

05-CV-00265-ORD

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

Case No. C05-0265 TSZ

**STIPULATED FINAL JUDGMENT  
AND ORDER FOR PERMANENT  
INJUNCTION AS TO DEFENDANTS  
KELLY NGUYEN AND MINH TAM  
VO**

9125-8954 QUEBEC INC., D.B.A. GLOBAL  
MANAGEMENT SOLUTIONS, a Canadian  
corporation;  
9125-8947 QUEBEC INC., D.B.A.  
COMMUTEL MARKETING, and D.B.A.  
MARKETING USA, a Canadian corporation;  
6050808 CANADA INC., D.B.A.  
AMERICAN BUSINESS SOLUTIONS, a  
Canadian corporation;  
TY NGUYEN, individually and as a director or  
officer of Global Management Solutions and  
Commute! Marketing/Marketing USA;  
CORY KORNELSON, individually and as a  
director or officer of Global Management  
Solutions;  
BYRON STECZKO, individually and as a  
director or officer of Commute!  
Marketing/Marketing USA;  
PHONG ANH VO, individually and as a  
director or officer of Commute!  
Marketing/Marketing USA;  
KELLY NGUYEN, individually and as a  
director or officer of American Business  
Solutions; and  
MINH TAM VO, individually and as a director  
or officer of American Business Solutions,

Defendants.

Plaintiff Federal Trade Commission ("Commission" or "FTC"), pursuant to Section 13(b)  
of the Federal Trade Commission Act ("FTC Act"), 15 U.S.C. § 53(b), filed its Complaint for

FEDERAL TRADE COMMISSION  
915 Second Ave., Su. 2896  
Seattle, Washington 98174  
(206) 220-6350

1 Injunctive and Other Equitable Relief, including consumer redress, alleging that defendants  
2 9125-8954 Quebec Inc., d.b.a. Global Management Solutions; 9125-8947 Quebec Inc., d.b.a.  
3 Commutel Marketing; 6050808 Canada, Inc., d.b.a. American Business Solutions; Ty Nguyen,  
4 a.k.a. Hiep Manh Nguyen; Cory Kornelson; Byron Steczko; Kelly Nguyen, a.k.a. Phu Minh Huy  
5 Nguyen, and Minh Tam Vo engaged in deceptive acts and practices in connection with  
6 telemarketing business directories and/or listings in business directories to U.S. consumers, in  
7 violation of Section 5(a) of the FTC Act, 15 U.S.C. § 45(a). The Commission later filed an  
8 Amended Complaint adding Phong Anh Vo as a defendant.

9 The Commission and defendants Kelly Nguyen, a.k.a. Phu Minh Huy Nguyen, and Minh  
10 Tam Vo (hereinafter referred to collectively as "defendants") have consented to the entry of this  
11 Stipulated Final Judgment and Order for Permanent Injunction ("Order"), which resolves all  
12 matters and claims in dispute between them arising from the Complaint up to the date of entry of  
13 this Order, on the following terms and conditions, without a trial or adjudication of any issue of  
14 law or fact.

15 NOW, THEREFORE, the Commission and defendants having requested the Court to  
16 enter this Order, it is **ORDERED, ADJUDGED, AND DECREED** as follows:

17 **FINDINGS**

18 A. This is an action by the Commission instituted under Section 13(b) of the FTC  
19 Act, 15 U.S.C. § 53(b). Pursuant to this section, the Commission has the authority to seek the  
20 relief contained herein.

21 B. The Commission's Complaint states a claim upon which relief may be granted  
22 against defendants under Sections 5(a) and 13(b) of the Federal Trade Commission Act, 15  
23 U.S.C. §§ 45(a) and 53(b).

24 C. This Court has jurisdiction over the subject matter of this case and all parties  
25 hereto. Venue in the Western District of Washington at Seattle is proper.

