



NYSE

New York Stock Exchange
In the Matter of Arbitration Between

Case: Craig Yonon v. Merrill Lynch Pierce Fenner Smith
Docket Number: 2002-010192

Attorneys:
For Claimant(s):
Randall C. Place - Coral Springs, FL

For Respondent(s):
David J. Campbell - New York, NY

Date Filed: 04/26/2002

First Scheduled: 09/09/2003

Decided: 02/17/05

Case Summary:

Customer claimant alleges negligence, failure to supervise, violation of NASD and NYSE Rules, violation of Florida State Statutes including Section 517.301, breach of contract and breach of fiduciary duty regarding speculative, unsuitable, aggressive mutual funds with overconcentration in technology and telecommunication investments.

Product: Mutual Fund

Market: NYSE

Claim Data:

Claim: \$360,000.00
Punitive: UNSPECIFIED
Atty Fees: UNSPECIFIED
Deposit: \$750.00

Award Data:

Award: \$130,000.00
Punitive: \$0.00
Atty Fees: UNSPECIFIED
Costs: \$0.00

Forum Fees: \$4,950.00

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Decision: The undersigned arbitrator(s) have decided and determined that in full and final settlement of all claims between the parties that:

Respondent shall pay to Claimant the sum of \$130,000.00 as an award on the claim and \$750.00 as a return of Claimant's hearing deposit, a total of \$130,750.00. As Claimants prevailed on his claim under Florida Statute 517.301, Claimant is therefore entitled to attorneys' fees pursuant to F.S.517.211 in an amount to be determined by a court of competent jurisdiction. Furthermore, the forum fees of \$4,950 are assessed against Respondent.

Remarks:

The undersigned arbitrators hereby affirm that they have executed this instrument which is their award:

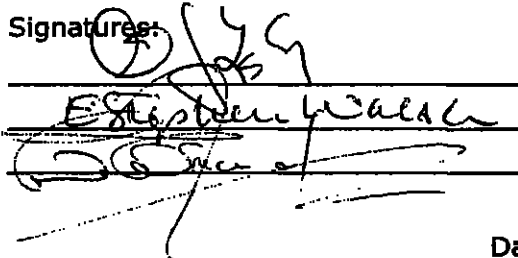
Arbitrators: (D = Dissents)

Arthur J. Leibell

E. Stephen Walsh

Linda M. Granata

Signatures:



City, State: Ft. Lauderdale, FL

Date: 2/17/2005

Sessions: 6

Hearing Dates:

02/15/2005, (0) 2

02/16/2005, (0) 2

02/17/2005, (0) 2

02/18/2005, (0)