

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA  
Miami Division

Case No. 04-22431-CIV-MARTINEZ/BROWN

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMERICAN ENTERTAINMENT  
DISTRIBUTORS, INC., et al.,

Defendants.

**ORDER REGARDING ASSETS**

This matter comes before the Court on the Plaintiff's Motion to Include Account of Automated DVD Machines, Inc., in Dissolution of Automated Entertainment Dispensers, Inc. (**D.E. No. 301**) and upon the Plaintiff's and the Receiver's Joint Motion for Order Directing Release of Frozen Bank Account Funds to the Federal Trade Commission and Receiver in Accordance with Default Judgment and Final Order (**D.E. No. 302**). No opposition has been filed. Upon consideration of the motions, the Court finds that Defendant Miriam Sophia Andreoni has surrendered all interest in the funds in Bank of America, N.A. account 003764648255 in the name of Automated DVD Machines, Inc.; that the funds in this account were taken from Defendant Automated Entertainment Dispensers, Inc., and deposited at Bank of America the day before this Court entered an asset freeze; and that Gerald Wald, Esq., has been appointed by this court as Receiver for Automated Entertainment Dispensers, Inc., for the purpose of winding down the corporation and liquidating its assets; and, therefore, it is hereby:

ORDERED AND ADJUDGED that

1. Plaintiff's Motion to Include Account of Automated DVD Machines, Inc., in Dissolution of Automated Entertainment Dispensers, Inc. (**D.E. No. 301**) is **GRANTED**.

a. Bank of America, N.A., is directed to transfer and deliver the funds in account 003764648255 in the name of Automated DVD Machines, Inc., to Receiver Gerald Wald; and

b. Receiver Gerald Wald shall include these funds among the assets to be liquidated in winding down Automated Entertainment Dispensers, Inc., pursuant to the Stipulated Final Order entered by this Court on November 18, 2010.

2. Plaintiff's and the Receiver's Joint Motion for Order Directing Release of Frozen Bank Account Funds to the Federal Trade Commission and Receiver in Accordance with Default Judgment and Final Order (**D.E. No. 302**) is **GRANTED**.

a. Upon receipt of this Order, Wachovia Bank, N.A., and its successors and assigns shall immediately transfer and deliver held in the name of James MacArthur to the Federal Trade Commission by certified check or other guaranteed funds payable to the Federal Trade Commission; and

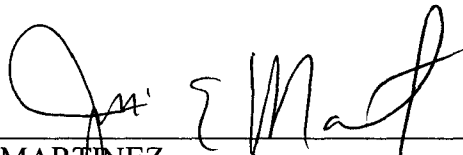
b. Transfer and deliver funds held in the name of the American Entertainment Distributors, Inc., to Gerald Wald, previously appointed permanent receiver for American Entertainment Distributors, Inc. Wachovia shall transfer such funds in accordance with the Receiver's directions.

c. The freeze of the assets of Defendants James MacArthur and American Entertainment Distributors, Inc., as set forth in the Stipulated Preliminary Injunction with Asset Freeze entered by this Court on October 21, 2004 (D.E. No.

56), is, upon entry of this Order, lifted to the extent necessary to transfer and turn over the funds identified above.

d. The Receiver shall include received pursuant to this order in the assets to be liquidated in winding down American Entertainment Distributors, Inc., pursuant to the Default Judgment and Final Order entered by this Court on February 22, 2005. Funds received by the FTC from the Receiver and pursuant to this Order shall be deposited in a redress fund accordance with the Default Judgment and Final Order entered by this Court on February 22, 2005.

DONE AND ORDERED, in Chambers at Miami, Florida, this 24 day of January, 2011.

  
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JOSE E. MARTINEZ  
UNITED STATES DISTRICT JUDGE

Copies provided to:  
Magistrate Judge Brown  
All Counsel of Record