

Statement of Commissioner Jon Leibowitz
Concurring in Part and Dissenting in Part
FTC v. Sun Spectrum Communications Org. (“Beneficial Client Care”)
Matter No. X04-0015

I concur in large part with the settlement, but respectfully dissent from the decision to settle with defendant William H. Martell, believing that the Commission should have pursued further monetary relief from this defendant, including possibly using the recently enacted bankruptcy laws to trump this defendant’s efforts to shield assets in his Florida homestead.