

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-05041

Thomas E. Lynch and Charlotte E. Lynch and Thomas E. Lynch IRA, Claimants v. Quick & Reilly, Inc., Bradley G. Kessler, and Gregory M. Stockton, Respondents

ATTORNEYS:

For Claimants Thomas E. Lynch and Charlotte E. Lynch and Thomas E. Lynch IRA (collectively "Claimants") appeared Henry F. DeBaggis, Cleveland, OH.

For Respondents Quick & Reilly, Inc., Bradley G. Kessler, and Gregory M. Stockton (collectively "Respondents") appeared Matthew S. Diggins, Esq., in-house counsel, Quick & Reilly, Inc., New York, NY.

NATURE OF DISPUTE: Customers v. Member and Associated Persons.

DATE FILED: July 14, 2004.

CASE SUMMARY: Claimants alleged that Respondents placed them in investments that were inappropriate for their age and investment objectives. Claimants maintained that due to Respondents' actions, their accounts suffered losses. Claimants' claim involved mutual funds including, but not limited to, AIM Basic Value, John Hancock Small Capitalization, Eaton Vance WW Health, and Federated Kaufman Fund.

Claim Data

Claim: \$6,588.09
Punitive: \$18,000.00
Interest: Unspecified
Attorney Fees: Unspecified
Filing Fees: Unspecified
Other: Unspecified

Award Data

Award: \$6,588.09
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 jointly and severally liable and shall pay Claimant \$6,588.09. 2) All requests for punitive damages are denied. 3) All requests for interest are denied. 4) All requests for attorney fees. 5) All other relief requests are denied. 6) The \$425.00 filing fee was previously waived by NASD Dispute Resolution. 7) Respondents are jointly and severally liable and shall pay NASD Dispute Resolution \$425.00 for the filing fees previously waived.

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

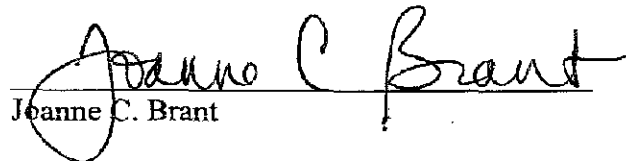
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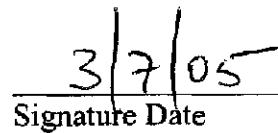
Joanne C. Brant

Sole Public Arbitrator

AFFIRMATION

I, Joanne C. Brant, 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.


Joanne C. Brant


Signature Date

March 17, 2005
Date of Service (For NASD-DR office use only)