

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 03-00829

David E. Brackmann ACF Nicholas E. Brackmann U/CA/UTMA, Claimant vs. Salomon Smith Barney, Inc. n/k/a Citigroup Global Markets, Inc., and Scott Shagrin, Respondents.

ATTORNEYS:

For Claimant appeared Edward W. Russey III, Esq., of the Law Offices of Oswald & Yap, Irvine, CA.

For Respondents appeared through their in-house counsel, Ann Parry, Esq., New York, NY.

DATE FILED: February 4, 2003

CASE SUMMARY: Claimant alleged that Respondents breached their fiduciary duty to him, failed to disclose vital information, breached their contract with him, and violated NASD and exchange rules, as well as common law standards. Claimant further alleged that Respondents carried out unauthorized purchases and sale of funds in his Smith Barney Trust account. Claimant maintained that due to Respondent's actions, the account suffered losses. Claimant did not specify what types of securities were in question.

Claim Data

Claim: \$15,747.92
Punitive: Unspecified
Attorney Fees: Unspecified
Filing Fees: Unspecified
Other: Unspecified

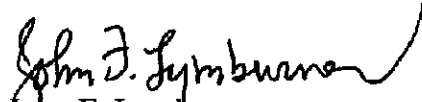
Award Data

Award: \$15,300.00
Punitive: \$.00
Attorney Fees: \$.00
Filing Fees: \$425.00
Other: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondents are jointly and severally liable and shall pay to the Claimant \$15,300.00. 2) All requests for attorney fees are denied. 3) All requests for punitive damages are denied. 4) All other relief requests are denied. 5) The \$425.00 filing fee previously deposited with NASD Dispute Resolution by the Claimant, shall be retained by NASD Dispute Resolution. 6) Respondent, Salomon Smith Barney, Inc. n/k/a Citigroup Global Markets, Inc. is liable and shall pay Claimant \$425.00 as reimbursement of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent, Salomon Smith Barney, Inc. n/k/a Citigroup Global Markets, Inc., has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.


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John F. Lymburner

Sole Public Arbitrator

AFFIRMATION

I, John F. Lymburner, do hereby affirm, upon my oath as arbitrator that I am the individual described herein who executed this instrument, which is my oath and award.


John F. Lymburner

August 25, 2003
Signature Date

September 4, 2003
Date of Service (For NASD-DR office use only)