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CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Federal Trade Commission,
Plaintiff,

vs.

Advertising Strategies, LLC, an Arizona limited liability company,
Internet Advertising Solutions, LLC, an Arizona limited liability company,
Internet Resource Group, Inc., an Arizona corporation,
Network Advertising Systems, LLC, an Arizona limited liability company,
Network Professional Systems, LLC, an Arizona limited liability company,
Network Solutions Group, Inc., an Arizona corporation,
Matthew Rodriguez, a/k/a Matt Rodriguez, individually and as an officer, member, and/or manager of Advertising Strategies, LLC and Network Advertising Systems, LLC,
Susan Marie Rodriguez, individually and as an officer, member, and/or manager of Internet Advertising Solutions, LLC and Internet Resource Group, Inc., and
William Matthew Whitley, a/k/a Matt Whitley, individually and as an officer, member, and/or manager of Network Professional Systems, LLC and Network Solutions Group, Inc.,
Defendants.

No. CV-

CV-16-3353-PHX-DJH

~~PROPOSED~~
**TEMPORARY
RESTRAINING
ORDER, AND ORDER
TO SHOW CAUSE
WHY A
PRELIMINARY
INUNCTION
SHOULD NOT ISSUE**

1 Plaintiff, the Federal Trade Commission (“FTC”), has filed its Complaint for
2 Permanent Injunction and Other Equitable Relief pursuant to Section 13(b) of the Federal
3 Trade Commission Act (“FTC Act”), 15 U.S.C. §§ 53(b), and the Telemarketing and
4 Consumer Fraud and Abuse Prevention Act, 15 U.S.C. §§ 6101-6108, and has moved,
5 pursuant to Federal Rule of Civil Procedure 65(b), for a temporary restraining order and
6 for an order to show cause why a preliminary injunction should not issue against
7 Defendants Advertising Strategies, LLC; Internet Advertising Solutions, LLC; Internet
8 Resource Group, Inc.; Network Advertising Systems, LLC; Network Professional
9 Systems, LLC; Network Solutions Group, Inc.; Matthew Rodriguez; Susan Marie
10 Rodriguez ; and William Matthew Whitley (collectively, “Defendants”).

11 FINDINGS

12 The Court has considered the Complaint, motion for a temporary restraining order
13 and for an order to show cause, declarations, exhibits, and memoranda filed in support of
14 the FTC’s motion and, being otherwise advised, makes the following findings of fact:

15 1. This Court has jurisdiction over the subject matter of this case, and there is
16 good cause to believe it will have jurisdiction over all parties hereto, and that venue in
17 this district is proper.

18 2. There is good cause to believe that Defendants have engaged in and are
19 likely to engage in acts and practices that violate Section 5(a) of the FTC Act, 15 U.S.C.
20 § 45(a), the FTC’s Trade Regulation Rule entitled “Telemarketing Sales Rule” (“TSR”),
21 16 C.F.R. Part 310, and that the FTC is therefore likely to prevail on the merits of this
22 action. As demonstrated by the consumer declarations, consumer complaint records,
23 Defendants’ correspondence and records, records from state regulators and the Better
24 Business Bureaus, and by the other documentary evidence filed by the FTC, the FTC has
25 established a likelihood of success in showing that Defendants have made material
26 misrepresentations in the sale of purported make-money or investment opportunities to
27 numerous consumers. Through the documentary evidence it filed, the FTC has also
28 established a likelihood of success in showing that Defendants have violated the TSR by

1 engaging in deceptive call tactics and by disregarding the TSR requirements regarding
2 the National Do Not Call Registry.

3 3. There is good cause to believe that immediate and irreparable harm will
4 result from Defendants' ongoing violations of the FTC Act and the TSR unless
5 Defendants are restrained and enjoined by Order of this Court.

6 4. There is good cause to believe that immediate and irreparable damage to
7 the Court's ability to grant effective final relief for consumers—including the refund of
8 monies paid, restitution, or rescission or reformation of contract—will occur from the
9 sale, transfer, or other disposition or concealment by Defendants of Assets or records if
10 Defendants are provided with advance notice of this Order, and that therefore in
11 accordance with Fed. R. Civ. P. 65(b), the interests of justice require that this Order be
12 granted without prior notice to Defendants. There is thus good cause for relieving the
13 FTC of the duty to provide Defendants with prior notice of the FTC's motion.

14 5. Good cause exists for: (a) the appointment of a Temporary Receiver over
15 the Corporate Defendants; (b) freezing of Defendants' Assets; and (c) the ancillary relief
16 ordered below.

17 6. Considering Plaintiff's likelihood of ultimate success and weighing the
18 equities, it is in the public interest that the Court enter a temporary restraining order that:
19 (1) enjoins and restrains Defendants from making misrepresentations and from violating
20 the TSR; (2) imposes a temporary freeze on Defendants' Assets; (3) appoints a
21 Temporary Receiver over the Corporate Defendants to marshal and preserve their Assets,
22 manage their business affairs, and ascertain whether they engage in any lawful, profitable
23 activity; (4) grants the FTC and the Temporary Receiver immediate access to the
24 premises and records of the Corporate Defendants; (5) requires Defendants to fully
25 disclose all of their Assets; (6) allows for limited expedited discovery; and (7) requires
26 Defendants to show cause why a preliminary injunction should not be issue against them.

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1 with any Defendant, who receive actual notice of this Order, whether acting directly or
2 indirectly, in connection with the advertising, marketing, promotion, offering for sale, or
3 sale of any products or services, are **hereby temporarily restrained and enjoined** from
4 making any false or unsubstantiated representations, expressly or by implication,
5 regarding any material fact, including, but not limited to:

6 A. that any Defendant or other Person offers, sells, or provides investment
7 programs or opportunities, work-at-home programs, or website development programs or
8 opportunities;

9 B. the amount of income, earnings, or profits that a Person may or is likely to
10 earn, or that other Persons have earned in connection with products or services offered by
11 Defendants;

12 C. that any Defendant or other Persons will provide a money-back guarantee,
13 refund consumers' payments, or otherwise compensate consumers for payments made to
14 Defendants;

15 D. the total cost to purchase, receive, or use any products or services; or

16 E. any material aspect of the performance, efficacy, nature, or central
17 characteristics of any product or service.

18 **II.**

19 **PROHIBITIONS AGAINST VIOLATING THE TELEMARKETING SALES**
20 **RULE**

21 **IT IS THEREFORE ORDERED** that Defendants and Defendants' officers,
22 agents, employees, and attorneys, and all other Persons in active concert or participation
23 with any Defendant, who receive actual notice of this Order, whether acting directly or
24 indirectly, in connection with Telemarketing of any product or service, are **hereby**
25 **temporarily restrained and enjoined** from engaging in violations of the TSR, 16 C.F.R.
26 Part 310, including, but not limited to:

27 A. initiating, or causing others to initiate, an outbound telephone call (1) to a
28 Person's telephone number on the National Do Not Call Registry or (2) to a Person who

1 previously has stated that he or she does not wish to receive an outbound telephone call
2 made by or on behalf of the seller whose goods or services are being offered;

3 B. initiating outbound telephone calls to a telephone number within a given
4 area code on behalf of a seller who has not, either directly or through another person, paid
5 the required annual fee for access to the telephone numbers within that area code that are
6 included in the National Do Not Call Registry.

