

**QUARTERLY FEDERAL COURT
LITIGATION STATUS REPORT**

Office of the General Counsel
Bureau of Competition
Bureau of Consumer Protection
Regional Offices

June 30, 2012

No. 112

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SUMMARY OF CASES

	D. Ct.	Ct. App.*	S. Ct.	Total
PETITIONS FOR REVIEW	0	4	0	4
INJUNCTION AND CONSUMER REDRESS CASES	66	19	2	87
CIVIL PENALTY AND ENFORCEMENT CASES	16	1	0	17
SUBPOENA AND CID ENFORCEMENTS	1	0	0	1
SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION	9	3	0	12
AMICUS CURIAE BRIEFS	3	5	0	8
TOTALS	95	32	2	129

* Includes all cases in which appellate proceedings have taken place during the reporting period or are pending; these cases are not counted in the District Court column, even if such proceedings are going on simultaneously.

PETITIONS FOR REVIEW

(A) Orders to Cease and Desist

NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS v. FTC, No. 12-1172
(4th Cir.)

Parties: North Carolina State Board of Dental Examiners

Assigned Attorneys: Imad D. Abyad (OGC)

Nature of Action: Petition for review of final order *In re North Carolina [State] Board of Dental Examiners*.

Status: Petition filed 2/10/12.
Board's opening brief filed 5/10/12.
Commission's response brief filed 6/27/12.

POLYPORE INTERNATIONAL, INC v. FTC, No. 11-10375 (11th Cir.)

Parties: Polypore International, Inc.

Assigned Attorneys: Michele Arington (OGC)

Nature of Action: Petition for review of final divestiture order

Status: Petition filed 2/28/11.
Polypore's brief filed 4/26/11.
Commission's brief filed 6/20/11.
Polypore's reply brief filed 7/19/11.
Oral argument held 1/25/12.

FTC v. PROMEDICA HEALTH SYSTEMS, INC., No. 12-3583 (6th Cir.)

Parties: ProMedica Health Systems, Inc.

Assigned Attorneys: Michele Arington (OGC)

Nature of Action: Petition for review of final divestiture order

Status: Petition filed 5/18/12.
ProMedica's opening brief due 9/17/12.
Commission's answering brief due 11/7/12.
ProMedica's reply brief due 11/30/12.

(B) Rulemakings

NAT'L AUTOMOBILE DEALERS ASS'N v. FTC, No. 11-1313 (D.C. Cir.)

Parties: National Automobile Dealers Association

Assigned Attorneys: David Sieradzki (OGC)

Nature of Action: Petition for review of FTC's rules implementing credit score disclosure requirements of the Dodd-Frank Act.

Status: Petition filed on 9/9/11.
Commission's motion to dismiss case for lack of jurisdiction filed 10/26/11.
Order dismissing petition for review for lack of jurisdiction entered 3/6/12.

INJUNCTION AND CONSUMER REDRESS CASES

(A) Preliminary Injunctions (Mergers/Acquisitions)

FTC v. GRACO INC., No. 0:12-CV-00307 (D. Minn.); No. 1:11-CV-02239 (D.D.C)

Parties: Graco Inc.
Illinois Tool Workers Inc.
ITW Finishing LLC

Assigned Attorneys: Phillip L. Broyles (BC)
Amanda Jane Hamilton
Peter Richman
Rebecca Powers Dick

Alleged Conduct: Action for preliminary injunction and other equitable relief for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in connection with a proposed acquisition of a competitor in the market for industrial liquid finishing equipment in North America.

Status: Complaint filed 12/16/11.
Motion for TRO filed 12/16/11; order denying motion without prejudice and requiring defendants to give two weeks notice before consummation of transaction entered 12/19/11.
Defendants' motion to dismiss for lack of personal jurisdiction and improper venue filed 12/23/11; opposition filed 12/28/11; order denying motion and transferring case entered 1/26/12.
Stipulated order of dismissal entered 3/27/12.

FTC v. OSF HEALTHCARE SYSTEM, No. 3:11-CV-50344 (N.D. Ill.)

Parties: OSF Healthcare System
Rockford Health System
Humana Inc. (Intervenor Plaintiff)
Coventry Health Care Inc. (Intervenor Plaintiff)
Swedish American Health System Corp. (Intervenor)
UnitedHealth Group, Inc. (Intervenor)
Health Care Service Corporation (Intervenor)

Assigned Attorneys: Jeffrey H. Perry (BC)
Katherine Amy Ambrogi
Kenneth W. Field
Mark S. Hegedus (OGC)

Alleged Conduct: Action for TRO and preliminary injunction for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in connection with a hospital merger.

Status: Complaint filed 11/18/11.
Commission's motion for preliminary injunction filed 11/18/11;
opposition filed 11/23/11; reply filed 12/15/11.
Preliminary injunction granted 4/5/12.

FTC v. PHOEBE PUTNEY HEALTH SYSTEM, INC., No. 11-1160 (S. Ct.); No. 11-12906 (11th Cir.); No. 1:11-CV-00058 (M.D. Ga.)

Parties: Phoebe Putney Health System, Inc.
Phoebe Putney Memorial Hospital, Inc.
Phoebe North, Inc.
HCA, Inc.
Palmyra Park Hospital, Inc.
Hospital Authority of Albany-Dougherty County

Assigned Attorneys: John F. Daly (OGC)
Imad D. Abyad
Leslie R. Melman
Malcolm L. Stewart (DOJ/OSG)
Benjamin J. Horwich
Edward D. Hassi (BC)
Priya Viswanath
Sara Y. Razi
Thomas H. Brock
Matthew K. Reilly
Matthew Tabas
Peter C. Herrick

Alleged Conduct: Action for preliminary injunction and other equitable relief for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in connection with the monopolization of inpatient general acute care services sold to commercial health plans and their customers in Albany, Georgia and surrounding area.

Status: Sealed complaint filed 4/20/11.
Order granting motion for TRO entered 4/21/11.
Motions to dismiss complaint or, in the alternative, for summary judgment by defendants filed 5/16/11.
Briefs of the Commission and the State of Georgia in further support of motion for preliminary injunction and in opposition to defendants' motions to dismiss or for summary judgment filed 6/1/11.
Order granting motions to dismiss and denying motion for preliminary injunction entered 6/27/11.
Commission's notice of appeal filed 6/28/11.
Commission's emergency motion for injunction pending appeal and to expedite appeal filed 6/29/11.
Injunction pending appeal granted 7/6/11.
Commission's opening brief filed 7/27/11; appellees' answering brief filed 8/17/11; Commission's reply brief filed 8/24/11.
Order affirming district court entered 12/09/11.
Petition for writ of certiorari filed 3/23/12; granted 6/25/12.

(B) Preliminary Injunctions (Other)

(None pending)

(C) Permanent Injunctions/Consumer Redress*

FTC v. AFFILIATE STRATEGIES, INC., No. 11-3319 (10th Cir); No. 5:09-CV-04104
(D. Kan.)

Parties: Affiliate Strategies, Inc.
Landmark Publishing Group, L.L.C., d/b/a G.F. Institute and Grant
Funding Institute
Grant Writers Institute, L.L.C.
Answer Customers, L.L.C.
Apex Holdings International, L.L.C.
Brett Blackman
Jordan Sevy
James Rulison
Real Estate Buyers Financial Network LLC, d/b/a Grant Writers Research
Network
Martin Nossov
Alicia Nossov
Wealth Power Systems, LLC
Aria Financial Services LLC
Direct Marketing Systems, Inc.
Justin Ely
Meggie Chapman, d/b/a Meggie Chapman & Associates

Assigned Attorney: Gary L. Ivens (BCP/MP)
Michael Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule in connection with obtaining and receiving U.S.
government grants for consumers.

Status: Complaint filed 7/20/09.
TRO with asset freeze entered 7/24/09.
Stipulated preliminary injunction entered 9/1/09; amended 11/24/09.
Amended complaint filed adding defendants Wealth Power Systems,
LLC; Aria Financial Services LLC; Direct Marketing Systems,
Inc.; Justin Ely; and Meggie Chapman, d/b/a Meggie Chapman &
Associates filed 12/9/09.
Clerk's entry of default against defendant Direct Marketing Systems, Inc.
2/25/10.
Second amended complaint filed 6/21/10.

* Unless otherwise noted, cases involve suits for permanent injunction and other equitable relief. Post-judgment proceedings in district court are not generally reported.

Clerk's entry of default against defendants Apex Holdings, Affiliate Strategies, Landmark Publishing, Grant Writers Institute, Answer Customers, and Direct Marketing Systems entered 8/12/10.

Motion for summary judgment by defendant Chapman filed 12/10/10; Commission's opposition filed 1/3/11; reply filed 1/31/11.

Motion for summary judgment by defendant Aria Financial Services, LLC and Wealth Power Systems, LLC filed 12/10/10; Commission's opposition filed 1/3/11; reply filed 1/18/11.

Commission's motion for summary judgment filed 12/10/10; opposition by defendants Aria Financial LLC and Wealth Power Systems, LLC filed 12/27/10; opposition by defendants Real Estate Buyers Financial Network LLC and Martin and Alicia Nossov filed 1/18/11; opposition by defendant Meggie Chapman filed 1/18/11; opposition by defendant Justin Ely filed 1/26/11; Commission's replies filed 2/4/11.

Stipulated permanent injunction and final judgment order against Bret Blackman, Justin Ely, Jordan Sevy, and James Rulison entered 7/21/11.

Commission's motion for default judgment against several corporate defendants filed 7/22/11; order granting motion for default judgment against Direct Marketing Systems, Inc. entered 7/26/11.

Order denying defendant Chapman's motion for summary judgment; denying as moot defendants Aria and Wealth Power System's motion for summary judgment; and granting in part and denying in part plaintiff's motion for summary judgment, entered 7/26/11.

Default judgment and permanent injunction against Apex Holdings International LLC, Affiliate Strategies LLC, Landmark Publishing Group LLC, Grant Writers Institute LLC, and Answer Customers LLC entered 7/26/11.

Order for permanent injunction as to defendants Real Estate Buyers Network LLC and Martin Nossov entered 8/1/11.

Consent decree and final judgment order against Wealth Power Systems, LLC and Aria Financial Services LLC entered 8/12/11.

Stipulated order for permanent injunction and monetary judgment against Alicia Nossov entered 8/18/11.

Trial held on 8/22/11 and 8/23/11.

Final judgment order against Real Estate Buyers Financial Network LLC, and Martin Nossov entered 8/24/11.

Final judgment order and permanent injunction against Meggie Chapman entered 9/26/11.

Notice of appeal filed 10/27/11; amended 11/17/11.

Notice of order abating case pending termination of appellant's bankruptcy proceedings entered 11/21/11.

Commission's motion to vacate abatement filed 12/1/11; appellant's response filed 12/21/11.

Appellant Meggie Chapman's brief filed 5/3/12; Commission's response brief filed 6/28/12.

FTC v. ALCOHOLISM CURE CORPORATION, No. 3:10-CV-00266 (M.D. Fla.)

Parties: Alcoholism Cure Corporation, d/b/a Alcoholism Cure Foundation
Robert Douglas Krotzer

Assigned Attorneys: Karen Mandel (BCP/AP)
Elise Whang
Serena Viswanathan

Alleged Conduct: Deceptive acts and practices in violation of Section 5 involving false advertising claims in connection with cures for alcoholism and related unauthorized billing.

Status: Complaint filed 3/29/10.
Stipulated preliminary injunction entered 5/26/10.
Default against Alcoholism Cure Corp. entered 9/22/10.
Commission motion for summary judgment filed 4/6/11; opposition by defendant Robert Douglass Krotzer filed 4/28/11.
Order granting Commission's motion for summary judgment entered 9/16/11.
Commission motion for default judgment against Alcoholism Cure Corp. filed 10/31/11; order referring motion for report and recommendations entered 11/02/11; report and recommendation for default judgment against Alcoholism Cure Corp. entered 12/5/11.

FTC v. AMERICAN CREDIT CRUNCHERS, LLC, No. 1:12-CV-0128 (N.D. Ill.)

Parties: American Credit Crunchers, LLC
Varang K. Thaker d/b/a American Credit Crunchers

Assigned Attorneys: Elizabeth Coulter Scott (MWR)
John Campbell Hallerud

Alleged Conduct: Deceptive acts and practices in violation of section 5 and the FDCPA in connection with debt collection practices.

Status: Complaint filed 2/13/12.
TRO with asset freeze and other equitable relief entered 2/14/12.
Preliminary injunction entered 2/27/12.

FTC v. AMERICAN ENTERTAINMENT DISTRIBUTORS, INC., No. 11-10150-EE (11th Cir); No. 1:04-CV-22431 (S.D. Fla.)

Parties: American Entertainment Distributors, Inc.
Automated Entertainment Dispensers, Inc.
Automated Entertainment Machines, Inc.
Universal Technical Support, Inc.
Universal Cybercom Corporation
Russell G. MacArthur, Jr.
Miriam Smolyansky (personal representative for estate of deceased defendant Anthony Rocco Andreoni)
James R. MacArthur
Mauricio A. Paz
Miriam Smolyansky, a/k/a Masha Tango

Assigned Attorneys: Michael Tankersley (BCP/MP)

Alleged Conduct: Deceptive practices in violation of Section 5 and the Franchise Rule in connection with the sale of a business opportunity venture involving automated DVD and VHS movie rental machines.

Status: Complaint for injunctive and other equitable relief filed 9/28/04.
TRO entered 9/29/04.
Stipulated preliminary injunction as to defendants American Entertainment Distributors, Inc. and James R. MacArthur entered 10/21/04.
Stipulated preliminary injunction as to defendants Universal Cybercom Corporation and Mauricio A. Paz entered 11/24/04.
Order modifying TRO entered 12/29/04.
Stipulated preliminary injunction as to defendants Automated Entertainment Dispensers, Inc., Universal Technical Support, Inc., Anthony Rocco Andreoni and Miriam Smolyansky entered 1/5/05.
Stipulated amendment of preliminary injunction as to defendant Anthony Rocco Andreoni entered 1/5/05.
Stipulated preliminary injunction with asset freeze as to defendant Russell G. MacArthur, Jr. entered 1/21/05.
Default judgment and final order for permanent injunction as to American Entertainment Distributors, Inc., Automated Entertainment Machines, Inc. and James R. MacArthur entered 2/22/05.
Commission's motion to stay discovery until criminal proceedings are completed filed 8/30/05; defendants' response filed 9/6/05; Commission's response filed 9/9/05; order granting motion to stay entered 10/17/05.
Order reopening case and lifting stay entered 5/13/08.
Commission's motion for summary judgment against defendant Russell G. MacArthur, Jr. filed 10/24/08.
Stipulated proposed final orders as to Mauricio A. Paz, Universal

Cybercom Corporation, Automated Entertainment Distributors, Inc., and Universal Technical Support, Inc. filed 1/16/09.
Final order and permanent injunction as to defendant Russell G. MacArthur, Jr. entered 7/21/09.
Stipulated final order as to defendant Miriam Andreoni entered 11/17/10.
Stipulated final orders as to defendants Mauricio A. Paz, Universal Cybercom Corporation, Automated Entertainment Distributors, Inc., and Universal Technical Support, Inc. entered 11/18/10.
Notice of appeal by defendant Miriam Andreoni filed 1/12/11.
Brief for appellant filed 3/3/11.
Brief for the Commission filed 4/11/11.
Decision affirming district court entered 7/8/11.
Motion for summary judgment against defendant the Estate of Anthony Rocco Andreoni filed 9/9/11; motion to strike filed 10/14/11; reply filed 12/5/11; defendant's motion to strike denied 3/29/12.

FTC v. AMERICAN PRECIOUS METALS, LLC, No. 12-10385 (11th Cir.); No. 0:11-CV-61072 (S.D. Fla.)

Parties: American Precious Metals, LLC
Sam J. Goldman
Harry Tanner, Jr.
Andrea Tanner

Assigned Attorneys: Dama J. Brown (SER)
Harold E. Kirtz
Sana Chriss
Leslie Melman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with the defendants' marketing, distribution, and sale to consumers of precious metals investment opportunity.

Status: Complaint filed 5/10/11.
TRO granted 5/13/11.
Stipulated preliminary injunction as to all defendants entered 5/24/11.
Pretrial conference set for 10/21/11.
Motion to dismiss complaint filed 6/8/11.
Motion for summary judgment filed 9/6/11.
Amended complaint adding Sam Goldman as defendant filed 10/11/11.
Preliminary injunction against Sam Goldman entered 12/28/11.
Notice of interlocutory appeal filed 1/19/12.
Appellant's brief filed 3/5/12.
Joint motion to stay and remand filed 5/30/12.

FTC v. AMERICAN TAX RELIEF LLC, No. 12-71937 (9th Cir.), No. 2:11-CV-06397 (C.D. Cal.); No. 1:10-CV-06123 (N.D. Ill)

Parties: American Tax Relief LLC
Alexander Seung Hahn
Joo Hyun Park
Il Kon Park
Young Soon Park

Assigned Attorneys: Karen D. Dodge (MWR)
Marissa J. Reich
Mark S. Hegedus (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the advertising, promotion, and sale of tax relief services.

Status: Complaint filed 9/24/2010.
TRO with asset freeze entered 9/24/10.
Preliminary injunction with asset freeze entered 11/9/10.
Order granting defendants' motion to transfer case to the Central District of California entered 7/20/11.
Petition for mandamus fled in court of appeals 6/20/12.

FTC v. AMG SERVICES, INC, No. 2:12-CV-00536 (D. Nev.)

Parties: AMG Services, Inc.
Red Cedar Services, Inc., d/b/a 500FastCash
SFS, Inc., d/b/a OneClickCash
Tribal Financial Services, Inc., d/b/a Ameriloan, d/b/a UnitedCashLoan,
d/b/a USFastCash, d/b/a Miami Nation Enterprises.
AMG Capital Management, LLC
Level 5 Motorsports, LLC
Lead Flash Consulting, LLC
Black Creek Capital Corporation
Broadmoor Capital Partners, LLC
Muir Law Firm, LLC
Scott A. Tucker
Blaine A. Tucker
Timothy J. Muir
Don E. Brady
Robert D. Campbell
Troy L. LittleAxe
Park 269 LLC
Kim C. Tucker

Assigned Attorneys: Helen Wong (BCP/FP)

Jason Schall

Alleged Conduct: Deceptive acts and practices in violation of Section 5, the Truth in Lending Act, and the Electronic Fund Transfer Act, in connection with offering and extending credit, “pay-day” loans, and the collection of those loans.

Status: Complaint filed 4/2/12.

FTC v. APOGEE ONE ENTERPRISES LLC, No. 1:12-CV-00588 (N.D. Ill.)

Parties: Apogee One Enterprises LLC, d/b/a Apogee Enterprises LLC,
Platinum Trust Card, Express Platinum Card
Marquee Marketing LLC, d/b/a Express Platinum Card
Blake Rubin, d/b/a Platinum Trust Card, Express Platinum Card,
CR Ventures LLC, Maxim Management Group, LLC
Chase Rubin, d/b/a Platinum Trust Card, d/b/a Express Platinum Card,
CR Ventures LLC, d/b/a Maxim Management Group, LLC
Oakmont Management Services, LLC
Justin Diaczuk
Jules Shore

Assigned Attorneys: James Davis (MWR)
Joannie T. Wei

Alleged Conduct: Deceptive acts and practices in violation of section 5 and the TSR in connection with the advertising, marketing, promotion and sale of general-purpose credit cards.

Status: Complaint filed 1/26/12.
TRO with asset freeze and other equitable relief entered 1/30/12.
Preliminary injunction entered 2/16/12.
Answer to complaint filed 2/21/12; amended answer to complaint filed 3/29/12.

FTC v. ASIA PACIFIC TELECOM, INC., No. 1:10-CV-03168 (N.D. Ill.)

Parties: Asia Pacific Telecom, Inc., d/b/a Asia Pacific Networks
Repo B.V.
SBN Peripherals, Inc., d/b/a SBN Dials
Johan Hendrik Smit Duyzentkunst
Janneke Bakker-Smit Duyzentkunst

Assigned Attorneys: Steven M. Wernikoff (MWR)
James H. Davis

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule involving prerecorded telemarketing calls for a
variety of products.

