statement of Answer or a Uniform Submission Agreement.

**CASE SUMMARY**

Claimants asserted the following causes of action: Unsuitability; strict liability pursuant to Section 517.12 of the Florida Securities Act and violation of Florida Blue Sky laws as to Respondent Stone & Youngberg.

Respondents did not submit a Statement of Claim, and this matter was later settled by and between all parties.

### **RELIEF REQUESTED**

Claimants requested:

Compensatory Damages	\$1,000,000
Punitive Damages	Unspecified.
Interest	Unspecified.
Attorneys' Fees	Unspecified.
Non-Monetary Relief	Rescission of trades.

### **OTHER ISSUES CONSIDERED AND DECIDED**

Respondents did not file with the NASD Dispute Resolution, Inc. a Statement of Claim or a Uniform Submission Agreement. As a member or as an associated person, Respondents are required to submit to arbitration pursuant to the Code of Arbitration, and are bound by the determination of the Panel.

The parties have agreed that the Stipulated Award in this matter may be executed in counterpart copies.

### **STIPULATED AWARD**

In accordance with the terms reached by and between the Claimants and Respondents in the settlement of this matter, the Panel rules as follows:

Each and every one of Claimants' claims asserted against Respondents are hereby dismissed with prejudice.

The Panel recommends the expungement of all reference to the above captioned arbitration from Respondent Gregory S. Young's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, Respondent Gregory S. Young must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

### **FEES**

Pursuant to the Code, the following fees are assessed:

#### **Filing Fees**

NASD Regulation, Inc. will retain or collect the non-refundable filing fees for each claim:  
Initial claim filing fee = \$375

NASD Dispute Resolution, Inc.

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**Member Fees**

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm that employed the associated person at the time of the events giving rise to the dispute. In this matter, the member firm is a party.

Member surcharge	= \$2000
Pre-hearing process fee	= \$ 600
Hearing process fee	= \$ 0
Total member Fees	= \$2600

**Forum Fees and Assessments**

This matter was settled by and between the parties prior to any hearing sessions. Accordingly, forum fees were not incurred.

**Fee Summary**

Claimants are hereby solely liable for:

Initial Filing Fee	= \$ 375
Total Fees	= \$ 375
Less payments	= \$1800
Refund due to Claimants	(= \$1425)

Respondent, Stone & Youngberg, LLC is hereby solely liable for:

Member Fees	= \$2600
Total Fees	= \$2600
Less payments	= \$2600
Balance Due NASD Dispute Resolution, Inc.	= \$ 0

All balances are due to NASD Dispute Resolution, Inc. Inc. and are payable within 30 days of the service date of this Award.

NASD Dispute Resolution, Inc.

Arbitration No. 00-00705

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Concurring Arbitrators' Signatures



James D. Hadfield, Esq.  
Public Arbitrator, Presiding Chair

OCT 18, 2000

Signature Date

Vivian L. Kral, Esq.  
Public Arbitrator

Signature Date

Bradley C. Mitchel  
Industry Arbitrator

Signature Date

Date Served:

OCT 20 2000

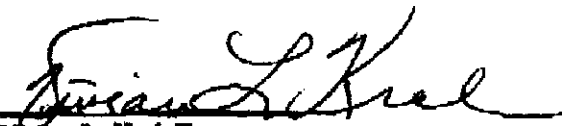
Date of Service (For NASD office use only)

NASD Dispute Resolution, Inc.  
Arbitration No. 00-00705  
Award Page 4 of 4

Concurring Arbitrators' Signatures

James D. Hadfield, Esq.  
Public Arbitrator, Presiding Chair

Signature Date

  
Vivian L. Kral, Esq.  
Public Arbitrator

10-18-00  
Signature Date

Bradley C. Mitchell  
Industry Arbitrator  
Date Served:

Signature Date

OCT 20 2000

Date of Service (For NASD office use only)

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Arbitration No. 00-00705  
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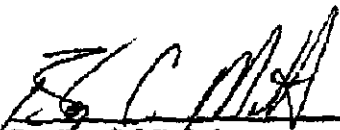
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James D. Hadfield, Esq.  
Public Arbitrator, Presiding Chair

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Signature Date

\_\_\_\_\_  
Vivian L. Kral, Esq.  
Public Arbitrator

\_\_\_\_\_  
Signature Date

  
\_\_\_\_\_  
Bradley C. Mitchel  
Industry Arbitrator

Oct 19, 2000  
Signature Date

Date Served:

OCT 20 2000  
Date of Service (For NASD office use only)