7 **III.**

8 **ASSET FREEZE**

9 **IT IS FURTHER ORDERED** that Defendants and their officers, agents,
10 employees, and attorneys, and all other persons in active concert or participation with any
11 Defendant, who receive actual notice of this Order, whether acting directly or indirectly,
12 are **hereby temporarily restrained and enjoined** from:

13 A. Transferring, liquidating, converting, encumbering, pledging, loaning,
14 selling, concealing, dissipating, disbursing, assigning, spending, conveying, gifting,
15 withdrawing, granting a lien or security interest or other interest in, or otherwise
16 disposing of any funds, real or personal property, accounts, contracts, consumer lists,
17 shares of stock, or other Assets, or any interest therein, wherever located, whether within
18 the United States or within a jurisdiction outside the United States, that are:

- 19 (1) owned or controlled, directly or indirectly, by any of the Defendants,
20 in whole or in part;
- 21 (2) held, in whole or in part, for the benefit of any Defendant;
- 22 (3) in the actual or constructive possession of any Defendant; or
- 23 (4) owned, controlled by, or in the actual or constructive possession of,
24 or otherwise held for the benefit of any corporation, partnership, or
25 other entity directly or indirectly owned, managed, or controlled by
26 any Defendant, or any entity acting under a fictitious name owned
27 by or controlled by an Defendants, including, but not limited to, any
28 Assets held by or for, or subject to access by any Defendant at any

1 bank or savings and loan institution, or with any broker-dealer,
2 escrow agent, title company, commodity trading company, precious
3 metals dealer, or other financial institution or depository institution
4 of any kind;

5 B. Opening or causing to be opened any safe deposit boxes titled in the name
6 of, or subject to access by, any Defendant;

7 C. Incurring charges or cash advances on any credit card issued in the name,
8 singly or jointly, of any Corporate Defendant;

9 D. Obtaining a loan encumbering the Assets of any Defendant, or any
10 corporation, partnership, or other entity directly or indirectly owned, managed, or
11 controlled by any Defendant;

12 E. Incurring liens or other encumbrances on real property, personal property or
13 other Assets titled in the name, singly or jointly, of any Defendant or any corporation,
14 partnership, or other entity directly or indirectly owned, managed, or controlled by any
15 Defendant; and

16 F. Cashing any checks or depositing any money orders, cash, or any other
17 payment (including credit card and debit card payments) received from consumers,
18 clients, or customers of any Defendant.

19 *Provided*, that the Assets affected by this Section III shall include: (1) all Assets of
20 any Defendant as of the date and time this Order was entered; and (2) for Assets obtained
21 after the date and time this Order was entered, only those Assets that are derived, directly
22 or indirectly, from Defendants' activities as alleged in the FTC's Complaint. This Section
23 does not prohibit transfers to the Receiver, as specifically required in Section XIV
24 (Transfer of Receivership Property to the Receiver), nor does it prohibit the repatriation
25 of foreign Assets, as specifically required in Section VI (Repatriation of Assets and
26 Documents).

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IV.

DUTIES OF ASSET HOLDERS

IT IS FURTHER ORDERED that any financial or brokerage institution, credit card processing company, payment processor, merchant bank, acquiring bank, independent sales organization, business entity, or Person served with a copy of this Order, or who otherwise has actual knowledge of this Order, that (a) holds, controls or maintains custody of any account, safe deposit box, post office box, or other Asset of any Defendant, (b) holds, controls, or maintains custody of any Asset associated with credits, debits, or charges made on behalf of any Defendant, including, but not limited to, reserve funds held by payment processors or other entities, or (c) has held, controlled, or maintained any such account, safe deposit box, or other Asset shall:

A. Hold and retain within its control and prohibit the withdrawal, removal, assignment, transfer, pledge, encumbrance, disbursement, dissipation, conversion, sale, or other disposal of any such Asset, except by further order of the Court;

B. Deny any person, except the Receiver acting pursuant to Section XIII of this Order (Receiver's Duties and Authority), access to any safe deposit box that is titled in the name of, individually or jointly, or otherwise subject to access by, any Defendant;

C. Provide FTC counsel and the Receiver, within five (5) business days of receiving a copy of this Order, a sworn statement setting forth:

(1) The identification number of each such account or Asset titled in the name, individually or jointly, of any Defendant, or held on behalf of or for the benefit of any Defendant;

(2) The balance of each such account, or a description of the nature and value of such Asset as of the close of business on the day on which this Order is served, and, if the account or other Asset has been closed or removed, the date closed or removed, the total funds removed in order to close the account, and the name of the Person or entity to whom such account or other Asset was remitted; and

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VI.

REPATRIATION OF ASSETS AND DOCUMENTS

IT IS FURTHER ORDERED that within five (5) days following the service of this Order, each Defendant shall:

A. Provide the FTC and the Receiver with a full accounting of all funds, Documents, and Assets outside of the United States which are: (1) titled in the name, individually or jointly, of any Defendant; or (2) held by any Person or entity for the benefit of any Defendant; or (3) under the direct or indirect control, whether jointly or singly, of any Defendant;

B. Transfer to the territory of the United States and deliver to the Receiver all funds, Documents, and Assets located in foreign countries which are: (1) titled in the name individually or jointly of any Defendant; or (2) held by any Person or entity, for the benefit of any Defendant; or (3) under the direct or indirect control of any Defendant, whether jointly or singly;

C. Provide the FTC and the Receiver access to all records of accounts or Assets of any Defendant held by financial institutions located outside the territorial United States by signing the Consent to Release of Financial Records appended to this Order as **Attachment D**.

VII.

NON-INTERFERENCE WITH REPATRIATION

IT IS FURTHER ORDERED that Defendants and Defendants’ officers, agents, employees, and attorneys, and all other Persons in active concert or participation with any Defendant, who receive actual notice of this Order, whether acting directly or indirectly, are **hereby temporarily restrained and enjoined** from taking any action, directly or indirectly, which may result in the encumbrance or dissipation of foreign Assets, or in the hindrance of the repatriation required by Section VI (Repatriation of Assets and Documents) of this Order, including, but not limited to:

1 any other Defendant, including any and all marketing materials, websites and webpages,
2 consumer complaints, customer records, rate decks, call detail records, telephone logs,
3 telephone scripts, contracts, correspondence, email, corporate books and records,
4 accounting data, financial statements, receipt books, ledgers, personal and business
5 canceled checks and check registers, bank statements, calendars, appointment books, and
6 tax returns; and

7 B. Failing to create and maintain Documents that, in reasonable detail,
8 accurately, fairly, and completely reflect Defendants' incomes, disbursements,
9 transactions, and use of Defendants' Assets.

10 X.

11 **NOTIFICATION OF NEW BUSINESS ACTIVITY**

12 **IT IS FURTHER ORDERED** that Defendants and Defendants' officers, agents,
13 employees, and attorneys, and all other persons in active concert or participation with any
14 Defendant, who receive actual notice of this Order, are **hereby temporarily restrained**
15 **and enjoined** from creating, operating, or exercising any control over any new business
16 entity, whether newly formed or previously inactive, including any partnership, limited
17 partnership, joint venture, sole proprietorship, or corporation, without first providing FTC
18 counsel with a written statement disclosing: (1) the name of the business entity; (2) the
19 address and telephone number of the business entity; (3) the names of the business
20 entity's officers, directors, principals, managers, members, and employees; and (4) a
21 detailed description of the business entity's intended activities.

22 XI.

23 **PROHIBITION ON RELEASE OF CONSUMER INFORMATION**

24 **IT IS FURTHER ORDERED** that Defendants and Defendants' officers, agents,
25 employees, and attorneys, and all other persons in active concert or participation with any
26 Defendant, are **hereby temporarily restrained and enjoined** from selling, renting,
27 leasing, transferring, using, disclosing, or otherwise benefitting from the name, address,
28 telephone number, credit card number, bank account number, email address, or other

1 identifying information of any Person who: (1) paid money to any Defendant; (2) was
2 previously contacted by Defendants in connection with investment opportunities or the
3 sale of business opportunities, work-at-home opportunities, or any service to assist in the
4 creation, advertising, marketing, promotion, or operation of an investment opportunity,
5 business opportunity, or work-at-home opportunity, including, but not limited to website
6 development, advertising, marketing, lead generation, social media promotion, search
7 engine optimization, training, and business establishment services; or (3) was on a list to
8 be contacted by Defendants.

