

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 06-01568

Randall E. Friberg, (Claimant) vs. Morgan Stanley DW, Inc. and James F. Jebbia,
(Respondents)

ATTORNEYS:

Claimant appeared *pro se*, Colton, CA.

For Respondents appeared in-house counsel Helene Jepson, Esq., San Francisco, CA.

NATURE OF DISPUTE: Customer v. Member and Associated Person

DATE FILED: March 23, 2006

CASE SUMMARY: Claimant alleged that Respondents negligently handled his account by placing him in investments that were unsuitable for his needs. Claimant further alleged breach of contract. Claimant maintained that due to Respondents' actions, he suffered a financial loss. Claimants' claim involved common stock.

Claim Data

Claim: \$13,360.00
Punitive: \$10,000.00
Interest: \$400.00

Filing Fees: \$425.00
Other: \$75.00

Award Data

Award: \$13,360.00
Punitive: \$.00
Interest: granted at the rate of 3%
per annum from 3/23/05-payment
of the award.
Filing Fees: \$425.00
Other: \$.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 to the Claimant \$13,360.00. 2) Respondents are jointly and severally liable and shall pay to the Claimant interest at the rate of 3% per annum from March 23, 2005 until the date of payment of the award. 3) All requests for punitive damages are denied. 4) All other relief requests are denied. 5) NASD Dispute Resolution shall retain the \$425.00 filing fee that the Claimant deposited previously. 6) Respondents are jointly and severally liable and shall pay Claimant \$425.00 as reimbursement of the filing fee. 7) Respondent James F. Jebbia's request for expungement of his Central Registration Depository records is denied.

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

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Award 06-01568

Michael R. Mitchell

Sole Public Arbitrator

AFFIRMATION

I, Michael R. Mitchell, 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.



Michael R. Mitchell

Oct. 25, 2006
(Signature Date)

October 26, 2006
Date of Service (For NASD-DR office use only)