

**Expungement Award
FINRA Dispute Resolution Services**

In the Matter of the Arbitration Between:

Claimant
Shattuck Franklin Lamm

Case Number: 25-00344

vs.

Respondent
Merrill Lynch, Pierce, Fenner & Smith Incorporated

Hearing Site: Los Angeles, California

Awards are rendered by independent arbitrators who are appointed pursuant to Rule 13806 of the Code of Arbitration Procedure (“Code”) 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

The expungement hearing was conducted by videoconference.

REPRESENTATION OF PARTIES

For Claimant Shattuck Franklin Lamm (“Claimant”): Tyler Reynolds, Esq., HLBS Law, Broomfield, Colorado.

For Respondent Merrill Lynch, Pierce, Fenner & Smith Incorporated (“Respondent”): Peter S. Fruin, Esq. and Shruti Jaishankar, Esq., Maynard Nexsen PC, Birmingham, Alabama.

CASE INFORMATION

Statement of Claim filed on or about: February 18, 2025.
Claimant signed the Submission Agreement: February 18, 2025.

Statement of Answer filed on or about: May 27, 2025.
Respondent signed the Submission Agreement: May 27, 2025.

CASE SUMMARY

In the Statement of Claim, 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 took no position on Claimant’s expungement request.

RELIEF REQUESTED

In the Statement of Claim, Claimant (CRD Number 4281570) requested expungement of all references to Occurrence Numbers 1495598 and 1438782 from the CRD registration records and any and all other relief that the Panel deems just and equitable.

In the Statement of Answer, Respondent did not set forth a specific request for relief.

OTHER ISSUES CONSIDERED AND DECIDED

The Arbitrators acknowledge that they have each read the pleadings and other materials filed by the parties.

On February 19, 2025, Claimant advised that the customer in Occurrence Number 1495598 ("Mr. H") was served with a copy of the Statement of Claim within 10 days of filing the Statement of Claim and provided proof of service. The same day, Claimant filed a copy of the Death Record for the customer in Occurrence Number 1438782.

On June 3, 2025, Claimant advised that Mr. H was served with a copy of the Statement of Answer within 10 days of its filing and provided proof of service.

On January 28, 2026, the authorized representative of the state securities regulator for California submitted a written statement and opposed the expungement request.

The Panel conducted a recorded hearing by videoconference on February 19, 2026, so the parties could present oral argument and evidence on Claimant's request for expungement. Claimant appeared by videoconference at the expungement hearing. Respondent appeared at the expungement hearing.

Mr. H did not appear at the expungement hearing.

The authorized representative of the state securities regulator for California appeared at the expungement hearing by videoconference and opposed the expungement request.

AWARD

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

1. Claimant's request for expungement of Occurrence Numbers 1495598 and 1438782 from registration records maintained by the CRD is denied with prejudice. The Panel's decision was unanimous.
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 = \$ 2,000.00

**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 = \$ 2,600.00
Member Process Fee = \$ 5,005.00

Late Pre-Hearing Cancellation Fees

Fees apply when a pre-hearing conference is cancelled within three business days of the scheduled conference:

June 16, 2025, cancellation requested by parties = \$ 300.00

Total Late Pre-Hearing Cancellation Fees = \$ 300.00

The Panel has assessed the total late pre-hearing cancellation fees to Claimant.

Hearing Session Fees and Assessments

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

One (1) pre-hearing session with the Panel @ \$1,725.00/session = \$ 1,725.00
Pre-Hearing Conference: September 3, 2025 1 session

Two (2) hearing sessions on expungement request @ \$1,725.00/session = \$ 3,450.00
Hearings: February 19, 2026 2 sessions

Total Hearing Session Fees = \$ 5,175.00

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

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

ARBITRATION PANEL

Louis H. Miron	-	Public Arbitrator, Presiding Chairperson
Kevin R. Zehe	-	Public Arbitrator
Dianne Marie Onichimowski	-	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.

Concurring Arbitrators' Signatures

Louis H Miron

Louis H. Miron
Public Arbitrator, Presiding Chairperson

03/09/2026

Signature Date

Kevin R. Zehe

Kevin R. Zehe
Public Arbitrator

03/09/2026

Signature Date

Dianne Marie Onichimowski

Dianne Marie Onichimowski
Public Arbitrator

03/09/2026

Signature Date

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March 10, 2026

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