9 *Provided, however,* that Defendants may disclose such identifying information to a
10 law enforcement agency or as required by any law, regulation, or court order.

11 **XII.**

12 **APPOINTMENT OF TEMPORARY RECEIVER**

13 **IT IS FURTHER ORDERED** that James C. Sell, CPA is
14 appointed temporary receiver for the Corporate Defendants, as well as for any affiliates,
15 subsidiaries, divisions, or telephone sales or customer service operations, wherever
16 located, with the full power of an equity receiver. The Receiver shall be the agent of this
17 Court, and solely the agent of this Court, in acting as Receiver under this Order. The
18 Receiver shall be accountable directly to this Court.

19 **XIII.**

20 **RECEIVER'S DUTIES AND AUTHORITY**

21 **IT IS FURTHER ORDERED** that the Receiver is authorized and directed to
22 accomplish the following:

23 A. Assume full control of the Corporate Defendants by removing, as the
24 Receiver deems necessary or advisable, any director, officer, independent contractor,
25 employee, or agent of any of the Corporate Defendants, including any Defendant, from
26 control of, management of, or participation in, the affairs of the Corporate Defendants;

27 B. Subject to subsection S of this Section, take exclusive custody, control, and
28 possession of all Assets and Documents of, or in the possession, custody, or under the

1 control of, the Corporate Defendants, wherever situated. The Receiver shall have full
2 power to divert mail and to sue for, collect, receive, take in possession, hold, and manage
3 all Assets and Documents of the Corporate Defendants and other persons or entities
4 whose interests are now under the direction, possession, custody, or control of, the
5 Corporate Defendants. The Receiver shall assume control over the income and profits
6 therefrom and all sums of money now or hereafter due or owing to the Corporate
7 Defendants.

8 *Provided, however,* that the Receiver shall not attempt to collect any amount from
9 a consumer if the Receiver believes the consumer was a victim of the unfair or deceptive
10 acts or practices or other violations of law alleged in the Complaint in this matter, without
11 prior Court approval;

12 C. Take all steps necessary to secure each location from which the Corporate
13 Defendants operate their business. Such steps may include, but are not limited to, any of
14 the following, as the Receiver deems necessary or advisable: (1) serving this Order;
15 (2) completing a written inventory of all Receivership Assets; (3) obtaining pertinent
16 information from all employees and other agents of the Corporate Defendants, including,
17 but not limited to, the name, home address, Social Security Number, job description,
18 passwords or access codes, method of compensation, and all accrued and unpaid
19 commissions and compensation of each such employee or agent; (4) photographing and
20 videotaping any or all portions of the location; (5) securing the location by changing the
21 locks and disconnecting any computer modems or other means of access to the computer
22 or other records maintained at that location; and (6) requiring any persons present on the
23 premises at the time this Order is served to leave the premises, to provide the Receiver
24 with proof of identification, or to demonstrate to the satisfaction of the Receiver that such
25 persons are not removing from the premises Documents or Assets of the Corporate
26 Defendants.

27 Law enforcement personnel, including, but not limited to, police or sheriffs, may
28 assist the Receiver in implementing these provisions in order to keep the peace and

1 maintain security. If requested by the Receiver, the United States Marshals Service will
2 provide appropriate and necessary assistance to the Receiver to implement this Order and
3 is authorized to use any necessary and reasonable force to do so;

4 D. Suspend business operations of the Corporate Defendants if in the judgment
5 of the Receiver such operations cannot be continued legally and profitably;

6 E. Conserve, hold, and manage all Assets of the Corporate Defendants, and
7 perform all acts necessary or advisable to preserve the value of those Assets in order to
8 prevent any irreparable loss, damage, or injury to consumers or creditors of the Corporate
9 Defendants, including, but not limited to, obtaining an accounting of the Assets and
10 preventing the unauthorized transfer, withdrawal, or misapplication of Assets;

11 F. Enter into contracts and purchase insurance as advisable or necessary;

12 G. Prevent the inequitable distribution of Assets and determine, adjust, and
13 protect the interests of consumers and creditors who have transacted business with the
14 Corporate Defendants;

15 H. Prevent the destruction or erasure of any web page or website registered to
16 and operated, in whole or in part, by the Corporate Defendants, directly or indirectly;

17 I. Prevent the destruction or erasure of any of the Corporate Defendants'
18 marketing materials, sales scripts, training materials, customer information, call logs, and
19 any other Documents or records that reflect marketing, advertising, promotion,
20 distribution, and offers for sale or sale of services;

21 J. Prevent the destruction or erasure of any of the Corporate Defendants'
22 corporate records, business records, financial records, and financial transactions as they
23 relate to the practices charged in the FTC's Complaint and ensure that all such
24 Documents are preserved;

25 K. Manage and administer the business of the Corporate Defendants until
26 further order of this Court by performing all incidental acts that the Receiver deems to be
27 advisable or necessary, which includes but is not limited to retaining, hiring, or
28 dismissing any employees, independent contractors, or agents;

1 L. Choose, engage, and employ attorneys, accountants, appraisers, and other
2 independent contractors and technical specialists, as the Receiver deems advisable or
3 necessary in the performance of duties and responsibilities under the authority granted by
4 this Order;

5 M. Make payments and disbursements from the receivership estate that are
6 necessary or advisable for carrying out the directions of, or exercising the authority
7 granted by, this Order. The Receiver shall apply to the Court for prior approval of any
8 payment of any debt or obligation incurred by the Corporate Defendants prior to the date
9 of entry of this Order, except payments that the Receiver deems necessary or advisable to
10 secure Assets of the Corporate Defendants, such as rental payments;

11 N. Institute, compromise, adjust, appear in, intervene in, or become party to
12 such actions or proceedings in state, federal or foreign courts or arbitration proceedings
13 as the Receiver deems necessary and advisable to preserve or recover the Assets of the
14 Corporate Defendants, or that the Receiver deems necessary and advisable to carry out
15 the Receiver's mandate under this Order, including, but not limited to, actions
16 challenging fraudulent or voidable transfers;

17 O. Defend, compromise, adjust, or otherwise dispose of any or all actions or
18 proceedings instituted in the past or in the future against the Receiver in his role as
19 Receiver, or against the Corporate Defendants, as the Receiver deems necessary and
20 advisable to preserve the Assets of the Corporate Defendants, or as the Receiver deems
21 necessary and advisable to carry out the Receiver's mandate under this Order;

22 P. Issue subpoenas to obtain Documents and records pertaining to the
23 Receivership, and conduct discovery in this action on behalf of the Receivership estate;

24 Q. Open one or more bank accounts as designated depositories for funds of the
25 Corporate Defendants. The Receiver shall deposit all funds of the Corporate Defendants
26 in such a designated account and shall make all payments and disbursements from the
27 Receivership estate from such an account. The Receiver shall serve copies of monthly
28 account statements on all parties;

1 R. Maintain accurate records of all receipts and expenditures incurred as
2 Receiver;

3 S. Cooperate with reasonable requests for information, Documents, materials,
4 or assistance from any state or federal law enforcement agency; and

5 T. File reports with the Court on a timely basis and at regular intervals or as
6 otherwise directed by the Court.

7 **XIV.**

8 **TRANSFER OF RECEIVERSHIP PROPERTY TO THE RECEIVER**

9 **IT IS FURTHER ORDERED** that:

10 A. Immediately upon service of this Order upon them, or within a period
11 permitted by the Receiver, Defendants, Defendants' officers, agents, employees, and
12 attorneys, and all other Persons in active concert or participation with any Defendant,
13 who receive actual notice of this Order, and any other Person with possession, custody or
14 control of property or of records relating to the Corporate Defendants, shall transfer or
15 deliver possession, custody, and control of the following to the Receiver:

- 16 (1) All Assets of the Corporate Defendants;
- 17 (2) All Documents of the Corporate Defendants, including, but not
18 limited to, books and records of accounts, all financial and
19 accounting records, balance sheets, income statements, bank records
20 (including monthly statements, canceled checks, records of wire
21 transfers, and check registers), client lists, title Documents and other
22 papers;
- 23 (3) All Assets belonging to other persons or entities whose interests are
24 now under the direction, possession, custody, or control of the
25 Corporate Defendants;
- 26 (4) All computers and data in whatever form used to conduct the
27 business of the Corporate Defendants; and
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1 (5) All keys, codes, and passwords necessary to gain or to secure access
2 to any Assets or Documents of the Corporate Defendants, including,
3 but not limited to, access to their business premises, means of
4 communication, accounts, computer systems, or other property.