26 D. The alleged activities of defendants are in or affecting commerce, as defined in  
27 Section 4 of the FTC Act, 15 U.S.C. § 44.  
28

1 E. The parties shall each bear their own costs and attorney's fees incurred in this  
2 action and have waived all claims under the Equal Access to Justice Act, 28 U.S.C. § 2412,  
3 *amended by Pub. L. 104-121, 110 Stat. 847, 863-64 (1996)*, and all rights to seek judicial review  
4 or otherwise to challenge the validity of this Order.

5 F. This Order does not constitute, and shall not be interpreted to constitute, either an  
6 admission by defendants or a finding by the Court that defendants have engaged in any violations  
7 of Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), or any other law or regulation.

8 G. Entry of this Order is in the public interest.

9 **DEFINITIONS**

10 For purposes of this Order, the following definitions shall apply:

11 A. "Asset" means any legal or equitable interest in, right to, or claim to, any real and  
12 personal property including, but not limited to, chattels, goods, instruments, equipment, fixtures,  
13 general intangibles, effects, leaseholds, mail or other deliveries, inventory, checks, notes,  
14 accounts, credits, receivables, funds, monies, and all cash, wherever located.

15 B. "Assisting" means providing substantial assistance or support to any person. For  
16 purposes of this Order, providing substantial assistance or support includes, but is not limited to:  
17 (a) preparing, printing or transmitting invoices; (b) recording or verifying sales solicitations;  
18 (c) performing customer service functions including, but not limited to, receiving or responding  
19 to consumer complaints, obtaining or receiving identifying and financial information from  
20 consumers, and communicating with consumers on behalf of the seller or telemarketer;  
21 (d) developing, providing or arranging for the development or provision of sales scripts or any  
22 other marketing material; (e) verifying, processing, fulfilling or arranging for the fulfillment of  
23 orders; (f) developing, providing or arranging for the provision of names of potential customers;  
24 (g) collecting or arranging for the collection of accounts receivable or other amounts owed;  
25 (h) providing or arranging for the provision of post office boxes or the services of commercial  
26 mail receiving agencies; or (i) performing or providing marketing services of any kind.

27 C. "Corporate defendant" means 6050808 Canada Inc., d.b.a. American Business  
28

1 Solutions.

2 D. "Customer" means any person who has paid, or may be required to pay, for goods  
3 or services offered for sale or sold by the corporate defendant.

4 E. "Defendants" means Kelly Nguyen, a.k.a. Phu Minh Huy Nguyen, and Minh Tam  
5 Vo.

6 F. "Document" is synonymous in meaning and equal in scope to the usage of the  
7 term in Federal Rule of Civil Procedure 34(a), and includes writings, drawings, graphs, charts,  
8 photographs, audio and video recordings, computer records, and other data compilations from  
9 which information can be obtained and translated, if necessary, through detection devices into  
10 reasonably usable form. A draft or non-identical copy is a separate document within the meaning  
11 of the term.

12 G. "Material" means likely to affect a person's choice of, or conduct regarding,  
13 goods or services.

14 H. "Person" means any natural person and any organization or other legal entity,  
15 including a corporation, partnership, sole proprietorship, limited liability company, association,  
16 cooperative, government agency, or any other group or combination acting as an entity.

17 I. "Telemarketing" means any business activity (including, but not limited to,  
18 initiating or receiving telephone calls, managing others who initiate or receive telephone calls,  
19 operating an enterprise that initiates or receives telephone calls, owning an enterprise that  
20 initiates or receives telephone calls, or otherwise participating as an officer, director, employee or  
21 independent contractor in an enterprise that initiates or receives telephone calls) that involves  
22 attempts to induce consumers to purchase any item, good, service, membership, partnership  
23 interest, trust interest or other beneficial interest, or to enter a contest for a prize, by means of  
24 telephone sales presentations, either exclusively or in conjunction with the use of other forms of  
25 marketing. *Provided, however,* that the term "telemarketing" shall not include transactions that  
26 are not completed until after a face-to-face contact between the seller or solicitor and the  
27 consumer solicited.  
28

1 **ORDER**

2 **I. BAN ON CERTAIN ACTIVITIES**

3 **IT IS THEREFORE ORDERED** that defendant Kelly Nguyen is hereby permanently  
4 restrained and enjoined from engaging, participating or assisting others in the advertising,  
5 promoting, telemarketing, offering for sale, selling or distributing of business directories and/or  
6 listings in business directories to U.S. residents.