Status: Complaint filed 5/24/10.
TRO with asset freeze entered 5/25/10; extended 5/27/10.
Preliminary injunction as to defendants Asia Pacific Telecom, Inc. and
Repo B.V. entered 6/15/10.
Preliminary injunction as to defendants Johan Hendrik Smit
Duyzentkunst, Janneke Bakker-Smit Duyzentkunst, and SBN
Peripherals, Inc. entered 7/1/10.
Commission's motion for partial summary judgment filed 6/28/11;
granted in part and denied in part 7/26/11.

FTC v. BEONY INTERNATIONAL LLC, No. 1:11-CV-02488 (N.D. Ill.)

Parties: Beony International LLC
Mario Milanovic
Cody Adams

Assigned Attorney: John C. Hallerud (MWR)

Alleged Conduct: Deceptive acts or practices in violation of Sections 5 and 12 of the FTC
Act in connection with the advertising, marketing and promotion of
weight loss and other products to consumers.

Status: Complaint filed 4/13/11.
TRO with other equitable relief and order to show cause why a
preliminary injunction should not issued entered 4/18/11.
Stipulated preliminary injunction entered 4/29/11.
Order freezing assets and requiring repatriation of assets entered 3/7/12.

FTC v. BLUEHIPPO FUNDING, LLC, No. 11-374 (2d Cir.); No. 1:08-CV-01819 (S.D.N.Y.)

Parties: BlueHippo Funding, LLC
BlueHippo Capital LLC
Joseph K. Rensin

Assigned Attorneys: Amanda C. Basta (BCP/ENF)
Michael D. Bergman (OGC)
David C. Shonka

Alleged Conduct: Contempt proceeding for violations of a permanent injunction in connection with the sale of personal computers, televisions, and other consumer electronics.

Status: Complaint filed 2/22/08.
Stipulated final judgment and order for permanent injunction entered 4/9/08.
Motions for contempt and to modify permanent injunction against BlueHippo Funding, LLC, BlueHippo Capital LLC, and Joseph K. Rensin filed 11/17/09.
Order to show cause why defendants should not be held in contempt entered 11/16/09; modified 11/18/09.
Defendants' memoranda of law filed 12/7/09 and 12/11/09; Commission's reply memoranda of law filed 12/11/09 and 12/12/09.
Trial held 2/9/10-2/11/10; closing argument held 2/19/10.
Order granting motion for contempt entered 7/27/10; judgment entered 7/30/10.
Commission's motion to amend/correct judgment and order filed 8/27/10; defendants' opposition filed 9/24/10; Commission's reply filed 10/8/10.
Order denying Commission's motion to amend/correct judgment and order entered 12/1/10.
Notice of appeal filed 2/1/11.
Commission's brief filed 5/16/11.
Appellee's brief filed 8/15/11.
Commission's reply brief filed 9/12/11.
Argument held 2/23/12.

FTC v. BROADWAY GLOBAL MASTER, INC., No. 2:12-cv-00855 (E.D. Cal.)

Parties: Broadway Global Master, Inc.
In-Arabia Solutions Inc.
Kirit Patel

Assigned Attorneys: Lisa D. Rosenthal (WRSF)
Austin A.B. Ownbey
Kerry O'Brien
Sarah Schroeder

Alleged Conduct: Unfair and deceptive acts or practices in violation of Section 5 and the
FDCPA related to debt collection practices.

Status: Complaint filed 4/3/12.
TRO entered 4/5/12.
Preliminary injunction and asset freeze entered 4/25/12.

FTC v. BURNLOUNGE, INC., Nos. 12-55926, 12-56197, 12-56128 (9th Cir.), No. 2:07-CV-
03654 (C.D. Cal.)

Parties: BurnLounge, Inc.
Juan Alexander Arnold
John Taylor
Rob DeBoer
Scott Elliott

Assigned Attorneys: Chris M. Couillou (SER)
Dama Brown
David C. Fix (BCP/MP)
Burke Kappler (OGC)

Alleged Conduct: Deceptive practices in violation of Section 5 in connection with the
advertising, marketing, and sale of opportunities to operate on-line digital
music stores.

Status: Complaint filed 6/6/07.
Stipulated preliminary injunction as to defendant Scott Elliott entered
7/2/07.
Stipulated preliminary injunction as to defendant BurnLounge, Inc.
entered 7/3/07.
Stipulated preliminary injunction as to defendant Rob DeBoer entered
8/7/07.
Stipulated preliminary injunction as to defendant John Taylor entered
8/8/07.

Stipulated preliminary injunction as to defendant Juan Alexander Arnold entered 8/21/07.

Commission's motion to show cause why defendants BurnLounge and Juan Alexander Arnold should not be held in contempt for violation of stipulated preliminary injunction filed 4/24/08; defendants' opposition filed 5/7/08; Commission's reply filed 5/8/08; order granting motion to show cause entered 5/19/08.

Stipulated final order for permanent injunction and other equitable relief as to defendant Scott Elliott entered 6/16/08.

Defendants BurnLounge and Juan Alexander Arnold opposition to order to show cause filed 6/24/08; Commission's response filed 7/7/08; defendants' reply filed 7/8/08.

Order finding BurnLounge in violation of court injunction entered 8/4/08.

Trial held 12/9/08 to 12/22/08.

Post-trial briefs filed 3/6/09.

Closing arguments held 3/30/09.

Commission's motion to protect frozen assets from collection efforts by third parties filed 5/15/09; hearing on motion held 7/13/09.

Statement of decision entered 7/1/11.

Final judgment and order for permanent injunction and other equitable relief against defendants Burnlounge, Inc., Juan Alexander Arnold, John Taylor and Orb Deboer entered 7/25/11.

Defendants' ex parte application to vacate judgment filed 7/29/11; Commission's reply filed 8/1/11; order granting ex part application entered 8/4/11.

Amended final judgment entered 3/1/12.

Defendants' motion to amend or alter final judgment filed 3/29/12; Commission's opposition filed 4/9/12; motion denied 5/13/12.

Notice of appeal by defendants Burnlounge and Arnold filed 5/17/12; notice of appeal by defendant Tyler filed 6/27/12; Commission's notice of cross- appeal filed 6/29/12.

FTC v. CEPHALON, INC., No. 2:08-CV-02141 (E.D. Pa.), formerly No. 1:08-CV-00244
(D.D.C.)

Parties: Cephalon, Inc.

Assigned Attorneys: Markus H. Meier (BC)
Saralisa C. Brau
Bradley S. Albert
Alpa D. Gandhi
Garth W. Huston
Suzanne Munck

Alleged Conduct: Violations of Section 5 in connection with inducing generic companies to abandon patent challenge and agreeing to refrain from producing a generic form of the drug Provigil.

Status: Complaint for injunctive relief in D.D.C. filed 2/13/08.
Order granting defendant's motion to transfer case to E.D. Pa. entered 4/28/08.
Defendant's motion to dismiss filed 5/2/08; Commission's opposition to motion filed 6/2/08; defendant's reply filed 6/20/08.
First amended complaint filed 8/12/09.
Defendant's motion to dismiss filed 8/31/09; Commission's response in opposition filed 9/14/09; oral argument held 10/21/09.
Order and memorandum denying motion to dismiss entered 3/29/10.

FTC v. CHASE FINANCIAL FUNDING INC., No. 8:04-CV-00549 (C.D. Cal.)

Parties: Chase Financial Funding Inc.
James F Berry
Suzanna Admire
Jeremy Alexander
Chase Enterprise
WCM QSUB-34

Assigned Attorneys: Faye C. Barnouw (WR-LA)
Nikhil Singhvi

Alleged Conduct: Deceptive acts and practices in violation the Federal Trade Commission Act and the Truth in Lending Act.

Status: Complaint filed 5/12/04.
Parties executed stipulated final judgment 12/04.
FTC initiates contempt proceedings 6/28/05
Stipulated order resolving contempt proceedings entered 12/7/05.
Bankruptcy proceedings initiated 4/20/06.

Bankruptcy proceedings closed 7/8/11.
Motion to reopen to enter final judgment and order for permanent
injunction and other equitable relief filed 10/17/11.

FTC v. CIRCA DIRECT LLC, No. 1:11-CV-02172 (D. N.J.)

Parties: Circa Direct LLC
Andrew Davidson

Assigned Attorneys: Elizabeth O. Tucci (BCP/AP)
Laura Sullivan

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with
the advertising, marketing and promotion of acai berry-based weight loss
products and other products.

Status: Complaint filed 4/18/11.
TRO and order to show cause entered 4/19/11.
Answer to complaint filed 5/6/11.
Stipulated preliminary injunction order entered 6/1/11.
Commission's brief supporting entry of proposed stipulated final order
filed 3/14/12.
Order requiring supplemental briefing by the Commission entered
6/13/12.

FTC v. COMMERCE PLANET, INC., No. 8:09-CV-01324 (C.D. Cal.)

Parties: Commerce Planet, Inc., d/b/a Online Supplier
Michael Hill
Charles Gugliuzza
Aaron Gravitz

Assigned Attorneys: David M. Newman (WR-SF)
Eric D. Edmondson
Raymond E. McKown (WR-LA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the marketing and sale of “Online Auction Starter Kits” and automatic debiting of monthly charges to consumer credit cards.

Status: Complaint filed 11/10/09.
Stipulated final orders for permanent injunction and monetary relief against Commerce Planet, Inc., Michael Hill, and Aaron Gravitz entered 11/18/09.
Motion to dismiss as to defendant Charles Gugliuzza filed 1/19/10; Commission’s opposition to motion filed 2/1/10; defendants’ reply filed 2/8/10; order denying defendants’ motion to dismiss entered 2/12/10.
Defendant Charles Gugliuzza’s answer impleading Superfly Advertising, Inc. (a Delaware corporation) and Superfly Advertising, Inc. (an Indiana corporation) as third-party defendants filed 4/16/10; amended answer adding counterclaim against Commission filed 5/4/10.
Motion to dismiss Charles Gugliuzza’s counterclaim filed 5/25/10; Gugliuzza’s opposition filed 6/21/10; Commission’s reply filed 6/28/10.
Motion to dismiss third-party defendant Superfly Advertising, Inc. filed 6/22/10; Gugliuzza’s opposition filed 7/19/10; reply by third-party defendant Superfly Advertising, Inc. filed 7/26/10.
Order granting third-party defendant Superfly Advertising’s motion to dismiss entered 8/5/10.
Amended third-party complaint against counter defendants Superfly Advertising, Inc. (an Indiana corporation) and Superfly Advertising, Inc. (a Delaware corporation) by defendant Charles Gugliuzza filed 8/25/10.
Motion to dismiss first amended third-party complaint by third-party defendant Superfly Advertising, Inc. filed 9/15/10; order granting motion entered 10/27/10.
Second amended third-party complaint against counter defendants Superfly Advertising, Inc. (an Indiana corporation) and Superfly Advertising, Inc. (a Delaware corporation) by defendant Charles Gugliuzza filed 11/16/10.

Motion to dismiss second amended third-party complaint by third-party defendant Superfly Advertising, Inc. filed 11/29/10; order granting motion entered 12/28/10.

Motion for summary judgment by defendant Charles Gugliuzza filed 4/22/11.

First amended complaint for permanent injunction and other equitable relief filed 6/29/11.

Defendant Charles Gugliuzza's motion for summary judgment filed 7/27/11; Commission's opposition filed 8/22/11; reply filed 8/29/11; order denying motion for summary judgment entered 9/08/11.

Trial held 1/31/12-2/28/12.

Post-trial briefs submitted 3/23/12.

Memorandum of decision in favor of the Commission and directing Commission to file proposed permanent injunction and judgment entered 6/22/12.

FTC v. CONSUMER ADVOCATES GROUP EXPERTS LLC, No. 2:12-CV-04736 (C.D. Cal.)

Parties: Consumer Advocates Group Experts LLC, d/b/a Consumer Advocates Group
Paramount Asset Management Corp., d/b/a National Financial Rescue Corp, National Financial Rescue Group, American Forensic Loan Auditors
Ryan Zimmerman

Assigned Attorneys: Mary T. Benfield (NWR)
Miry Kim
Raymond E. McKown (WRLA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and MARS Rule in connection with the sale and marketing of mortgage assistance programs.

Status: Complaint filed 5/30/12.
Preliminary injunction, appointment of a temporary receiver and other equitable relief entered 6/7/12.

FTC v. CONSUMER HEALTH BENEFITS ASS'N, No. 1:10-CV-03551 (E.D.N.Y.)

Parties:	Consumer Health Benefits Association	John Schwartz
	Jeffery Burman	Barbara Taube
	Century Senior Services	Rita B. Werner
	Guarantee Trust Life Insurance	Ronald K. Werner
	Richard Holson III	Vantage America Solutions
	Louis Leo	Windi Tow
	National Association for Americans	
	National Benefits Consultants, LLC	
	National Benefits Solutions, LLC	

Assigned Attorneys: Karen A. Dahlberg (NER)
Leonard L. Gordon

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with defendants' marketing, distribution, and sale of medical discount plans.

Status: Complaint filed 8/03/10.
Stipulation and order modifying ex parte TRO as to defendant Louis Leo entered 8/25/10.
Stipulation and order modifying ex parte TRO as to defendants Ron Werner and Rita Werner entered 8/25/10.
Stipulated preliminary injunction order as to defendant Louis J. Leo entered 9/21/10.
Stipulated preliminary injunction as to defendants Ron Werner and Rita Werner entered 10/01/10.
Preliminary injunction as to corporate defendants entered 10/5/10.
Clerk's entry of default as to corporate defendants 11/15/10.
Stipulation and order modifying the preliminary injunction order as to defendants Louis Leo, Rita and Ronald Werner entered 3/31/11.
Commission's motion for leave to amend complaint naming additional defendants filed 5/06/11; magistrate judge's decision granting motion entered 8/18/11.
Appeals of magistrate judge's decision by proposed defendants filed 9/06/11.
Commission's amended complaint filed 10/13/11.
Motions to dismiss by filed 11/22/11; Commission's response in opposition filed 12/13/11.
Orders denying all motions to dismiss entered 5/23/12 & 5/24/12.

FTC v. COULOMB MEDIA, INC., No. 2:11-CV-11618 (E.D. Mich.)

Parties: Coulomb Media, Inc.
Cody Jay Low

Assigned Attorneys: Sara C. DePaul (ECR)
Steven W. Balster

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the advertising, marketing and promotion of acai berry products.

Status: Complaint filed 4/15/11.
Stipulated TRO with equitable relief entered 5/6/11; extended 5/16/11.
Stipulated preliminary injunction entered 6/9/11.
Stipulated order removing case from court's docket and directing the parties to file status reports every 30 days entered 7/29/11.
Stipulated final judgment and order for permanent injunction and other equitable relief entered 3/21/12.

FTC v. COUNTRYWIDE HOME LOANS, INC., No. 12-55209 (9th Cir.); No. 2:10-CV-04193 (C.D. Cal.)

Parties: Countrywide Home Loans Inc.
BAC Home Loans Servicing LP
Eric R. Calloway (Claimant)
David Kissi (Movant)

Assigned Attorneys: Heather Allen (BCP/DFP)
John David Jacobs
Lucy E. Morris
Lynette Hotchkins
Michael D. Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with the defendants selling, servicing, and collecting mortgage loans.

Status: Complaint filed 6/7/10.
Stipulated consent judgment and order entered 6/15/10.
Claimant Eric R. Calloway's petition for enforcement of consent judgment and order filed 11/23/10; order denying petition entered 1/20/11.
Notice of pro se appeal by David Kissi filed 1/31/11.
Supplemental stipulated consent judgment and order as to defendant BAC Home Loans entered 3/22/12.
Appellant's brief filed 4/20/12; Commission's answering brief due 8/2/12.

FTC v. CREDIT RESTORATION BROKERS, LLC, No. 2:10-CV-00030 (M.D. Fla.)

Parties: Credit Restoration Brokers, LLC, d/b/a Clear Credit Sam Sky and Sam Sky Credit Guy
Debt Negotiation Associates, LLC
Sam Tarad Sky
Kurt A. Streyffeler, P.A.
Kurt A. Streyffeler

Assigned Attorney: John C. Hallerud (MWR)
Michael Davis

Alleged Conduct: Deceptive acts and practices in violation of the Credit Repair Organizations Act and Section 5 involving the marketing and sale of credit repair and debt relief services.

Status: Complaint filed 1/20/10.
Stipulated settlement order as to defendants Credit Restoration Brokers, LLC; Debt Negotiation Associates, LLC; and Sam Tarad Sky entered 3/11/10.
Stipulated settlement order as to defendants Kurt A. Streyffeler, P.A. and Kurt A. Streyffeler entered 3/11/10.
Judgement entered 3/18/10.
Commission's contempt motion against Sam Sky, Credit Restoration Brokers, Debt Negotiation Associates and Allrepc filed 4/12/11.
Show cause hearing held 12/13/11.
Order finding contempt and assessing civil contempt sanctions against Sam Tarad Sky, Allrepc, LLC, Credit Restoration Brokers, LLC, and Debt Negotiation Associates, LLC entered 2/10/12.
Supplemental final order modifying stipulated settlement order as to defendants Sam Tarad Sky, Credit Restoration Brokers, LLC, and Debt Negotiation Associates, LLC entered 2/10/12.
Emergency motion to vacate and/or for clarification of contempt order and supplemental final order modifying stipulated settlement order by defendant Sam Skye filed 2/13/12; Commission's opposition filed 2/17/12.
Emergency motion to stay by defendant Sam Skye filed 4/19/12; Commission's opposition filed 4/25/12.

FTC v. DALBEY, No. 1:11-CV-01396 (D. Colo.)

Parties: Russell T. Dalbey
DEI, LLLP
Dalbey Education Institute, LLC
IPME, LLLP
Catherine L. Dalbey
Marsha Kellogg

Assigned Attorneys: Alysa S. Bernstein (BCP/AP)
David P. Frankel
Michelle Robyn Rosenthal

Alleged Conduct: Deceptive practices in violation of Section 5 and the FTC's Telemarketing Sales Rule in connection with defendants' marketing of wealth-building program.

Status: Complaint filed 5/26/11.
Stipulated final order for permanent injunction and other equitable relief as to defendant Marsha Kellogg entered 6/7/11.
Joint motion for stipulated preliminary injunction filed 9/29/11.
Stipulated order for preliminary injunction and other equitable relief as to defendant Russell T. Dalbey entered 10/11/11.
Defendants Catherine Dalbey's and Russell Dalbey's motion for partial summary judgment filed 1/6/12; Commission's response filed 1/20/12; defendants' reply filed 2/3/12; motion denied 5/29/12.
Catherine and Russell Dalbeys motion to dismiss filed 5/4/12;
Commission's opposition filed 5/29/12; defendant's reply filed 6/14/12.
Trial set for week of 1/22/13.

FTC v. DEBT ADVOCACY CENTER, LLC, No. 1:09-CV-02712 (N.D. Ohio)

Parties: Debt Advocacy Center, LLC CreditLaw Group
Smith, Gromann & Davidson, P.A. Credit Services Alliance, Inc.
Edward J. Davidson Bradford R. Geisen
John W. Smith Maurice Jackson
Glen E. Gromann Patrick Butler
Kevin McCormick

Assigned Attorneys: Michael B. Rose (ECR)
Michael Milgrom
Steven W. Balster
Maria del Monaco

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the TSR in connection with mortgage loan modification services, charging consumer accounts, and refunds of consumer fees.

Status: Complaint filed 11/19/09.
TRO entered 11/20/09.
Stipulated preliminary injunction entered 1/25/10.
Amended complaint adding claims and defendants CreditLaw Group; Credit Services Alliance, Inc.; Bradford R. Geisen; Maurice Jackson; and Patrick Butler filed 5/14/10.
Order to show cause why defendant Edward J. Davidson should not be held in contempt of court for violating the stipulated preliminary injunction entered 1/14/11.
Stipulated final judgments and permanent injunctions as to Edward J. Davidson, the Debt Advocacy Center, LLC, Smith Gorman & Davidson, P.A., Kevin McCormick; Bradford Geisen, Patrick Butler, Maurice Jackson, and Credit Services Alliance, Inc., entered 5/2/12.
Stipulated final judgment and permanent injunction as to John W. Smith, Glen E. Gromann, and CreditLaw Group entered 6/6/12.

FTC v. DEBT RELIEF USA, No. 3:11-CV-02059 (N.D. Tex.)