5 B. In the event any Person or entity fails to deliver or transfer any Asset or
6 otherwise fails to comply with any provision of this Section, the Receiver may file *ex*
7 *parte* an Affidavit of Non-Compliance regarding the failure. Upon filing of the affidavit,
8 the Court may authorize, without additional process or demand, Writs of Possession or
9 Sequestration or other equitable writs requested by the Receiver. The writs shall
10 authorize and direct the United States Marshals Service or any sheriff or deputy sheriff of
11 any county to seize the Asset, Document, or other item and to deliver it to the Receiver.

12 **XV.**

13 **PROVISION OF INFORMATION TO RECEIVER**

14 **IT IS FURTHER ORDERED** that Defendants shall provide to the Receiver,
15 immediately upon request, the following: (1) a list of all Assets and property, including
16 accounts, of the Corporate Defendants that are held in any name other than the name of a
17 Corporate Defendant, or by any Person or entity other than a Corporate Defendant; and
18 (2) a list of all agents, employees, officers, servants or those persons in active concert and
19 participation with the Individual Defendants and Corporate Defendants who have been
20 associated with or done business with the Corporate Defendants.

21 **XVI.**

22 **COOPERATION WITH THE RECEIVER**

23 **IT IS FURTHER ORDERED** that Defendants and Defendants' officers, agents,
24 employees, and attorneys, and all other Persons in active concert or participation with any
25 Defendant, who receive actual notice of this Order, shall fully cooperate with and assist
26 the Receiver in taking and maintaining possession, custody, or control of the Assets of the
27 Corporate Defendants. This cooperation and assistance shall include, but not be limited
28 to: (1) providing information to the Receiver that the Receiver deems necessary in order

1 to exercise the authority and discharge the responsibilities of the Receiver under this
2 Order; (2) providing any password required to access any computer, electronic file, or
3 telephonic data in any medium; (3) advising all Persons who owe money to the Corporate
4 Defendants that all debts should be paid directly to the Receiver; and (4) transferring
5 funds at the Receiver's direction and producing records related to the Assets and sales of
6 the Corporate Defendants.

7 The entities obligated to cooperate with the Receiver under this provision include,
8 but are not limited to, banks, broker-dealers, savings and loans, escrow agents, title
9 companies, commodity trading companies, precious metals dealers and other financial
10 institutions and depositories of any kind, payment processors, payment gateways,
11 insurance companies, as well as all third-party billing agents, common carriers, and other
12 telecommunications companies.

13 **XVII.**

14 **INTERFERENCE WITH THE RECEIVER**

15 **IT IS FURTHER ORDERED** that Defendants, Defendants' officers, agents,
16 employees, attorneys, and all other persons in active concert or participation with any
17 Defendant, who receive actual notice of this Order, and their corporations, subsidiaries,
18 divisions, or affiliates, are **hereby restrained and enjoined** from directly or indirectly:

19 A. Interfering with the Receiver managing, or taking custody, control, or
20 possession of the Assets or Documents subject to this Receivership;

21 B. Transacting any of the business of the Corporate Defendants or any
22 substantially similar name;

23 C. Transferring, receiving, altering, selling, encumbering, pledging, assigning,
24 liquidating, or otherwise disposing of any Assets owned, controlled, or in the possession
25 or custody of, or in which an interest is held or claimed by, the Corporate Defendants, or
26 the Receiver;

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1 D. Destroying, secreting, defacing, transferring, or otherwise altering or
2 disposing of any Documents of the Corporate Defendants, including, but not limited to,
3 books, records, accounts, or any other papers;

4 E. Excusing debts owed to the Corporate Defendants;

5 F. Refusing to cooperate with the Receiver or the Receiver's duly authorized
6 agents in the exercise of their duties or authority under any order of this Court; and

7 G. Harassing or interfering with the Receiver in any way.

8 **XVIII.**

9 **STAY OF ACTIONS AGAINST CORPORATE DEFENDANTS**

10 **IT IS FURTHER ORDERED** that:

11 A. Except by leave of this Court, during pendency of the Receivership ordered
12 herein, Defendants, their Representatives, and all investors, creditors, stockholders,
13 lessors, customers and other persons seeking to establish or enforce any claim, right, or
14 interest against or on behalf of Defendants, and all others acting for or on behalf of such
15 persons, are hereby enjoined from taking action that would interfere with the exclusive
16 jurisdiction of this Court over the Assets or Documents of the Corporate Defendants,
17 including, but not limited to:

- 18 (1) Petitioning, or assisting in the filing of a petition, that would cause
19 any Corporate Defendant to be placed in bankruptcy;
- 20 (2) Commencing, prosecuting, or continuing a judicial, administrative,
21 or other action or proceeding against the Corporate Defendants,
22 including the issuance or employment of process against the
23 Corporate Defendants, *except* that such actions may be commenced
24 if necessary to toll any applicable statute of limitations;
- 25 (3) Filing or enforcing any lien on any Asset of the Corporate
26 Defendants; taking or attempting to take possession, custody, or
27 control of any Asset of the Corporate Defendants; accelerating the
28 due date of any obligation; or attempting to foreclose, forfeit, alter,

1 or terminate any interest in any Asset of the Corporate Defendants,
2 whether such acts are part of a judicial proceeding, are acts of self-
3 help, or otherwise; or

4 (4) Initiating any other process or proceeding that would interfere with
5 the Receiver managing or taking custody, control, or possession of,
6 the Assets or Documents subject to this receivership.

7 *Provided that*, this Order does not stay: (1) the commencement or continuation of
8 a criminal action or proceeding; (2) the commencement or continuation of an action or
9 proceeding by a governmental unit to enforce such governmental unit's police or
10 regulatory power; or (3) the enforcement of a judgment, other than a money judgment,
11 obtained in an action or proceeding by a governmental unit to enforce such governmental
12 unit's police or regulatory power.

13 **XIX.**

14 **COMPENSATION OF RECEIVER**

15 **IT IS FURTHER ORDERED** that the Receiver and all personnel hired by the
16 Receiver as herein authorized, including counsel to the Receiver and accountants, are
17 entitled to reasonable compensation for the performance of duties pursuant to this Order
18 and for the cost of actual out-of-pocket expenses incurred by them, from the Assets now
19 held by or in the possession or control of or which may be received by the Corporate
20 Defendants. The Receiver shall file with the Court and serve on the parties periodic
21 requests for the payment of such reasonable compensation, with the first such request
22 filed no more than sixty (60) days after the date of entry of this Order. The Receiver shall
23 not increase the hourly rates used as the bases for such fee applications without prior
24 approval of the Court.

25 **XX.**

26 **RECEIVER'S BOND**

27 **IT IS FURTHER ORDERED** that the Receiver shall file with the Clerk of this
28 Court a bond in the sum of \$ 10,000.00 , with sureties to be approved by the

1 Court, conditioned that the Receiver will well and truly perform the duties of the office
2 and abide by and perform all acts the Court directs. 28 U.S.C. § 754.

