

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 04-08661

Richard P. Bauer and Kent M. Bauer (Claimants) v. Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. (Respondent)

ATTORNEYS:

For Claimants Richard P. Bauer and Kent M. Bauer (collectively "Claimants") appeared Jan Graham, Esq., Jan Graham Law Offices, Salt Lake City, UT.

For Respondent Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc. ("Respondent") appeared Rebecca J. Behr, Esq., in-house counsel, Citigroup Global Markets, Inc. f/k/a Salomon Smith Barney, Inc., New York, NY.

NATURE OF DISPUTE: Customers vs. Member.

DATE FILED: December 21, 2004.

CASE SUMMARY: Claimants alleged that Respondent intentionally and recklessly failed to disclose material facts in connection with the sale of WorldCom stock to the Claimants. Claimants further alleged violation of the Anti-Fraud Provision of the Arizona Securities Act, breach of fiduciary duty, and unsuitability. Claimants maintained that due to Respondent's actions, their accounts suffered losses. Claimant's claim involved shares of WorldCom stock.

Claim Data

Claim: \$17,163.83
Punitive: \$7,800.00
Interest: Unspecified
Attorney Fees: Unspecified
Filing Fees: \$425.00
Other: Unspecified

Award Data

Award: \$0.00
Punitive: \$0.00
Interest: \$0.00
Attorney Fees: \$0.00
Filing Fees: \$318.75
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 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 previously. 7) Respondent is liable and shall pay Claimants \$318.75 as reimbursement of 75% of the filing fee.

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

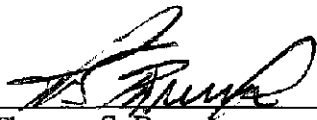
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Thomas S. Barsuk

Sole Public Arbitrator

AFFIRMATION

I, Thomas S. Barsuk, 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.



Thomas S. Barsuk

6-9-05

Signature Date

June 17, 2005

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