

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 05-00180

Cheri R. Damitio IRA (Claimant) v. Charles Schwab & Co., Inc. (Respondent)

ATTORNEYS:

Claimant Cheri R. Damitio IRA ("Claimant") appeared *pro se*, Blodgett, OR.

For Respondent Charles Schwab & Co., Inc. ("Respondent") appeared Brandon K. Hemley, Esq., in-house counsel, Charles Schwab & Co., Inc., San Francisco, CA.

NATURE OF DISPUTE: Customer vs. Member.

DATE FILED: January 3, 2005.

CASE SUMMARY: Claimant alleged that Respondent spread incorrect information via her secure internet account, gave her false information regarding a mutual fund merger, and then attempted to correct their error by withdrawing money from her account. Claimant maintained that due to Respondent's actions, her account suffered losses. Claimant's claim involved mutual funds SAFQX and PFIOX.

Claim Data

Claim: \$1,210.14
Punitive: \$1,000.00
Filing Fees: \$0.00

Award Data

Award: \$0.00
Punitive: \$0.00
Filing Fees: \$37.50

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 \$75.00 filing fee that the Claimant deposited previously. 5) Respondent shall pay Claimant \$37.50 as reimbursement of one-half of the filing fee.

OTHER FEES: Pursuant to Rule 10333 of the Code, Respondent has paid to NASD Dispute Resolution the \$150.00 Member Surcharge previously invoiced.

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ARBITRATOR

O. Meredith Wilson, Jr., Esq. - Sole Public Arbitrator

AFFIRMATION

I, O. Meredith Wilson, Jr., Esq., 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.

O. Meredith Wilson Jr.
O. Meredith Wilson, Jr., Esq.

May 10, 2005
Signature Date

May 13, 2005
Date of Service (For NASD-DR office use only)