

**Award
NASD Dispute Resolution**

In the Matter of the Arbitration Between:

Name of the Claimant
Jamal Abdeljawad

Case Number: 02-04916

Name of the Respondents
Roan-Meyers Associates, LP and
Anthony J. Salino

Hearing Site: Albuquerque, New Mexico

NATURE OF DISPUTE

Customer vs. Member Firm and Associated Person

REPRESENTATION OF PARTIES

Thomas J. Schuchert, Esq., formerly of The Bregman Law Firm, P.C., located in Albuquerque, New Mexico, represented Claimant, Jamal Abdeljawad ("Abdeljawad"), hereinafter referred to as "Claimant."

Charles Lake, Compliance Consultant for Roan-Meyers Associates, LP, located in New York, New York appeared for Respondents Roan-Meyers Associates, LP ("Roan") and Respondent Anthony J. Salino ("Salino"), hereinafter collectively referred to as Respondents. Roan and Salino were later represented by David A. Schrader, Esq. of Schrader & Schoenberg LLP, located in New York, New York.

CASE INFORMATION

Statement of Claim filed on August 14, 2002. Abdeljawad signed the Uniform Submission Agreement on May 8, 2005.

Statement of Answer filed by Respondents Roan and Salino on October 16, 2002. Roan signed the Uniform Submission Agreement on August 16, 2004. Salino did not submit a signed Uniform Submission Agreement.

Respondents Roan and Salino filed a Motion to Dismiss on May 20, 2005 for Claimant's failure to comply with the Panel's Scheduling Order of March 21, 2003, Discovery Order of August 13, 2004 and Discovery Order of April 20, 2005. Respondents renewed its motion to dismiss for Claimant's failure to comply with the final Discovery Order of May 25, 2005. Abdeljawad filed a response on June 2, 2005.

CASE SUMMARY

Claimant asserted the following causes of action: breach of fiduciary duty, suitability, misrepresentations, breach of contract, negligence, unauthorized trading and churning. The

causes of action relate to various technology stocks including, Veridien Corp. (VRDE). Claimant asserted that these were unauthorized trades, and stocks were high-risk and unsuitable to Claimant's needs and objectives.

Unless specifically admitted in its Answer, Respondents Roan and Salino denied the allegations made in the Statement of Claim and asserted the following defenses: failure to mitigate; ratification; no violations of securities regulations committed by Respondents; and losses, if any, were caused, in whole or in part, by a market decline for which Respondents should not be held responsible.

RELIEF REQUESTED

Abdeljawad requested \$250,000.00 in compensatory damages; \$750,000.00 in treble damages; unspecified amount in punitive damages; lost opportunity damages; costs; filing fees; attorney's fees; and for such other costs as the Panel deems appropriate.

Respondents Roan and Salino requested dismissal of Abdeljawad's Statement of Claim in its entirety.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent Salino did not file with NASD Dispute Resolution, a properly executed submission to arbitration but is required to submit to arbitration pursuant to the Code and, having answered the claim and appeared, is bound by the determination of the Panel on all issues submitted.

A pre-hearing conference was held on June 29, 2005 to address Respondents' Motion to Dismiss. After reviewing all pleadings related to Respondents' motion, including all discovery issues submitted in this matter, and having heard the parties' arguments, the Panel issued an Order dated June 29, 2005, which granted Respondents' motion to dismiss without prejudice.

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 and having heard the parties' arguments on June 29, 2005, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. Any and all claims against Respondents, Roan-Meyers Associates, LP and Anthony J. Salino are dismissed without prejudice.
2. Except as otherwise specified herein, parties shall bear their own costs, including attorneys' fees.
3. Any and all relief not specifically addressed herein, including treble and punitive damages, is denied.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

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

Initial claim filing fee = \$ 375.00

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. Accordingly, Roan-Meyers Associates, LP is a party to this proceeding and is assessed the following fees.

