

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

CASE:00-04468

Joseph and Adeline Palumbo, claimants vs. Advest Inc., John Banks, and Grant Curtz, respondents.

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**ATTORNEYS:**

Claimants appeared Pro Se, Holbrook, NY.

For Respondents appeared Thomas P. Byrne, Esq., in-house counsel, Hartford, CT.

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DATE FILED: October 9, 2000

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**CASE SUMMARY:** Claimants alleged that Respondents made misrepresentations and guarantees in connection with their investment and that the Respondents' recommendations were unsuitable for their age and investment objectives.

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**Claim Data**

Claim: \$10,486.51

Interest: at 5%

Punitive: \$3,540.00

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**Award Data**

Award: \$10,486.51

Interest: 5% per annum from November 3, 2000 to date of payment of the award; 20% per annum if award is not paid within 60 days.

Punitive: \$.00

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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 claimant are dismissed in their entirety against Respondent Grant Curtz. 2) Respondents Advest Inc. and John Banks are jointly and severally liable and shall pay to the claimant \$10,486.51. 3) Respondents Advest Inc. and John Banks are liable and shall pay to the claimant interest at a rate of 5% per annum from November 3, 2000 to date of payment of the award; 20% per annum if award is not paid within 60 days. 4) All requests for punitive damages are denied. 5) All other relief requests are denied. 6) The \$425.00 filing fee previously deposited with NASD Dispute Resolution, Inc. by the claimant, shall be retained by NASD Dispute Resolution, Inc. 7) Respondents Advest Inc. and John Banks are jointly and severally liable and shall pay claimant \$425.00 as reimbursement of the filing fee. 8) The arbitrator recommends the expungement of all reference to the above captioned arbitration from Respondent Grant Curtz's registration records maintained by NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, Respondent Grant Curtz must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

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

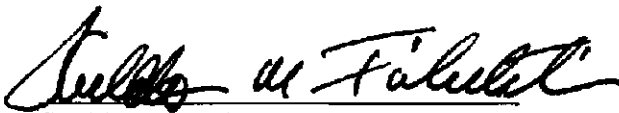
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Sheldon M. Finkelstein, Esq.

Sole Public Arbitrator

**AFFIRMATION**

I, Sheldon M. Finkelstein, Esq., 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.

  
Sheldon M. Finkelstein, Esq.

7/2/01  
Signature Date

July 12, 2001  
Date of Service (For NASD Office Use Only)