3 **XXI.**

4 **IMMEDIATE ACCESS TO BUSINESS PREMISES AND DOCUMENTS**

5 **IT IS FURTHER ORDERED** that:

6 A. In order to allow the FTC and the Receiver to preserve Assets and evidence
7 relevant to this action and to expedite discovery, the FTC and the Receiver, and their
8 representatives, agents, contractors, and assistants, shall have immediate access to any
9 and all business premises, storage facilities, and all other business locations owned,
10 controlled, or used by the Corporate Defendants. Such locations include, but are not
11 limited to, 1414 West Broadway Rd. #117, Tempe, Arizona 85282.

12 B. The Receiver and the FTC, and their representatives, agents, contractors,
13 and assistants, are authorized to employ the assistance of the United States Postal
14 Inspection Service, the United States Marshals Service, police or sheriffs, and other
15 federal, state, or local law enforcement officers as they deem necessary to effect service
16 and to peacefully implement the provisions of this Order.

17 C. The Receiver may exclude Defendants and their employees from the
18 business premises during the immediate access.

19 D. The Receiver and the FTC may inspect and copy Documents relevant to
20 this action. The Receiver and the FTC, and their representatives, agents, contractors, and
21 assistants, are authorized to remove Documents from the Corporate Defendants' premises
22 in order that they may be inspected, inventoried, and copied. Documents so removed by
23 the FTC shall be returned to the Receiver within five (5) days of completing inventorying
24 and copying.

25 E. The Receiver shall allow Defendants reasonable access to the premises and
26 business records of the Corporate Defendants within his possession for the purpose of
27 inspecting and copying materials relevant to this action. The Receiver shall have the
28 discretion to determine the time, manner, and reasonable conditions of such access.

1 F. Defendants and all agents or employees of Defendants shall provide the
2 Receiver and the FTC with any necessary means of access to Documents, including,
3 without limitation, the locations of Corporate Defendants' business premises and storage
4 facilities, keys and computer access codes of all computers used to conduct Corporate
5 Defendants' business, cloud and internet services access codes, and storage area access
6 information.

7 G. If any Documents, computers, or electronic data storage devices containing
8 information related to the business practices or finances of a Corporate Defendant are at a
9 location other than the location listed in Subsection A of this Section, including a non-
10 physical location or the personal residence(s) of any Defendant, then, immediately upon
11 notice of this Order, Defendants shall produce to the Receiver all such Documents,
12 computers, or electronic data storage devices. In order to prevent the destruction of
13 electronic data, upon service of this Order upon Corporate Defendant(s), any computers
14 or electronic data storage devices containing such information shall be powered down
15 (turned off) in the normal course for the operating systems.

16 XXII.

17 EXPEDITED DISCOVERY

18 **IT IS FURTHER ORDERED** that, notwithstanding the time periods, notice
19 provisions, and other requirements of Rules 26(d), 26(f), and 30(a)(2)(c) of the Federal
20 Rules of Civil Procedure, and pursuant to Federal Rules of Civil Procedure 30(a), 34, and
21 45, the Receiver and the FTC are granted leave, at any time after entry of this Order, to
22 conduct limited expedited discovery as to parties and non-parties for the purpose of
23 discovering: (1) the nature, location, status, and extent of Defendants' Assets and (2) the
24 nature and location of Documents reflecting Defendants' businesses, business
25 transactions, and operations. The limited expedited discovery set forth in this Section
26 shall proceed as follows:

27 A. The Receiver and the FTC may take the depositions of parties who have
28 been served with copies of this Order, and non-parties. Forty-eight hours (48) notice

1 shall be sufficient notice for such depositions. Deposition transcripts that have not been
2 signed by the witness may be used at the preliminary injunction hearing in this matter.
3 The limitations set forth in Federal Rule of Civil Procedure 30(a)(2) and 31(a)(2)
4 regarding subsequent depositions of an individual shall not apply to depositions taken
5 pursuant to this Section, and those depositions shall not count toward the deposition limit
6 set forth in said rules;

7 B. The Receiver and the FTC may serve upon parties who have been served
8 with copies of this Order, requests for production of Documents or inspection that require
9 production or inspection within three (3) calendar days of service, and may serve
10 subpoenas upon non-parties that direct production or inspection within five (5) calendar
11 days of service;

12 C. The Receiver and the FTC may serve deposition notices and other
13 discovery requests upon the parties to this action by facsimile or overnight courier, and
14 depositions may be taken by telephone, video conference, or other remote electronic
15 means; and

16 D. Any discovery taken pursuant to this Order is in addition to, and is not
17 subject to, the presumptive limits on discovery set forth in the Federal Rules of Civil
18 Procedure and Local Rules of this Court.

19 **XXIII.**

20 **SERVICE ON FINANCIAL INSTITUTIONS, ENTITIES OR PERSONS**

21 **IT IS FURTHER ORDERED** that copies of this Order and the initial pleadings
22 filed in this case may be served upon any financial institution or other entity or Person
23 that may have possession, custody, or control of any Documents or Assets of any
24 Defendant, or that may otherwise be subject to any provision of this Order, by FTC
25 employees, by employees of any other law enforcement agency, by agent of the FTC or
26 by agent of any process service retained by the FTC.

27 This Order and the initial pleadings filed in this matter may be served upon any
28 financial institution or other entity or Person that may have possession, custody, or

1 control of any Documents or Assets of any Defendant, or that may otherwise be subject to
2 any provision of this Order, by any means, including facsimile transmission, e-mail, and
3 overnight delivery service. Service upon any branch or office of any financial institution.
4 shall effect service upon the entire financial institution.

5 **XXIV.**

6 **CORRESPONDENCE WITH FTC**

7 **IT IS FURTHER ORDERED** that all correspondence and service of pleadings or
8 other Documents related to this Order or the FTC's motion for a preliminary injunction
9 shall be addressed to:

10 Jody Goodman
11 Andrew Hudson
12 Federal Trade Commission
13 600 Pennsylvania Ave., NW
14 Mailstop CC-8528
15 Washington, DC 20580
16 Fax: 202-326-3395
17 Email: jgoodman1@ftc.gov; ahudson@ftc.gov

18 **XXV.**

19 **DEFENDANTS' DUTY TO DISTRIBUTE ORDER**

20 **IT IS FURTHER ORDERED** that Defendants shall immediately provide a copy
21 of this Order to each of their affiliates, subsidiaries, divisions, sales entities, successors,
22 assigns, officers, directors, employees, independent contractors, client companies, agents,
23 attorneys, spouses, and representatives, and shall, within three (3) days from the date of
24 entry of this Order, provide the FTC with a sworn statement that: (1) confirms that
25 Defendants have provided copies of the Order as required by this paragraph; and (2) lists
26 the names and addresses of each entity or Person to whom Defendants provided a copy of
27 the Order. Furthermore, Defendants shall not take any action that would encourage
28 officers, agents, directors, employees, salespersons, independent contractors, attorneys,
subsidaries, affiliates, successors, assigns or other Persons or entities in active concert or
participation with them to disregard this Order or believe that they are not bound by its
provisions.

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XXVI.

DURATION OF TEMPORARY RESTRAINING ORDER

IT IS FURTHER ORDERED that except as ordered by this Court, this Temporary Restraining Order shall expire within fourteen (14) days from the date of entry, as computed by Rule 6 of the Federal Rules of Civil Procedure, unless within such time, the Order, for good cause shown, is extended for an additional period not to exceed fourteen (14) days, or unless it is further extended pursuant to Federal Rule of Civil Procedure 65 or by stipulation.

XXVII.

