

**Award**  
**FINRA Dispute Resolution Services**

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In the Matter of the Arbitration Between:

Claimant

Robert Eugene Schinsky

Case Number: 20-02921

vs.

Respondent

Ameriprise Financial Services, LLC

Hearing Site: Richmond, Virginia

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Awards are rendered by independent arbitrators who are chosen by the parties to issue final, binding decisions. FINRA makes available an arbitration forum—pursuant to rules approved by the SEC—but has no part in deciding the award.

Nature of the Dispute: Associated Person vs. Member

**REPRESENTATION OF PARTIES**

For Claimant Robert Eugene Schinsky: Zachary Morse, Frances Menzer and Dochter Kennedy, MBA, J.D., AdvisorLaw, LLC, Westminster, Colorado.

For Respondent Ameriprise Financial Services, LLC: Howard M. Klausmeier, VP, Esq., Ameriprise Financial Services, LLC, Troy, Michigan.

**CASE INFORMATION**

Statement of Claim filed on or about: September 1, 2020.

Amended Statement of Claim filed on or about: April 2, 2021.

Robert Eugene Schinsky signed the Submission Agreement: September 1, 2020.

Statement of Answer filed by Respondent on or about: October 22, 2020.

Ameriprise Financial Services, LLC signed the Submission Agreement: October 20, 2020.

**CASE SUMMARY**

In the Statement of Claim, as amended, Claimant asserted a claim seeking expungement of customer dispute information from registration records maintained by the Central Registration Depository (“CRD”).

In the Statement of Answer, Respondent concurred with Claimant’s request for expungement and asserted various affirmative defenses.

**RELIEF REQUESTED**

In the Statement of Claim, as amended, Claimant requested: expungement of Occurrence

Number 2076689; compensatory damages in the amount of \$1.00 from Respondent; and any and all other relief that the Arbitrator deemed just and equitable.

In the Statement of Answer, Respondent requested: expungement of customer dispute information from Claimant's registration records maintained by the CRD; and denial of any and all relief requested against Respondent.

At the beginning of the hearing, Claimant withdrew the request for \$1.00 in damages.

**OTHER ISSUES CONSIDERED AND DECIDED**

The Arbitrator acknowledges having read the pleadings and other materials filed by the parties.

On or about March 11, 2021, Claimant filed a Motion to Amend the Statement of Claim. No opposition was filed by Respondent. On or about April 2, 2021, the Arbitrator issued an Order that granted the Motion to Amend the Statement of Claim.

The underlying customer participated in the expungement hearing and opposed the expungement request.

**AWARD**

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

1. Claimant's (CRD Number 4931156) request for expungement of Occurrence Number 2076689 from his registration records maintained by the CRD is denied.
2. Any and all claims for relief not specifically addressed herein are denied.

**FEES**

Pursuant to the Code, the following fees are assessed:

**Filing Fees**

FINRA Dispute Resolution Services assessed a filing fee\* for each claim:

Initial Claim Filing Fee = \$ 50.00

*\*The filing fee is made up of a non-refundable and a refundable portion.*

**Member Fees**

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. Accordingly, as a party, Respondent is assessed the following:

Member Surcharge = \$ 150.00

**Hearing Session Fees and Assessments**

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

One (1) pre-hearing session with a single Arbitrator @ \$50.00/session	= \$	50.00
Pre-Hearing Conference: January 8, 2021	1 session	
One (1) hearing session on expungement request @ \$50.00/session	= \$	50.00
Hearing: May 25, 2021	1 session	
<b>Total Hearing Session Fees</b>	<b>= \$</b>	<b>100.00</b>

The Arbitrator has assessed the total hearing session fees to Claimant.

All balances are payable to FINRA Dispute Resolution Services and are due upon receipt.

**ARBITRATOR**

Joseph J. Dougherty

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Sole Public Arbitrator

I, the undersigned Arbitrator, do hereby affirm that I am the individual described herein and who executed this instrument, which is my award.

**Arbitrator's Signature**

***Joseph J. Dougherty***

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Joseph J. Dougherty  
Sole Public Arbitrator

**06/04/2021**

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Signature Date

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June 04, 2021

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Date of Service (For FINRA Dispute Resolution Services use only)