7 **II. PROHIBITED BUSINESS ACTIVITIES**

8 **IT IS FURTHER ORDERED** that defendants, their successors and assigns, and their  
9 officers, agents, directors, servants, employees, and attorneys, and those persons in active concert  
10 or participation with them who receive actual notice of this Order by personal service or  
11 otherwise, whether acting directly or through any person, trust, corporation, subsidiary, division  
12 or other device, or any of them, in connection with the advertising, promoting, telemarketing,  
13 offering for sale, selling or distributing of any good or service to U.S. residents, are hereby  
14 permanently restrained and enjoined from:

15 **A. Misrepresenting, expressly or by implication:**

- 16 1. That consumers have previously authorized the purchase of a good or  
17 service;
- 18 2. That consumers have agreed to purchase a good or service;
- 19 3. That consumers have a trial period during which they can review a good or  
20 service without incurring financial obligation;
- 21 4. That consumers owe money for a good or service;
- 22 5. Any material fact regarding a good or service; and
- 23 6. Any material fact regarding the terms, conditions, and limitations of any  
24 refund or guarantee policy;

25 **B. Failing to disclose in outbound telemarketing calls to consumers, promptly and in**  
26 **a clear and conspicuous manner: (1) the identity of the seller; (2) that the purpose of the call is to**  
27 **sell goods or services; and (3) the nature of the goods or services;**  
28

1 C. Failing to disclose in outbound telemarketing calls to consumers, in a clear and  
2 conspicuous manner, all material terms, conditions, and limitations of any refund or guarantee  
3 policy, or any policy of non-refundability;

4 D. Violating the Telemarketing Sales Rule, 16 C.F.R. Part 310, including any  
5 amendments thereto; and

6 E. Assisting others who violate any provision of Section II of this Order.

7 **III. PROHIBITED DISCLOSURE OF CUSTOMER INFORMATION**

8 **IT IS FURTHER ORDERED** that defendants, their successors and assigns, and their  
9 officers, agents, directors, servants, employees, and attorneys, and those persons in active concert  
10 or participation with them who receive actual notice of this Order by personal service or  
11 otherwise, whether acting directly or through any person, trust, corporation, subsidiary, division  
12 or other device, or any of them, are hereby permanently restrained and enjoined from selling,  
13 renting, leasing, transferring, or otherwise disclosing the name, address, telephone number,  
14 Social Security number, credit card number, bank account number, e-mail address or other  
15 identifying information of any person who paid any money to either defendant or the corporate  
16 defendant at any time prior to entry of this Order for any business directory and/or any listing in a  
17 business directory. *Provided, however,* that defendants may disclose such identifying  
18 information to a law enforcement agency or as required by any law, regulation or court order.

19 **IV. CEASING COLLECTION ON ACCOUNTS**

20 **IT IS FURTHER ORDERED** that defendants, their successors and assigns, and their  
21 officers, agents, directors, servants, employees, and attorneys, and those persons in active concert  
22 or participation with them who receive actual notice of this Order by personal service or  
23 otherwise, whether acting directly or through any person, trust, corporation, subsidiary, division  
24 or other device, or any of them, are hereby permanently restrained and enjoined from collecting  
25 or attempting to collect payment for the corporate defendant's business directory and/or listing in  
26 the directory, directly or through any third party, on any account established prior to entry of this  
27 Order.  
28

1 **V. RETURN OF MAIL**

2 **IT IS FURTHER ORDERED** that:

3 A. The Commission shall return, or arrange to have returned, to consumers all  
4 uncashed checks and other negotiable instruments in the Commission's possession that were sent  
5 to defendant American Business Solutions in response to defendants' telemarketing of their  
6 business directory and/or listing in the directory to U.S. residents, including all such mail  
7 delivered to a U.S. Post Office or private mail box address; and

8 B. The defendants shall forfeit all rights and interests in any uncashed check and  
9 other negotiable instrument sent to defendant American Business Solutions, in response to  
10 defendants' telemarketing of their business directory and/or listing in the directory to U.S.  
11 residents.