Parties: Debt Relief USA Inc
Kelly Reilly
Alvin Bell
James Wojcik
Valerie Leath

Assigned Attorneys: Susan Arthur (SWR)
Shereen El Domeiri

Alleged Conduct: Deceptive acts and practices in violation of Section 5 involving advertising, marketing, promotion, and offering for sale or sale of debt relief services.

Status: Complaint filed 8/17/11.
Stipulated permanent injunction and final order as to defendant Debt Relief USA Inc entered 9/27/11.
Stipulated final judgment and order for permanent injunction and Monetary Relief as to defendants Valerie Leath and James Wojcik entered 9/27/11.
Trial set for 1/28/13.

FTC v. DIRECT BENEFITS GROUP, LLC, No. 6:11-CV-01186 (M.D. Fla.)

Parties: Direct Benefits Group, LLC
Voice Net Global, LLC
Solid Core Solutions, Inc.
WKMS, Inc.
Kyle Wood
Mark Berry

Assigned Attorneys: Harold E. Kirtz (SER)
Barbara E. Bolton

Alleged Conduct: Unfair or deceptive acts and practices in violation of Section 5 involving unauthorized charges to consumer bank accounts.

Status: Complaint filed 7/18/11.
TRO entered 7/19/11.
Preliminary injunction entered 08/19/11.
Commission's motion for summary judgment filed 5/15/12.
Trial set for October 2012 term.

FTC v. DIRECT FINANCIAL MANAGEMENT, INC., No. 1:10-CV-07194 (N.D. Ill.)

Parties: Direct Financial Management, Inc.
2194673 Ontario Inc., d/b/a The Elite Financial Group
F&F Payment Processing, Inc.
Bajada Management Group Inc.
David D. Richards
Baird B. Fisher
Jacqueline M. Fisher
Joseph B. Foley

Assigned Attorneys: John C. Hallerud (MWR)
Guy G. Ward
Charles M. Evans

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule in connection with the marketing and sale of
credit card interest rate reduction services.

Status: Complaint filed 11/8/10.
TRO with asset freeze and show cause order entered 11/8/10.
Preliminary injunction as to defendants Direct Financial Management,
Inc., 2194673 Ontario, Inc., and David D. Richards entered
11/22/10.
Preliminary injunction as to defendant Joseph B. Foley entered 12/2/10.
Default against defendants Direct Financial Management, Inc.,
219463 Ontario Inc., David D. Richards, and Joseph B. Foley
entered 1/13/11.
Stipulated final judgment and order for permanent injunction as to
defendants F&F Payment Processing Inc., Bajada Management
Group Inc., Baird B. Fisher, and Jacqueline M. Fisher entered
1/26/12.
Commission's motion for default judgment as to Direct Financial
Management, Inc., 2194673 Ontario Inc., David D. Richards, and
Joseph B. Foley filed 2/1/12.
Order for final judgment and permanent injunction against defendants
Direct Financial Management, Inc., 2194673 Ontario Inc., David
D. Richards, and Joseph B. Foley entered 2/22/12.

FTC v. DIRECT MARKETING CONCEPTS, INC., No. 1:07-CV-11870 (D. Mass.)

Parties: Direct Marketing Concepts, Inc.
ITV Direct, Inc.
ITV Global, Inc.
Donald W. Barrett
Robert Maihos

Assigned Attorneys: Edward Glennon (BCP/AP)
Shira D. Modell
Heather Hipsley

Alleged Conduct: Deceptive acts or practices in violation of Section 5 of the FTC Act in connection with the advertising, promotion, and sale of a book entitled “The Weight Loss Cure ‘They’ Don’t Want You to Know About.”

Status: Complaint filed 10/4/07.
Amended complaint adding defendant ITV Global, Inc. filed 10/17/07.
Defendants’ motion to dismiss filed 11/15/07; Commission’s opposition filed 11/29/07.
Order denying defendants’ motion to dismiss entered 7/9/08.
Commission’s motion to file second amended complaint filed 4/17/09; response in opposition filed 5/1/09; Commission’s reply filed 5/13/09; order denying motion entered 8/13/09.
Suggestion of death as to Robert Maihos filed 6/30/11.

FTC v. DR PHONE COMMUNICATION, INC., No. 3:12-CV-02631 (N.D. Cal.)

Parties: DR Phone Communication, Inc.
David Rosenthal

Assigned Attorneys: Laura M. Solis (NWR)
Nadine S. Samter

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with the sale and marketing of prepaid telephone calling cards.

Status: Complaint filed 5/22/12.

FTC v. EDEBITPAY, No. 11-55431 (9th Cir.); No. 2:07-CV-04880 (C.D. Cal.)

Parties: EDebitPay, LLC
Dale Paul Cleveland
William Richard Wilson

Assigned Attorneys: Mark Morelli (BCP/ENF)
Zachary V. Hunter
John D. Jacobs (WR-LA)
Leslie R. Melman (OGC)

Alleged Conduct: Contempt proceedings for violating a stipulated final order.

Status: Complaint filed 7/30/07.
Stipulated final order entered 1/17/08.
Motions for contempt and for order to show cause as to contempt defendants EdebitPay, LLC; Dale Paul Cleveland; and William Richard Wilson filed 5/27/10.
Order to show cause 7/2/10.
Hearing on order to show cause held 11/22/10 and 12/2-12/3/10.
Order finding the defendants in contempt and imposing contempt sanction of \$3,720,774.50 entered 2/4/11.
Notice of appeal filed 3/16/11.
Appellants' opening brief filed 10/06/11; Commission's answering brief filed 12/06/11; appellants' reply brief filed 12/19/11.
Oral argument scheduled for 8/6/12.

FTC v. FDN SOLUTIONS, LLC, No. 8:12-CV-00820 (C.D. Cal.)

Parties: FDN Solutions, LLC, d/b/a Everest Debt Solutions
Timothy Daniels

Assigned Attorneys: Jane Ricci (BCP/FP)
Marciela Segura

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and the TSR in connection with the marketing and sale of debt relief services.

Status: Complaint filed 5/22/12.
Stipulated final order entered 5/25/12.

FTC v. FINANCIAL FREEDOM PROCESSING, INC., No. 12-10520 (5th Cir.) No. 3:10-CV-02446 (N.D. Tex.)

Parties: Financial Freedom Processing, Inc.,
Corey Butcher
Brent Butcher
Debt Consultants of America, Inc.
Debt Professionals of America, Inc.
Robert Creel
Corey Butcher
Nikki Creel, a/k/a Nikki Vrla

Assigned Attorneys: Ann D. LeJeune (SWR)
Gary D. Kennedy
Shereen El Domeiri
John A. Singer (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the marketing and sale of debt relief services.

Status: Complaint filed 12/2/10.
Order consolidating case with *FTC v. Debt Consultants of America, Inc.*, No. 3:10-CV-02447 and adding those defendants to this case entered 4/1/11.
Trial held 12/12-12/20/11.
Final judgment in favor of defendants entered 3/12/12.
Notice of appeal by Commission filed 5/10/12.

FTC v. 1st GUARANTY MORTGAGE CORP., No. 11-13569 (11th Cir.) No. 0:09-CV-61840
(S.D. Fla.)

Parties: 1st Guaranty Mortgage Corporation, Inc.
Spectrum Title, Inc.
Crossland Credit Consulting Corp.
Scoreleaper, LLC
Stephen Lalonde
Amy Lalonde
Michael Petroski

Assigned Attorneys: David R. Spiegel (BCP/ENF)
Edwin Rodriguez
John A. Singer (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5, the Credit Repair Organizations Act, and the Telemarketing Sales Rule in connection with the marketing and sale of mortgage loan refinancing and modification services and credit repair services.

Status: Complaint filed 11/17/09.
TRO with asset freeze entered 11/17/09; extended 12/1/09 and 12/15/09.
Stipulated preliminary injunction as to defendants 1st Guaranty Mortgage Corporation, Inc.; Spectrum Title, Inc.; Crossland Credit Consulting Corp.; Scoreleaper, LLC; and Amy Lalonde entered 12/1/09.
Stipulated preliminary injunction as to defendant Stephen Lalonde entered 12/15/09.
Clerk's entry of default as to corporate defendants 2/4/10.
Commission's motion for summary judgment as to defendants Stephen Lalonde, Amy Lalonde, and Michael Petroski filed 8/26/10.
Defendant Amy Lalonde's opposition to Commission's motion for summary judgment filed 9/10/10; Commission's reply filed 9/27/10.
Commission's motion for default judgment and order for permanent injunction as to corporate defendants filed 10/8/10.
Defendant Michael Petroski's opposition to Commission's motion for summary judgment filed 11/30/10; Commission's reply filed 12/14/10.
Defendant Stephen Lalonde's motion to dismiss Commission's complaint filed 12/30/10; Commission's opposition filed 1/11/11.
Order granting in part Commission's motion for summary judgment, entered 3/30/11.
Final judgment entered against defendants Stephen Lalonde and Michael Petroski, 3/30/11.
Defendant Stephen Lalonde's motion for reconsideration filed 5/10/11; Commission's opposition to motion filed 5/17/11; order denying

motion for reconsideration entered 7/20/11.
Default judgment against defendants 1st Guaranty Mortgage, Crossland Credit Consulting, Scoreleaper, and Spectrum Title entered 7/6/11.
Notice of interlocutory appeal by Stephen Lalonde filed 8/01/11.
Defendant Stephen Lalonde's motion to stay execution of judgment and release non-party assets filed 8/1/11; Commission's opposition filed 8/11/11.
Stipulated settlement and final judgment and order for permanent injunction against defendant Amy Lalonde entered 9/26/11.
Defendant Michael Petroski's motion seeking relief from final judgment and order filed 1/18/12; Commission's opposition filed 1/24/12; order denying motion entered 2/22/12.
Defendant Michael Petroski's motion to set aside judgment filed 2/13/13; denied 5/19/12.

FTC v. FORENSIC CASE MANAGEMENT SERVICES, INC., No. 2:11-CV-07484
(C.D. Cal.)

Parties: Forensic Case Management Services, Inc., d/b/a Commercial Investigations, Inc., FCMS Inc., Commercial Recovery Solutions Inc., Rumson Bolling & Associates
Specialized Recovery Inc., d/b/a Joseph, Steven & Associates, and Specialized Debt Recovery
Commercial Receivables Acquisition Inc., d/b/a Commercial Recovery Authority, Inc., and The Forwarding Company
David M. Hynes II, a/k/a David M. Hynes Jr.
James Hynes
Heather True
Frank E. Lindstrom, Jr.
Kevin Medley
Lorena Quiroz-Hynes, a/k/a Lorena Quiroz, and Lorena Hynes
Kester-Archwood, LLC
Vesper Collins, LLC
Innsbruck, LLC
Ramillies, LLC

Assigned Attorneys: Christopher Koegel (BCP/FP)
Rebecca Unruh
Seena Gressin
Raymond McKown (WR-LA)

Alleged Conduct: Unfair and deceptive acts or practices in violation of Section 5 and the FDCPA related to debt collection practices.

Status: Complaint filed 9/12/11.

Ex parte TRO with asset freeze, appointment of receiver, and expedited discovery entered 9/14/11.
Preliminary injunction entered 9/27/11.
Stipulated final judgment and order for permanent injunction and other equitable relief as to defendants Kevin Medley and Frank E. Lindstrom entered 3/14/12.
Amended complaint adding defendants Kester-Archwood, LLC, Vesper Collins, LLC, Innsbruck, LLC, and Ramillies, LLC filed 6/12/12.

FTC v. GARDEN OF LIFE INC., No. 9:06-CV-80226 (S.D. Fla.)

Parties: Garden of Life, Inc.
Jordan S. Rubin

Assigned Attorneys: Karen Mandel (BCP/AP)
Kristin Williams (BCP/ENF)
Michele Arington (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and 12 in connection with the advertising of a dietary supplement.

Status: Complaint filed 3/08/06.
Stipulated final order and judgment for permanent injunction and other equitable relief entered 3/30/06.
Commission's show cause motion as to why defendants should not be held in contempt filed 9/8/11; defendants' response filed 10/11/11; Commission's reply filed 10/18/11.
Commission's motion to modify stipulated final order and judgment filed 10/25/11; defendants' opposition filed 11/14/11; Commission's reply filed 11/22/11.
Order denying Commission's contempt motion entered 2/27/12.
Notice of appeal by Commission filed 4/26/12.
Commission's opening brief due 7/3/12; appellees' brief due 8/31/12.

FTC v. GOVERNMENT CAREERS INC., No. 4:09-CV-00721 (D. Ariz.)

Parties: Government Careers Inc.
Jon Coover
Richard Friedberg
Rimona Friedberg

Assigned Attorneys: Barbara Y.K. Chun (WR-LA)
Raymond E. McKown

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the marketing and sale of employment good and services and related refunds.

Status: Complaint filed 12/28/09.
TRO with asset freeze entered 1/5/10.
Stipulated preliminary injunction against defendants Richard Friedberg and Ramona Friedberg entered 2/2/10.
Stipulated preliminary injunction against defendants Government Careers, Inc., and Jon Coover entered 2/2/10.
Stipulated final injunction against defendants Government Careers, Inc., and Jon Coover entered 12/20/10.
Order denying motion to vacate stipulated preliminary injunction against defendants Richard and Rimona Freidberg 3/29/12.
Order vacating scheduling dates and requiring parties to file a stipulated motion to dismiss based on settlement or file a joint settlement status report entered 11/29/11
Final order to permanent injunction and other equitable relief against defendants Richard and Rimona Freidberg entered 3/1/12.

FTC v. GRANT CONNECT, LLC, No. 11-18023 (9th Cir.), No. 2:09-CV-01349 (D. Nev.)

Parties: Grant Connect, LLC MSC Online, Inc.
Global Gold, Inc. Paid To Process, Inc.
Global Gold Limited Premier Plus Member, Inc.
Horizon Holdings, LLC Total Health, Inc.
O'Connell Gray LLC Vcomm, Inc.
Vantex Group, LLC Rachael A. Cook
Vertek Group, LLC James J. Gray
Pink LP Steven R. Henriksen
Consolidated Merchant Solutions, LLC Michael L. Henriksen, Jr.
OS Marketing Group, LLC Juliette M. Kimoto
Acai, Inc. Tasha Jn Paul
AllClear Communications, Inc. Kyle R. Kimoto
Dragon Group, Inc. Randy D. O'Connell
Elite Benefits, Inc. Johnnie Smith
Global Fulfillment, Inc. Healthy Allure, Inc.
Juliette M. Kimoto Asset Protection Trust Juliette M. Kimoto
Randy D. O'Connell

Assigned Attorneys: Roberto Anguizola (BCP/MP)
Tracey Thomas
Dotan Weinman
Burke Kappler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Electronic Funds Transfer Act in connection with purported access to free government grants, the inadequate disclosure of negative options, and the unauthorized debiting of consumer accounts.

Status: Complaint filed 7/27/09.
TRO entered 7/28/09.
Stipulated preliminary injunction as to defendants Grant Connect, LLC; Horizon Holdings, LLC; O'Connell Gray LLC; James J. Gray; and Randy D. O'Connell entered 8/18/09.
Preliminary injunction as to defendants Global Gold, Inc.; Vantex Group, LLC; Vertek Group, LLC; Pink LP; Steven R. Henriksen; Rachael A. Cook; and Juliette M. Kimoto entered 9/22/09.
Amended complaint adding defendants Global Gold Limited; Consolidated Merchant Solutions, LLC; OS Marketing Group, LLC; Acai, Inc.; AllClear Communications, Inc.; Dragon Group, Inc.; Elite Benefits, Inc.; Global Fulfillment, Inc.; Healthy Allure, Inc.; MSC Online, Inc.; Paid To Process, Inc.; Premier Plus Member, Inc.; Total Health, Inc.; Vcomm, Inc.; Juliette M. Kimoto Asset Protection Trust; Michael L. Henriksen, Jr.; Tasha Jn Paul; Kyle R. Kimoto; and Johnnie Smith filed 4/21/10.
Stipulated final judgement and order for permanent injunction and

monetary relief in favor of FTC and against Johnnie Smith entered 6/10/10.

Preliminary injunction as to defendants Michael L. Hendricksen, Jr.; Tasha Jn Paul; Kyle R. Kimoto; and Johnnie Smith entered 6/17/10.

Cross-motions for summary judgment filed 12/22/10; responses filed 3/14/11 and 3/15/11.

Stipulated final judgment and order for permanent injunction and monetary relief as to defendant Johnnie Smith entered 6/10/11.

Stipulated consent judgment and order for permanent injunction and monetary relief as to defendants Vantex Group, LLC; Vertek Group LLC; Pink LP; Juliette M. Kimoto Asset Protection Trust; and Juliette M. Kimoto entered 8/31/11.

Consent judgment in favor of the Commission and against Vantex Group LLC; Vertek Group LLC; Juliette M. Kimono Asset Protection Trust, and Juliette M. Kimoto in the amount of \$29,916,533.38 entered 9/1/11.

Order denying defendants' motion for summary judgment and granting in part and denying in party Commission's motion for summary judgment entered 10/25/11.

Permanent injunction entered 10/25/11.

Judgment in favor of Commission entered 11/02/11.

Motion to amend/correct judgment by defendants Acai, Inc., Health Allure, Inc., MSC Online, Inc., Paid to Process, Inc., Total Health, filed 11/22/11; Commission's response filed 12/08/11; order denying motion entered 12/20/11.

Notice of appeal filed by defendant Kyle Kimoto, 12/19/11.

Appellant's opening brief filed 4/23/12.

Commission's answering brief filed 6/11/12.

FTC v. GREEN MILLIONAIRE, LLC, No. 1:12-cv-01102 (D. Md.)

Parties: Green Millionaire, LLC
Syndero, Inc.
Scott Waltz
Nigel Williams

Assigned Attorneys: Carmen L. Christopher (BCP/ENF)
Elsie Kappler

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the marketing and sale of get rich quick programs and the billing of consumers' accounts.

Status: Complaint filed 4/11/12.
Order granting permanent injunction entered 4/27/12.

FTC v. GROUP ONE NETWORKS, INC., No. 8:09-CV-00352 (M.D. Fla.)

Parties: Group One Networks, Inc., d/b/a Credit Line Gold Card, The USA Workers, TheUSAWork.com, TheUSAWorkers.com
US GoldLine, LLC, d/b/a USGoldLine.com, Gainesway Credit, GaineswayCredit.com
My Online Credit Store, LLC, d/b/a MyOnlineCredit Store.com, MYOnlinecr.com, Diamond Executive, NewECredit, NewECredit.com
James Nicholson
Brett Fisher
Credit First Financial Solution, LLC, d/b/a Credit First Financials, LowerMyInterestToday.com
Group One Administrative, Inc.
Tall Pine Administrative Services, LLC
Suncoast Data Services, LLC
Andre Keith Sanders (Contempt Defendant)
Pro Credit LLC (Contempt Defendant)
Sanders Law, P.A. (Contempt Defendant)
Sanders Legal Group, P.A. (Contempt Defendant)

Assigned Attorneys: J. Ronald Brooke, Jr. (BCP/MP)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with marketing of advance-fee credit cards and Do Not Call violations.

Status: Complaint filed 2/25/09.
Final judgment and order for permanent injunction as to defendant Brett

Fisher entered 1/13/10.
Final judgment and order for permanent injunction against remaining defendants entered 3/19/10; amended 3/22/10.
Commission's contempt motion against Brett Fisher, Andre Keith Sanders, Pro Credit LLC, Sanders Legal Group, P.A., Sanders Law, P.A., and my Success Track, LLC, and motion to modify stipulated final judgment and permanent injunction as to Brett Fisher filed 5/9/12.
Motion to strike contempt motion by defendants Andre Keith Sanders, Sanders Law, P.A., and Sanders Law Group filed 5/17/12; motion to strike by defendant Brett Fisher filed 5/23/12; Commission's opposition filed 5/24/12; reply by Andre Keith Sanders filed 5/31/12.
Opposition to motion to modify stipulated final judgment by Brett Fisher filed 6/6/12.
Opposition to contempt motion by Brett Fisher and Group One Networks filed 6/6/12; opposition to contempt motion by Andre Keith Sanders, Sanders Law, and Sanders Law Group filed 6/6/12.

FTC v. HOLD BILLING SERVICES, LTD., No. 5: 98-CV-00629-FB (W.D. Tex.)

