

**NASD DISPUTE RESOLUTION AWARD**  
**NASD DISPUTE RESOLUTION**

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CASE: 06-00623

Ruth Solomon, (Claimant) vs. Richard Shelter, (Respondent)

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**ATTORNEYS:**

Claimant appeared *pro se*, Naples, FL.

For Respondent appeared Wachovia Securities' in-house counsel, Ryan P. Smith,  
Richmond, VA.

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**NATURE OF DISPUTE:** Customer vs. Associated Person

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**DATE FILED:** February 8, 2006

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**CASE SUMMARY:** Claimant alleged that Respondent did not follow instructions to execute a trade. Claimant further alleged misrepresentations and failure to disclose material facts regarding investments. Claimant maintained that due to Respondent's actions, she suffered financial losses. Claimant's claim involved government securities.

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**ARBITRATOR'S REPORT:** The award is based on the fees charged by Respondent's firm for purchases of notes on secondary market vs. estimated fees for purchases at auction. Fees charged calculation based on 5-4-05 letter from Frank Russo.

\$1,990,000 x .375% = \$7,464.00 (Actual Charges)

\$ 210.00 (est. auction fee)

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\$7,254.00 Damages

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**Claim Data**

Claim: \$18,886.30

Punitive: \$6,100.00

Filing Fees: Unspecified

**Award Data**

Award: \$7,254.00

Punitive: \$.00

Filing Fees: \$425.00

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**AWARD:** The undersigned arbitrator has decided and determined in full and final resolution of the issues submitted for determination as follows: 1) Respondent is liable and shall pay to the Claimant \$7,254.00. 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 is liable and shall pay Claimant \$425.00 as reimbursement of the filing fee.

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

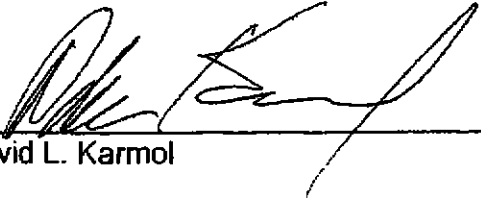
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Award 06-00623

David L. Karmol

Sole Public Arbitrator

AFFIRMATION

I, David L. Karmol, 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.

  
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David L. Karmol

MAY 24, 2006  
(Signature Date)

May 24, 2006  
Date of Service (For NASD-DR office use only)