

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

CASE: 03-02757

Sheldon and Gertrude Bloom, Claimants v. Kirlin Securities, Inc., Respondent.

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**ATTORNEYS:**

Claimants, Sheldon and Gertrude Bloom, (collectively "Claimants"), appeared pro se, Staten Island, NY.

Respondent, Kirlin Securities, Inc., ("Respondent") appeared through its in-house counsel, Barry M. Bordetsky, Esq., Syosset, NY.

Respondent, Robert Lehrman, ("Respondent"), did not respond to the Statement of Claim.

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**NATURE OF DISPUTE:** Customer v. Member

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**DATE FILED:** April 14, 2003

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**CASE SUMMARY:** Claimants alleged that Respondents were negligent, breached their fiduciary duty, misrepresented and omitted material facts, recommended unsuitable corporate bonds, and failed to provide account information when requested to do so. Claimants maintained that due to Respondents' actions, their account suffered financial losses.

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**Claim Data**

Claim: \$20,131.00  
Punitive: \$4,800.00  
Filing Fees: \$425.00  
Other: \$.00

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**Award Data**

Award: \$9,513.25  
Punitive: \$.00  
Filing Fees: \$.00  
Other: \$.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) Respondents are jointly and severally liable and shall pay to the Claimants \$9,513.25. 2) All requests for punitive damages are denied. 3) All other relief requests are denied. 4) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimants deposited previously.

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**OTHER FEES:** Pursuant to Rule 10333 of the Code, Respondent, Kirlin Securities, Inc. has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

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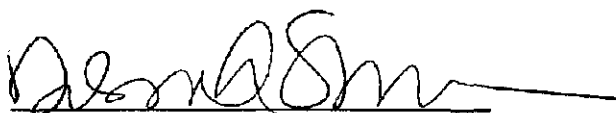
**OTHER ISSUES:** Pursuant to the By-Laws of NASD Dispute Resolution, the arbitrator determined that Respondent, Robert Lehrman was served notice of the Statement of Claim, Notification of Arbitrator by regular mail, Overdue Notice by certified mail, and is therefore bound by the arbitrator's ruling and determination.

Deborah Sherman, Esq.

Sole Public Arbitrator

**AFFIRMATION**

I, Deborah Sherman, Esq., do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein, and who executed this instrument which is my award.



Deborah Sherman, Esq.

12/17/03

Signature Date

January 9, 2004

Date of Service (For NASD-DR office use only)