12 **VI. MONETARY JUDGMENT**

13 **IT IS FURTHER ORDERED** that:

14 A. Judgment in the amount of nine hundred eight thousand seven hundred ten dollars  
15 (\$908,710) (US) is hereby entered against defendants, for which they are jointly and severally  
16 liable, as restitution for consumer injury; *provided, however*, that this judgment shall be  
17 suspended subject to the conditions set forth in Section VII of this Order; and

18 B. All funds paid pursuant to this Order shall be deposited into a fund administered  
19 by the Commission or its agent to be used for equitable relief, including but not limited to  
20 consumer redress, and any attendant expenses for the administration of such equitable relief. In  
21 the event that direct redress to consumers is wholly or partially impracticable or funds remain  
22 after redress is completed, the Commission may apply any remaining funds for such other  
23 equitable relief (including consumer information remedies) as it determines to be reasonably  
24 related to the defendants' practices alleged in the Complaint. Any funds not used for such  
25 equitable relief shall be deposited to the U.S. Treasury as disgorgement. Defendants shall have  
26 no right to challenge the Commission's choice of remedies under this Section. Defendants shall  
27 have no right to contest the manner of distribution chosen by the Commission. No portion of any  
28

1 payments under the judgment shall be deemed a payment of any fine, penalty or punitive  
2 assessment. Defendants agree that the facts as alleged in the Complaint filed in this action shall  
3 be taken as true for purposes of any subsequent proceedings to enforce payments required by this  
4 Section.

5 **VII. RIGHT TO REOPEN AND TERMINATE SUSPENSION**

6 **IT IS FURTHER ORDERED** that, by agreeing to this Order, defendants reaffirm and  
7 attest to the truthfulness, accuracy, and completeness of the financial disclosure forms ("financial  
8 statements"), executed on March 31, 2005, provided to the Commission. Plaintiff's agreement to  
9 this Order is expressly premised upon the truthfulness, accuracy, and completeness of  
10 defendants' financial condition as represented in the financial statements referenced above,  
11 which contain material information upon which plaintiff relied in negotiating and agreeing to the  
12 terms of this Order. If, upon motion by the Commission, this Court finds that any defendant  
13 failed to disclose any material asset, materially misrepresented the value of any asset, or made  
14 any other material misrepresentation in or omission from the financial statements, the Court shall  
15 enter judgment against the offending defendant, in favor of the Commission, in the amount of  
16 nine hundred eight thousand seven hundred ten dollars (\$908,710) (US), and the entire amount  
17 shall become immediately due and payable; *provided, however*, that, in all other respects, this  
18 Order shall remain in full force and effect unless otherwise ordered by the Court; and *provided*  
19 *further*, that proceedings instituted under this Section are in addition to and not in lieu of any  
20 other civil or criminal remedies as may be provided by law, including any other proceedings the  
21 Commission may initiate to enforce this Order.

22 **VIII. DISSOLUTION OF ASSET FREEZE**

23 **IT IS FURTHER ORDERED** that the freeze against defendants' assets pursuant to  
24 Section II of the Preliminary Injunction entered by this Court on April 27, 2005, shall be lifted  
25 upon entry of this Order.



