
Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Wendell E. Bennett and Diane Bennett (Claimants) v. Charles Schwab & Company Inc.
(Respondent).

Case Number: 01-00053

Hearing Site: Houston, Texas

REPRESENTATION OF PARTIES

Claimants, Wendell E. Bennett and Diane Bennett, collectively referred to as "Claimants" represented themselves.

Respondent, Charles Schwab & Company, Inc. hereinafter referred to as ("Charles Schwab") was represented by Robert K. Crowe, Esq., of Charles Schwab & Company, Inc., San Francisco, California.

CASE INFORMATION

Statement of Claim filed on or about: January 9, 2001.

Claimants signed the Uniform Submission Agreement: December 30, 2000.

Statement of Answer filed by Respondent Charles Schwab on or about: February 27, 2001.

Respondent Charles Schwab signed the Uniform Submission Agreement on: February 27, 2001.

CASE SUMMARY

Claimants asserted the following causes of action: Failure to Execute, Fraud, Negligence, Failure to Supervise, and Suitability.

These causes of action relate to the trading of common stock.

Unless specifically admitted in its Answer, Respondents Charles Schwab denied the allegations made in the Statement of Claim and requested that the claims against them be dismissed in their entirety.

RELIEF REQUESTED

Claimant requested:

Compensatory Damages	\$ 56,500.00
Punitive Damages	\$ 40,000.00
Interest	\$ Unspecified
Attorneys' Fees	\$ Unspecified
Other Costs	\$ Unspecified

Respondent requested that the claims against it be dismissed in their entirety.

AWARD

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

1. Any relief requested by Claimants Wendell E. and Diane Bennett, against Respondent Charles Schwab & Company Inc. for Compensatory Damages is denied.
2. Except as otherwise specified herein, each party shall bear its own costs.
3. Except as otherwise specified herein, each party shall bear its own and attorney's fees.
4. Any and all relief not specifically addressed herein, is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

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

Initial claim filing fee	= \$225.00
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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(s) that employed the associated person at the time of the event(s) giving rise to the dispute. In this matter, the member firm Charles Schwab & Company Inc. is a party to this matter.

Member surcharge	= \$1,000.00
Pre-hearing process fee	= \$ 600.00
Hearing process fee	= \$1,500.00

Forum Fees and Assessments

The Panel has the authority to assess forum fees for each hearing session conducted. A hearing session is any meeting between the parties and the arbitrators, including a pre-hearing conference with the arbitrators, that lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) Pre-hearing session with panel x \$750.00	= \$ 750.00
Pre-hearing conference: July 13, 2001	1 session
Two (2) Hearing sessions x \$750.00	= \$1,500.00
Hearing Date: November 13, 2001	2 sessions
Total Forum Fees	= \$2,250.00

1. The panel has assessed \$1,125.00 of the forum fees to Claimants Wendell E. and Diane Bennett.
2. The panel has assessed \$1,125.00 of the forum fees to Respondent Charles Schwab & Company Inc.

FEE SUMMARY

Claimants, Wendell E. and Diane Bennett are jointly and severally liable for:

Initial Filing Fee	= \$ 225.00
Forum Fees	= \$ 1,125.00
Total Fees	= \$ 1,350.00
Less payments	= \$ 975.00
Balance Due NASD Dispute Resolution, Inc.	= \$ 375.00

Respondent, Charles Schwab & Company Inc. is solely liable for:

Member Fees	= \$ 3,100.00
Forum Fees	= \$ 1,125.00
Total Fees	= \$ 4,225.00
Less payments	= \$ 3,100.00
Balance Due NASD Dispute Resolution, Inc.	= \$ 1,125.00

All balances are due to NASD Dispute Resolution, Inc.

ARBITRATION PANEL

Frank M. Pinedo, Esq. -Public Arbitrator, Presiding Chair
Mobley E. Cox Jr. -Public Arbitrator

Walter J. McCoy, Ph.D., JD-Non-Public Arbitrator

Concurring Arbitrators' Signatures

Frank M. Pinedo, Esq.
Public Arbitrator, Presiding Chair

Signature Date

Mobley E. Cox, Jr.
Public Arbitrator

Signature Date

Walter J. McCoy, Ph.D., JD
Non-Public Arbitrator

Signature Date

Date of Service (For NASD-Dispute Resolution office use only)

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Walter J. McCoy, Ph.D., JD-Non-Public Arbitrator

Concurring Arbitrators' Signatures



Frank M. Pinedo, Esq.
Public Arbitrator, Presiding Chair

Jan 31, 2002
Signature Date

Mobley E. Cox, Jr.
Public Arbitrator

Signature Date

Walter J. McCoy, Ph.D., JD
Non-Public Arbitrator

Signature Date

Date of Service (For NASD-Dispute Resolution office use only)

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Date of Settlement (For NASD-Dispute Resolution office use only)

01/30/02 WED 13:12 FAX

NASD REGULATION

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Walter J. McCoy, Ph.D., JD-Non-Public Arbitrator

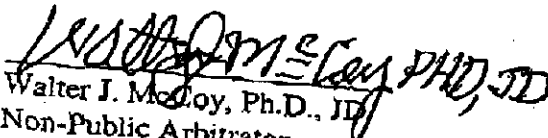
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