

NASD DISPUTE RESOLUTION AWARD – Single Arbitrator Paper Only Case
NASD DISPUTE RESOLUTION

CASE: 04-04600

Todd E. Schneider, CLAIMANT v. Citigroup Global Markets, Inc., f/k/a Salomon Smith Barney, Inc. and Jack B. Grubman, RESPONDENTS

ATTORNEYS:

For Claimant, Todd E. Schneider, appeared Douglas H. Glick, Esquire, of Law Office of Douglas H. Glick, P.A., Orlando, FL, and James Richard Hooper, Esquire, of the firm Hooper and Weiss, LLC, Orlando, FL.

For Respondents, Citigroup Global Markets, Inc., f/k/a Salomon Smith Barney, Inc., and Jack B. Grubman, appeared Clay Deatheridge, Esquire, and Tucker H. Byrd, Esquire, of the firm Greenberg Traurig, P.A., Orlando, FL, and Bradford D. Kaufman, Esquire, of the firm Greenberg Traurig, P.A., West Palm Beach, FL.

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

DATE FILED: June 29, 2004

CASE SUMMARY: Claimant alleged that Respondents violated each of the following: (1) Section 17(a) of the Securities Act of 1933; (2) Chapter 517.301 of the Florida Securities and Investor Protection Act; (3) NASD Rule 2210(d)(1); and, (4) New York Stock Exchange Rule 202.02. Claimant additionally alleged that Respondents breached their fiduciary duty, and omitted expressions of material fact pertinent to the offer and sale of WorldCom, Inc. stock. Claimant also 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. Claimant maintained that due to Respondents' actions and omissions their financial position suffered significant financial losses arising from an investment of \$ 3,032.41 in WorldCom stock.

Claim Data

Claim: Loss of a portion of \$3,032.41
Punitive: Unspecified
Interest: Unspecified
Attorney Fees: Value of 44.4 hours service
Filing Fees: \$125.00
Other: Costs of \$653.66

Award Data

Award: \$ 0.00
Punitive: \$ 0.00
Interest: \$ 0.00
Attorney Fees: \$ 0.00
Filing Fees: \$0.00
Other: \$0.00

AWARD: The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: (1) Respondents are not liable therefore and shall pay nothing to Claimant for damages. (2) Respondents are not liable therefore and shall pay nothing to Claimant for punitive damages. (3) Respondents are not liable for any interest payment to Claimant. (4) Respondents are not liable for any attorney fees incurred by Claimant. (5) The Parties shall absorb their own filing fees. (6) All other requests and demands

Page Two (2)
Award 04-04600

for relief, including claims under Chapter 517, Florida Statutes, are hereby DENIED. (7) \$ 125.00 Forum Fees assessed by NASD Dispute Resolution shall be divided equally between Claimant and Respondents, with Respondents being jointly and severally liable for satisfaction of their fifty percent apportionment.

OTHER ISSUES: No other issues remain to be addressed.

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 \$ 200.00 specific Member Surcharge Previously Invoiced.

ARBITRATOR

James H. Frank, Esquire – Sole Public Arbitrator

AFFIRMATION

I, James H. Frank, Esquire, 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.

//signed//
James H. Frank, Esquire

July 28, 2005
Signature Date

August 1, 2005
Date of Service (For NASD-DR office use only)

Page Two (2)
Award 04-04600

for relief, including claims under Chapter 517, Florida Statutes, are hereby DENIED. (7) \$ 125.00 Forum Fees assessed by NASD Dispute Resolution shall be divided equally between Claimant and Respondents, with Respondents being jointly and severally liable for satisfaction of their fifty percent apportionment.

OTHER ISSUES: No other issues remain to be addressed.

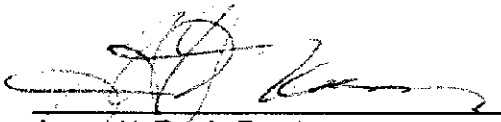
OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent Citigroup Global Markets, Inc., f/k/a Salomon Smith Barney, Inc. has paid to NASD Dispute Resolution the \$ 200.00 specific Member Surcharge Previously Invoiced.

ARBITRATOR

James H. Frank, Esquire -- Sole Public Arbitrator

AFFIRMATION

I, James H. Frank, Esquire, 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.



James H. Frank, Esquire

July 28, 2005
Signature Date

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