

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-07387

Max Safir Revocable Trust, Claimant v. UBS Financial Services, Inc. and Charles Lore,
Respondents

ATTORNEYS:

For Claimant Max Safir Revocable Trust ("Claimant") appeared I. Michael Bayda, Esq., of the firm Jacobs Persinger & Parker, New York, NY.

For Respondents UBS Financial Services, Inc. and Charles Lore (collectively "Respondents") appeared Edmund J. Shea, Esq., in-house counsel, UBS Financial Services, Inc., Weehawken, NJ.

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

DATE FILED: October 20, 2004.

CASE SUMMARY: Claimant alleged that Respondents placed the account in investments that were not suitable for his investment objectives. Claimant maintained that due to Respondents' actions, the account suffered losses. Claimant's claim involved a real estate investment trust named Corporate Property Associates 15 ("CPA 15") and the Rochester Municipal Fund.

Claim Data

Claim: \$16,425.28
Punitive: \$8,000.00
Filing Fees: Unspecified
Other: Unspecified

Award Data

Award: \$0.00
Punitive: \$0.00
Filing Fees: \$425.00
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) The claims of Claimant are dismissed in their entirety. 2) All requests for punitive damages are denied. 3) All other relief requests are denied. 4) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 5) Respondent UBS Financial Services, Inc. is liable and shall pay Claimant \$425.00 as reimbursement of the filing fee.

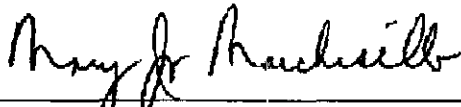
OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent UBS Financial Services, Inc. has paid to NASD Dispute Resolution the \$425.00 Member Surcharge previously invoiced.

Mary Jo Marchisello, Esq.

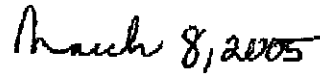
Sole Public Arbitrator

AFFIRMATION

I, Mary Jo Marchisello, Esq., do hereby affirm, pursuant to Article 7507 of the Civil Practice Law and Rules, that I am the individual described herein, and who executed this instrument which is my award.



Mary Jo Marchisello, Esq.



Signature Date

March 17, 2005

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