

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION**

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CASE: 04-03577

Baggett Family Trust, Claimant v. Morgan Stanley DW, Inc., Respondent

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**ATTORNEYS:**

For Claimant, Baggett Family Trust ("Claimant") appeared Paul N. Young, CEO/NAR of the Securities Arbitration Group, Inc., Los Angeles, CA.

For Respondent Morgan Stanley DW, Inc. ("Respondent") appeared Judith M. Rosenberg, Esq., Law Division, Morgan Stanley, San Francisco, CA.

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**NATURE OF DISPUTE:** Customer vs. Member.

**DATE FILED:** May 17, 2004.

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**CASE SUMMARY:** Claimant alleged that Respondent admitted in writing that a Morgan Stanley Proprietary Mutual Fund, MSDW Prime Income Trust (XPITX) was not accurately priced on the monthly statements sent to the Claimant. Claimant maintained that the misrepresentation caused a financial loss in the account. Claimant's claim involved mutual funds.

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**Claim Data**

Claim: \$19,817.00  
Interest: Unspecified  
Costs: \$1,500.00  
Filing Fees: Unspecified

**Award Data**

Award: \$.00  
Interest: \$.00  
Costs: \$.00  
Filing Fees: \$212.50

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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 Claimant are dismissed in their entirety. 2) All requests for interest are denied. 3) All requests for costs are denied. 4) All other relief requests are denied. 4) NASD Dispute Resolution shall retain the \$425.00 filing fee that the claimant deposited previously. 5) Respondent is liable and shall pay Claimant \$212.50 as reimbursement of one-half of the filing fee.

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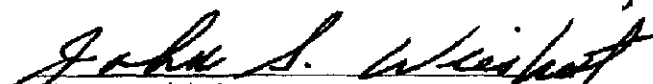
**OTHER FEES:** Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

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Award 04-03577

John S. Weisheit - Sole Public Arbitrator

AFFIRMATION

I, John S. Weisheit, 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.

  
John S. Weisheit

10-9-04  
Signature Date

October 25, 2004

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