Parties: Hold Billing Services, Ltd.
HBS, Inc.
Avery Communications, Inc.
Veterans of America Association, Ltd.
Thomas M. Lyons
Keith C. Calil
Milford H. Balaban
Billings Services Group Limited (Contempt Defendant)
Billing Services Group North America, Inc. (Contempt Defendant)
HBS Billing Services Company (Contempt Defendant)
Enhanced Billing Services, Inc.(Contempt Defendant)
Billing Concepts, Inc. (Contempt Defendant)
ACI Billing Services, Inc. (Contempt Defendant)

Assigned Attorneys: Craig P. Tregillus (BCP/MP)
Lawrence Hodapp
James Kaminski

Alleged Conduct: Unfair and deceptive billing practices in cramming bills for services upon telephone line subscribers in sweepstakes promotion.

Status: Complaint filed 7/15/98.
Stipulated final judgments entered 9/22/99.
Contempt motion against Billings Services Group Limited, Billing

Services Group North America, Inc., HBS Billing Services Company, Enhanced Billing Services, Inc., Billing Concepts, Inc., and ACI Billing Services, Inc. filed 3/28/12; contempt defendants' oppositions filed 4/30/12; Commission's reply filed 5/15/12.

FTC v. HOLIDAY VACATION MARKETING GROUP, No. 8:11-CV-01319 (D. Md.)

Parties: Holiday Vacation Marketing Group
Happy Life Caribbean Corp.
Happy Life of America, Inc.
Dario A. Jimenez Lopez a/k/a Diego Jimenez
Victor Ramirez

Assigned Attorneys: Sarah Waldrop (BCP/ENF)
Elise B. Kappler

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with marketing a prize promotion involving a vacation package to consumers.

Status: Complaint filed 5/16/11.
Order granting TRO and order to show cause entered 5/17/11; extended 5/26/11.
Pretrial conference held 5/24/11.
Stipulated preliminary injunction entered 6/3/11.
Default judgment and order for permanent injunction against the three corporate defendants entered 9/27/11.
Summary judgment and permanent injunction against Dario Jimenez and Victor Ramirez entered 3/20/12.

FTC v. HOPE FOR CAR OWNERS, LLC, No. 2:12-CV-00778 (E. D. Cal.)

Parties: Hope for Car Owners, LLC
Patrick Freeman

Assigned Attorneys: Gregory Ashe (BCP/DFP)
Stephanie Rosenthal

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with advertising, marketing, promotion, and sale of vehicle loan assistance relief services.

Status: Complaint filed 3/27/12.
TRO entered 4/4/12.
Stipulated permanent injunction entered 4/16/12.
Request for entry of default as to Hope for Car Owners, LLC filed 5/31/12; clerk's entry of default entered 6/5/12.

FTC v. IMM INTERACTIVE, INC., No. 1:11-CV-02484 (N.D. Ill.)

Party: IMM Interactive, Inc. (COPEAC)
Michael Krongel
Danielle Krongel
Timothy McCallan

Assigned Attorneys: Steven Wernikoff (MWR)

Alleged Conduct: Deceptive acts or practices in violation of Sections 5 and 12 of the FTC Act in connection with the advertising, marketing and promotion of weight loss and other products to consumers.

Status: Complaint filed 4/13/11.
Commission motion for TRO with other equitable relief filed 4/13/11.
Preliminary injunction entered 4/18/11.
Amended complaint against defendants IMM Interactive Inc., Michael Krongel, Danielle Kronge, and Timothy McCallan filed 3/14/12.
Stipulated final judgment and order as to all defendants entered 3/15/12.

FTC v. INC21.COM CORPORATION, Nos. 11-15330, 10-15608 (9th Cir.); No. 3:10-CV-00022 (N.D. Cal.)

Parties: INC21.com Corporation, d/b/a INC21, INC21.net, INC21
Communications, Global YP, NetOpus, Metro YP, Jumpage
Solutions, GoFaxer.com, and FaxFaster.com
Jumpage Solutions, Inc.
GST U.S.A., Inc.
Roy Yu Lin
John Yu Lin
Sheng Lin
Pacific Bell Telephone Company (relief defendant)
The Billing Resource (relief defendant)

Assigned Attorneys: Douglas V. Wolfe (BCF/ENF)
Sandhya P. Brown
Kerry O'Brien (WR-SF)
Leslie Melman (OGC)
David Sieradzki (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule involving the marketing and sale of internet
services to businesses and unauthorized billing of consumer accounts.

Status: Complaint filed 1/5/10.
TRO entered 1/19/10; extended 2/9/10.
Preliminary injunction entered 2/19/10.
Notice of appeal filed 3/19/10.
Defendants' motion to stay preliminary injunction filed 4/2/10;
Commission's response in opposition filed 4/7/10; defendants'
reply filed 4/9/10; order denying motion to stay and amending
preliminary injunction entered 4/13/10.
Defendants' motion to amend/correct preliminary injunction filed 4/27/10;
Commission's response in opposition filed 4/28/10; defendants'
reply filed 4/29/10; order granting in part and denying in part
motion entered 5/26/10.
Commission motion to dismiss appeal for lack of prosecution filed 5/4/10;
order dismissing appeal entered 6/1/10.
Commission's motion for summary judgment filed 6/17/10.
Defendants' motion for partial summary judgment filed 6/17/10.
Order granting Commission's motion for summary judgment and denying
defendants' motion for partial summary judgment entered 9/21/10.
Order denying defendants' motion for stay of final order, granting motion
for attorney's fees, and granting Commission's motion to amend
the final order's proposed consumer redress plan entered 10/18/10.
Commission's notice of proposed plan for distribution of
consumer redress funds filed 11/18/10.

Defendants' opposition to Commission's proposed plan 11/23/10
Order implementing distribution plan entered 1/25/11.
Commission's application for writ of execution filed 2/4/11.
Notice of appeal of order on cross-motions for summary judgment
filed 2/7/11.
Order granting application for writ of execution filed 2/8/11.
Defendants' motion to Ninth Circuit for emergency stay of proceedings
filed 2/11/11.
Commission's opposition filed 2/25/11.
Ninth Circuit order denying motion for emergency stay filed 3/25/11.
Appellants' initial brief filed 6/27/11.
Commission's brief filed 8/17/11.
Appellants' reply brief filed 9/19/11.
Oral argument held 2/17/12.
Memorandum opinion affirming district court judgment entered 3/30/12.

FTC v. INNOVATIVE MARKETING, INC., No. 1:08-CV-03233 (D. Md.)

Parties: Innovative Marketing, Inc., d/b/a Billingnow, BillPlanet PTE Ltd.,
Globedat, Innovative Marketing Ukraine, Revenue Response
Sunwell, Synergy Software BV, Winpayment Consultancy SPC,
Winsecure Solutions, Winsolutions FZ-LLC
ByteHosting Internet Services, LLC
James Reno, d/b/a Setupahost.net
Sam Jain
Daniel Sundlin, d/b/a Vantage Software, Winsoftware, Ltd.
Marc D'Souza, d/b/a Web Integrated Net Solutions
Kristy Ross
Maurice D'Souza (relief defendant)

Assigned Attorneys: Ethan Arenson (BCP/MP)
Colleen B. Robbins
Carmen L. Christopher

Alleged Conduct: Deceptive acts and practices in violation of Section 5 involving computer
security software purchases, scans, and advertising.

Status: Complaint filed 12/2/08.
TRO entered 12/2/08.
Preliminary injunction entered 12/12/08.
Civil contempt order against Innovative Marketing for violation of TRO
entered 12/19/08.
Stipulated final order for permanent injunction and monetary judgment
against defendants James M. Reno and ByteHosting Internet
Services, LLC entered 6/23/09.
Default judgment against defendant Sam Jain entered 2/24/10; amended
3/4/10.
Default judgments against defendants Daniel Sundin and Innovative
Marketing, Inc. entered 2/24/10.
Commission's motion for summary judgment filed 11/19/10; response
filed 12/17/10.
Stipulated final judgment against defendants Marc D'Souza and
Maurice D'Souza, entered 1/10/11.
Joint motion for disbursement of funds filed 9/27/11; order granting
disbursement of funds entered 9/27/11.
Memorandum opinion denying Commission's motion for summary
judgment entered 6/11/12.
Commission's supplemental motion for summary judgment filed 6/25/12.

FTC v. IVY CAPITAL, INC., No. 2:11-CV-00283 (D. Nev.)

Parties: Ivy Capital Inc. Virtual Profit, LLC
Fortune Learning Systems, LLC. Dream Financial
Fortune Learning, LLC. ICI Development Inc.
Vianet, Inc. Ivy Capital, LLC
Enrich Wealth Group, LLC Logic Solutions, LLC
Business Development Division, LLC Oxford Debts Holdings, LLC
Nevada Credit Division, LLC Revsynergy LLC
Corporate Credit Division, LLC Sell IT Vizions, LLC
Tax Planning Division, LLC Kyle Kirchbaum
Zyzac Commerce Solutions, Inc. John Harrison
The Shipper, LLC Steven Lyman
3 Day MBA, LLC Benjamin Hoskins
Global Finance Group, LLC Christopher Zelig
Steven Sonnenberg James Hanchett
Joshua Wickman Cherrytree Holdings, LLC
Oxford Financial, LLC S&T Time, LLC
Virtucon LLC Curva, LLC
Mowab, Inc Keirsten Kirschbaum
Melyna Harrison Tracy Lyman
Leanne Hoskins

Assigned Attorneys: Emily Burton (BCP/MP)
Shameka Gainey

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule in connection with the marketing and sale of get
rich quick programs and the billing of consumers' accounts.

Status: Complaint filed 2/22/11
TRO entered 2/22/11.
Preliminary injunction entered 3/25/11.
Default as to defendants Business Development Division, LLC, Corporate
Credit Division, LLC, Credit Repair Division, LLC, Nevada
Corporate Division, Inc., and Tax Planning Division, LLC entered
4/4/11.

FTC v. JEREMY JOHNSON, Nos. 11-17265, 11-17267 (9th Cir.); No. 2:10-CV-02203 (D. Nev.)

Parties:	Jeremy D. Johnson	Anthon Holdings Corp.
	Big Bucks Pro, Inc.	Blue Net Progress, Inc.
	Blue Streak Progressing, Inc.	Bolt Marketing, Inc.
	Bottom Dollar, Inc.	Bumble Marketing, Inc.
	Business First, Inc.	Business Loan Success, Inc.
	CPA Upsell, Inc.	CS Processing, Inc.
	Cloud Nine Marketing, Inc.	Cold Bay Media, Inc.
	Costnet Discounts, Inc.	Cutting Edge Processing, Inc.
	Diamond J Media, Inc.	EBusiness First, Inc.
	Ebusiness Success, Inc.	Elite Debit, Inc.
	Employee Plus, Inc.	Excess Net Success, Inc.
	Duane Fielding	Fiscal Fidelity, Inc.
	Fitness Processing, Inc.	Funding Search Success, Inc.
	Funding Success, Inc.	GG Processing, Inc.
	GGL Rewards, Inc.	Highlight Marketing, Inc.
	Hooper Processing, Inc.	I Works, Inc.
	Internet Business Source, Inc.	Internet Economy, Inc.
	Internet Fitness, Inc.	JRB Media, Inc.
	Jet Processing, Inc.	Andy Johnson
	Lloyd Johnston	Scott Leavitt
	Lifestyles for Fitness, Inc.	Market Funding Solutions, Inc.
	Mist Marketing, Inc.	Money Harvest, Inc.
	Monroe Processing, Inc.	Scott Muir
	Net Business Success, Inc.	Net Commerce, Inc.
	Net Discounts, Inc.	Net Fit Trends, Inc.
	Net Success, Inc.	Network Agenda, LLC
	Optimum Assistance, Inc.	Bryce Payne
	Kevin Pilon	Power Processing, Inc.
	Premier Performance, Inc.	Pro Internet Services, Inc.
	Razor Processing, Inc.	Rebate Deals, Inc.
	Revive Marketing, Inc.	Ryan Riddle
	Simcor Marketing, Inc.	Terrason Spinks
	Success Marketing, Inc.	Summit Processing, Inc.
	Tran Voyage, Inc.	TranFirst, Inc.
	Unlimited Processing, Inc.	Xcel Processing, Inc.
	eCom Success, Inc.	

Assigned Attorneys: Collot Guerard (BCP/MP)
J. Ronald Brooke
Teresa Chen
Burke Kappler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5, the Electronic Fund Transfer Act, and Regulation E in connection with the advertisement of government grants and money-making opportunities.

Status: Complaint filed 12/21/10.
TRO and asset freeze entered 1/13/11.
Preliminary injunction entered 2/10/11.
Notice of interlocutory appeal by defendant Jeremy Johnson filed 9/22/11.
Notice of interlocutory appeal by defendants Duane Fielding et al., filed 9/23/11.
Appeal No.11-17265 dismissed for lack of prosecution 6/28/12.
Appellant's opening brief in appeal No. 11-17267 due 7/16/12.

FTC v. JOHN BECK AMAZING PROFITS, LLC, No. 2:09-CV-04719 (C.D. Cal.)

Parties: John Beck Amazing Profits, LLC
John Alexander, LLC
Jeff Paul, LLC, d/b/a Shortcuts to Millions, LLC
Mentoring of America, LLC
Family Products, LLC
Douglas Gravink
Gary Hewitt
John Beck
John Alexander
Jeff Paul

Assigned Attorneys: John D. Jacobs (WR-LA)
Stacy R. Procter
Christina Tusan
Katie Harrington-McBride
Evan Rose (WR-SF)
Kenneth H. Abbe
Matthew Gold

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with the marketing and sale of get rich quick programs and the billing of consumers' accounts.

Status: Complaint filed 6/30/09.
Preliminary injunction entered 11/17/09.
Motion for order to show cause why defendants Jeff Paul, Family Products, LLC, Mentoring of America, LLC, Gary Hewitt, and Douglas Gravink should not be held in contempt of the preliminary injunction filed 5/19/11; opposition filed 6/1/11; reply filed 6/8/11;

Order granting motion to show cause entered 7/21/11; supplemental response by defendants filed 8/15/11; Commission's objection filed 8/24/11.
Commission's motion for summary judgment filed 8/15/11; defendants' opposition filed 9/24/11; Commission's reply filed 10/11/11.
Order granting Commission's motion for summary judgment and ordering supplemental briefing on scope of injunctive relief and monetary damages entered 4/20/12; Commission's brief filed 5/7/12; defendants' response brief filed 5/14/12; Commission's reply brief filed 5/21/12.

FTC v. LAKHANY, No. 8:12-CV-00337 (C.D. Cal.)

Party: Sameer Lakhany
The Credit Shop LLC
Fidelity Legal Services LLC
Titanium Realty Inc.
Precision Law Center Inc.
Precision Law Center LLC
Brian Pacios
Assurity Law Group Inc.
National Legal Network Inc.

Assigned Attorneys: John David Jacobs (WRO)
Mark L. Glassman (BCP/FP)
Soyoung Cho
Teresa N. Kosmidis

Alleged Conduct: Complaint filed 3/5/12
TRO with asset freeze and other equitable relief entered 3/7/12.
Preliminary injunction with asset freeze and other equitable relief as to defendants Sameer Lakhany, The Credit Shop, LLC, Fidelity Legal Services LLC, and Titanium Realty Inc. entered 3/19/12.
Preliminary injunction with asset freeze and other equitable relief as to defendants Precision Law Center Inc., and Precision Law Center LLC entered 3/22/12.
First amended complaint filed 3/22/12;
Preliminary injunction with asset freeze and other equitable relief as to defendants Brian Pacios and National Legal Network Inc. entered 4/24/12.

FTC v. LANE LABS-USA, INC., No. 09-3909 (3rd Cir.); No. 2:00-CV-03174 (D.N.J.)

Parties: Lane Labs-USA, Inc.
Cartilage Consultants, Inc.
Andrew J. Lane
I. William Lane

Assigned Attorneys: Elsie Kappler (BCP/ENF)
Connie Vecellio
Amanda C. Basta
Susan J. Steele (DOJ/CIV)
Michele Arington (OGC)

Alleged Conduct: Violations of stipulated final orders in relation to the marketing and sale of two dietary supplements.

Status: Complaint filed 6/28/00.
Stipulation and final order as to defendants Cartilage Consultants and I. William Lane entered 6/30/00.
Notice of refiling of stipulation and final order as to defendants Lane Labs-USA and Andrew J. Lane entered 9/27/00.
Stipulation and final order for consumer redress and disbursement of funds entered 10/17/00.
Commission's motions for contempt and for order to show cause against Lane Labs-USA, Andrew Lane, and I. William Lane filed 1/12/07; opposition filed 3/19/07; order granting motion to show cause entered 12/18/07.
Trial held 4/20/09 to 4/24/09.
Commission's post-trial brief filed 5/21/09; defendants' answering briefs filed 6/5/09; Commission's reply brief filed 6/11/09.
Order denying motion for contempt entered 8/10/09.
Notice of appeal filed 10/5/09.
Commission's opening brief filed 12/16/09.
Appellees' answering brief filed 1/15/10.
Commission's reply brief filed 2/5/10.
Oral argument held 9/14/10.
Opinion vacating district court's order and remanding for further proceedings entered 10/26/10.
District court order directing the parties to file proposed findings of fact on the issues remanded by the Third Circuit entered 11/1/2010.
Parties' proposed findings filed 12/15/10.
Order granting Commission's contempt motion entered 11/18/11.
Stipulated order for briefing on damages entered 12/05/11.
Commission's brief on damages filed 1/25/12; defendants' response filed 3/12/12; Commission's reply filed 4/2/12.

FTC v. LATRESE & KEVIN ENTERPRISES, INC., No. 3:08-CV-01001 (M.D. Fla.)

Parties: Latrese & Kevin Enterprises, Inc., d/b/a Hargrave & Associates, Financial Solutions
Latrese Hargrave, a/k/a Latrese V. Williams
Kevin Hargrave Sr.

Assigned Attorney: Jessica D. Gray (SER)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Credit Repair Organizations Act in connection with the marketing, promotion, and sale of credit repair services.

Status: Complaint filed 10/20/08.
Final judgment and order of permanent injunction and other equitable relief entered 1/27/10.
Commission's motions for contempt and for TRO and preliminary injunction pending decision on contempt motion filed 4/6/12.
TRO with asset freeze entered 5/5/12.
Preliminary injunction entered 6/1/12.
Contempt hearing scheduled for 8/28/12.

FTC v. LEANSPA LLC, No. 3:11-CV-01715 (D. Conn.)

Parties: LeanSpa, LLC
NutraSlim, LLC
NutraSlim U.K. LTD
Boris Mizhen

Assigned Attorneys: David W. Dulabon (NER)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Electronic Fund Transfer Act in connection with the advertising, marketing, promotion, offering for sale, or sale of weight-loss and related health products through various websites.

Status: Complaint filed 11/07/11.
TRO granted in part 11/14/11.
Preliminary injunction entered 11/22/11.

FTC v. LESHIN, Nos. 12-12811, 10-10875, 09-15972, 09-12003, 09-11679 (11th Cir.); No. 0:06-CV-61851 (S.D. Fla.)

Parties: Randall Leshin
Randall L. Leshin, P.A., d/b/a Express Consolidation, Express Consolidation, Inc., and Consumer Credit Consolidation, Inc.
Maureen A. Gaviola
Charles Ferdon

Assigned Attorneys: Michael Tankersley (BCP/MP)
Douglas Wolfe (BCP/ENF)
David Sieradzki (OGC)
Robin Moore (BCP/ENF)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule in making misrepresentations about non-profit status and the fees and benefits of the defendants' debt consolidation programs.

Status: Complaint filed 12/11/06.
Stipulated interim order entered 1/26/07.
Amended complaint, adding defendant Charles Ferdon and an additional Section 5 misrepresentation count, filed 3/21/07.
Commission's motion for order to show cause why Defendants Leshin, Randall L. Leshin, P.A., and Express Consolidation, Inc. should not be held in contempt for violating stipulated interim order filed 5/11/07.
Motion for partial summary judgment on Section 5 and TSR counts filed 6/5/07; denied 1/7/08.
Stipulated permanent injunctions and judgment as to all defendants entered 5/5/08.
Motion for relief from final judgment by Randall L. Leshin, Randall L. Leshin, P.A., Express Consolidation, Inc., and Charles Ferdon filed 6/30/08.
Order denying motion for relief from final judgment entered 8/5/08.
Commission motion for contempt as to defendants Randall Leshin, Randall Leshin, P.A., Express Consolidation, Inc., Charles Ferndon, and non-party Debt Management Counseling Center, Inc. filed 1/28/09; response filed 2/9/09; hearing held 2/13/09 and 2/17/09.
Order granting motion for contempt for violating stipulated permanent injunction entered 3/27/09; amended 4/3/09.
Notice of appeal (09-11679) filed 4/1/09.
Defendants' emergency motions to stay modified injunction and for hearing filed 4/10/09; order denying motions entered 4/14/09.
Order modifying stipulated permanent injunctions entered 4/15/09.
Appellants' emergency motion for stay pending appeal filed 4/17/09;

Commission's opposition filed 4/20/09; order denying motion entered 4/21/09.

