

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 03-02758

RoseMarie Aridas, Claimant vs. American Express Financial Advisors, Inc., Respondent.

ATTORNEYS:

Claimant, RoseMarie Aridas, ("Claimant"), appeared pro se, Laramie, WY.

For Respondent, American Express Financial Advisors, Inc., ("Respondent") appeared Gary R. Irwin, Esq., of the Law Offices of Nash, Edgerton & Irwin, Minneapolis, MN.

DATE FILED: April 14, 2003

CASE SUMMARY: Claimant alleged that Respondent breached its fiduciary duty and failed to supervise her account. Claimant maintained that Respondent failed to honor her request for a rollover of her American Express Roth IRA Custodial Account into a fixed annuity with Lincoln Benefit Life in a timely manner. Claimant maintained that due to Respondent's actions, the account suffered losses.

Claim Data

Claim: \$946.50
Filing Fees: \$50.00
Other: Unspecified

Award Data

Award: \$225.48
Filing Fees: \$50.00
Other: \$.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the Claimant \$225.48. 2) All other relief requests are denied. 3) The \$50.00 filing fee previously deposited with NASD Dispute Resolution by the Claimant, shall be retained by NASD Dispute Resolution. 4) Respondent is liable and shall pay Claimant \$50.00 as reimbursement of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent, American Express Financial Advisors Inc. has paid to NASD Dispute Resolution the \$150.00 Member Surcharge previously invoiced.

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Award 03-02758

Lillian S. Lehrburger, Esq.

Sole Public Arbitrator

AFFIRMATION

I, Lillian S. Lehrburger, 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.


Lillian S. Lehrburger, Esq.

9.8.03
Signature Date

September 12, 2003

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