

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Gregory P. Jourdan, Claimant v. Citicorp Investment Services, Inc., Respondent

Case Number: 00-03346

Hearing Site: San Francisco, California

REPRESENTATION OF PARTIES

For Claimant:

C. Mac McBride, Esq.
Law Offices of C. Mac McBride
Vallejo, California

For Respondent:

Nancy Pritikin, Esq.
Littler Mendelson, A Professional Corporation
San Francisco, California

CASE INFORMATION

Statement of Claim filed: August 7, 2000

Claimant's Uniform Submission Agreement signed: August 30, 2000

Statement of Answer filed by Respondent: October 24, 2000

Respondent's Uniform Submission Agreement signed: October 23, 2000

CASE SUMMARY

Claimant alleged recovery for loss of income, loss of commission, loss of savings incentive and other losses allegedly incurred after Claimant's employment with Respondent was terminated.

Respondent denied the allegations of wrongdoing set forth in the Claimant's Statement of Claim.

RELIEF REQUESTED

Claimant requested \$333,246.42 in actual damages. This amount includes \$50,996.47 (lost income from May 1996-December 2000), \$270,000 (lost commissions through the year 2000), and \$12,249.95 (lost savings incentives).

Respondent requested dismissal of the Claimant's Statement of Claim in its entirety.

OTHER ISSUES CONSIDERED AND DECIDED

The parties agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, testimony, and evidence presented at the hearing, the Panel decided in full and final resolution of the issues submitted for determination as follows:

- 1) Claimant's claims are denied in their entirety.
- 2) The parties shall bear their respective costs, including attorney's fees.
- 3) All other relief not expressly granted is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. received or will collect the non-refundable filing fees for each claim as follows:

Initial claim filing fee	= \$ 300.00
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Member Fees

Member fees are assessed to each member firm that is either a party in the matter or an employer of a respondent associated person at the time of the events that gave rise to the dispute, claim, or controversy. Accordingly, the member firm, Citicorp Investment Services, is a party and the following fees are assessed:

Member Surcharge	= \$1,500.00
Pre-Hearing Process Fee	= \$ 600.00
<u>Hearing Process Fee</u>	<u>= \$2,500.00</u>
Total Member Fees	= \$4,600.00

Adjournment Fees

The following adjournment fees are assessed:

August 22, 2001-August 24, 2001 hearing dates, adjournment requested by Respondent	= \$1,125.00
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Forum Fees and Assessments

The Panel assessed a forum fee for each pre-hearing conference or hearing session conducted. A pre-hearing conference and hearing session is any meeting between the parties and the Chair/Panel. The following fees are assessed:

Three (3) Pre-hearing conference sessions with the Panel @ \$1,125.00/session = \$3,375.00
Pre-hearing conferences: April 23, 2001 1 session
October 5, 2001 1 session
December 3, 2001 1 session

Four (4) Hearing sessions @ \$1,125.00/session = \$4,500.00
Hearings: November 29, 2001 2 sessions
November 30, 2001 1 session
January 14, 2002 1 session

Total Forum Fees = \$7,875.00

1. The Panel assessed \$3,937.50 of the forum fees to Claimant.
2. The Panel assessed \$3,937.50 of the forum fees to Respondent.

Fee Summary

1. Claimant is charged with the following fees and costs:

Initial Filing Fee	= \$ 300.00
<u>Forum Fees</u>	= \$ 3,937.50
Total Fees	= \$ 4,237.50
<u>Less Payments</u>	= \$(1,425.00)
Balance Due NASD Dispute Resolution, Inc.	= \$ 2,812.50

2. Respondent is charged with the following fees and costs:

Member Fees	= \$ 4,600.00
Adjournment Fee	= \$ 1,125.00
<u>Forum Fees</u>	= \$ 3,937.50
Total Fees	= \$ 9,662.50
<u>Less Payments</u>	= \$(4,600.00)
Balance Due NASD Dispute Resolution, Inc.	= \$ 5,062.50

All balances are payable to NASD Dispute Resolution, Inc. and are payable upon the receipt of the Award pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

<i>Lawrence R. Barker, Esq.</i>	-	<i>Public Arbitrator, Presiding Chair</i>
<i>Helen Marinak Blohm, Esq.</i>	-	<i>Public Arbitrator</i>
<i>Richard A. Ardoin, Esq.</i>	-	<i>Public Arbitrator</i>

Concurring Arbitrators' Signatures

Lawrence R. Barker, Esq.
Chair, Public Arbitrator

Signature Date

Helen Marinak Blohm, Esq.
Public Arbitrator

Signature Date

Richard A. Ardoin, Esq.
Industry/Non-Public Arbitrator

Signature Date

4/10/02
Date of Service

NASD Dispute Resolution, Inc.
Arbitration No. 00-03346
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Helen Marinak Blohm, Esq.
Richard A. Ardoin, Esq.

Public Arbitrator, Presiding Chair
Public Arbitrator
Public Arbitrator

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Signature Date

Helen Marinak Blohm, Esq.
Public Arbitrator

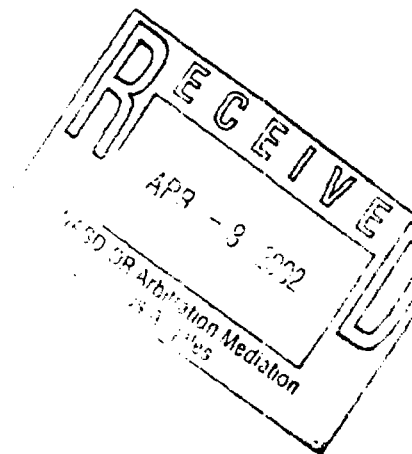
Signature Date

Richard A. Ardoin
Richard A. Ardoin, Esq.
Industry/Non-Public Arbitrator

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Helen M. Blohm

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Public Arbitrator

4/5/02

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