ORDER TO SHOW CAUSE HEARING

REGARDING PRELIMINARY INJUNCTION

IT IS FURTHER ORDERED that each Defendant shall appear before this Court in courtroom 605 at the United States Court for the District of Arizona, Sandra Day O'Connor U.S. Courthouse, located at 401 W. Washington Street, Phoenix, AZ 85003, on the 18 day of October, 2016 at 10 o'clock a.m., to show cause, if there is any, why this Court should not enter a Preliminary Injunction enjoining the violations of law alleged in the FTC's Complaint, continuing the freeze of their Assets, continuing the receivership, and imposing such additional relief as may be appropriate pending final adjudication of the Complaint filed in this matter.

XXVIII.

BRIEFS AND AFFIDAVITS CONCERNING PRELIMINARY INJUNCTION

IT IS FURTHER ORDERED that:

A. Defendants shall file with the Court and serve on the Commission's counsel all memoranda, affidavits, declarations, and other evidence on which they intend to rely at the preliminary injunction hearing set in Section XXVII no later than **four (4) days** before the date of the hearing. The FTC may file responsive or supplemental pleadings, materials, affidavits, or memoranda with the Court and serve the same on Defendants no later than **one (1) day** prior to the preliminary injunction hearing.

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motion filed with the Court and served on the other parties no later than
October 11, 2016. Such motion shall set forth the name, address, and
telephone number of each proposed witness, a detailed summary or affidavit revealing the
substance of each proposed witness's expected testimony, and a brief explanation of why
the taking of live testimony would be helpful to the Court.

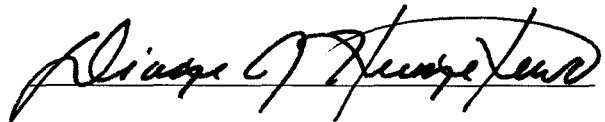
XXX.

RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this
matter for all purposes.

IT IS SO ORDERED:

DATED this 4th day of October, 2016.



United States District Judge

CC: FTC

FEDERAL TRADE COMMISSION

FINANCIAL STATEMENT OF INDIVIDUAL DEFENDANT

Definitions and Instructions:

1. Complete all items. Enter "None" or "N/A" ("Not Applicable") in the first field only of any item that does not apply to you. If you cannot fully answer a question, explain why.
2. "Dependents" include your spouse, live-in companion, dependent children, or any other person, whom you or your spouse (or your children's other parent) claimed or could have claimed as a dependent for tax purposes at any time during the past five years.
3. "Assets" and "Liabilities" include ALL assets and liabilities, located within the United States or any foreign country or territory, whether held individually or jointly and whether held by you, your spouse, or your dependents, or held by others for the benefit of you, your spouse, or your dependents.
4. Attach continuation pages as needed. On the financial statement, state next to the Item number that the Item is being continued. On the continuation page(s), identify the Item number(s) being continued.
5. Type or print legibly.
6. Initial each page in the space provided in the lower right corner.
7. Sign and date the completed financial statement on the last page.

Penalty for False Information:

Federal law provides that any person may be imprisoned for not more than five years, fined, or both, if such person:

(1) "in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States, knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact; makes any materially false, fictitious or fraudulent statement or representation; or makes or uses any false writing or document knowing the same to contain any materially false, fictitious or fraudulent statement or entry" (18 U.S.C. § 1001);

(2) "in any . . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code, willfully subscribes as true any material matter which he does not believe to be true" (18 U.S.C. § 1621); or

(3) "in any (. . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code) in any proceeding before or ancillary to any court or grand jury of the United States knowingly makes any false material declaration or makes or uses any other information . . . knowing the same to contain any false material declaration" (18 U.S.C. § 1623).

For a felony conviction under the provisions cited above, federal law provides that the fine may be not more than the greater of (i) \$250,000 for an individual or \$500,000 for a corporation, or (ii) if the felony results in pecuniary gain to any person or pecuniary loss to any person other than the defendant, the greater of twice the gross gain or twice the gross loss. 18 U.S.C. § 3571.

BACKGROUND INFORMATION			
Item 1. Information About You			
Full Name		Social Security No.	
Current Address of Primary Residence		Driver's License No.	State Issued
		Phone Numbers Home: ()	Date of Birth: / / (mm/dd/yyyy)
		Fax: ()	Place of Birth
<input type="checkbox"/> Rent <input type="checkbox"/> Own From (Date): / / (mm/dd/yyyy)		E-Mail Address	
Internet Home Page			
Previous Addresses for past five years (if required, use additional pages at end of form)			
Address		From: / / (mm/dd/yyyy)	Until: / / (mm/dd/yyyy)
		<input type="checkbox"/> Rent <input type="checkbox"/> Own	
Address		From: / /	Until: / /
		<input type="checkbox"/> Rent <input type="checkbox"/> Own	
Address		From: / /	Until: / /
		<input type="checkbox"/> Rent <input type="checkbox"/> Own	
Identify any other name(s) and/or social security number(s) you have used, and the time period(s) during which they were used:			
Item 2. Information About Your Spouse or Live-In Companion			
Spouse/Companion's Name		Social Security No.	Date of Birth / / (mm/dd/yyyy)
Address (if different from yours)		Phone Number ()	Place of Birth
		<input type="checkbox"/> Rent <input type="checkbox"/> Own From (Date): / / (mm/dd/yyyy)	
Identify any other name(s) and/or social security number(s) you have used, and the time period(s) during which they were used:			
Employer's Name and Address		Job Title	
		Years in Present Job	Annual Gross Salary/Wages \$
Item 3. Information About Your Previous Spouse			
Name and Address		Social Security No.	
		Date of Birth / / (mm/dd/yyyy)	
Item 4. Contact Information (name and address of closest living relative other than your spouse)			
Name and Address		Phone Number ()	

Initials: _____

Item 5. Information About Dependents (whether or not they reside with you)		
Name and Address	Social Security No.	Date of Birth / / (mm/dd/yyyy)
	Relationship	
Name and Address	Social Security No.	Date of Birth / / (mm/dd/yyyy)
	Relationship	
Name and Address	Social Security No.	Date of Birth / / (mm/dd/yyyy)
	Relationship	
Name and Address	Social Security No.	Date of Birth / / (mm/dd/yyyy)
	Relationship	

Item 6. Employment Information/Employment Income
 Provide the following information for this year-to-date and for each of the previous five full years, for each business entity of which you were a director, officer, member, partner, employee (including self-employment), agent, owner, shareholder, contractor, participant or consultant at any time during that period. "Income" includes, but is not limited to, any salary, commissions, distributions, draws, consulting fees, loans, loan payments, dividends, royalties, and benefits for which you did not pay (e.g., health insurance premiums, automobile lease or loan payments) received by you or anyone else on your behalf.

Company Name and Address	Dates Employed		Income Received: Y-T-D & 5 Prior Yrs.	
	From (Month/Year) /	To (Month/Year) /	Year	Income
Ownership Interest? <input type="checkbox"/> Yes <input type="checkbox"/> No			20	\$
Positions Held	From (Month/Year) /	To (Month/Year) /		\$
	/	/		\$
	/	/		\$
	/	/		\$

Company Name and Address	Dates Employed		Income Received: Y-T-D & 5 Prior Yrs.	
	From (Month/Year) /	To (Month/Year) /	Year	Income
Ownership Interest? <input type="checkbox"/> Yes <input type="checkbox"/> No			20	\$
Positions Held	From (Month/Year) /	To (Month/Year) /		\$
	/	/		\$
	/	/		\$
	/	/		\$

Company Name and Address	Dates Employed		Income Received: Y-T-D & 5 Prior Yrs.	
	From (Month/Year) /	To (Month/Year) /	Year	Income
Ownership Interest? <input type="checkbox"/> Yes <input type="checkbox"/> No			20	\$
Positions Held	From (Month/Year) /	To (Month/Year) /		\$
	/	/		\$
	/	/		\$
	/	/		\$

Initials: _____

Item 7. Pending Lawsuits Filed By or Against You or Your Spouse

List all pending lawsuits that have been filed by or against you or your spouse in any court or before an administrative agency in the United States or in any foreign country or territory. **Note:** At Item 12, list lawsuits that resulted in final judgments or settlements in your favor. At Item 21, list lawsuits that resulted in final judgments or settlements against you.

