

NASD DISPUTE RESOLUTION AWARD
NASD DISPUTE RESOLUTION

CASE: 06-01894

Mary and Walter Cunningham, Trustees and Stacey L. and Walter J. Cunningham, JTWROS, (Claimants) vs. Citigroup Global Markets, Inc. and Robin L. Williams, (Respondents)

ATTORNEYS:

Claimants appeared *pro se*, La Jolla, CA.

For Respondents appeared Julie A. Kole, Esq., of the firm Keesal, Young & Logan, San Francisco, CA.

NATURE OF DISPUTE: Customers v. Member and Associated Person

DATE FILED: April 9, 2006

CASE SUMMARY: Claimants alleged that Respondents breached their fiduciary duty and placed them in investments that were unsuitable for their needs. Claimants further alleged negligence and breach of contract. Claimants maintained that due to Respondents' actions, they suffered a financial loss. Claimants' claim involved common stock.

Claim Data

Claim: \$18,255.94
Punitive: \$6,700.00
Filing Fees: \$.00
Other: \$5,526.09

Award Data

Award: \$.00
Punitive: \$.00
Filing Fees: \$212.50
Other: \$.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 the Claimants 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 Claimants deposited previously. 5) Respondents are jointly and severally liable and shall pay Claimants \$212.50 as reimbursement of one half of the filing fee.

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

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Award 06-01894

Frank L. Wolf

Sole Public/ Arbitrator

AFFIRMATION

I, Frank L. Wolf, 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.



Frank L. Wolf

August 22, 2006
(Signature Date)

August 23, 2006

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