
Stipulated Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Name of the Claimant
Shannon L. Ertter

Case Number: 03-05395

Name of the Respondent
Patricia A. Quaranta

Hearing Site: Tampa, FL

Nature of the Dispute: Associated Person vs. Customer.

REPRESENTATION OF PARTIES

For Shannon L. Ertter, hereinafter referred to as "Claimant": Robert Penezic, Esq., Broad and Cassel, P.A., Fort Lauderdale, Florida.

For Respondent Patricia A. Quaranta, hereinafter referred to as "Respondent": Thomas R. Grady, Esq., Grady and Associates, Naples, Florida.

CASE INFORMATION

Claimant's Motion and Proposed Order to Expunge All References to NASD Arbitration No. 01-06946, Patricia A. Quaranta v. The Guardian Life Insurance Company of America, et al, from Her U-4 and the CRD System ("Motion and Order"), filed by Claimant on or about: July 17, 2003.

Claimant signed the Uniform Submission Agreement: September 9, 2003.

Respondent did not file an executed Uniform Submission Agreement or Statement of Answer.

CASE SUMMARY

Claimant filed NASD Case #01-06946, Patricia A. Quaranta v. The Guardian Life Insurance Company of America, et al, in December 2001, which included Shannon L. Ertter as a Respondent. The matter settled in mediation. All parties agreed that Claimant should not be a part of the settlement. The parties stipulated to the expungement of all references to the above-referenced case and NASD case #01-06946 from Claimant's U-4 and NASD Central Registration Depository ("CRD") record.

RELIEF REQUESTED

Claimant requested that all references to NASD Case Number 01-06946 and the above-referenced arbitration be expunged from Claimant's U-4 and CRD records.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent did not file with NASD Dispute Resolution a properly executed submission

to arbitration but submitted to arbitration pursuant to the NASD Code of Arbitration Procedure (the "Code") and is bound by the decision of the Arbitrator on all issues submitted.

The parties waived their right to file arbitrator rankings and selected a mutually agreed-upon arbitrator to execute the Stipulated Award. The parties also agreed that hearings would not be conducted.

AWARD

After considering the Motion and Order submitted by Claimant, the undersigned Arbitrator has decided in full and final resolution of the issues submitted for determination as follows:

The Arbitrator recommends the expungement of all references to NASD Case #01-06946 and the above-captioned arbitration from Claimant's U-4 and registration records maintained by the NASD CRD, with the understanding that pursuant to NASD Notices to Members 99-09 and 99-54, Claimant must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

FEES

Pursuant to 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 = \$ 250.00

Member Fees

Member fees are assessed to each member firm that is a party in these proceedings or to the member firm(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. Accordingly, Guardian Investor Services LLC and Park Avenue Securities LLC employed Claimant at the time of the event(s) giving rise to the dispute and are assessed the following member fees:

Guardian Investor Services LLC	
Member surcharge	= \$1,500.00
Pre-hearing Process fee	= \$ 750.00
Park Avenue Securities LLC	
Member surcharge	= \$1,500.00
Pre-hearing Process fee	= \$ 750.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed:

No requests for adjournments were filed 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 assessed during these proceedings.

Forum Fees and Assessments

The Panel assesses forum fees for each session conducted. A session is any meeting between the parties and the arbitrator(s), including a pre-hearing conference with the arbitrator(s), that lasts four (4) hours or less. Fees associated with these proceedings are:

No hearing sessions were conducted in this matter and, thus, no forum fees were assessed.

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:

<u>Initial Filing Fee</u>	= \$ 250.00
Total Fees	= \$ 250.00
<u>Less payments</u>	= \$ 250.00
Balance Due NASD Dispute Resolution	= \$ 0.00

Guardian Investor Services LLC is solely liable for:

<u>Member Fees</u>	= \$2,250.00
Total Fees	= \$2,250.00
<u>Less Payments</u>	= \$1,500.00
Balance Due NASD Dispute Resolution	= \$ 750.00

Park Avenue Securities LLC is solely liable for:

<u>Member Fees</u>	= \$2,250.00
Total Fees	= \$2,250.00
<u>Less Payments</u>	= \$1,500.00
Balance Due NASD Dispute Resolution	= \$ 750.00

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

ARBITRATOR

Geraldine A. Genco

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Non-Public Arbitrator

Arbitrator's Signature

/S/
Geraldine A. Genco
Non-Public Arbitrator

Signature Date

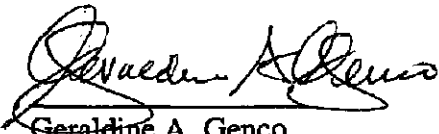
March 10, 2004
Date of Service (For NASD Dispute Resolution office use only)

ARBITRATOR

Geraldine A. Genco

Non-Public Arbitrator

Arbitrator's Signature



Geraldine A. Genco
Non-Public Arbitrator

3/8/2004
Signature Date

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