Notice of appeal (09-12003) filed 4/20/09.

Order requesting parties' views on jurisdiction entered 4/17/09; Appellants' and Commission's responses filed 5/1/09; order dismissing appeal in part entered 6/26/09.

Order consolidating appeals entered 7/2/09.

Appellants' brief filed 8/19/09.

Commission's answering brief filed 10/9/09.

Appellants' reply brief filed 10/27/09.

District court orders approving monitor reports entered 10/27/09 and 10/30/09.

Notice of appeal (09-15972) filed 11/23/09.

District court orders entered 11/16/09 and 11/17/09.

Amended notice of appeal seeking review of 11/16/09 and 11/17/09 orders filed 12/2/09.

Appellants' motion to stay appeal (09-15972) filed 12/14/09; 11th Cir. order granting stay entered 12/29/09.

11th Cir. order (09-15972) requesting filings on jurisdictional issue entered 12/31/09; appellants' and Commission's responses filed 1/14/10.

Final judgment of disgorgement and consumer redress entered 1/26/10; clarified 1/28/10; corrected 1/29/10.

Emergency motion to stay final judgment filed 2/19/10; order denying motion entered 2/25/10.

Notice of appeal (10-10875) filed 2/19/10.

Appellants' emergency motion for relief from judgment filed 3/12/10; Commission's response filed 3/26/10; order denying motion entered 4/1/10.

Appellants' motion for stay pending appeal filed 3/17/10; Commission's response filed 3/26/10; order granting stay pending resolution of 09-11679 and 09-12003 entered 4/1/10.

Oral argument (09-11679, 09-12003) held 4/14/10.

Order consolidating 10-10875 with 09-11679 and 09-12003 entered 4/15/10.

Appellants' renewed motion for relief from judgment filed 4/27/10; Commission's response in opposition filed 4/30/10; denied 7/7/10.

Order consolidating 09-15972 with other appeals entered 5/14/10.

Appellants' brief (10-10875) filed 5/24/10.

Commission's brief (10-10875) filed 6/28/10.

Commission's motion for contempt as to defendants Randall Leshin, Randall Leshin, P.A., Express Consolidation, Inc., Charles Ferndon, and non-party Debt Management Counseling Center, Inc. filed 6/23/10; defendants' response filed 7/28/10; Commission's reply filed 8/4/10.

Commission's supplemental motion for contempt filed 7/14/10;
defendants' response filed 8/2/10; Commission's reply filed
8/12/10.
Opinion (10-10875, consolidated with and also issued in 09-11679, 09-
12003, and 09-15972) affirming district court's decisions issued
9/3/10.
Order granting in part Commission's motion for contempt entered 3/8/11.
Order denying Commission's supplemental motion for contempt
entered 3/24/11.
Commission's motion to convert unpaid balance of civil contempt remedy
to a money judgment filed 9/07/11; Defendants' opposition by
filed 9/22/11; Commission's reply filed 9/28/11.
Defendant Randall L. Leshin's and Charles Ferdon's motion for new trial
or in the alternative for reconsideration filed 3/13/12;
Commission's opposition filed 3/27/12; defendants' reply filed
3/30/12; order denying motion for new trial entered 4/24/12;
Notice of appeal filed 5/22/12.

FTC v. LIGHTS OF AMERICA, INC., No. 8:10-CV-01333 (C.D. Cal.)

Parties: Lights of America, Inc.
Farooq Vakil
Usman Vakil

Assigned Attorneys: Gregory J. Madden (BCP/ENF)
Robin R. Spector
Stacy R. Procter (WR-LA)
Mark S. Hegedus (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with
defendants' advertising and sale of lighting products.

Status: Complaint filed 9/07/10.
Order granting motion to dismiss complaint as to individual defendants
and granting the Commission leave to file an amended complaint
entered 12/17/10.
Amended complaint filed 2/8/11; answer to complaint filed 4/18/11.
Order denying individual defendants' motion to dismiss the FTC's
amended complaint and denying Lights of America, Inc.'s
application to retain the amended complaint under seal entered
3/31/11.
Commission's motion for summary judgment filed 2/13/12.

FTC v. LOANPOINTE, LLC, No. 12-4006 (10th Cir.); No. 2:10-CV-00225 (D. Utah).

Parties: LoanPointe, LLC
Eastbrook, LLC
Joe S. Strom
Benjamin J. Lonsdale
James C. Endicott
Mark S. Lofgren

Attorneys: Christopher Koegel (BCP/FP)
Stephanie Rosenthal
Gregory A. Ashe
Jeannette F. Swent (AUSA)
Imad D. Abyad (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5, the Fair Debt Collection Practices Act, and the Credit Practices Rule in connection with payday loans and related collection practices.

Status: Complaint filed 3/15/10.
Stipulated preliminary injunction entered 4/2/10.
Stipulated orders for voluntary dismissal of defendants Benjamin J. Lonsdale and James C. Endicott entered 6/18/10.
Stipulated final order for permanent injunction and settlement of claims as to defendant Mark Lofgren entered 8/26/10.
Commission's motion for summary judgment filed 2/16/11; opposition by defendants Eastbrook, LLC, LoanPointe, LLC, and Joe Strom filed 4/18/11; reply filed 5/5/11.
Summary judgment granted 9/16/11.
Commission's revised proposed final order filed 10/03/11; defendants' response filed 10/07/11.
Final order of judgment and permanent injunction as to defendants Eastbrook, LLC, Loanpointe, LLC, and Joe Storm entered 12/09/11.
Notice of appeal filed 1/6/12.
Appellants' opening brief filed 3/19/12; Commission's brief filed 4/23/12.

FTC v. LOMA INTERNATIONAL BUSINESS GROUP, INC., No. 1:11-CV-01483 (D. Md.)

Parties: Loma International Business Group, Inc.
Services LatinoAmericanos De Maryland, Inc.
Manuel E. Alban
Lola Alban
Henry M. Stichel

Assigned Attorneys: Eliseo N. Padilla (SWR)
Deanya T. Kueckelham
Gary D. Kennedy
Luis H. Gallegos

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with advertising, marketing, and sale of United States immigration and naturalization services.

Status: Complaint filed 6/1/11.
TRO granted 6/2/11.
Motion to extend the ex parte TRO filed 6/10/11; extension granted 6/13/11.
Defendant's motion for release frozen assets filed 6/10/11.
Answer to complaint filed 6/23/11.
Motion for pretrial relief from TRO; motion for TRO; motion for order to show cause filed 6/24/11.
Order granting partial release of frozen funds 6/30/11.
Stipulated preliminary injunction entered 7/25/11.
Amended complaint filed 10/28/11; answer filed 11/14/11.
Default as to defendant Marco V. Alban entered 1/23/12; joint motion to set aside default filed 2/17/12; order granting motion entered 2/22/12.
Motion for summary judgment by Marco Alban filed 4/5/12;
Commission's opposition filed 6/8/12; reply filed 6/25/12.
Commission's motion for summary judgment filed 4/19/12; denied 4/20/12.

FTC v. LUCASLAWCENTER, Nos. 10-56985, 09-72443 (9th Cir.); No. 8:09-CV-00770
(C.D. Cal.)

Parties: LucasLawCenter “Incorporated”, d/b/a Lucas Law Center
Future Financial Services, LLC, d/b/a Lucas Law Center
Paul Jeffrey Lucas
Christopher Francis Betts
Frank Sullivan

Assigned Attorneys: James E. Elliott (SWR)
James E. Hunnicutt
John D. Jacobs (WR-LA)
Michael Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the marketing and sale of mortgage loan modification services and refunds to consumers.

Status: Complaint filed 7/7/09.
Amended order granting TRO with asset freeze entered 7/9/09; extended 7/16/09, 8/3/09, and 8/18/09.
Defendants’ motion to release frozen funds to pay attorneys’ fees filed 7/15/09; granted 7/29/09.
Commission’s motion to reconsider and opposition to defendants’ request for release of frozen funds to pay attorneys’ fees filed 7/30/09; order granting motion and vacating 7/29/09 order entered 7/30/09.
Commission’s motion for contempt filed 7/31/09.
Petition for a writ of mandamus and motion to stay district court proceedings filed 7/31/09.
Order by Ninth Circuit denying motion to stay entered 7/31/09.
Commission’s response to petition filed 8/7/09.
District court’s response to petition filed 8/7/09.
Order by Ninth Circuit denying petition for a writ of mandamus entered 8/21/09.
Stipulated preliminary injunction entered 8/24/09.
Order denying Commission’s motion for contempt and defendants’ motion to release frozen funds to pay attorneys’ fees entered 9/30/09.
Commission’s motion for summary judgment filed 4/26/10; defendants’ response in opposition filed 5/3/10; Commission’s reply filed 5/10/10.
Order granting in part and denying in part summary judgment entered 6/3/10.
Final order for permanent injunction and other equitable relief effective at conclusion of case entered 6/3/10.
Order denying Commission’s motion for reconsideration of denial of summary judgment entered 6/21/10.

Order granting joint stipulation to dismiss count 1 without prejudice entered 6/24/10.
Judgment entered 6/25/10.
Notice of appeal by defendant Paul Lucas filed 12/9/10.
Appellant's opening brief filed 8/15/11.
Commission's answering brief filed 10/6/11.
Appellant's reply brief filed 10/11/11.

FTC v. MALLETT, No. 1:11-CV-01664 (D. D.C.)

Parties: Christopher Mallett, d/b/a Department of Consumer Services Protection Commission, U.S. Debt Care, World Law Debt, US Mortgage Relief Counsel, gov-usdebtreform.net, worldlawdebt.org, fha-homeloan.info

Assigned Attorneys: Gregory Ashe (BCP/FP)
K. Michelle Grajales
Lisa Anne Rothfarb

Alleged Conduct: Deceptive acts and practices in violation of Section 5, TSR, and MARS Rule in connection with the marketing and sale of debt relief, tax relief, and mortgage relief services.

Status: Complaint filed 9/14/11.
Preliminary injunction entered 10/13/11.
Order staying case pending approval of settlement entered 3/27/12.
Stipulated final order entered 6/14/12.

FTC v. NAFSO VLM, INC., No. 2:12-CV-00781 (E.D. Cal.)

Parties: NAFSO VLM, Inc., d/b/a Vehicle Loan Modification
Kore Services, LLC, d/b/a Auto Debt Consulting and Car Loans
Modification
Naythem Nafso
Michael Kamfiroozie

Assigned Attorneys: Gregory Ashe (BCP/FP)
Stephanie Rosenthal

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with advertising, marketing, and sale of vehicle loan assistance relief services.

Status: Complaint filed 3/27/12.
TRO granted in part and denied in part 3/29/12.
Stipulated preliminary injunction entered 4/20/12.
Answer filed 5/14/12.

FTC v. NATIONAL AUDIT DEFENSE NETWORK, INC., No. 2:02-CV-00131 (D. Nev.)

Parties: National Audit Defense Network, Inc.
Tax Coach, Inc., d/b/a Tax Ready
Oryan Management, Inc.
Robert Bennington
Cort Christie
Alan Rodrigues
Weston J. Coolidge

Assigned Attorneys: Janice L. Charter (WR-SF)
Erika Wodinsky
Jerome M. Steiner
Blaine T. Welsh (AUSA)

Alleged Conduct: Deceptive practices in violation of Section 5 and the Truth in Lending Act by failing to provide refunds in a timely manner in connection with the sale of income tax-reducing strategies and services.

Status: Complaint filed 1/30/02.
TRO entered 2/1/02.
Stipulated preliminary injunction entered 2/25/02.
Amended complaint adding defendants Weston J. Coolidge and Oryan Management, Inc. filed 12/30/02.
Commission's motion for summary judgment filed 1/14/05; defendant Coolidge's response filed 2/7/05; defendant Christie's response filed 2/8/05; defendant Rodrigues' response filed 2/11/05; Commission's replies filed 2/22/05.
Defendant Rodrigues' motion for summary judgment filed 1/14/05; Commission's response filed 2/4/05; reply filed 2/17/05.
Defendant Christie's motion for summary judgment filed 1/21/05; Commission's response filed 1/31/05; reply filed 2/11/05.
Order granting Commission's motion for summary judgment against Weston J. Coolidge and Oryan Management, Inc and denying Commission's motion for summary judgment against Cort Christie entered 10/12/05.
Order denying Christie's motion for summary judgment entered 10/12/05.
Order denying Commission's motion for summary judgment against Alan Rodrigues, and denying Rodrigues' motion for summary judgment, subject to reinstatement after Rodrigues obtains a new attorney, entered 10/12/05.

Commission's request for reinstatement of its motion for summary judgment against Alan Rodrigues filed 11/16/05.
Stipulated final judgment and order for permanent injunction and other equitable relief as to defendant National Audit Defense Network, Inc. entered 8/25/06.
Supplement to Commission's motion for summary judgment against Alan Rodrigues filed 9/24/08.
Order granting summary judgment against defendant Alan Rodrigues entered 7/24/09.
Final judgment and order for permanent injunction against defendants Weston J. Coolidge; Oryan Management, Inc.; and Alan Rodrigues entered 6/7/10.
Motion to stay enforcement of judgment by defendant Alan Rodrigues filed 3/24/11; Commission's response filed 4/8/11; reply filed 5/3/11.
Commission's stipulation of dismissal of defendant Christie filed 3/2/12; order granting dismissal entered 3/9/12.

FTC v. NATIONAL AWARDS SERVICE ADVISORY, LLC, No. 4:10-CV-05418 (N.D. Cal.)

Parties: National Awards Service Advisory, LLC
Central Processing of Nevada, LLC
International Award Advisors, Inc.
Spectrum Caging Service, Inc.
Prize Registry Bureau, Inc.
Consolidated Data Bureau, Inc.
Registered Data Analytics, Inc.
Lloyd Brannigan Exchange, Inc.
Geovanni Sorino
Jorge A. Castro
Tully A. Lovisa
Steven McClenahan
Lisa Lovisa (relief defendant)

Assigned Attorneys: Sarah E. Schroeder (WR-SF)
Matthew D. Gold
Kerry O'Brien

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the distribution of mailers representing that consumers have won a multi-million dollar cash prize.

Status: Complaint filed 11/30/10.
TRO with asset freeze entered 12/1/10.
Preliminary injunction with asset freeze entered 12/15/10.
Default as to defendants International Award Advisors, Inc., Spectrum

Caging Service, Inc., Prize Registry Bureau, Inc., Consolidated Data Bureau, Inc., Registered Data Analytics, Inc., and Lloyd Brannigan Exchange, Inc. entered 3/17/11.
First amended complaint adding claims against relief defendant Lisa Lovisa filed 7/12/11.
Trial set for 12/10/12.

FTC v. NATIONAL SOLUTIONS LLC, No. 6:11-CV-01131 (M.D. Fla.)

Parties: National Solutions LLC, d/b/a Blue Scape Timeshares International, Country Wide Timeshares, Countrywide Timesharesales MA, Landmark Timeshares, Propertys Direct, Quicksale Propertys, Sun Property Networks, Sun Property's, Universal Propertys, VIM Timeshares
Landmark Marketing LLC, d/b/a Blue Scape Timeshares, Country Wide Timeshares International, Propertys DRK, Quick Sale Advisers, Quick Sale International, Universal Propertys International.
Red Solutions LLC, d/b/a City Resorts, Resort Advisors.
Enterprise America, LLC, d/b/a American Timeshares, Exit Week, Resort Advisors International
Investments Group of Florida, LLC, d/b/a Resort Advisors AM
Multiglobe LLC, d/b/a Universal Propertys
Leandro Velazquez
Samuel Velazquez
Joel Velazquez
Kiomary Cruz
Edgar Gonzalez
Vicente Virgilio
Aaron Weiss
Rebecca Melendez (Contempt Defendant)

Assigned Attorneys: William Hodor (MWR)
Theresa Marie McGrew

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with the sale/resale of timeshare properties.

Status: Complaint filed 7/11/2011.
Ex parte TRO with asset freeze, appointment of receiver and other equitable relief entered 7/12/11.
Preliminary injunction as to all defendants except Vicente Virgilio entered 8/09/11.
Motion for order to show cause why defendants Leandro Velazquez and non-party Rebecca Melendez should not be held in civil contempt filed 12/16/11.

Clerk's entry of default as to National Solutions LLC entered 1/3/12.
Clerk's entry of default as to Enterprise America, Investments Group of Florida, LLC, Landmark Marketing LLC, Multiglobe LLC, Red Solutions LLC, entered 1/3/12.
Order granting stipulated motion to dismiss Vicente Birgilio and Aaron Weiss entered 1/9/12.
Contempt hearing held 3/6/12.

Commission's memorandum in support of its contempt motion filed 5/2/12; response in opposition filed 5/23/12.

FTC v. NHS SYSTEMS, INC., Nos. 11-2375, 09-3899 (3d Cir.); No. 2:08-CV-02215
(E.D. Pa.)

Parties: NHS Systems, Inc., d/b/a National Healthcare Solutions, National Health Net Online
Harry F. Bell, Jr.
Physician Health Service, LLC, d/b/a American Health Benefits On Line
Donna Newman
John E. Bartholomew
Plus Health Savings, Inc.
Physicians Health Systems, Inc.
Health Management, LLC
6676529 Canada, Inc.
Nicole Bertrand
Barry Kirstein
"Dannie Boie", a person whose true identity is unknown
PHS Enterprises, Inc.
First Step Management, Inc.
Gold Dot, Inc.
Linke Jn Paul
Tasha Jn Paul
Nevada Business Solutions, Inc.
Interface Management, Inc., d/b/a Galaxy Member Benefits
Beginning Again, Inc.

Assigned Attorneys: Harris A. Senturia (ECR)
Steven W. Balster

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule involving misrepresentations of affiliation with U.S. government agencies, promises of tax refunds/rebates or health benefits to obtain bank account information, and unauthorized billing.

Status: Complaint filed 5/13/08.
TRO with asset freeze entered 5/14/08.

Stipulated preliminary injunction as to defendants NHS Systems, Inc.; Harry F. Bell, Jr.; Physician Health Service, LLC; Plus Health Savings, Inc.; Physician Health Systems, Inc.; and Health Management, LLC entered 6/10/08.

Stipulated preliminary injunction as to defendants John E. Bartholomew; Interface Management, Inc.; and Beginning Again, Inc. entered 1/30/09.

Amended complaint adding claims and defendants Plus Health Savings, Inc.; Physicians Health Systems, Inc.; Health Management, LLC; 6676529 Canada, Inc.; Nicole Bertrand; Barry Kirstein; "Dannie Boie"; PHS Enterprises, Inc.; First Step Management, Inc.; Gold Dot, Inc.; Linke Jn Paul; Tasha Jn Paul; Nevada Business Solutions, Inc.; Interface Management, Inc.; and Beginning Again, Inc. filed 7/6/09.

TRO with asset freeze as to defendants 6676529 Canada, Inc.; Nicole Bertrand; Barry Kirstein; "Dannie Boie"; PHS Enterprises, Inc.; First Step Management, Inc.; Gold Dot, Inc.; Linke Jn Paul; Tasha Jn Paul; and Nevada Business Solutions, Inc. entered 7/9/09.

Preliminary injunction as to defendants 6676529 Canada, Inc.; Nicole Bertrand; Barry Kirstein; "Dannie Boie"; PHS Enterprises, Inc.; First Step Management, Inc.; Gold Dot, Inc.; Linke Jn Paul; Tasha Jn Paul; and Nevada Business Solutions, Inc. entered 7/24/09.

Order granting Commission's motion to require third party Teledraft, Inc. to turn over funds to receiver entered 9/24/09.

Notice of appeal by Teledraft filed 10/5/09.

Teledraft's motion for stay pending appeal filed 8/5/09; Commission's memorandum in opposition filed 10/20/09, modified 10/21/09; order denying motion entered 12/10/09.

