

**NASD DISPUTE RESOLUTION AWARD**

**NASD DISPUTE RESOLUTION**

CASE: 03-09208

David and Marianne Zalut JTWROS, Claimant v. Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc., Respondent.

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**ATTORNEYS:**

For Claimants, David and Marianne Zalut JTWROS, ("Claimants"), appeared Aismara J. Abreu, Esq., of the firm Anapol, Schwartz, Weiss, Cohan, Feldman & Smalley, P.C., Philadelphia, PA.

For Respondent, Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc., ("Respondent"), appeared their in-house counsel, Ann Parry, Esq., New York, NY.

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

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**DATE FILED:** December 31, 2003.

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**CASE SUMMARY:** Claimants alleged that Respondent was negligent, committed common law fraud, breached its fiduciary duty, and breached its contract. Claimants further alleged that Respondent failed to adequately supervise the activities of its research analysts. Claimants' claim involved WorldCom stock. Claimants maintained that due to Respondents' actions, their joint account suffered financial losses.

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**Claim Data**

Claim: \$18,131.61

Punitive: Unspecified

Interest: Unspecified

Attorney Fees: Unspecified

Filing Fees: Unspecified

Other: Unspecified

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**Award Data**

Award: \$.00

Punitive: \$.00

Interest: \$.00

Attorney Fees: \$.00

Filing Fees: \$212.50

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) The claims of the Claimants are dismissed in their entirety. 2) All requests for punitive damages are denied. 3) All requests for interest are denied. 4) All requests for attorney fees are denied. 5) All other relief requests are denied. 6) NASD Dispute Resolution shall retain the \$425,000 filing fee that the Claimants deposited previously. 7) Respondent is liable and shall pay to the Claimants \$212.50 as reimbursement of one-half of the filing fee.

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

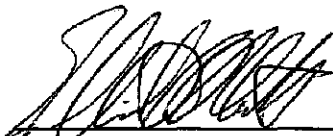
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**ARBITRATOR**

Elliot B. Platt, Esq. - Sole Public Arbitrator

**AFFIRMATION**

I, Elliot B. Platt, 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.



Elliot B. Platt, Esq.

8/13/07

Signature Date

August 24, 2004

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