Member surcharge = \$2,250.00

Pre-hearing process fee = \$ 750.00

Hearing process fee = \$4,000.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed:

September 3-5, 2003, adjournment by Claimant = \$1,200.00

April 26-28, 2004, adjournment by Claimant = \$1,500.00

(waived by Panel)

May 10-12, 2005, adjournment by Claimant = \$1,500.00

(waived by Panel)

Forum Fees and Assessments

The Panel has assessed forum fees for each session conducted. A 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:

Two (2) Pre-hearing sessions with a single arbitrator @ \$450.00 = \$ 900.00

Pre-hearing conferences: April 20, 2005 1 session

May 25, 2005 1 session

Four (4) Pre-hearing sessions with Panel @ \$1,200.00 = \$4,800.00

Pre-hearing conferences: March 7, 2003 1 session

March 21, 2003 1 session

August 12, 2004 1 session

June 29, 2005 1 session

Total Forum Fees = \$5,700.00

1. The Panel assessed 100% of the total forum fees in the amount of \$5,700.00 solely to Claimant Jamal Abdeljawad.

FEE SUMMARY

1. Claimant, Jamal Abdeljawad, is solely liable for:

Initial Filing Fee = \$ 375.00

Adjournment Fee = \$1,200.00

Forum Fees = \$5,700.00

Total Fees = \$7,275.00

Less payments = \$1,575.00

Balance Due NASD Dispute Resolution = \$5,700.00

2. Respondents, Roan-Meyers Associates, LP, is solely liable for:

Member Fees = \$7,000.00

Less payments = \$7,000.00

Balance Due NASD Dispute Resolution = \$ 0.00

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

ARBITRATION PANEL

James Mark Eason	-	Public Arbitrator, Presiding Chairperson
Donald W. Hurst	-	Public Arbitrator
Rodney O. McWhinney, Esq.	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

/s/ James Mark Eason

James Mark Eason
Public Arbitrator, Presiding Chairperson

6/3/0/05

Signature Date

/s/ Donald W. Hurst

Donald W. Hurst
Public Arbitrator

6/30/05

Signature Date

/s/ Rodney O. McWhinney, Esq.

Rodney O. McWhinney, Esq.
Non-Public Arbitrator

6/30/05

Signature Date

7/1/05

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

06/30/2005 10:31 FAX

NASD

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NASD Dispute Resolution
 Arbitration No. 02-4918
 Award Page 4 of 4

Balance Due NASD Dispute Resolution = \$5,700.00

2. Respondents, Roan-Meyers Associates, LP, is solely liable for:

Member Fees = \$7,000.00

Less payments = \$7,000.00

Balance Due NASD Dispute Resolution = \$ 0.00

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ARBITRATION PANEL

James Mark Esson	•	Public Arbitrator, Presiding Chairperson
Donald W. Hurst	•	Public Arbitrator
Rodney O. McWhinney, Esq.	•	Non-Public Arbitrator

Concurring Arbitrators' Signatures

James Mark Esson

James Mark Esson
 Public Arbitrator, Presiding Chairperson

06/30/05
 Signature Date

 Donald W. Hurst
 Public Arbitrator

 Signature Date

 Rodney O. McWhinney, Esq.
 Non-Public Arbitrator

 Signature Date

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

NASD Dispute Resolution
Arbitration No. 02-4816
Award Page 4 of 4

Balance Due NASD Dispute Resolution	= \$5,700.00
2. Respondents, Roan-Meyers Associates, LP, is solely liable for:	
Member Fees	= \$7,000.00
<u>Less payments</u>	<u>= \$7,000.00</u>
Balance Due NASD Dispute Resolution	= \$ 0.00

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ARBITRATION PANEL

James Mark Eason	-	Public Arbitrator, Presiding Chairperson
Donald W. Hurst	-	Public Arbitrator
Rodney O. McWhinney, Esq.	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

James Mark Eason
Public Arbitrator, Presiding Chairperson

Signature Date


Donald W. Hurst
Public Arbitrator

June 30, 2005
Signature Date

Rodney O. McWhinney, Esq.
Non-Public Arbitrator

Signature Date

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

NASD Dispute Resolution

Arbitration No. 02-4916

Award Page 4 of 4

Balance Due NASD Dispute Resolution = \$5,700.00

2. Respondents, Roan-Meyers Associates, LP, is solely liable for:

Member Fees = \$7,000.00

Less payments = \$7,000.00

Balance Due NASD Dispute Resolution = \$ 0.00

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ARBITRATION PANEL

James Mark Eason	-	Public Arbitrator, Presiding Chairperson
Donald W. Hurst	-	Public Arbitrator
Rodney O. McWhinney, Esq.	-	Non-Public Arbitrator


Concurring Arbitrators' Signatures

James Mark Eason
Public Arbitrator, Presiding Chairperson

Signature Date

Donald W. Hurst
Public Arbitrator

Signature Date


Rodney O. McWhinney, Esq.
Non-Public Arbitrator

June 30, 2005
Signature Date

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