

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION**

CASE: 03-01569

R.T. Barnes, Linda Stebbins, et al, Claimants vs. Tom Kukulski, Mark Dennis and Roberta Devorsky, Respondents.

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**ATTORNEYS:**

Claimants, R.T.Barnes, Linda Stebbins, et al, (collectively "Claimants") appeared pro se through R.T. Barnes, Naperville, IL.

For Respondents, Tom Kukulski, Mark Dennis, and Roberta Devorsky, (collectively "Respondents") appeared Morgan Stanley DW, Inc.'s in-house counsel, Edmund J. Shea, Esq, New York, NY.

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**DATE FILED:** March 4, 2003

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**CASE SUMMARY:** Claimants alleged that Respondents breached their contract, misrepresented facts, and charged them excessive commissions on their trust and custodial accounts which they transferred from Fidelity and Armitrade to Morgan Stanley. Claimants maintained that due to Respondents' actions, the accounts suffered losses. Claimants' claims involved various options.

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**Claim Data**

Claim: \$6,742.78  
Interest: \$213.52  
Filing Fees: \$325.00

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**Award Data**

Award: \$.00  
Interest: \$.00  
Filing Fees: \$.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 Claimants are dismissed in their entirety. 2) All requests for interest are denied. 3) All other relief requests are denied. 4) The \$325.00 filing fee previously deposited with NASD Dispute Resolution by the Claimants, shall be retained by NASD Dispute Resolution.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, Morgan Stanley Dean Witter, Inc. has paid to NASD Dispute Resolution the \$325.00 Member Surcharge previously invoiced.

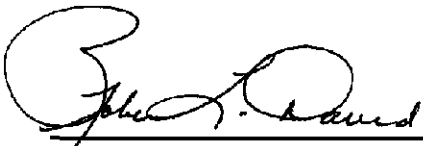
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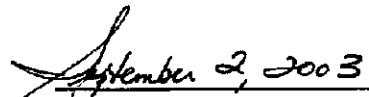
Robin L. David, Esq.

Sole Public Arbitrator

**AFFIRMATION**

I, Robin L. David, Esq., 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.

  
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Robin L. David, Esq.

  
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Signature Date

September 17, 2003  
Date of Service (For NASD-DR office use only)