3d Cir. order requiring parties to file memorandum on jurisdiction entered 10/18/09; memoranda filed 11/2/09.

Appellant's motion for stay filed 12/18/09; Commission's response in opposition filed 12/23/09.

Order dismissing appeal for lack of jurisdiction entered 1/8/10.

Motion to show cause why Teledraft should not be held in contempt filed 3/17/10; Teledraft response in opposition filed 3/31/10.

Commission's motion for summary judgment as to NHS/PHS defendants (NHS Systems, Inc.; Harry F. Bell, Jr.; Physician Health Service, LLC; Donna Newman; Plus Health Savings, Inc.; Physicians Health Systems, Inc.; Health Management, LLC; 6676529 Canada, Inc; Nicole Bertrand; Barry Kirstein; David James Greer a/k/a Dannie Boie; PHS Enterprises, Inc.; First Step Management, Inc.; Gold Dot, Inc.; Linke Jn Paul; Tasha Jn Paul; and Nevada Business Solutions, Inc.) filed 10/1/10; response filed 9/19/11.

Order of contempt as to defendant Teledraft entered 5/13/11.

Notice of appeal of contempt order by Teledraft filed 5/19/11.

Commission's motion to dismiss appeal for lack of jurisdiction filed

6/10/11; response by appellant filed 6/23/11; Commission's reply filed 6/30/11; order granting motion to dismiss case for lack of jurisdiction entered 7/20/11.
Order staying contempt order until magistrate has made final determination as to amount of compensatory sanctions owed by Teledraft entered 6/17/11.
Order imposing compensatory sanction on Teledraft entered 7/8/11.
Defendants Tasha Jn Paul and Linke Jn Paul response to motion for summary judgment filed 8/3/11; Commission's reply 11/3/11.
Commission's second motion to approve stipulated final order for permanent injunction and monetary relief as to defendant Donna Newman filed 11/18/11.
Order by District Court Judge affirming magistrate judge's 7/07/11 order awarding compensatory damages and referred matter to magistrate judge for further findings entered 11/30/11.
Commission's second motion for entry of stipulated final order for permanent injunction and monetary relief as to defendant Harry F. Bell, Jr. filed 2/16/12.
Stipulated final order for permanent injunction and monetary relief as to defendant Donna Newman filed 5/4/12.

FTC v. NORTH AMERICAN MARKETING AND ASSOCIATES LLC, No. 2:12-cv-00914 (D. Ariz.)

Parties: North American Marketing and Associates LLC
NAMAA LLC
TM Multimedia Marketing LLC
National Opportunities LLC
World Wide Marketing LLC, d/b/a WWM LLC
Precious Metals Resources LLC
Guaranteed Communications LLC
Superior Multimedia LLC
Kimberly J. Birdsong
Joseph W. Lowry
Tracey J. Morris
Sarah L. Stapel
Alyssie M. Tramel
Daniel Vigil
Sheila A. Lowry
Carl E. Morris, Jr.

Assigned Attorneys: Ann D. LeJeune (SWR)
Gary D. Kennedy
James E. Elliot
Luis H. Gallois

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and the TSR in connection with the sale and marketing of work-at-home opportunities.

Status: Complaint filed 5/1/12.
TRO entered 5/2/12.
Preliminary injunction and asset freeze as to defendants Carl E. Morris, Marketing Strategies LLC, Daniel Vigil, National Opportunities, LLC, and Kimberly J. Birdsong entered 5/23/12.
Preliminary injunction and asset freeze as to defendants Joseph W. Lowry, North American Marketing and Associates, LLC, NAMAA LLC, Multimedia Marketing, LLC, World Wide Marketing, LLC, Precious Metal Resource, LLC, Guaranteed Communications, LLC, Superior Multimedia, LLC, and Sheila A. Lowry entered 5/24/12.

FTC v. PAYDAY FINANCIAL LLC, No. 3:11-CV-03017 (D. S.D.)

Parties: Payday Financial, LLC, d/b/a Lakota Cash, Big Sky Cash, Big \$ky Cash
Great Sky Finance, LLC, d/b/a Great Sky Cash, Great \$ky Cash, Gsky
Western Sky Financial, LLC
Red Stone Financial, LLC, d/b/a Red Stone Cash
Management Systems, LLC, d/b/a Gsky
24-7 Cash Direct, LLC
Red River Ventures, LLC
High Country Ventures, LLC
Financial Solutions, LLC
Martin A. Webb, individually and as an officer of Payday Financial, LLC;
Western Sky Financial, LLC; Red Stone Financial, LLC;
Management Systems, LLC; 24-7 Cash Direct, LLC; Red River
Ventures, LLC; High Country Ventures, LLC; Financial Solutions,
LLC

Assigned Attorneys: K. Michelle Grajales (BCP/FP)
LaShawn M. Johnson
Nikhil Singhivi

Alleged Conduct: Unfair and deceptive acts and practices in violation of section 5, Credit Practices Rule, and Electronic Fund Transfer Act in connection with the offering and extension of credit in the form of high-fee, short-term “payday” loans, and the collection of those loans.

Status: Complaint filed 9/6/11.
Stipulated preliminary injunction entered 9/8/11.

Amended complaint filed 3/1/12.
Motion for partial summary judgment by all defendants filed 5/18/12;
Commission's response filed 6/14/12.

FTC v. PREMIER NATIONWIDE CORPORATION, No. 1:12-CV-00009 (D. Ariz)

Parties: Premier Nationwide Corporation, d/b/a Premier Savings
Eric C. Synstad

Assigned Attorneys: Joseph Lipinsky (NWR)
Mary T. Benfield
Richard McKewen

Alleged Conduct: Deceptive acts and practices in violation of section 5 and the TSR in
connection with the marketing and sale of debt relief services.

Status: Complaint filed 1/3/12; answer to complaint filed 1/30/12.
TRO entered 1/5/12.
Stipulated preliminary injunction and other equitable relief entered
1/27/12.

FTC v. PREMIER PRECIOUS METALS, INC., No. 0:12-CV-60504 (S.D. Fla.)

Parties: Premier Precious Metals, Inc.
Rushmore Consulting Group, Inc.
PPM Credit, Inc.
Anthony J. Columbo

Assigned Attorneys: Barbara Bolton (SER)
Dama Brown

Alleged Conduct: Deceptive acts and practices in violation of section 5 and the TSR in
connection with the marketing and sale of precious metals.

Status: Complaint filed 3/20/12.
TRO entered 3/20/12.
Preliminary injunction entered 4/3/12.

FTC v. PRO CREDIT GROUP, LLC, No. 8:12-CV-00586 (M.D. Fla.)

Parties: Pro Credit Group, LLC
Brett Fisher
Sanders Legal Group, P.A.
Sanders Law, P.A.
Andre Keith Sanders
My Success Track, LLC
Consumer Credit Group, LLC
Dale Robinson
First Financial Asset Services, Inc.
William Balsamo

Assigned Attorneys: Julia Solomon Ensor (BCP/ENF)
Melinda Claybaugh

Alleged Conduct: Deceptive acts and practices in violation of section 5 and the TSR in connection with the advertising, marketing, promotion and sale of interest rate reduction services, and telemarketing of debt relief services.

Status: Complaint filed 3/19/12.
TRO entered 3/20/12.
Order lifting TRO and asset freeze as to Dale Robinson, Consumer Credit Group, and Ideal Interest Inc., entered 4/5/12.
Commission's supplemental brief in support of a permanent injunction filed 4/16/12.
Stipulated preliminary injunction as to defendants Brett Fischer and Pro Credit Group entered 4/25/12.
Stipulating preliminary injunction as to defendants Andre Keith Sander, Sanders Legal Group, Sanders Law, P.A. entered 4/25/12.

FTC v. PUBLISHERS BUSINESS SERVICES, INC., No. 11-17270 (9th Cir.); No. 2:08-CV-00620 (D. Nev.)

Parties: Publishers Business Services, Inc.
Ed Dantuma Enterprises, Inc., d/b/a Publishers Direct Services,
Publishers Business Services
Persis Dantuma
Edward Dantuma
Brenda Dantuma Schang
Dirk Dantuma
Dries Dantuma
Jeffrey Dantuma

Assigned Attorneys: Faye Chen Barnouw (WR-LA)

Raymond E. McKown
Maricela Segura
John F. Daly (OGC)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule in connection with the deceptive and abusive telemarketing of magazine subscriptions.

Status: Complaint filed 5/14/08.
Order denying TRO and setting hearing on motion for preliminary injunction entered 5/23/08.
Stipulated preliminary injunction entered 6/3/08.
Commission's motion to strike affirmative defenses filed 9/2/08; defendants' response filed 9/22/08; Commission's reply filed 10/6/08; order granting in part and denying in part entered 10/16/08.
Motion to amend complaint and add defendants filed 12/17/08.
Amended complaint adding defendants Dirk Dantuma, Dries Dantuma, and Jeffrey Dantuma filed 2/5/09.
Commission's and defendants' cross-motions for summary judgment filed 7/31/09; responses in opposition filed 11/23/09; replies filed 12/7/09.
Defendants' motion to strike Commission's summary judgment motion filed 8/7/09; Commission's response filed 8/25/09; defendants' reply filed 9/8/09; order denying motion entered 10/30/09.
Order granting Commission's motion for summary judgment and denying defendants' motion for summary judgment entered 4/7/10.
Order granting permanent injunction entered 4/7/10.
Commission's brief on monetary relief filed 4/20/10; defendants' brief filed 4/30/10; Commission's reply brief filed 6/1/10.
Evidentiary hearing on monetary relief held 3/30-31/11, 6/7/11, 6/8/11, and 6/9/11.
Judgment against defendants Publishers Business Services, Inc; Ed Dantuma Enterprises, Inc, d/b/a Publisher Direct Services, and Publishers Business Services; Edward Dantuma; and Dries Dantumain the sum of \$191,219.00 entered 7/25/11.
Commission's notice of appeal filed 9/23/11.
Commission's opening brief filed 2/13/12.
Appellees' brief filed 4/13/12.
Commission's reply brief filed 5/11/12.

FTC v. RCA CREDIT SERVICES, LLC, No. 11-10044 (11th Cir.); No. 8:08-CV-02062
(M.D. Fla.)

Parties: RCA Credit Services, LLC
Rick Lee Crosby, Jr.
Brady Wellington

Assigned Attorneys: Peter Lamberton (BCP/FP)
Michelle Grajales
James Chen

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Credit Repair Organizations Act in connection with the marketing, promotion, and sale of credit repair services.

Status: Complaint filed 10/16/08.
Preliminary injunction with asset freeze entered 10/30/08.
Clerk's entry of default against defendant Brady Wellington 12/8/08.
Default judgment and permanent injunction against defendant Brady Wellington entered 2/25/09.
Commission's motion for summary judgment filed 3/18/10; response in opposition filed 4/13/10; Commission's reply filed 5/4/10.
Order granting partial summary judgment on six of seven counts entered 7/21/10.
Trial on remaining count held 7/20/10-7/21/10.
Final judgment and permanent injunction as to defendants Rick Lee Crosby, Jr. and RCA Credit Services, LLC entered 7/29/10.
Commission's motion to alter or amend final order granted 10/14/10.
Amended final order, superseding prior final order entered 7/29/10, entered 10/15/10.
Notice of appeal filed by defendant Crosby 1/3/11.
Crosby's appeal brief filed 2/15/11.
Commission's brief filed 3/2/11.
Order dismissing appeal in part for lack of jurisdiction entered 2/24/11.
Commission's motion for order to show cause why defendant Rick Lee Crosby, Jr. should not be held in contempt for violating the final judgment and permanent injunction filed 6/21/11; opposition filed 7/1/11; order granting motion entered 7/15/11.
Show cause hearing held 8/25/11.
Court of appeals opinion affirming the district court issued 9/14/11.
Motion for TRO against the Commission by defendant Rick Lee Crosby, Jr. filed 9/15/11; denied 9/20/11.
Motion to dismiss complaint and contempt proceeding by defendant Rick Lee Crosby, Jr. filed 9/15/11; denied 9/20/11.
Order finding Rick Lee Crosby, Jr. in civil contempt and imposing monetary compensatory sanction entered 10/4/11.

Commission's motion to show cause why defendant Rick Lee Crosby, Jr. should not be held in contempt of 10/4/11 order; response by Crosby filed 11/14/11; show cause hearing held on 2/28/12 and 3/15/12.

Order finding Rick Lee Crosby, Jr. in civil contempt and requiring him to make monetary payment or face incarceration entered 3/20/12.

FTC v. RINCON MANAGEMENT SERVICES, LLC, No. 5:11-CV-01623 (C.D. Cal.)

Parties: Rincon Management Services LLC., d/b/a Rincon Debt Management,
Rincon Filing Services, Pacific Management Recovery
Prime West Management Recovery LLC
Union Management Services LLC., d/b/a Union Filing Services
National Filing Services LLC
City Investment Services LLC
Global Filing Services LLC
Pacific Management Recovery Services LLC
Jason R. Begley
Wayne W. Lunsford
Richard E. Weissman

Assigned Attorney's: Maricela Segura (WRLA)
Raymond E. McKown

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Fair Debt Collection Practices Act in connection with the collection of debts.

Status: Complaint filed 10/11/11
TRO entered 10/11/11.
Preliminary injunction entered 11/10/11.
Defendant's motion for modify preliminary injunction filed 12/21/11;
Commission's opposition filed 1/9/12; reply filed 1/13/12.
Trial set for 10/23/12.

FTC v. SKECHERS USA, INC., No. 1:12-cv-01214 (N.D. Ohio)

Parties: Skechers USA, Inc.

Assigned Attorneys: Christopher Panek (MWR)
Dana Barragate
Michael Milgroom
Lariassa Bungo

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with advertising of purported toning footwear products.

Status: Complaint seeking permanent injunction and other equitable relief filed 5/16/12.
Proposed stipulated final judgment and order for permanent injunction filed 5/16/12.

FTC v. STERLING PRECIOUS METALS, LLC, No. 9:12-CV-80597 (S.D. Fla.)

Parties: Sterling Precious Metals, LLC
Kerry Marshal
Matthew Mayer
Francis R. Zolfay

Assigned Attorneys: Dama J. Brown (SER)
Gideon E. Sinashon

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC and the TSR in connection with the sale and marketing of precious metals.

Status: Complaint filed 6/4/12.

FTC v. TIMESHARE MEGA MEDIA AND MARKETING GROUP, INC., No. 0:10-CV-62000 (S.D. Fla.)

Parties: Timeshare Mega Media and Marketing Group, Inc.
Timeshare Market Pro, Inc.
Tapia Consulting, Inc.
Joseph Crapella
Pasquale Pappalardo
Lisa Tumminia Pappalardo
Pasqualino Agovino
Louis Tobias Duany
Patricia A. Walker

Assigned Attorneys: William J. Hodor (MWR)
Elizabeth C. Scott

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule in connection with the marketing and sale of
timeshare resale services.

Status: Complaint filed 10/19/10.
TRO with asset freeze entered 10/20/10.
Preliminary injunction with asset freeze as to corporate defendants and
individual defendant Louis Tobias Duany entered 10/29/10.
Stipulated preliminary injunction with asset freeze as to defendants
Pasquale Pappalardo and Lisa Tumminia Pappalardo entered
11/22/10.
Preliminary injunction with asset freeze as to defendants Joseph Crapella
and Patricia Walker entered 11/22/10.
Default against defendants Timeshare Mega Media and Marketing Group,
Inc., Timeshare Market Pro, Inc., Tapia Consulting, Inc., Joseph
Crapella, Louis Tobias Duany, and Patricia A. Walker entered
3/31/11 and 8/26/11.
Stipulated final judgment as to defendant Pasquale Pappalardo entered
3/7/12.
Stipulated final judgment as to defendant Lisa Tumminia Pappalardo
entered 3/7/12.
Default judgment as to remaining defendants Timeshare Mega Media and
Marketing Group, Inc.; Timeshare Market Prom Inc; Joseph
Crapella, Louis Tobias Duany, Patricia A. Walker, Tapia
Consulting, Inc, and Pasqualino Agovino entered 3/8/12

FTC v. TRUDEAU, No. 12-6 (S. Ct.) Nos. 10-2418, 10-1383, 08-4249 (7th Cir.); Nos. 1:03-CV-03904, 1:98-CV-00168 (N.D. Ill.)

Parties: Kevin Trudeau
Shop America (USA), LLC
Robert Barefoot
Deonna Enterprises, Inc.
Karbo, Inc.
Karbo Enterprises, Inc.
Shop America Marketing Group
TruStar Global Media
K.T. Corp.
TruCom, LLC

Assigned Attorneys: Michael P. Mora (BCP-ENF)
Laureen Kapin
Elizabeth Tucci
Sandhya Prabhu
David O'Toole (MWR)
John F. Daly (OGC)
David Sieradzki

Alleged Conduct: Deceptive practices in violation of Sections 5 and 12 in connection with the sale of a dietary supplement and violations of a 1998 stipulated order for permanent injunction and final judgment against Kevin Trudeau.

Status: Complaint filed 6/9/03.
Stipulated final order for permanent injunction and settlement of claims for monetary relief as to defendants Kevin Trudeau, Shop America (USA), LLC, Shop America Marketing Group, LLC, Trustar Global Media, Limited and Relief defendants K.T. Corporation, Limited and TruCom, LLC, including monetary relief of approximately \$2.1 million, entered 9/3/04.
Motion to show cause why defendant Trudeau should not be held in contempt filed 9/13/07.
Order finding Trudeau in contempt for violating permanent injunction entered 11/16/07.
Hearing on remedy for violating permanent injunction held 7/22-25/08.
Judgment confirming 11/16/07 order, requiring monetary payment by Trudeau, and providing for other relief entered 8/7/08.
Commission's motion to amend/correct judgment filed 8/21/08; response by Trudeau filed 9/22/08; Commission's reply filed 10/7/08, corrected 10/21/08.
Supplemental order and judgment entered 11/4/08.
Motion by Trudeau to alter or stay judgment pending appeal filed 11/13/08; Commission's response filed 11/26/08; Trudeau's reply filed 12/3/08; order denying motion entered 12/11/08.

Notice of appeal (08-4249) filed 12/16/08.
Appellant's emergency motion for stay pending appeal filed 12/23/08;
Commission's response in opposition filed 1/5/09; appellant's
reply filed 1/7/09.
Order denying emergency motion for stay pending appeal entered 1/21/09.
Appellant's brief filed 2/17/09.
Motion by Appellant to file supplemental jurisdictional memorandum
filed 3/5/09; order granting motion entered 3/12/09; supplemental
jurisdictional memorandum filed 3/12/09.
Commission's answering brief filed 3/19/09.
Appellant's reply brief filed 4/2/09.
Oral argument held 5/14/09.
Opinion affirming Trudeau contempt finding but vacating and remanding
on monetary payment and other relief entered 8/27/09.
Commission's renewed motion to modify stipulated final order for
permanent injunction as to defendant Trudeau filed 11/13/09;
defendant's response in opposition filed 12/17/09; Commission's
reply filed 2/1/10; defendant's sur-reply filed 3/12/10.
Commission's renewed motion for compensatory monetary remedy as to
defendant Trudeau filed 11/13/09; defendant's response in
opposition filed 12/17/09, supplemented 1/19/10; Commission's
reply filed 2/1/10; defendant's sur-reply filed 3/12/10.
Order finding defendant Trudeau in criminal contempt of court
entered 2/11/10; modified 2/17/10.
Notice of appeal (10-1383) of criminal contempt order filed 2/17/10.
Order staying payment of fine pending appeal entered 2/24/10.
Trudeau's motion to stay proceedings pending appeal filed 3/9/10; order
denying motion entered 3/12/10.
Supplemental order modifying the stipulated order for permanent
injunction and awarding monetary relief entered 4/16/10.
Trudeau's motion to amend the supplemental order filed 4/22/10;
Commission's response in opposition filed 5/7/10; Trudeau's reply
filed 5/21/10; Commission's sur-reply filed 6/1/10.
Commission's motion to amend the supplemental order filed 5/7/10;
Trudeau's response filed 5/21/10.
Opinion (10-1383) vacating finding of criminal contempt and remanding
for further proceedings entered 5/20/10.
Corrected supplemental order modifying the stipulated order for
permanent injunction and awarding monetary relief entered 6/2/10.
Notice of appeal (10-2418) of supplemental and corrected supplemental
orders filed 6/11/10.
Trudeau's emergency motion for stay pending appeal filed 6/15/10;
Commission's response filed 6/23/10; Trudeau's reply filed
6/28/10; order denying motion filed 7/14/10.
Trudeau's brief filed 7/23/10.
Commission's brief filed 8/23/10.
Oral argument held 9/24/10.

