

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION, INC.**

CASE: 00-03623

John S. Kriskey and Ann Kriskey, Claimants vs. George Halloran, First Union Brokerage Services, Inc., Paul Costello, Laura Smith, Rosalind Klein, and Dwight C. Moody, Respondents.

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**ATTORNEYS:**

For claimants appeared John P. Coleman, Esq., Stamford, CT.

For respondents appeared in-house counsel for First Union Brokerage Services, Inc., James A. Vollins, Esq., Charlotte, NC.

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**DATE FILED:** August 21, 2000.

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**CASE SUMMARY:** Claimants alleged that they directed respondents to invest \$120,000.00 in extremely conservative investments and reserve \$30,000.00 in liquid form. Claimants further alleged that Respondents then invested the entire amount into high-risk stocks. Claimants further alleged that when they sold these stocks in November 1999, they had dropped \$14,388.00 in value. Claimants stated that the respondents' inappropriate investing caused them to incur a financial loss.

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**ARBITRATOR'S REPORT:** The record shall be expunged as to Laura Smith, Rosalind Klein, and Dwight C. Moody.

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**Claim Data**

Claim: \$14,388.00  
Atty Fees: \$500.00  
Filing Fees: \$.00

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**Award Data**

Award: \$.00  
Atty Fees: \$.00  
Filing Fees: \$62.50

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**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 Claimants are dismissed in their entirety. 2) All requests for attorney fees are denied. 3) All other relief requests are denied. 4) The arbitrator recommends the expungement of all reference to the above captioned arbitration from respondent Laura Smith's, respondent Rosalind Klein's, and respondent Dwight C. Moody's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, respondents Laura Smith, Rosalind Klein, and Dwight C. Moody must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive. 5) The \$125.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimant, shall be retained by NASD Dispute Resolution, Inc. The \$300.00 hearing session deposit has been waived by the arbitrator. 6) Respondents are jointly and severally liable and shall pay claimant

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\$62.50 as reimbursement of one-half of the filing fee.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, Respondents have paid to NASD Dispute Resolution, Inc. the \$400.00 Member Surcharge previously invoiced.

Claimant has paid to NASD Dispute Resolution, Inc. \$168.00 for photocopying expenses.


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**OTHER ISSUES:** The Motion to Dismiss filed by respondents Laura Smith, Rosalind Klein, and Dwight C. Moody has been granted by the arbitrator.

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**AFFIRMATION**

I, Edward L. Levine, do hereby affirm, pursuant to article 7507 of the Civil Practice law and Rules, that I am the individual described herein, and who executed this instrument which is my award.

  
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Edward L. Levine, Esq.

April 27, 2001  
Date of Award