

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-00141

Thelma Janowitz, Claimant v. Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. and Jack B. Grubman, Respondents

ATTORNEYS:

For Claimant Thelma Janowitz ("Claimant") appeared Marshall P. Richer, Esq., of the firm Finkelstein & Partners, Albany, NY.

For Respondents Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. and Jack B. Grubman (collectively "Respondents") appeared Bradford D. Kaufman, Esq., of the firm Greenberg Traurig, P.A., West Palm Beach, FL.

NATURE OF DISPUTE: Customer v. Member and Associated Person.

DATE FILED: January 9, 2004.

CASE SUMMARY: Claimant alleged that Respondents omitted to state material facts and conflicts of interest in connection with the offer and sale of WorldCom stock. Claimant further alleged that Respondents violated Section 17(a) of the Securities Act of 1933, violated Florida Statute 517.301, violated NASD Rule 2210(d)(1) and NYSE Rule 202.02, breached their fiduciary duty to Claimant, and that Respondent Citigroup Global Markets, Inc. is liable under the doctrine of respondeat superior. Claimant maintained that due to Respondents' actions, Claimant's account suffered losses. Claimant's claim involved shares of WorldCom stock.

Claim Data	Award Data
Claim: \$13,047.42	Award: \$.00
Punitive: \$11,000.00	Punitive: \$.00
Interest: Unspecified	Interest: \$.00
Attorney Fees: Unspecified	Attorney Fees: \$.00
Filing Fees: Unspecified	Filing Fees: \$212.50
Other: Unspecified	Other: \$.00

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 Claimant 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 \$425.00 filing fee that the Claimant deposited previously. 7) Respondents are jointly and severally liable and shall pay Claimant \$212.50 as reimbursement of one-half of the filing fee.

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

Paul J. Carey - Sole Public Arbitrator

AFFIRMATION

I, Paul J. Carey, 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.

Paul J. Carey
Paul J. Carey

11/23/04
Signature Date

December 6, 2004
Date of Service (For NASD-DR office use only)