Caption of Proceeding	Court or Agency and Location	Case No.	Nature of Proceeding	Relief Requested	Status or Disposition

Item 8. Safe Deposit Boxes

List all safe deposit boxes, located within the United States or in any foreign country or territory, whether held individually or jointly and whether held by you, your spouse, or any of your dependents, or held by others for the benefit of you, your spouse, or any of your dependents.

Name of Owner(s)	Name & Address of Depository Institution	Box No.	Contents

Initials: _____

FINANCIAL INFORMATION

REMINDER: When an item asks for information regarding your "assets" and "liabilities" include ALL assets and liabilities, located within the United States or in any foreign country or territory, or institution, whether held individually or jointly, and whether held by you, your spouse, or any of your dependents, or held by others for the benefit of you, your spouse, or any of your dependents. In addition, provide all documents requested in Item 24 with your completed Financial Statement.

ASSETS

Item 9. Cash, Bank, and Money Market Accounts

List cash on hand (as opposed to cash in bank accounts or other financial accounts) and all bank accounts, money market accounts, or other financial accounts, including but not limited to checking accounts, savings accounts, and certificates of deposit. The term "cash on hand" includes but is not limited to cash in the form of currency, uncashed checks, and money orders.

a. Amount of Cash on Hand \$		Form of Cash on Hand	
b. Name on Account	Name & Address of Financial Institution	Account No.	Current Balance
			\$
			\$
			\$
			\$
			\$

Item 10. Publicly Traded Securities

List all publicly traded securities, including but not limited to, stocks, stock options, corporate bonds, mutual funds, U.S. government securities (including but not limited to treasury bills and treasury notes), and state and municipal bonds. Also list any U.S. savings bonds.

Owner of Security	Issuer	Type of Security	No. of Units Owned
Broker House, Address	Broker Account No.		
	Current Fair Market Value \$	Loan(s) Against Security \$	
Owner of Security	Issuer	Type of Security	No. of Units Owned
Broker House, Address	Broker Account No.		
	Current Fair Market Value \$	Loan(s) Against Security \$	
Owner of Security	Issuer	Type of Security	No. of Units Owned
Broker House, Address	Broker Account No.		
	Current Fair Market Value \$	Loan(s) Against Security \$	

Initials: _____

Item 11. Non-Public Business and Financial Interests

List all non-public business and financial interests, including but not limited to any interest in a non-public corporation, subchapter-S corporation, limited liability corporation ("LLC"), general or limited partnership, joint venture, sole proprietorship, international business corporation or personal investment corporation, and oil or mineral lease.

Entity's Name & Address	Type of Business or Financial Interest (e.g., LLC, partnership)	Owner (e.g., self, spouse)	Ownership %	If Officer, Director, Member or Partner, Exact Title

Item 12. Amounts Owed to You, Your Spouse, or Your Dependents

Debtor's Name & Address	Date Obligation Incurred (Month/Year) /	Original Amount Owed \$	Nature of Obligation (if the result of a final court judgment or settlement, provide court name and docket number)
	Current Amount Owed \$	Payment Schedule \$	
Debtor's Telephone	Debtor's Relationship to You		
Debtor's Name & Address	Date Obligation Incurred (Month/Year) /	Original Amount Owed \$	
	Current Amount Owed \$	Payment Schedule \$	Nature of Obligation (if the result of a final court judgment or settlement, provide court name and docket number)
Debtor's Telephone	Debtor's Relationship to You		

Item 13. Life Insurance Policies

List all life insurance policies (including endowment policies) with any cash surrender value.

Insurance Company's Name, Address, & Telephone No.	Beneficiary	Policy No.	Face Value \$
	Insured	Loans Against Policy \$	Surrender Value \$
Insurance Company's Name, Address, & Telephone No.	Beneficiary	Policy No.	Face Value \$
	Insured	Loans Against Policy \$	Surrender Value \$

Item 14. Deferred Income Arrangements

List all deferred income arrangements, including but not limited to, deferred annuities, pensions plans, profit-sharing plans, 401(k) plans, IRAs, Keoghs, other retirement accounts, and college savings plans (e.g., 529 Plans).

Trustee or Administrator's Name, Address & Telephone No.	Name on Account		Account No.
	Date Established / / (mm/dd/yyyy)	Type of Plan	Surrender Value before Taxes and Penalties \$
Trustee or Administrator's Name, Address & Telephone No.	Name on Account		Account No.
	Date Established / /	Type of Plan	Surrender Value before Taxes and Penalties \$

Initials: _____

Item 15. Pending Insurance Payments or Inheritances

List all pending insurance payments or inheritances owed to you.

Type	Amount Expected	Date Expected (mm/dd/yyyy)
	\$	/ /
	\$	/ /
	\$	/ /

Item 16. Vehicles

List all cars, trucks, motorcycles, boats, airplanes, and other vehicles.

Vehicle Type	Year	Registered Owner's Name	Purchase Price	Original Loan Amount	Current Balance
Make		Registration State & No.	Account/Loan No.	Current Value	Monthly Payment
Model		Address of Vehicle's Location	Lender's Name and Address		

Vehicle Type	Year	Registered Owner's Name	Purchase Price	Original Loan Amount	Current Balance
Make		Registration State & No.	Account/Loan No.	Current Value	Monthly Payment
Model		Address of Vehicle's Location	Lender's Name and Address		

Vehicle Type	Year	Registered Owner's Name	Purchase Price	Original Loan Amount	Current Balance
Make		Registration State & No.	Account/Loan No.	Current Value	Monthly Payment
Model		Address of Vehicle's Location	Lender's Name and Address		

Vehicle Type	Year	Registered Owner's Name	Purchase Price	Original Loan Amount	Current Balance
Make		Registration State & No.	Account/Loan No.	Current Value	Monthly Payment
Model		Address of Vehicle's Location	Lender's Name and Address		

Item 17. Other Personal Property

List all other personal property not listed in Items 9-16 by category, whether held for personal use, investment or any other reason, including but not limited to coins, stamps, artwork, gemstones, jewelry, bullion, other collectibles, copyrights, patents, and other intellectual property.

Property Category (e.g., artwork, jewelry)	Name of Owner	Property Location	Acquisition Cost	Current Value
			\$	\$
			\$	\$
			\$	\$

Initials: _____

Item 18. Real Property
List all real property interests (including any land contract)

Property's Location		Type of Property	Name(s) on Title or Contract and Ownership Percentages	
Acquisition Date (mm/dd/yyyy) / /	Purchase Price \$	Current Value \$	Basis of Valuation	
Lender's Name and Address		Loan or Account No.	Current Balance On First Mortgage or Contract \$	
			Monthly Payment \$	
Other Mortgage Loan(s) (describe)		Monthly Payment \$	<input type="checkbox"/> Rental Unit	
		Current Balance \$	Monthly Rent Received \$	
Property's Location		Type of Property	Name(s) on Title or Contract and Ownership Percentages	
Acquisition Date (mm/dd/yyyy) / /	Purchase Price \$	Current Value \$	Basis of Valuation	
Lender's Name and Address		Loan or Account No.	Current Balance On First Mortgage or Contract \$	
			Monthly Payment \$	
Other Mortgage Loan(s) (describe)		Monthly Payment \$	<input type="checkbox"/> Rental Unit	
		Current Balance \$	Monthly Rent Received \$	

LIABILITIES

Item 19. Credit Cards
List each credit card account held by you, your spouse, or your dependents, and any other credit cards that you, your spouse, or your dependents use, whether issued by a United States or foreign financial institution.

