
Stipulated Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant
David Freed

Case Number: 03-02731

Names of the Respondents
Salomon Smith Barney, Inc.
Eddie M. King

Hearing Site: Boca Raton, FL

Nature of the Dispute: Customer vs. Member and Associated Person.

REPRESENTATION OF PARTIES

For David Freed ("Freed"), hereinafter referred to as "Claimant": William Young, Esq., Hooper & Weiss, L.L.C., Orlando, Florida.

For Salomon Smith Barney, Inc. ("SSB") and Eddie M. King ("King"), hereinafter referred to as "Respondents": Angelika Hunnefeld, Esq., Greenberg Traurig, P.A., Miami, Florida.

CASE INFORMATION

Statement of Claim filed on or about: March 31, 2003.

Claimant signed the Uniform Submission Agreement: February 28, 2003.

Statement of Answer filed by Respondent on or about: June 25, 2003.

Respondent SSB signed the Uniform Submission Agreement: May 22, 2003.

Respondent King signed the Uniform Submission Agreement: June 5, 2003.

CASE SUMMARY

Claimant asserted the following causes of action: 1) breach of fiduciary duty; 2) negligence; and 3) breach of contract. The causes of action relate to the purchase of unspecified bonds in Claimant's accounts.

Respondents requested that all claims against them be dismissed with prejudice.

RELIEF REQUESTED

Claimant requested compensatory damages of \$207,106.30, plus punitive damages, costs, attorneys' fees and such other relief as is deemed fair and appropriate.

Respondents requested that the Statement of Claim be dismissed in its entirety, and that all attorney's fees and costs be assessed against Claimant.

OTHER ISSUES CONSIDERED AND DECIDED

On or about August 5, 2004, Claimant's counsel advised NASD Dispute Resolution that the parties had settled the arbitration proceeding.

On or about August 25, 2004, the parties submitted a Stipulated Motion for Award Directing Expungement.

By Order dated January 10, 2005, the Panel granted the Stipulated Motion for Award Directing Expungement.

The parties have agreed that the Stipulated Award in this matter may be executed in counterpart copies.

AWARD

After considering the pleadings and the proposed Stipulated Award, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

The Panel recommends the expungement of all references to the above-captioned arbitration from Respondent King's public and non-public registration records maintained by NASD's Central Registration Depositor ("CRD"), with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Respondent King must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

FEES

Pursuant to the NASD Code of Arbitration Procedure (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 = \$ 300.00

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, Respondent SSB is a member firm and a party.

Member surcharge	= \$1,700.00
Pre-hearing process fee	= \$ 750.00
<u>Hearing process fee</u>	<u>= \$2,750.00</u>
Total Member Fees	= \$5,200.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed.

No adjournment fees were incurred during these proceedings.

Three-Day Cancellation Fees

Fees apply when a hearing on the merits is postponed or settled within three business days before the start of a scheduled hearing session.

No three-day cancellation fees were incurred during these proceedings.

Injunctive Relief Fees

Injunctive relief fees are assessed to each member or associated person who files for a temporary injunction in court. Parties in these cases are also assessed arbitrator travel expenses and costs when an arbitrator is required to travel outside his or her hearing location and additional arbitrator honoraria for the hearing for permanent injunction. These fees, except the injunctive relief surcharge, are assessed equally against each party unless otherwise directed by the panel.

No injunctive relief fees were incurred during these proceedings.

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:

One (1) Pre-hearing session with the Panel @ \$1,125.00	= \$1,125.00
Pre-hearing conference: November 5, 2003	1 session
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Total Forum Fees	= \$1,125.00

The Panel has assessed forum fees of \$562.50 to Claimant.

The Panel has assessed forum fees of \$562.50 jointly and severally to Respondents.

Administrative Costs

Administrative costs are expenses incurred due to a request by a party for special services beyond the normal administrative services. These include, but are not limited to, additional copies of arbitrator awards, copies of audio transcripts, retrieval of documents from archives, interpreters, and security.

No administrative costs were incurred during these proceedings.

Fee Summary

Claimant is solely liable for:

Initial Filing Fee	= \$ 300.00
<u>Forum Fees</u>	<u>= \$ 562.50</u>
Total Fees	= \$ 862.50

<u>Less payments</u>	= \$ 862.50
Balance Due NASD Dispute Resolution	= \$ 0.00

Respondent SSB is solely liable for:

<u>Member Fees</u>	= \$5,200.00
Total Fees	= \$5,200.00
<u>Less payments</u>	= \$5,200.00
Balance Due NASD Dispute Resolution	= \$ 0.00

Respondents SSB and King are jointly and severally liable:

<u>Forum Fees</u>	= \$ 562.50
Total Fees	= \$ 562.50
<u>Less payments</u>	= \$ 562.50
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

Gordon Keith Grandy	-	Public Arbitrator, Presiding Chairperson
Gary Paul Whorton	-	Public Arbitrator
David W. Newman	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

/s/
Gordon Keith Grandy
Public Arbitrator, Presiding Chairperson

February 9, 2005
Signature Date

/s/
Gary Paul Whorton
Public Arbitrator

January 28, 2005
Signature Date

/s/
David W. Newman
Non-Public Arbitrator

January 28, 2005
Signature Date

February 11, 2005
Date of Service (For NASD Dispute Resolution office use only)

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Concurring Arbitrators' Signatures

Gordon Keith Grandy
Public Arbitrator, Presiding Chairperson

Signature Date



Gary Paul Whorton
Public Arbitrator

01/28/05

Signature Date

David W. Newman
Non-Public Arbitrator

Signature Date

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

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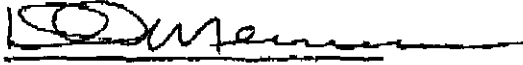
Concurring Arbitrators' Signatures

Gordon Keith Grandy
Public Arbitrator, Presiding Chairperson

Signature Date

Gary Paul Whorton
Public Arbitrator

Signature Date



David W. Newman
Non-Public Arbitrator

1/28/05

Signature Date

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