

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

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CASE: 04-03985

Jules Traighten and Sandra Traighten, Tenants in Common, Jules Traighten and Judith Tevrow Helfant, JTWROS, and Jules Traighten, Individually, Claimants v. Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc., and Jack B. Grubman, Respondents

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**ATTORNEYS:**

For Claimants, Jules Traighten and Sandra Traighten, Tenants in Common, Jules Traighten and Judith Tevrow Helfant, JTWROS, and Jules Traighten, Individually, appeared Joel S. Finkelstein, Esq. of the firm Finkelstein & Partners, Newburgh, NY.

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

Jules Traighten and Sandra Traighten, Tenants in Common, Jules Traighten and Judith Tevrow Helfant, JTWROS, and Jules Traighten, Individually, are collectively referred to as "Claimants."

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

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**DATE FILED:** June 4, 2004

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**CASE SUMMARY:** Claimants alleged that Respondents violated each of the following: Section 17(a) of the Securities Act of 1933, Chapter 517.301 of the Florida Securities and Investor Protection Act, NASD Rule 2210(d)(1), and the New York Stock Exchange Rule 202.02. Claimants additionally alleged that Respondents breached their fiduciary duty, and omitted to state material facts in connection with the offer and sale of WorldCom stock. Claimants further alleged that Respondent Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. is liable for the unlawful and negligent acts of its representative, Respondent, Jack B. Grubman, under the doctrine of respondeat superior. Claimants maintained that due to Respondents' actions, their account suffered financial losses.

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**Claim Data**

Claim: \$20,699.52  
Punitive: Unspecified  
Interest: Unspecified  
Attorney Fees: Unspecified  
Filing Fees: Unspecified  
Other: Unspecified

**Award Data**

Award: \$.00  
Punitive: \$.00  
Interest: \$.00  
Attorney Fees: \$.00  
Filing Fees: \$212.50  
Other: \$0.00

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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 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 \$425.00 filing fee that the Claimants deposited

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previously. 7) Respondents are jointly and severally liable and shall pay 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, 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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**ARBITRATOR**

Jennifer Gwyn Klein - Sole Public Arbitrator

**AFFIRMATION**

I, Jennifer Gwyn Klein, 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.

Jennifer Gwyn Klein  
Jennifer Gwyn Klein

11/10/2004  
Signature Date

November 17, 2004  
Date of Service (For NASD-DR office use only)