

NATIONAL ASSOCIATION OF SECURITIES DEALERS

In the Matter of the Arbitration Between

Josephine and  
Fillipo Ciaramitaro

Claimant(s)

vs.

Stuart-James Co.

Respondent(s)

NOTICE OF  
ARBITRATION

AWARD

89-02212

CASE SUMMARY

Claimant(s) Josephine and Fillipo Ciaramitaro alleged that Respondent(s) Stuart-James Co. made misrepresentations and were negligent. Respondent maintains that there was no breach of fiduciary duty and no violations of federal securities laws.

RELIEF REQUESTED

Claimant(s) Josephine and Fillipo Ciaramitaro requested damages of Nine Thousand Seven Hundred Forty Nine Dollars and Ninety Nine Cents (\$9,749.99). Respondent(s) requested dismissal of claim and costs.

AWARD

Pursuant to Section 13 of the NASD, Inc. Code of Arbitration Procedure ("Simplified Arbitration") a single arbitrator, Deena J. Powell, was selected to review and determine the matter in controversy between the parties set forth in submissions to Arbitration signed by the Claimant(s) on October 17, 1989 and by Respondent(s) on September 18, 1989, respectively;

And, that the Arbitrator, having considered the proofs of the Parties, including any additional documentary submissions of the Claimant(s) and the Respondents(s) has decided and determined in full and final resolution of the issue submitted for determination as follows:

The claim of the Claimant is hereby dismissed in all respects.

The parties shall each bear their respective costs including attorney's fees.

The \$100.00 filing fee previously deposited with the NASD, Inc. by the Claimant(s) shall be retained by the NASD as costs of this proceeding.

February 28, 1990