

Award
NASD Dispute Resolution

In the Matter of the Arbitration Between:

Paul Steiner (Claimant) vs. Smith Barney, Inc., n/k/a Citigroup Global Markets, Inc.
(Respondent)

Case Number: 03-09224

Hearing Site: Newark, New Jersey

Nature of the Dispute: Associated Person vs. Member.

REPRESENTATION OF PARTIES

Claimant Paul Steiner hereinafter referred to as "Claimant": Bruce Nagel, Esq., Nagel Rice & Mazie, LLP, Roseland, NJ.

Respondent Smith Barney, Inc., n/k/a Citigroup Global Markets, hereinafter referred to as "Respondent": Jonathan Thau, Esq., Luboja and Thau, LLP, New York, NY.

CASE INFORMATION

Statement of Claim filed on or about: December 31, 2003.

Claimant signed the Uniform Submission Agreement: December 30, 2003.

Statement of Answer filed by Respondent on or about: March 16, 2004.

Respondent did not sign the Uniform Submission Agreement.

CASE SUMMARY

Claimant asserted the following causes of action: breach of contract; negligence; breach of fiduciary duty; and, failure to supervise.

Unless specifically admitted in its Answer, Respondent denied the allegations made in the Statement of Claim and asserted various affirmative defenses.

RELIEF REQUESTED

Claimant requested compensatory damages in the amount of \$1,000,000.00, costs, attorneys' fees, interest, and all other damages to be awarded by the Panel.

Respondent requested dismissal of the Statement of Claim in its entirety.

OTHER ISSUES CONSIDERED AND DECIDED

Respondent did not file with NASD Dispute Resolution a properly executed Uniform Submission Agreement but is required to submit to arbitration pursuant to the Code and

having answered the claim, appeared and testified at the hearing is bound by the determination of the Panel on all issues submitted.

The parties have agreed that the Award in this matter may be entered in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, the testimony and evidence presented at the hearing, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. Claimant's claims are dismissed in their entirety.
2. Any and all relief not specifically addressed herein is denied.

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	= \$ 375.00
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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 persons at the time of the events giving rise to the dispute. Accordingly, Smith Barney, Inc., n/k/a Citigroup Global Markets, Inc. is a party.

Member surcharge	= \$ 2,250.00
Pre-hearing process fee	= \$ 750.00
Hearing process fee	= \$ 4,000.00

Adjournment Fees

Adjournments granted during these proceedings for which fees were assessed:

November 15, 16, 17, 18, 2004 adjournment by Claimant	= \$ 1,200.00
Claimant's share	= \$600.00
Respondent's share	= \$600.00
March 7, 8, 9, 10 and 11, 2005 adjournment by the parties	= \$ 1,200.00
Claimant's share	= \$600.00
Respondent's share	= \$600.00
April 4, 5 and 6, 2006 adjournment by the Claimant	= \$ 1,500.00
Claimant's share	\$750.00
Respondent's share	\$750.00

Forum Fees and Assessments

The Panel has assessed forum fees for each session conducted or each decision rendered on a discovery-related motion on the papers. 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:

One (1) Pre-hearing session with a single arbitrator at \$450.00 per session= \$ 450.00
Pre-hearing conference: January 25, 2005 1 session

Three (3) Pre-hearing sessions with Panel at \$1,200.00 per session = \$ 3,600.00
Pre-hearing conferences: June 16, 2004 1 session
March 2, 2006 1 session
March 28, 2006 1 session

Nine (9) Hearing sessions at \$1,200.00 per session = \$10,800.00
Hearing Dates: September 18, 2006 2 sessions
September 19, 2006 2 sessions
September 20, 2006 2 sessions
September 21, 2006 2 sessions
September 26, 2006 1 session

Total Forum Fees = \$14,850.00

1. The Panel has assessed \$7,425.00 of the forum fees to the Claimant.
2. The Panel has assessed \$7,425.00 of the forum fees to the Respondent.

Fee Summary

1. Claimant is solely liable for:

Initial Filing Fee	= \$ 375.00
Adjournment Fees	= \$ 1,950.00
Forum Fees	= \$ 7,425.00
<hr/> Total Fees	<hr/> = \$ 9,750.00
Less payments	= \$ 1,575.00
Balance Due NASD Dispute Resolution	= \$ 8,175.00

2. Respondent is solely liable for:

Member Fees	= \$ 7,000.00
Adjournment Fees	= \$ 1,950.00
Forum Fees	= \$ 7,425.00
<hr/> Total Fees	<hr/> = \$16,375.00
Less payments	= \$ 7,000.00
Balance Due NASD Dispute Resolution	= \$ 9,375.00

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

ARBITRATION PANEL

Terrence H. Fraser, Esq.	-	Public Arbitrator, Presiding Chairperson
John P. Bannon	-	Public Arbitrator
Frank Irizarry, Esq.	-	Non-Public Arbitrator

Concurring Arbitrators' Signatures



Terrence H. Fraser, Esq.
Public Arbitrator, Presiding Chairperson

11/02/2006
Signature Date

John P. Bannon
Public Arbitrator

Signature Date

Frank Irizarry, Esq.
Non-Public Arbitrator

Signature Date

November 3, 2006
Date of Service (For NASD Dispute Resolution use only)

ARBITRATION PANEL

Terrence H. Fraser, Esq.	-	Public Arbitrator, Presiding Chairperson
John P. Bannon	-	Public Arbitrator
Frank Irizarry, Esq.	-	Non-Public Arbitrator

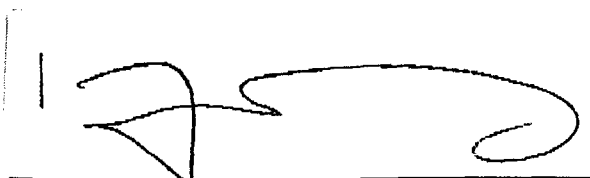
Concurring Arbitrators' Signatures

Terrence H. Fraser, Esq.
Public Arbitrator, Presiding Chairperson

Signature Date

John P. Bannon
Public Arbitrator

Signature Date



Frank Irizarry, Esq.
Non-Public Arbitrator

11/3/06
Signature Date

November 3, 2006
Date of Service (For NASD Dispute Resolution use only)