

Award
NASD Dispute Resolution, Inc.

In the Matter of the Arbitration Between:

Richard C. Allard, (Claimant) vs. Salomon Smith Barney, Inc. and Kevin N. Hansen, (Respondents).

Case Number: 99-04865

Hearing Site: Seattle, Washington

REPRESENTATION OF PARTIES

Richard C. Allard "Claimant":

James A. Oliver, Esq.
Short Cressman & Burgess
Seattle, Washington

Salomon Smith Barney and Kevin N. Hansen "Respondents":

Christopher O'Malley, Esq.
Salomon Smith Barney
New York, New York

CASE INFORMATION

Statement of Claim filed on or about: October 6, 1999.

Claimant signed the Uniform Submission Agreement: September 29, 1999.

Statement of Answer filed by Respondents on or about: February 11, 2000.

Salomon Smith Barney executed the Uniform Submission Agreement: February 11, 2000.

Kevin Hansen signed the Uniform Submission Agreement: February 11, 2000.

CASE SUMMARY

Claimants asserted the following causes of action: unauthorized trading.

The Claimant alleges that the Respondents sold shares of Boeing, Informix, Northern Telecom, and Sun Microsystems without authorization. The Claimant alleges the stock transactions took place after discussions with Kevin Hansen regarding Claimant's investment objectives.

The Respondents denied the allegations made in the Statement of Claim. Respondents argued that the Claimant sought to undo the trades after the stocks he ordered sold started to rise in value.

RELIEF REQUESTED

Claimant requested:

Rescission Damages

Transaction fees and costs

\$380.61

Attorneys' Fees
Other Costs

Unspecified
Unspecified

OTHER ISSUES CONSIDERED AND DECIDED

The parties have agreed that the Award in this matter may be executed in counterpart copies or that a handwritten, signed Award may be entered.

AWARD

After considering the pleadings, the testimony and evidence presented at the hearing, and the post-hearing submissions, the Panel has decided in full and final resolution of the issues submitted for determination as follows:

1. The Claimant is awarded and the Respondent shall pay to Claimant the sum of **\$8,904.61** which represents the amount of increase between the time Respondent sold the stock and the Claimant was notified of the sale together with the \$380.61 transaction fee. Although the Respondent acted in good faith, the Panel concludes that no specific authority was given to sell the stocks.
2. All Forum fees are to be assessed against the Respondents. Other costs and expenses including attorney fees are to be borne by each side.
3. All other claims in the Statement of Claims are dismissed
4. The panel recommends the expungement of all reference to the above captioned arbitration from Respondent Kevin N. Hansen's registration records maintained by the NASD Central Registration Depository ("CRD"), with the understanding that pursuant to NASD Notice to Members 99-09, Respondent Kevin N. Hansen must obtain confirmation from a court of competent jurisdiction before the CRD will execute the expungement directive.

FEES

Pursuant to the Code, the following fees are assessed:

Filing Fees

NASD Dispute Resolution, Inc. will retain or collect the non-refundable filing fees for each claim:

Initial claim filing fee

= \$300

Member Fees

NASD **Dispute Resolution, Inc.**

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Member fees are assessed to each member firm that is a party in these proceedings or to the member firm(s) that employed the associated person(s) at the time of the event(s) giving rise to the dispute. In this matter Salomon Smith Barney, the member firm, is a party.

Member surcharge	= \$1,500
Pre-hearing process fee	= \$ 600
Hearing process fee	= \$2,500

Forum Fees and Assessments

The Arbitrator Panel assesses forum fees for each hearing session conducted. A hearing session is any meeting between the parties and the arbitrator(s), including a pre-hearing conference with the arbitrator(s), that lasts four (4) hours or less. Fees associated with these proceedings are:

One (1) Pre-hearing session with Panel x \$1,125 = \$1,125

Pre-hearing conferences: October 20, 2000 1 session

Two (2) Hearing sessions x \$1,125 = \$2,250

Hearing Date(s): January 24, 2001 2 sessions

Total Forum Fees = \$3,375

The Panel has assessed all forum fees to Salomon Smith Barney.

Fee Summary

1. Claimant is solely liable for:

Initial Filing Fee	= \$ 300
Total Fees	= \$ 300
Less payments	= \$1,425
Balance <Refund>	= <\$1,125>


2. Respondent Salomon Smith Barney is solely liable for:

Member Fees	= \$4,600
Forum Fees	= \$3,375
Total Fees	= \$7,975
Less payments	= \$4,600
Balance Due NASD Dispute Resolution, Inc.	= \$3,375

All balances are due and payable to NASD Dispute Resolution, Inc.

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Concurring Arbitrators' Signature(s)


Paul R. Meyer
Public Arbitrator, Presiding Chair

4-5-2001
Signature Date

William P. Bergsten, Esq.
Public Arbitrator

Signature Date

William P. Bergsten, Esq.
Public Arbitrator

Larry R. Meyer
Industry Arbitrator

Signature Date

Date Served:
APR 06 2001

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Paul R. Meyer
Public Arbitrator, Presiding Chair

Signature Date

William P. Bergsten

William P. Bergsten, Esq.
Public Arbitrator

April 6, 2001

Signature Date

Larry R. Moyer
Industry Arbitrator

Signature Date Larry R. Moyer
Industry Arbitrator

Date Served:

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Paul R. Meyer
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4-5-01
Signature Date

Date Served:
APR 06 2001