1 **IX. COMPLIANCE REPORTING BY DEFENDANTS**

2 **IT IS FURTHER ORDERED** that, in order that compliance with the provisions of this  
3 Order may be monitored:

4 A. For a period of five (5) years from the date of entry of this Order, each defendant  
5 shall notify the Commission of the following:

6 1. Any changes in residence, mailing addresses, and telephone numbers of  
7 the defendant, within ten (10) days of the date of such change;

8 2. Any changes in employment status (including self-employment) of the  
9 defendant, and any change in the ownership of the defendant in any business entity,  
10 within ten (10) days of the date of such change. Such notice shall include the name and  
11 address of each business that the defendant is affiliated with, employed by, creates or  
12 forms, or performs services for; a statement of the nature of the business; and a statement  
13 of the defendant's duties and responsibilities in connection with the business or  
14 employment;

15 3. Any changes in the defendant's name or use of any aliases or fictitious  
16 names; and

17 4. Any changes in the corporate structure of any business entity that  
18 defendant directly or indirectly controls, or has an ownership interest in, that may affect  
19 compliance obligations arising under this Order including, but not limited to, a  
20 dissolution, assignment, sale, merger or other action that would result in the emergence of  
21 a successor entity; the creation or dissolution of a subsidiary, parent or affiliate that  
22 engages in any acts or practices subject to this Order; the filing of a bankruptcy petition;  
23 or a change in the corporate name and address, at least thirty (30) days prior to such  
24 change, *provided that*, with respect to any proposed change in the corporation about  
25 which the defendant learns less than thirty (30) days prior to the date such action is to  
26 take place, defendant shall notify the Commission as soon as practicable after obtaining  
27 such knowledge;  
28

1 B. One hundred eighty (180) days after the date of entry of this Order, each defendant  
2 shall provide a written report to the FTC, sworn to under penalty of perjury, setting forth in detail  
3 the manner and form in which they have complied and are complying with this Order. This  
4 report shall include, but not be limited to:

5 1. The then-current residence address, mailing addresses, and telephone  
6 numbers of the defendant;

7 2. The then-current employment and business addresses and telephone  
8 numbers of the defendant, a description of the business activities of each such employer  
9 or business, and the title and responsibilities of the defendant, for each such employer or  
10 business;

11 3. A copy of each acknowledgment of receipt of this Order obtained pursuant  
12 to Section XII of this Order; and

13 4. Any other changes required to be reported under Section IX.A of this  
14 Order;

15 C. For the purposes of this Order, defendants shall, unless otherwise directed by the  
16 Commission's authorized representatives, mail all written notifications to the Commission to:

17 Associate Director of Enforcement  
18 Federal Trade Commission  
19 601 New Jersey Ave., N.W.  
20 Washington, DC 20001

21 *Re: FTC v. American Business Solutions, C05-0265 TSZ*

22 D. For purposes of the compliance reporting and monitoring required by this Order,  
23 the Commission is authorized to communicate directly with defendants.

#### 24 X. COMPLIANCE MONITORING

25 IT IS FURTHER ORDERED that, for the purpose of monitoring and investigating  
26 compliance with any provision of this Order:

27 A. Within ten (10) days of receipt of written notice from a representative of the  
28 Commission, each defendant shall submit additional written reports, sworn to under penalty of  
perjury; produce documents for inspection and copying; appear for deposition; and/or provide  
entry during normal business hours to any U.S. business location in such defendant's possession,

1 or direct or indirect control, to inspect the business operation;

2 B. In addition, the Commission is authorized to monitor compliance with this Order  
3 by all other lawful means including, but not limited to, the following:

4 1. Obtaining discovery from any person, without further leave of court, using  
5 the procedures prescribed by Fed. R. Civ. P. 30, 31, 33, 34, 36, and 45; and

6 2. Posing as consumers and suppliers to defendants, defendants' employees,  
7 or any other entity managed or controlled, in whole or in part, by defendants, without the  
8 necessity of identification or prior notice; and

9 C. Defendants shall permit representatives of the Commission to interview any  
10 employer, consultant, independent contractor, representative, agent or employee who has agreed  
11 to such an interview, relating in any way to any conduct subject to this Order. The person  
12 interviewed may have counsel present.

