
Stipulated Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant

Case Number: 03-03008

Beverly Ann Schuman TTEE, Karl and
Robin Schuman Co-Trustees (Trust B) U/W/O
Robert Schuman

Beverly Ann Schuman Trustee, Karl Schuman
Trustee U/W/O R. Schuman

Beverly Ann Schuman SS13 IRA Custodian

Names of the Respondents

Hearing Site: Boca Raton, Florida

Salomon Smith Barney a/k/a Citigroup Global Markets, Inc.
Edward Thomasco

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

REPRESENTATION OF PARTIES

For Beverly Ann Schuman TTEE, Karl and Robin Schuman Co-Trustees (Trust B) U/W/O Robert Schuman; Beverly Ann Schuman Trustee, Karl Schuman Trustee U/W/O R. Schuman; and, Beverly Ann Schuman SS13 IRA Custodian, hereinafter referred to as "Claimant": Wayne M. Alder, Esq., Seiden, Alder & Matthewman, P.A., Boca Raton, Florida.

For Salomon Smith Barney a/k/a Citigroup Global Markets, Inc. ("Citigroup") and Edward Thomasco ("Thomasco"), hereinafter collectively referred to as "Respondents": Charles L. Pickett, Esq., Boose Casey Ciklin Lubitz Martens McBane & O'Connell, West Palm Beach, Florida.

CASE INFORMATION

Statement of Claim filed on or about: April 24, 2003.

Claimant signed the Uniform Submission Agreement: April 23, 2003.

Statement of Answer filed by Respondents on or about: August 15, 2003.

Motion to File Amended Statement of Claim filed by Claimant on or about: February 4, 2004.

Agreed Request to File Amended Statement of Claim filed by Claimant on or about: March 16, 2004.

Amended Statement of Claim filed by Claimant on or about: March 26, 2004.

Statement of Answer to Amended Statement of Claim filed by Respondents on or about: April 2, 2004.

Respondent Thomasco signed the Uniform Submission Agreement: June 9, 2003.

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

CASE SUMMARY

Claimant filed a claim based on negligence, breach of fiduciary duty, breach of contract, violation of the Florida Securities Investors Protection Act, failure to supervise and violation of federal securities laws. The causes of action relate to the purchase and sale of unspecified securities products in Claimant's accounts.

Respondents denied Claimant's allegations and denied any liability for any alleged monetary damages.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$550,000.00, rescission, punitive damages in the amount of \$1,650,000.00, pre-judgment interest, attorney's fees pursuant to Section 517.211(6) of the Florida Statutes, costs and any other relief deemed just and proper.

Respondents requested that the Claim be dismissed in its entirety, that the matter be expunged from the regulatory records of Respondent Thomasco and that all costs be assessed against Claimant.

OTHER ISSUES CONSIDERED AND DECIDED

Claimant asserted claims against two non-members whose submission to the jurisdiction of NASD Dispute Resolution was voluntary. The non-members declined to voluntarily submit to the jurisdiction of NASD Dispute Resolution.

On or about March 19, 2004, the Panel issued an order granting Claimant's Motion to File Amended Statement of Claim.

On or about November 24, 2004, Claimant notified NASD Dispute Resolution that this matter had been settled and that a proposed Stipulated Award was forthcoming.

On or about February 15, 2005, the parties submitted a proposed Stipulated Award with a request that the Panel enter the Stipulated Award expunging this matter from Respondent Thomasco's NASD Central Registration Depository ("CRD") records.

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

AWARD

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

This matter involved disputed claims and was settled by the parties prior to the submission of any evidence by any party and prior to the final arbitration hearing. No evidence was ever submitted to the Panel by any party of any wrongdoing by Respondents. As such, the Panel recommends the expungement of all references to the above captioned arbitration from Respondent Thomasco's registration records maintained by the NASD CRD, with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Respondent Thomasco must obtain confirmation from a court of competent jurisdiction before the NASD CRD will execute the expungement directive.

Respondents are dismissed, with prejudice.

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	= \$ 500.00
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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. In this matter, the member firm Citigroup Global Markets, Inc. is a party.

Member surcharge	= \$2,800.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$5,000.00

Adjournment Fees

Adjournment granted during these proceedings for which fees were assessed:

May 11-12, 2004 and June 1-2, 2004, adjournment by Claimant	= \$ 1,200.00
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The Panel has assessed the total adjournment fees of \$1,200.00 to Claimant.

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 in this matter.

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 in this matter.

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:

Two (2) Pre-hearing sessions with the Panel @ \$1,200.00	= \$2,400.00
Pre-hearing conferences: December 3, 2003 1 session	
April 26, 2004 1 session	
Total Forum Fees	= \$2,400.00

The Panel has assessed \$800.00 of the forum fees to Claimant.