Order by district court denying Trudeau's motion for declaratory judgment regarding scope of performance bond provision in supplemental final order entered 9/27/10.
Court of appeals opinion affirming contempt sanctions and modification of decree, issued 11/29/11.
Trudeau's petition for rehearing *en banc* filed 1/13/12; denied 1/30/12.
Trudeau's petition of certari filed 6/28/12.

FTC v. U.S. MORTGAGE FUNDING, INC., No. 9:11-CV-80155 (S.D. Fla.)

Parties: U.S. Mortgage Funding, Inc.
Debt Remedy Partners, Inc.
Lower My Debts.com, LLC.
David Mahler
John Incandela, Jr.
Jamen Lachs
Louis Gendason

Assigned Attorneys: Jessica D. Gray (SER)
Barbara E. Bolton

Alleged Conduct: Deceptive acts or practices in violation of Section 5 in connection with marketing services to consumers seeking mortgage relief.

Status: Complaint for permanent injunctive relief filed 2/7/11.
Motion for TRO filed 2/7/11; TRO granted 2/9/11.
Default as to defendants Lower My Debts.com, LLC and U.S. Mortgage Funding, Inc. entered 5/5/11.
Commission's motion for default judgment against defendants US Mortgage Funding Inc., LowerMyDebts.com, and John Incandela Jr. filed 7/25/11; order granting part, denying in part entered 9/20/11.
Amended complaint filed 7/26/11.
Default judgment as to U.S. Mortgage Funding and Lower My Debts.com entered 10/17/11
Commission's motion for summary judgment filed 10/17/11.
Stipulated Final Order as to all defendants entered 2/3/12.

FTC v. VACATION PROPERTY SERVICES, INC., No. 8:11-CV-00595 (M.D. Fla.)

Parties: Vacations Property Services, Inc.
Vacation Property Sellers Inc. d/b/a Timeshare Experts; Higher Level Marketing Inc. d/b/a Vacation Services
Albert M. Wilson
David S. Taylor

Frank M. Perry, Jr.

Assigned Attorneys: William T. Maxson (BCP/MP)
Dotan Weinman

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the
Telemarketing Sales Rule in connection with telephone calls to consumers

Status: Complaint filed 3/22/11.
TRO entered 3/23/11.
Order denying motion for preliminary injunction and dissolving TRO
as to defendant David Taylor entered 4/21/11.
Order granting stipulated preliminary injunction as to defendants
Vacation Property Sellers, Inc. and Frank M. Perry, Jr. entered
4/21/11.
Order granting in part and denying in part motion for preliminary
injunction entered 5/5/11.
Stipulated final judgment and order for permanent injunction as to
defendants Frank M. Perry, Jr, Higher Level Marketing, Inc., and
Vacation Property Sellers, Inc. entered 9/30/11.
Commission's motion for summary judgment filed 1/6/12.
Commission's motion for default judgment against Vacation Property
Services, Inc. filed 1/13/12.
Order granting motion to approve settlement as to defendant David S.
Taylor entered 3/15/12
Stipulated final judgment and order for permanent injunction as to
defendant David S. Taylor entered 3/20/12.
Order granting in part Commission's motions for summary and default
judgment entered 5/21/12.

FTC v. VAUGHN, No. 2:11-CV-00630 (W.D. Wash.)

Parties: Tanner Garrett Vaughn, individually, and d/b/a Lead Expose, Inc., and Uptown Media, Inc.

Assigned Attorneys: Julie Mayer (NWR)
Laura Solis

Alleged Conduct: Deceptive acts or practices in violation of Sections 5 and 12 of the FTC Act in connection with the advertising, marketing and promotion of weight loss and other products to consumers.

Status: Complaint filed 4/13/11.
Stipulated TRO entered 4/15/11.
Stipulated preliminary injunction entered 4/25/11.
Stipulated final order and permanent injunction entered 1/12/12.

FTC v. WASHINGTON DATA RESOURCES, INC., Nos. 12-13392, 10-12901, 10-10716, 10-10715 (11th Cir.); No. 8:09-CV-02309 (M.D. Fla.)

Parties: Washington Data Resources, Inc.
Optimum Business Solutions, LLC
Crowder Law Group, P.A.
Richard A. Bishop
Brent McDaniel
Tyna Caldwell
Douglas A. Crowder
Bruce Meltzer
Kathleen Lewis, a/k/a Kathy Lewis

Assigned Attorneys: Jonathan L. Kessler (ECR)
Julie A. Lady
Michael Milgrom
Christopher D. Panek
Harris A. Senturia
Mark S. Hegedus (OGC)
Michael D. Bergman

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with the marketing and sale of mortgage loan modification and foreclosure relief services.

Status: Complaint filed 11/12/09.
TRO with asset freeze entered 11/13/09.
Stipulated preliminary injunction as to defendants Optimum Business

Solutions, LLC; Crowder Law Group, P.A.; Tyna Caldwell; Bruce Meltzer; and Kathleen Lewis entered 11/8/09; modified 3/17/10.
Stipulated preliminary injunction as to defendant Douglas A. Crowder entered 11/23/09; modified 11/25/09.
Stipulated preliminary injunction as to defendant Brent McDaniel entered 12/4/09.
Order adopting Magistrate Judge's report and issuing preliminary injunction as to defendant Richard A. Bishop entered 12/14/09.
Order granting in part and denying in part defendant Brent Mc Daniel's motion to modify asset freeze and denying Richard A. Bishop's emergency motion to modify or dissolve asset freeze entered 1/15/10.
Notices of appeal (10-10715, 10-10716) by defendant Richard A. Bishop filed 2/12/10.
Order dismissing appeal (10-10716) of denial of asset freeze motion for lack of jurisdiction entered 4/13/10.
Richard A. Bishop's renewed motion to modify asset freeze filed 4/30/10; Commission's opposition filed 5/14/10; reply filed 5/26/10.
Order denying renewed motion to modify asset freeze entered 6/15/10.
Notice of appeal (10-12091) by Richard A. Bishop filed 6/22/10.
Bishop's appellate brief filed 8/23/10.
Commission's answering brief filed 9/27/10.
Bishop's reply brief filed 10/21/10.
Commission's proposed stipulated final judgment and order as to defendants Bruce Meltzer and Crowder Law Group, P.A. filed 11/19/10.
Commission's proposed stipulated final judgment and order as to defendants Kathleen Lewis and Optimum Business Solutions, LLC filed 11/19/10.
Defendants' motions for summary judgment denied 3/25/11.
Stipulated judgment against defendants Crowder Law Group, P.A., Optimum Business Solutions, LLC, Bruce Meltzer, and Kathleen Lewis entered 3/28/11.
Oral argument held 4/14/11.
Opinion upholding preliminary injunction against defendant Richard Bishop but vacating asset freeze issued 4/25/11.
Commission's motion to modify preliminary injunction as to Richard Bishop filed 5/20/11; response filed 6/03/11.
Order granting motion in part and denying motion in part entered 8/12/11.
Permanent injunction and judgment against Douglas A. Crowder entered 9/29/11.
Trial held on 10/3-11/11.
Order in favor of Commission entered 4/23/12.
Order for permanent injunction against Richard Bishop, Brent McDaniel and Tyna Caldwell entered 6/8/12.
Judgment in favor of the Commission against Washington Data Resources, Inc., Brent McDaniel, Richard A. Bishop, and Tyna

Caldwell entered 6/20/12.
Notice of appeal filed 6/22/12.

FTC v. WATSON PHARMACEUTICALS, INC., No. 10-12729 (11th Cir.); No. 1:09-CV-00955 (N.D. Ga.), formerly No. 2:09-CV-00598 (C.D. Cal.)

Parties: Watson Pharmaceuticals, Inc.
Par Pharmaceuticals Companies, Inc.
Paddock Laboratories, Inc.
Solvay Pharmaceuticals, Inc.

Assigned Attorneys: Markus Meier (BC)
Bradley S. Albert
J. Robert Robertson
Cynthia A. Liebes (SER)
Mark S. Hegedus (OGC)

Alleged Conduct: Action for a permanent injunction and other equitable relief for violations of the Sections 1 and 2 of the Sherman Act and Section 5 of the FTC Act in connection with agreement between brand name drug manufacturer and generic manufacturers delaying entry of generic drug.

Status: Complaint in C.D. Cal. filed 1/27/09.
Amended complaint filed 2/12/09.
Defendants motion to transfer case to Northern District of Georgia filed 2/27/09; Commission's opposition filed 3/16/09; defendants' reply filed 3/23/09; order transferring case to N.D. Ga. entered 4/9/09.
Second amended complaint filed 5/28/09.
Commission's motion to stay proceeding filed 6/15/09; defendants' opposition filed 6/17/09; Commission's reply filed 7/6/09; order denying motion entered 7/17/09.
Defendants' motions to dismiss second amended complaint filed 7/20/09; Commission's opposition filed 8/21/09; defendants' replies filed 9/11/09.
Order granting motion to dismiss Commission's second amended complaint entered 2/22/10.
Judgment dismissing Commission's claims with prejudice entered 4/21/10
Notice of appeal filed 6/10/10.
Commission's opening brief filed 7/26/10.
Defendants' answering brief filed 11/10/10.
Commission's reply brief filed 12/15/10.
Oral argument held 5/13/11.
Opinion affirming district court issued on 4/25/12.
Commission's petition for rehearing *en banc* filed 6/11/12.

FTC v. WELLNESS SUPPORT NETWORK, INC., No. 3:10-CV-04879 (N.D. Cal.)

Parties: Wellness Support Network, Inc.
Robert Held
Robyn Held

Assigned Attorneys: Laura Fremont (WR-SF)
Kenneth Hatheway Abbe

Alleged Conduct: Deceptive acts and practices in violation of Sections 5 and 12 of the FTC Act in connection with the marketing and sale of dietary supplements for the treatment of diabetes.

Status: Complaint filed 10/28/10.
Defendants' motion to dismiss filed 12/29/10; memorandum in opposition filed 1/14/11; reply to opposition filed 1/21/11; order granting in part and denying in part motion entered, 4/4/11.
Amended complaint filed 4/29/11.
Defendants' motion to dismiss first amended complaint filed 6/8/11, Commission's opposition filed 6/29/11; reply filed 7/8/11.
Order denying motion to dismiss entered 9/12/11.

FTC v. WILLMS, No. 2:11-CV-00828 (W.D. Wash)

Parties: Jesse Willms
Peter Graver
Adam Sechrist
Brett Callister
Carey Milne
1021018 Alberta Ltd. d/b/a Just think Media
1016363 Alberta Ltd. d/b/a edirect software
1524948 Alberta Ltd. d/b/a terra Marketing Group
Circle Media Bids Limited d/b/a Swipebids.com
CoastWest Holdings Limited
Elizabeth Graver
Farend Service Ltd.
JDW Media LLC
Mobile Web Media LLC
NetSoft Media LLC
Sphere Media LLC d/b/a SwipeBids.com
True Net LLC d/b/a selloffauctions.com

Assigned Attorneys: Julie K. Mayer (NWR)
Kathryn C. Decker
Nadine Samter
Eleanor Durham

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with the advertising, marketing and sale of variety of teeth whiteners, quick weight loss products and work from home schemes.

Status: Complaint filed 5/16/11.
Amended complaint filed 9/2/11.
Preliminary injunction entered 9/13/11.
Joint notice of settlement filed 11/30/11.
Stipulated final judgment and order for permanent injunction and monetary relief entered 3/6/12.
Order modifying final judgment and order entered 6/26/12.

FTC v. WYNDHAM WORLDWIDE CORP., No. 2:12-CV-01365 (D. Ariz.)

Parties: Wyndham Worldwide Corp.
Wyndham Hotel Group, LLC
Wyndham Hotels Resorts, LLC
Wyndham Hotel Management Inc.

Assigned Attorneys: John A. Krebs (BCP/DPIP)
Katherine E. McCarron
Kevin H. Moriarty
Kristin K. Cohen
Lisa N.W. Schifferle

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with failing to maintain reasonable of appropriate data security of consumer for consumers sensitive information.

Status: Complaint filed 6/22/12.

FTC v. YELLOW PAGE MARKETING B.V., No. 1:11-CV-05035 (N.D. Ill.)

Parties: Yellow Page Marketing B.V., d/b/a Yellow Page B.V. and Yellow Page (Netherlands) B.V.
Yellow Publishing Ltd.
Yellow Data Services Ltd.
Jan Marks

Assigned Attorneys: Rozina Cynthia Bhimani (MWR)
Matthew H. Wernz

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act involving a campaign to induce small business and nonprofit

organizations in the United States and elsewhere to pay for unordered listings in an internet directory.

Status:

Complaint filed 7/26/11.

Ex parte TRO with asset freeze entered 7/26/11.

Preliminary injunction as to defendants Yellow Page Marketing B.V., Yellow Publishing Ltd., and Yellow Data Services Ltd. entered 8/9/11.

Commission's motion for default against defendants Yellow Page Marketing B.V., Yellow Data Services LTD., and Yellow Publishing LTD. filed 12/05/11; granted 12/13/11.

CIVIL PENALTY AND ENFORCEMENT CASES*

(A) Consumer Protection

UNITED STATES v. ANDREW TORREGROSSA & SONS, INC., No. 1:12-CV-03198 (E.D. N.Y.)

Parties: Andrew Torregrossa & Sons, Inc.
Andrew L. Torregrossa
John L. Torregrossa

Assigned Attorneys: Richard K. Hayes (AUSA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Funeral Rule in connection with providing funeral goods and services.

Status: Complaint filed 6/27/12.

UNITED STATES v. B.K. HENRY FUNERAL CHAPEL, INC., No. 1:11-CV-01258 (D.D.C.)

Parties: B.K. Henry Funeral Chapel, Inc.
Brian K. Henry
Lisa Henry

Assigned Attorneys: Cindy Cho (DOJ/CPB)

Alleged Conduct: Violations of the Funeral Rule by failing to provide written casket pricing list for customers who inquire in person.

Status: Complaint filed 7/12/11.
Answer to complaint with jury demand filed 9/26/11.

* Includes all suits in which civil penalties are sought; consumer redress, injunctions, and ancillary equitable relief may also be sought.

UNITED STATES v. BUSINESS RECOVERY SERVICES, LLC, No. 11-17677 (9th Cir.), No. 2:11-CV-00390 (D. Ariz.)

Parties: Business Recovery Services, LLC
Brian Hessler

Assigned Attorneys: Jessica R. Gunder (DOJ/CPB)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule in connection with abandoned calls and telephone calls to consumers on the National Do Not Call registry.

Status: Complaint filed 3/1/11.
Answer to complaint filed 3/28/11; amended answer filed 6/19/12.
Order granting preliminary injunction entered 4/15/11.
Order denying defendants' motion to modify preliminary injunction, entered 10/17/11.
Notice of appeal from order denying motion to modify preliminary injunction filed 11/5/11; appellant's brief filed 12/5/11; United States' brief filed 1/17/12.
Defendants' motion to dismiss filed 1/16/12; United States' response filed 2/1/12; reply filed 2/13/12; order denying motion entered 4/10/12.
Appeal argued 6/15/12.
Court of appeals per curiam affirmance issued 6/20/12.

UNITED STATES v. CARTER, No. 1:11-CV-04801 (N.D. Ill.)

Parties: Harry J. Carter, III, individually, and d/b/a Carter Funeral Chapels, Ltd.

Assigned Attorneys: Adrienne Fowler (DOJ/CPB)
LaShonda Hunt (AUSA)

Alleged Conduct: Violation of the Funeral Rule by failing to provide a printed general price list.

Status: Complaint filed 7/15/11.
Defendants' answer to complaint filed 2/8/12.

UNITED STATES v. COX, No. 8:11-CV-01910 (C.D. Cal.)

Parties: Roy M. Cox, Jr.
Capital Solutions Group, S.A. and its foreign affiliate
Transfers Argentina, S.A. and its foreign affiliate
Public Service and its foreign affiliate
Marketing Strategy Group and its foreign affiliate
Castle Rock Capital Management Inc. and its foreign affiliate
Castle Rock Capital Management, S.A. and its foreign affiliate
Capital Solutions Group, S.A. and its foreign affiliate

Assigned Attorneys: Carol Lyn Wallack (DOJ/CPB)
Matthew Samuel Ebert

Alleged Conduct: Deceptive acts and practice in violation of Section 5 and the
Telemarketing Sales Rule in connection with telephone calls made to
person's on the National Do Not Call Registry.

Status: Complaint filed 12/12/11.

UNITED STATES v. DANIEL CHAPTER ONE, No. 10-5370 (D.C. Cir.); No. 1:10-CV-01362
(D.D.C.)

Parties: Daniel Chapter One
James Feijo

Assigned Attorneys: Laura DeMartino (BCP/ENF)
Kristin M. Williams
Jessica R. Grunder (DOJ/CPB)

Alleged Conduct: Violation of an FTC final cease and desist order in connection with
defendants' continued deceptive advertising, promotion, and sale of
"cancer-cure" products and failure to send required notification to prior
purchasers of such products.

Status: Complaint filed 8/13/10.
United States' motion for preliminary injunction filed 8/25/10.
Defendants' motion to dismiss filed 9/1/10.
Order denying United States' and defendants' motions, and staying case
pending resolution of defendants' appeal of the Commission's
cease and desist order entered 9/14/10.
Notice of appeal by United States filed 11/12/10. United State's motion to
dismiss appeal voluntarily by United States filed 1/3/11.
Stay lifted 3/7/11.
United States' motion for preliminary injunction filed 3/11/11; opposition
filed 3/25/11; reply filed 4/1/11.

Defendants' motion for stay filed 3/25/11; opposition filed 4/1/11; reply filed 4/8/11; motion denied 5/10/11.
Order granting United States' motion for preliminary injunction entered 6/22/11.
United States' motion for order to show cause why Daniel Chapter One, James Feijo, and Patricia Feijo should not be held in contempt of 6/22/11 order filed 7/29/11.
United States' motion for summary judgment on liability filed 9/30/11; opposition filed 10/21/11; reply filed 11/30/11.
Order finding defendants in contempt entered 5/9/12; contempt purged and order vacated 5/24/12.

UNITED STATES v. DISH NETWORK L.L.C., No. 3:09-CV-03073 (C.D. Ill.)

Parties: Dish Network L.L.C.

Assigned Attorneys: Russell Deitch (BCP/MP)
Gary Ivens
Daniel K. Crane-Hirsch (DOJ/CPB)
James A. Lewis (AUSA)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule in connection with abandoned calls and telephone calls to consumers on the National Do Not Call registry.

Status: Complaint filed 3/25/09.
Defendant's motion to dismiss filed 5/21/09; plaintiff's response in opposition filed 7/17/09; defendant's reply filed 7/27/09; plaintiff's sur-reply filed 9/11/09.
Order denying motion to dismiss entered 11/21/09.
Defendant's motion for reconsideration or interlocutory appeal filed 11/19/09; plaintiff's response filed 12/22/09; order denying motion entered 2/4/10.
Memorandum in opposition to motion/petition filed 5/21/10.
Motion to compel 7/30/10; memorandum in opposition to motion 8/16/10; memorandum in support of motion filed 9/24/10; order on motion to compel entered, 12/9/10.
Appeal of magistrate judge decision to district court filed 12/29/10.
Defendants' motion to stay action under doctrine of primary jurisdiction filed 12/21/10; opposition filed 1/12/11.
Order directing the parties to file an administrative complaint with the FCC, to obtain its interpretation of statutory language, entered 2/4/11.
Trial set for 6/4/13.

UNITED STATES v. DONMAZ LTD., No. 1:12-CV-02187 (E.D.N.Y.)

Parties: Donmaz Ltd., d/b/a Blair Mazarella Funeral Home
James Donofrio

Assigned Attorneys: Richard K. Hayes (AUSA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and the Funeral Rule.

Status: Complaint filed 5/3/12.
Consent judgment entered 5/22/12.

UNITED STATES v. FEATURE FILMS FOR FAMILIES, INC., No. 4:11-CV-00197
(N.D. Fla.)