13 *Provided, however,* that nothing in this Order shall limit the Commission's lawful use of  
14 compulsory process, pursuant to Sections 9 and 20 of the FTC Act, 15 U.S.C. §§ 49 and 57b-1,  
15 to obtain any documentary material, tangible things, testimony, or information relevant to unfair  
16 or deceptive acts or practices in or affecting commerce (within the meaning of 15 U.S.C.  
17 § 45(a)(1)).

## 18 XI. RECORD KEEPING

19 IT IS FURTHER ORDERED that, for a period of eight (8) years from the date of entry  
20 of this Order, defendants, in connection with any business where (1) either defendant is the  
21 majority owner, or directly or indirectly manages or controls the business, and (2) the business is  
22 engaged in telemarketing to U.S. residents, or in assisting others engaged in said business, are  
23 hereby restrained and enjoined from failing to create and retain the following records:

24 A. Accounting records that reflect the cost of goods or services sold, revenues  
25 generated, and the disbursement of such revenues;

26 B. Personnel records accurately reflecting: the name, address, and telephone number  
27 of each person employed in any capacity by such business, including as an independent  
28 contractor; that person's job title or position; the date upon which the person commenced work;

1 and the date and reason for the person's termination, if applicable;

2 C. Customer files containing the names, addresses, telephone numbers, dollar  
3 amounts paid, quantity of items or services purchased, and description of items or services  
4 purchased, to the extent such information is obtained in the ordinary course of business;

5 D. Complaints and refund requests (whether received directly, indirectly or through  
6 any third party) and any responses to those complaints or requests;

7 E. Copies of all sales scripts, training materials, advertisements or other marketing  
8 materials; and

9 F. All records and documents necessary to demonstrate full compliance with each  
10 provision of this Order including, but not limited to, copies of acknowledgments of receipt of this  
11 Order required by Section XII of this Order, and all reports submitted to the FTC pursuant to  
12 Section X of this Order.

13 **XII. DISTRIBUTION OF ORDER BY DEFENDANTS**

14 **IT IS FURTHER ORDERED** that, for a period of five (5) years from the date of entry  
15 of this Order, defendants shall deliver copies of this Order as directed below :

16 A. For any business that defendant Kelly Nguyen or Minh Tam Vo controls, directly  
17 or indirectly, or in which either has a majority ownership interest, said defendant must deliver a  
18 copy of this Order to all principals, officers, directors, and managers of that business. Said  
19 defendant must also deliver copies of this Order to all employees, agents, and representatives of  
20 that business who engage in conduct related to the subject matter of this Order. For current  
21 personnel, delivery shall be within five (5) days of service of this Order upon defendant. For new  
22 personnel, delivery shall occur prior to them assuming their responsibilities;

23 B. For any business where defendant Kelly Nguyen or Minh Tam Vo is not a  
24 controlling person of a business, but otherwise engages in conduct related to the subject matter of  
25 this Order, said defendant must deliver a copy of this Order to all principals and managers of  
26 such business before engaging in such conduct; and

27 C. Defendants must secure a signed and dated statement acknowledging receipt of  
28 this Order, within thirty (30) days of delivery, from all persons receiving a copy of the Order

1 pursuant to this Section.

2 **XIII. ACKNOWLEDGMENT OF RECEIPT OF ORDER BY DEFENDANTS**

3 **IT IS FURTHER ORDERED** that each defendant, within five (5) business days of  
4 receipt of this Order as entered by the Court, must submit to the Commission a truthful sworn  
5 statement acknowledging receipt of this Order.

