

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-03576

Peyton D. Cauley, Claimant vs. Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. and Jack Grubman, Respondents

ATTORNEYS:

For Claimant Peyton D. Cauley ("Claimant") appeared George W. Healy, IV, Esq., Gulfport, MS.

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

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

DATE FILED: May 17, 2004.

CASE SUMMARY: Claimant alleged that Respondents misrepresented and failed to state material facts in connection with Claimant's purchase of Worldcom stock. Claimant further alleged that Respondents were in violation of federal securities laws and state securities laws, breach of Claimant's contract, that Citigroup Global Markets failed to properly supervise its brokers, committed common law fraud, fraud in the inducement, breach of fiduciary duty, and negligence. Claimant maintained that due to Respondents' actions, his account suffered losses.

Claim Data

Claim: \$14,998.00
Punitive: \$10,000.00
Attorney Fees: Unspecified
Pre-Judgment Interest: Unspecified
Post-Judgment Interest: Unspecified
Filing Fees: Unspecified
Other: Unspecified

Award Data

Award: \$.00
Punitive: \$.00
Attorney Fees: \$.00
Pre-Judgment Interest: \$.00
Post-Judgment Interest: \$.00
Filing Fees: \$212.50
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 attorney fees are denied. 3) All requests for pre-judgment and post-judgment interest are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 6) 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 Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

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Award 04-03576

Charles S. Chester

Charles S. Chester

Sole Public Arbitrator

AFFIRMATION

I, Charles S. Chester, 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.

Charles S. Chester
Charles S. Chester

25 Sep 04
Signature Date

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