Parties: Feature Films for Families, Inc.
Corporations for Character LC
Family of Utah, Inc.
Forrest Sandusky Baker, III

Assigned Attorneys: Peter G. Fisher (AUSA)
Daniel M. Bacza (DOJ/CPB)
Michael Tankersley (BCP)
Arturo DeCastro

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with telemarketing to induce the purchase of goods or services, and to induce charitable contributions, telemarketing calls to consumers on the “Do-Not-Call” list.

Status: Complaint filed 5/5/11.
Defendants’ motion to dismiss for failure to state a claim and for improper venue filed 7/25/11; United States’ memo in opposition filed 8/8/11; order denying motion entered 10/25/11.
Defendants’ counterclaim against the United States filed 11/14/11.
United States’ motion to dismiss counterclaims for lack of jurisdiction filed 12/21/11; response in opposition filed 1/09/12; motion denied 5/19/12.
Jury trial set for 11/5/12.

UNITED STATES v. HARRISON FUNERAL HOME, No. 7:12-CV-03733 (S.D.N.Y.)

Parties: Harrison Funeral Home
John Balsamo

Assigned Attorneys: Natalie N. Kuehler (AUSA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Funeral Rule in connection with providing funeral goods and services.

Status: Complaint filed 5/10/12.

UNITED STATES v. LUEBKE BAKER & ASSOCIATES, No. 1:12-CV-01145 (E.D. Ill.)

Parties: Luebke Baker & Assoc.
Kevin J. Luebke
Matthew T. Scott
Leslie M. Farrar
Joel Ferguson
Julissa W. Luebke

Assigned Attorneys: Daniel K. Crane-Hirsch (DOJ/CPB)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act, the TSR, and Fair Debt Collection Practices Act in connection with debt collection activities.

Status: Complaint filed 5/11/12.
Order granting permanent injunction entered 5/22/11.
Final judgment entered 5/24/12.

FTC v. NAVESTAD, Nos. 11-1949, 11-1950 (2d Cir.), No. 6:09-CV-06329 (W.D.N.Y.)

Parties: Paul Navestad, a/k/a Paul Richard, d/b/a Cash Grant Institute, Global Ad Agency, Global Advertising Agency
Chintana Maspakorn, a/k/a Christina Maskaporn, d/b/a Cash Grant Institute, Global Ad Agency, Global Advertising Agency

Assigned Attorneys: Russell S. Deitch (BCP/MP)
Craig Tregillus
Kathleen Daffan
David L. Sieradzki (OGC)

Alleged Conduct: Violations of the Telemarketing Sales Rule and Section 5 in connection with telephone calls to consumers on the National Do Not Call registry.

Status: Complaint for civil penalties and other relief filed 6/25/09.
TRO with asset freeze and other equitable relief entered 6/25/09.
Preliminary injunction entered 7/21/09.
Order directing defendant Navestad to comply with requirements of the preliminary injunction, entered 3/14/11.
Order striking five affirmative defenses, entered 3/14/11.
Notices of appeal of orders on motion to strike and motion to show cause by defendant Paul Navestad filed 5/10/11.
Motions to dismiss appeals filed 6/22/11.
Order dismissing appeal entered 7/7/11.
Judgment in favor of the Commission entered 4/16/12.

UNITED STATES v. RMCN CREDIT SERVICES, INC., No. 4:11-CV-00650 (E.D. Tex.)

Parties: RMCN Credit Services, Inc.
Doug Parker
Julie Parker

Assigned Attorneys: Philip Martin Toomjian (DOJ/CPB)
J. Kevin McClendon (AUSA)

Alleged Conduct: Deceptive acts and practices in violation of the Credit Repair Organization Act in connection with advertising and sale of credit repair services.

Status: Complaint filed 10/12/11.
Defendants' motion to dismiss filed 12/12/11.

UNITED STATES v. ROCKYOU, INC., No. 3:12-CV-01487 (N.D. Cal.)

Parties: RockYou, Inc.

Assigned Attorneys: Alan Phelps (DOJ/CPB)

Alleged Conduct: Violations of section 5, and the Children's Online Privacy Protection Act (COPPA) in connection with the operation of a website or online service where personal information from children was collected without prior notice or disclosure to parents.

Status: Complaint filed 3/26/12.
Consent decree and order for civil penalties, injunction, and other relief entered 3/28/12.

UNITED STATES v. SONKEI COMMUNICATIONS INC., No. 8:11-CV-01777 (C.D. Cal.)

Parties: Sonkei Communications Inc., d/b/a Sonkie and Sonkie One
Peter J. Turpel
Joseph Turpel

Assigned Attorneys: Sondra L. Mills (DOJ/CPB)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule in making telemarketing calls to telephone numbers on the Do Not Call Registry

Status: Complaint filed 11/17/11; answer to complaint filed 1/12/12.

UNITED STATES v. SPOKEO, INC., No. 2:12-CV-05001 (C.D. Cal.)

Parties: Spokeo, Inc.

Assigned Attorneys: Wendy L. Weiss (AUSA)
Alan Phelps (DOJ/CPB)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and the Fair Credit Reporting Act in connection with furnishing credit reports.

Status: Complaint filed 6/7/12.
Consent decree and order for civil penalties, permanent injunction, and other relief entered 6/19/12.

UNITED STATES v. SUMPOLEC, No.6:09-CV-00378 (M.D. Fla.)

Parties: Edward Sumpolec, d/b/a Thermalkool, Thermacool, Energy Conservation Specialists

Assigned Attorneys: Michael J. Davis (BCP/ENF)
Philip M. Toomajian (DOJ/CPB)
Scott H. Park (AUSA)

Alleged Conduct: Violations of Section 5 and the R-Value Rule in connection with the sale of home insulation products.

Status: Complaint filed 2/26/09.
Default entered 5/29/09; vacated 2/10/10.
United States' motion for summary judgment filed 12/17/10.
Judgment against Edward Sumpolec entered 9/12/11.
United States' motion for permanent injunction and civil penalties filed 10/11/11; defendant's response filed 12/09/11; hearing set for 7/26/12.

(B) Competition

(None Pending)

SUBPOENA AND CID ENFORCEMENT PROCEEDINGS

FTC v. BOEHRINGER INGELHEIM PHARMACEUTICALS, INC., No. 1:09-MC-00564
(D.D.C.)

Parties: Boehringer Ingelheim Pharmaceuticals, Inc.

Assigned Attorneys: Imad D. Abyad (OGC)
 Robert B. Mahini
 Leslie R. Melman
 David C. Shonka

Alleged Conduct: Petition for an order to enforce a subpoena.

Status: Petition filed 10/23/09.
 Order to show cause entered 12/4/09.
 Matter transferred to magistrate judge 12/1/10.
 Status conference held on 10/24/11.
 Hearing on merits held 12/09/11.

SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION

BASIC RESEARCH v. FTC, No. 2:09-CV-00779 (D. Utah)

Parties: Basic Research
A.G. Waterhouse
Sovage Dermalogic Laboratories
Carter-Reed Company, LLC
Dynakor Pharmacal
Dennis Gay
Mitchell K. Friedlander

Assigned Attorneys: Mark Hegedus (OGC)
Drake Cutini (DOJ/CPB)
Jeannette Swent (AUSA)

Nature of Action: Declaratory judgment action claiming violations of plaintiffs' free speech and due process constitutional rights in connection with advertising for weight loss products.

Status: Complaint filed 8/31/09.
Motion to dismiss complaint filed 10/30/09; plaintiffs' response in opposition filed 12/23/09; Commission's reply filed 1/22/10; plaintiffs' sur-reply filed 4/1/10.
Plaintiffs' motion to consolidate case with *United States v. Basic Research, L.L.C.*, No. 2:09-CV-00972 (D. Utah) filed 11/6/09; Commission's response in opposition filed 11/23/09; plaintiffs' reply filed 12/14/09.
Oral argument on pending motions held 5/6/10.
Memorandum decision denying motion to dismiss complaint and granting motion to consolidate case with *United States v. Basic Research, L.L.C.*, No. 2:09-CV-00972 entered 5/23/11.
Plaintiffs' motion for partial summary judgment filed 8/27/11; Commission's opposition filed on 9/28/11; reply filed 11/01/11.
Commission's motion for partial summary judgment filed 5/24/12; hearing on motion held 5/31/12.
Order granting Commission's motion for partial summary judgment entered 6/1/12.

CARTER, FULLERTON & HAYES, LLC v. FTC, No. 1:12-CV-00448 (E.D.Va.)

Parties: Carter, Fullerton, & Hayes LLC

Assigned Attorneys: Stephen Obermeir (AUSA)
David Sieradzki (OGC)
Dione Stearns

Nature of Action: Action alleging violation of the Freedom of Information Act.

Status: Complaint filed 4/24/12.

CAUSE OF ACTION v. FTC, No. 1:12-CV-00850 (D.D.C.)

Parties: Cause of Action

Assigned Attorneys: Mitchell Zeff (AUSA)
Michael Bergman (OGC)
Dione Stearns

Nature of Action: Action alleging violation of the Freedom of Information Act.

Status: Complaint filed 5/25/12.

CAUSEY v. PORTFOLIO ACQUISITIONS, LLC, No. 2:10-CV-02781 (E.D. Cal.)

Parties: Jeanine Causey, a/k/a Jeanine Boyd (Plaintiff)
Robert Causey (Plaintiff)
Portfolio Acquisitions, LLC (Defendant)
NCC (Defendant)
OSI Collect Services, Inc (Defendant)
NCO Funding, Inc (Defendant)
Citigroup, Inc. (Defendant)
JP Morgan Chase & Co. (Defendant)
Federal Trade Commission (Defendant)
State of California Department of Consumer Affairs (Defendant)
NCO Group (Defendant)

Assigned Attorneys: Bobbie Montoya (AUSA)
John Singer (OGC)

Nature of Action: Action for damages and declaratory relief for violations of the Fair Debt Collect Practices Act.

Status: Complaint filed 8/27/10.

Commission's motion to dismiss filed 3/20/12; statement of non-opposition to Commission's motion by Jeanine and Robert Causey filed 4/11/12.

DINGLER v. EQUIFAX, No. 3:12-CV-00455 (N.D. Tex.)

Parties: Joseph Dingler (Plaintiff)
Equifax (Defendant)
Experian (Defendant)
Transunion (Defendant)
Federal Trade Commission (Defendant)

Assigned Attorneys: Burke Kappler (OGC)

Nature of Action: Action for declaratory and injunctive relief under the Fair Credit Reporting Act.

Status: Complaint filed 2/13/12.
Amended complaint filed 4/27/12.

MODERN IMAGING SOLUTIONS, INC. v. UNITED STATES, No.1:11-CV-0071; 1:11-CV-00344 (Fed. Cl.)

Party: Modern Imaging Solutions, Inc.

Assigned Attorneys: Michele Arington (OGC)
Daniel B. Volk (DOJ/CLB)

Nature of Action: Action for breach of contract in connection with agency's non-payment for unauthorized purchases by FTC employee.

Status: Complaint filed 5/31/11.
Order granting plaintiff's motion to voluntarily dismiss complaint without prejudice entered 8/9/11.
Complaint refiled 10/26/11.
United States' motion to dismiss filed 12/27/11; plaintiff's opposition filed 2/23/12; United States' reply filed 3/12/12.

NAT'L AUTOMOBILE DEALERS ASS'N v. FTC, No. 12-5191 (D.C. Cir.); 1:11-CV-01711
(D. D.C.)

Parties: National Automobile Dealers Association

Assigned Attorney's: David Sieradzki (OGC)
Drake Cutini (DOJ/CPB)

Nature of Action: Action for injunction and declaratory relief with respect to the FTC's rules implementing credit score disclosure requirements of the Dodd-Frank Act.

Status: Complaint filed 9/22/11.
Plaintiff's motion for summary judgment filed 12/16/11.
Commission's motion to dismiss filed 12/21/11; opposition filed 2/17/12;
reply filed 3/23/12.
Order denying plaintiff's motion for summary judgment and dismissing
case entered 5/22/12.
Notice of appeal filed 6/15/12.

NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS v. FTC, No. 11-1679
(4th Cir.), No. 5:11-CV-0049 (E.D.N.C.)

Party: North Carolina State Board of Dental Examiners

Assigned Attorneys: Melissa Westman-Cherry (BC)
Imad D. Abyad (OGC)

Nature of Action: Action for declaratory and injunctive relief with respect to pending
Commission adjudicative proceeding.

Status: Complaint filed 2/1/11.
Motion for TRO filed 2/2/11.
Response in opposition to motion filed 2/7/11.
Order denying TRO entered 2/9/11.
Motion to dismiss filed 2/28/11; opposition filed 3/24/11; reply filed
4/7/11.
Order granting motion to dismiss entered 5/3/11.
Notice of appeal filed 6/27/11.
Appellant's brief filed 10/6/11; Commission's brief filed 11/28/11;
Appellant's reply brief filed 12/15/11.

POM WONDERFUL, LLC v. FTC, No. 1:10-CV-01539 (D.D.C.)

Parties: POM Wonderful, LLC

Assigned Attorneys: David L. Sieradzki (OGC)
Drake S. Cutini (DOJ/CPB)

Nature of Action: Declaratory judgment action claiming violation of the FTC Act, the Administrative Procedure Act, and plaintiff's First and Fifth Amendment rights in connection with Commission's application of substantiation standard to POM.

Status: Complaint filed 9/13/10.
Commission's motion to dismiss filed 11/16/10; POM Wonderful's opposition filed 1/13/11; Commission's reply filed 1/24/11.

REASSURE AMERICAN LIFE INSURANCE CO. v. ANDREONI, No. 11-10158 (11th Cir.),
No. 1:08-CV-22664 (S.D. Fla.)

Parties: Reassure American Life Insurance Co. (Plaintiff)
Miriam Sofia Andreoni (Defendant)
Peter and Nadia Smolyanski, Co-Trustees of the
Anthony Andreoni Irrevocable Trust (Defendants)
Bruce E. Warner (Defendant)
Federal Trade Commission (Intervenor)

Assigned Attorneys: Ruthanne M. Deutsch (OGC)
Michael E. Tankersley (BCP/MP)
Daniel O. Hanks

Nature of Action: Interpleader action to determine the disposition of life insurance proceeds, in which the Commission intervened to collect on the judgment in its favor in *FTC v. American Entertainment Distributions, Inc.*

Status: Complaint filed 9/29/08.
FTC's motion to intervene granted, 3/23/10.
Orders granting summary judgment to FTC and substituting it for Miriam Andreoni, entered 11/17/10.
Notice of appeal filed 1/12/11.
Appellants' opening briefs filed 4/11/11 and 5/25/11
Commission's response brief filed 6/23/11.
Oral argument held on 2/28/12.
Decision affirming district court judgment entered 3/6/12.

RICHARDS v. GREAT WESTERN INSURANCE COMPANY, No. 0:11-CV-00965 (D. Minn.)

Parties: Leonard J. Richards (Plaintiff)
Great Western Insurance Company (Defendant)
Gill Brothers Funeral Chapels, Inc. (Defendant)
Federal Trade Commission (Defendant)
Patrick Donahoe (Defendant)
State of Minnesota (Defendant)
David J. Benke (Defendant)
Michael J. Rothman (Defendant)
Thomas Roy (Defendant)

Assigned Attorneys: Ana H. Voss (AUSA)

Nature of Action: Action for declaratory and other relief in connection with alleged violation of Funeral Rule.

Status: FTC's motion to dismiss filed 5/17/11.
Answer to complaint by State of Minnesota, Thomas Roy, Michael Rothman, and David J. Benke filed 9/19/12; motion for summary judgment entered 9/30/11.
Magistrate judge's report and recommendation federal defendant's motion to dismiss is denied, plaintiffs motion for sanctions and protective order is denied, and the remaining matters are remanded to the state court for resolution entered 1/13/12.
Memorandum opinion and order adopting magistrate judge's report and granting FTC's motion to dismiss entered 3/5/12.

TRUDEAU v. FTC, No. 1:12-CV-00574 (N.D. Ill.)

Parties: Kevin Trudeau

Assigned Attorneys: David Sieradzki (OGC)
Abigail L. Peluso (AUSA)

Nature of Action: Petition to enjoin the FTC from improperly withholding certain agency records under the Freedom of Information Act (FOIA).

Status: Complaint filed 1/26/12; amended 1/30/12.
Answer to amended complaint filed 3/6/12.
Commission's motion to dismiss complaint filed 6/20/12.
Order dismissing complaint with prejudice entered 6/21/12.

AMICUS CURIAE BRIEFS or PARTIAL INTERVENTIONS

AURARIA STUDENT HOUSING v. CAMPUS VILLAGE APARTMENTS LLC, No.11-1569
(10th Cir.)

Assigned Attorneys: John F. Daly (OGC)
Michael Bergman
Robert B. Nicholson (DOJ/AD)
Nickolai Levin

Nature of Action: Private action involving whether dismissal of an antitrust claim under the state action doctrine is immediately appealable under the collateral order doctrine.

Status: Brief of the United States and FTC as amici curiae in support of appellee filed 4/13/12.

IN RE K-DUR ANTITRUST LITIGATION, Nos. 10-2077, 10-2078, 10-2079 (3d Cir.)

Assigned Attorney: John F. Daly (OGC)
Malcolm L. Stewart (DOJ/OSG)

Nature of Action: Private action involving antitrust claims that a drug manufacturer restricted generic drug companies from marketing generic versions of its prescription medication when the manufacturer made settlement agreements with two of the generic companies.

Status: Brief of Commission as amicus curiae in support of plaintiffs/
appellants filed 5/18/11.
Oral argument held 12/12/11.

KING v. GENERAL INFORMATION SERVICES, No. 2:10-CV06850 (E.D. Pa.)

Assigned Attorney: John F. Daly (OGC)

Nature of Action: Private action under the Fair Credit Reporting Act.

Status: Brief of the United States, joined by the FTC and Consumer Financial Protection Bureau, as intervenor supporting the constitutionality of the FCRA, filed 5/3/12.

MINN-CHEM INC., ET. AL., v. AGRIMUM, ET. AL., No. 10-1712 (7th Cir.)

Assigned Attorney: John F. Daly (OGC)
Catherine G. O’Sullivan (DOJ/AD)
Robert B. Nicholson
James J. Fredricks
Nickolai H. Levin
Kristen C. Limarzi

Nature of Action: Alleged foreign conspiracy to fix the price of potash in violation of Section 1 of the Sherman Act.

Status: Brief of Commission and United States as amici curiae in support of neither part on rehearing en banc filed 1/23/12.
Appellants’ supplemental brief in response to government’s brief filed 1/26/12.
Oral argument held 2/8/12.
Opinion affirming district court entered 6/27/12.

MYLAN PHARMACEUTICALS v. SEBELIUS, No.1:12-CV-00524 (D.D.C.)

Assigned Attorneys: Markus H. Meier (BC)
Bradley S. Albert

Nature of Action: Private action under the Hatch-Waxman Act, addressing the question whether a branded drug seller can control 180-day generic exclusivity rights.

Status: Brief of Commission as amicus curiae, in support of neither party, filed 4/12/12.

RITZ CAMERA & IMAGE, LLC v. SCANDISK CORP., No. 12-1183 (Fed. Cir.)

Assigned Attorneys: John F. Daly (OGC)
Michele Arington
Catherine F. O’Sullivan (DOJ/AD)
Kristin Limarzi

Nature of Action: Private action under Section 2 of the Sherman Act alleging illegal monopolization of the market for flash drives using patents procured through fraud.

Status: Joint brief of the United States and the Commission as amici curiae in support of appellee Ritz Camera filed 5/22/12.

ST. JOSEPH ABBEY, ET. AL. v. PAUL CASTILE, ET. AL., No. 11-20756 (5th Cir.); 2:10-CV-2717 (E.D. La.)

Assigned Attorney: John F. Daly (OGC)

Nature of Action: Private action concerning Louisiana's licensing restrictions on retail casket sales and their effect on the Funeral Rule.

Status: Brief of Commission as amicus curiae in support of neither party filed 12/16/11.
Oral argument held 6/7/12.

VASSALLE v. MIDLAND FUNDING LLC, No. 3:11-CV-00096 (N.D. Ohio)

Assigned Attorney: Larissa L. Bungo (ECR)

Nature of Action: Private action concerning consumers' rights to defend themselves in ongoing debt collections.

Status: Brief of Federal Trade Commission as amicus curiae in support of plaintiff filed 6/21/11.
Memorandum opinion and judgment entered 8/12/11.
Notice of appeal filed 9/12/11.