6 **XIV. COOPERATION WITH FTC COUNSEL**

7 **IT IS FURTHER ORDERED** that defendants shall, in connection with this action or  
8 any subsequent investigations related to or associated with the transactions or the occurrences  
9 that are the subject of the FTC's Complaint, cooperate in good faith with the FTC and appear, or  
10 cause their officers, employees, representatives or agents to appear, at such places and times as  
11 the FTC shall reasonably request, after written notice, for interviews, conferences, pretrial  
12 discovery, review of documents, and for such other matters as may be reasonably required by the  
13 FTC. If requested in writing by the FTC, defendants shall appear, or cause their officers,  
14 employees, representatives or agents to appear, and provide truthful testimony in any trial,  
15 deposition or other proceeding related to or associated with the transactions or the occurrences  
16 that are the subject of the Complaint, without the service of a subpoena.

17 **XV. INDEPENDENCE OF OBLIGATIONS**


18 **IT IS FURTHER ORDERED** that the provisions of this Order are separate and  
19 severable from one another. If any provision expires, is stayed or is determined to be invalid, the  
20 remaining provisions shall remain in full force and effect.

21 **XVI. RETENTION OF JURISDICTION**

22 **IT IS FURTHER ORDERED** that this Court shall retain jurisdiction of this matter for  
23 purposes of construction, modification, and enforcement of this Order.


1 SO ORDERED, this 9<sup>th</sup> day of Feb, 2006.

2  
3  
4   
5 THE HONORABLE THOMAS S. ZILLY  
UNITED STATES DISTRICT JUDGE

6  
7   
8 KATHRYN G. DECKER, WSBA #12389  
9 JULIE K. MAYER, WSBA #34638  
10 915 Second Avenue, Suite 2896  
11 Seattle, WA 98174  
206-220-4486 (Decker)  
206-220-4475 (Mayer)  
206-220-6366 (fax)  
12 [kdecker@ftc.gov](mailto:kdecker@ftc.gov)  
[jmayer@ftc.gov](mailto:jmayer@ftc.gov)

13 Attorneys for Plaintiff  
14 Federal Trade Commission

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KELLY NGUYEN, Individually  
1260 Craigflower Road  
Victoria, British Columbia, Canada  
250-380-3898

Pro Se 

MINH TAM VO, Individually  
1260 Craigflower Road  
Victoria, British Columbia, Canada  
250-380-3898

Pro Se

1 CERTIFICATE OF SERVICE

2 I hereby certify that on February 8, 2006, I electronically filed the foregoing **Stipulated**  
3 **Final Judgment and Order for Permanent Injunction As to Defendants Kelly Nguyen and**  
4 **Minh Tam Vo** with the Clerk of the Court using the CM/ECF System, which will send  
5 notification of such filing to the following:

6 Jeffrey I. Tilden  
7 Daniel S. Houser  
8 Gordon Murray Tilden LLP  
9 1001 Fourth Avenue, Suite 4000  
10 Seattle, WA 98154-1007  
11 Attorneys for Defendants Cory Kornelson  
12 and Byron Steczko

13 Kelly Nguyen  
14 Minh Tam Vo  
15 American Business Solutions  
16 1260 Craigflower Road  
17 Victoria, British Columbia V9A 2Y6

18 I further certify that on February 8, 2006, I arranged to serve a copy of the foregoing  
19 documents by first class, international mail on the following:

20 Phong Anh Vo  
21 4111 Saint Denis, Suite 1  
22 Montreal, Quebec H2W 2M7  
23 Pro Se Defendant

24 Ty Nguyen  
25 1907 Shotbolt Road  
26 Victoria, British Columbia V8S 2L1  
27 Pro Se Defendant

28 Global Management Solutions  
1800-666 Sherbrooke Street West  
Montreal, Quebec H3E 1A7

Commutel Marketing/Marketing USA  
1800-666 Sherbrooke Street West  
Montreal, Quebec H3E 1A7

By: s/Kathryn C. Decker  
Kathryn C. Decker  
915 Second Ave., Suite 2896  
Seattle, WA 98174  
206-220-4486  
206-220-6366 (fax)  
kdecker@ftc.gov  
Attorney for Plaintiff  
Federal Trade Commission