The Panel has assessed \$800.00 of the forum fees to Respondent Citigroup.

The Panel has assessed \$800.00 of the forum fees to Respondent Thomasco.

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 in this matter.

Fee Summary

Claimant is solely liable for:

Initial Filing Fee	= \$ 500.00
Adjournment Fee	= \$1,200.00
Forum Fees	= \$ 800.00
<u>Retained Hearing Session Deposit pursuant to Rule 10332(f)</u>	<u>= \$ 400.00</u>
Total Fees	= \$2,900.00
<u>Less payments</u>	<u>= \$1,857.50</u>
Balance Due NASD Dispute Resolution	= \$1,042.50

Respondent Citigroup is solely liable for:

Member Fees	= \$ 8,550.00
<u>Forum Fees</u>	<u>= \$ 800.00</u>
Total Fees	= \$ 9,350.00
<u>Less payments</u>	<u>= \$ 9,350.00</u>
Balance Due NASD Dispute Resolution	= \$ 0.00

Respondent Thomasco is solely liable for:

<u>Forum Fees</u>	= \$	800.00
<u>Total Fees</u>	= \$	800.00
<u>Less payments</u>	= \$	0.00
<u>Balance Due NASD Dispute Resolution</u>	= \$	800.00

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

Adam Matthew Moskowitz, Esq.	-	Public Arbitrator, Presiding Chairperson
George G. Kurschner, Esq.	-	Public Arbitrator
Steven A. Hurst, CFP	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

/s/

02/23/05

Adam Matthew Moskowitz, Esq.
Public Arbitrator, Presiding Chairperson

Signature Date

/s/

03/02/05

George G. Kurschner, Esq.
Public Arbitrator

Signature Date

/s/

02/24/05

Steven A. Hurst, CFP
Non-Public Arbitrator

Signature Date

03/01/05

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

FEB. 23. 2005 12:56PM

NASD

NO. 883

P. 6/6

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Respondent Thomasco is solely liable for:

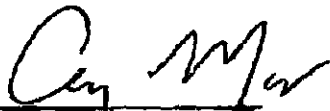
Forum Fees	= \$ 800.00
Total Fees	= \$ 800.00
Less payments	= \$ 0.00
Balance Due NASD Dispute Resolution	= \$ 800.00

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ARBITRATION PANEL

Adam Matthew Moskowitz, Esq.	-	Public Arbitrator, Presiding Chairperson
George G. Kurschner, Esq.	-	Public Arbitrator
Steven A. Hurst, CFP	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures


 Adam Matthew Moskowitz, Esq.
 Public Arbitrator, Presiding Chairperson

2/23/05
 Signature Date

George G. Kurschner, Esq.
 Public Arbitrator

Signature Date

Steven A. Hurst, CFP
 Non-Public Arbitrator

Signature Date

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

NASD Dispute Resolution
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Respondent Thomasco is solely liable for:

<u>Forum Fees</u>	= \$ 800.00
<u>Total Fees</u>	= \$ 800.00
<u>Less payments</u>	= \$ 0.00
<u>Balance Due NASD Dispute Resolution</u>	= \$ 800.00

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Adam Matthew Moskowitz, Esq.	-	Public Arbitrator, Presiding Chairperson
George G. Kurschner, Esq.	-	Public Arbitrator
Steven A. Hurst, CFP	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

Adam Matthew Moskowitz, Esq.
Public Arbitrator, Presiding Chairperson

Signature Date


George G. Kurschner, Esq.
Public Arbitrator

3/2/05
Signature Date

Steven A. Hurst, CFP
Non-Public Arbitrator

Signature Date

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RECEIVED

Respondent Thomasco is solely liable for:

Forum Fees		
Total Fees		\$ 800.00
Less payments		= \$ 0.00
Balance Due NASD Dispute Resolution		= \$ 800.00

FL ARBITRATION

All balances are payable to NASD Dispute Resolution and are due upon receipt pursuant to Rule 10330(g) of the Code.

ARBITRATION PANEL

Adam Matthew Moskowitz, Esq.	-	Public Arbitrator, Presiding Chairperson
George G. Kurschner, Esq.	-	Public Arbitrator
Steven A. Hurst, CFP	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures

Adam Matthew Moskowitz, Esq.
 Public Arbitrator, Presiding Chairperson

Signature Date

George G. Kurschner, Esq.
 Public Arbitrator

Signature Date


 Steven A. Hurst, CFP
 Non-Public Arbitrator

2-27-2005
 Signature Date

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