Name of Credit Card (e.g., Visa, MasterCard, Department Store)	Account No.	Name(s) on Account	Current Balance
			\$
			\$
			\$
			\$
			\$

Item 20. Taxes Payable
List all taxes, such as income taxes or real estate taxes, owed by you, your spouse, or your dependents.

Type of Tax	Amount Owed	Year Incurred
	\$	
	\$	
	\$	

Initials: _____

Item 21. Other Amounts Owed by You, Your Spouse, or Your Dependents			
List all other amounts, not listed elsewhere in this financial statement, owed by you, your spouse, or your dependents.			
Lender/Creditor's Name, Address, and Telephone No.		Nature of Debt (if the result of a court judgment or settlement, provide court name and docket number)	
		Lender/Creditor's Relationship to You	
Date Liability Was Incurred / / (mm/dd/yyyy)	Original Amount Owed \$	Current Amount Owed \$	Payment Schedule
Lender/Creditor's Name, Address, and Telephone No.		Nature of Debt (if the result of a court judgment or settlement, provide court name and docket number)	
		Lender/Creditor's Relationship to You	
Date Liability Was Incurred / / (mm/dd/yyyy)	Original Amount Owed \$	Current Amount Owed \$	Payment Schedule

OTHER FINANCIAL INFORMATION

Item 22. Trusts and Escrows				
List all funds and other assets that are being held in trust or escrow by any person or entity for you, your spouse, or your dependents. Include any legal retainers being held on your behalf by legal counsel. Also list all funds or other assets that are being held in trust or escrow by you, your spouse, or your dependents, for any person or entity.				
Trustee or Escrow Agent's Name & Address	Date Established (mm/dd/yyyy)	Grantor	Beneficiaries	Present Market Value of Assets*
	/ /			\$
	/ /			\$
	/ /			\$

*If the market value of any asset is unknown, describe the asset and state its cost, if you know it.

Item 23. Transfers of Assets				
List each person or entity to whom you have transferred, in the aggregate, more than \$5,000 in funds or other assets during the previous five years by loan, gift, sale, or other transfer (exclude ordinary and necessary living and business expenses paid to unrelated third parties). For each such person or entity, state the total amount transferred during that period.				
Transferee's Name, Address, & Relationship	Property Transferred	Aggregate Value*	Transfer Date (mm/dd/yyyy)	Type of Transfer (e.g., Loan, Gift)
		\$	/ /	
		\$	/ /	
		\$	/ /	

*If the market value of any asset is unknown, describe the asset and state its cost, if you know it.

Initials: _____

Item 24. Document Requests	
Provide copies of the following documents with your completed Financial Statement.	
	Federal tax returns filed during the last three years by or on behalf of you, your spouse, or your dependents.
	All applications for bank loans or other extensions of credit (other than credit cards) that you, your spouse, or your dependents have submitted within the last two years, including by obtaining copies from lenders if necessary.
Item 9	For each bank account listed in Item 9, all account statements for the past 3 years.
Item 11	For each business entity listed in Item 11, provide (including by causing to be generated from accounting records) the most recent balance sheet, tax return, annual income statement, the most recent year-to-date income statement, and all general ledger files from account records.
Item 17	All appraisals that have been prepared for any property listed in Item 17, including appraisals done for insurance purposes. You may exclude any category of property where the total appraised value of all property in that category is less than \$2,000.
Item 18	All appraisals that have been prepared for real property listed in Item 18.
Item 21	Documentation for all debts listed in Item 21.
Item 22	All executed documents for any trust or escrow listed in Item 22. Also provide any appraisals, including insurance appraisals that have been done for any assets held by any such trust or in any such escrow.

SUMMARY FINANCIAL SCHEDULES

Item 25. Combined Balance Sheet for You, Your Spouse, and Your Dependents

Assets		Liabilities	
Cash on Hand (Item 9)	\$	Loans Against Publicly Traded Securities (Item 10)	\$
Funds Held in Financial Institutions (Item 9)	\$	Vehicles - Liens (Item 16)	\$
U.S. Government Securities (Item 10)	\$	Real Property – Encumbrances (Item 18)	\$
Publicly Traded Securities (Item 10)	\$	Credit Cards (Item 19)	\$
Non-Public Business and Financial Interests (Item 11)	\$	Taxes Payable (Item 20)	\$
Amounts Owed to You (Item 12)	\$	Amounts Owed by You (Item 21)	\$
Life Insurance Policies (Item 13)	\$	Other Liabilities (Itemize)	
Deferred Income Arrangements (Item 14)	\$		\$
Vehicles (Item 16)	\$		\$
Other Personal Property (Item 17)	\$		\$
Real Property (Item 18)	\$		\$
Other Assets (Itemize)			\$
	\$		\$
	\$		\$
	\$		\$
Total Assets	\$	Total Liabilities	\$

Item 26. Combined Current Monthly Income and Expenses for You, Your Spouse, and Your Dependents

Provide the current monthly income and expenses for you, your spouse, and your dependents. Do not include credit card payments separately; rather, include credit card expenditures in the appropriate categories.

Income (State source of each item)		Expenses	
Salary - After Taxes	\$	Mortgage or Rental Payments for Residence(s)	\$
Source:			
Fees, Commissions, and Royalties	\$	Property Taxes for Residence(s)	\$
Source:			
Interest	\$	Rental Property Expenses, Including Mortgage Payments, Taxes, and Insurance	\$
Source:			
Dividends and Capital Gains	\$	Car or Other Vehicle Lease or Loan Payments	\$
Source:			
Gross Rental Income	\$	Food Expenses	\$
Source:			
Profits from Sole Proprietorships	\$	Clothing Expenses	\$
Source:			
Distributions from Partnerships, S-Corporations, and LLCs	\$	Utilities	\$
Source:			

Initials: _____

Item 26. Combined Current Monthly Income and Expenses for You, Your Spouse, and Your Dependents (cont.)			
Distributions from Trusts and Estates	\$	Medical Expenses, Including Insurance	\$
Source:			
Distributions from Deferred Income Arrangements	\$	Other Insurance Premiums	\$
Source:			
Social Security Payments	\$	Other Transportation Expenses	\$
Alimony/Child Support Received	\$	Other Expenses (Itemize)	
Gambling Income	\$		\$
Other Income (Itemize)			\$
	\$		\$
	\$		\$
	\$		\$
	\$		\$
Total Income	\$	Total Expenses	\$

ATTACHMENTS

Item 27. Documents Attached to this Financial Statement

List all documents that are being submitted with this financial statement. For any Item 24 documents that are not attached, explain why.

Item No. Document Relates To	Description of Document

I am submitting this financial statement with the understanding that it may affect action by the Federal Trade Commission or a federal court. I have used my best efforts to obtain the information requested in this statement. The responses I have provided to the items above are true and contain all the requested facts and information of which I have notice or knowledge. I have provided all requested documents in my custody, possession, or control. I know of the penalties for false statements under 18 U.S.C. § 1001, 18 U.S.C. § 1621, and 18 U.S.C. § 1623 (five years imprisonment and/or fines). I certify under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on:

(Date)

Signature

FEDERAL TRADE COMMISSION
FINANCIAL STATEMENT OF CORPORATE DEFENDANT

Instructions:

1. Complete all items. Enter "None" or "N/A" ("Not Applicable") where appropriate. If you cannot fully answer a question, explain why.
2. The font size within each field will adjust automatically as you type to accommodate longer responses.
3. In completing this financial statement, "the corporation" refers not only to this corporation but also to each of its predecessors that are not named defendants in this action.
4. When an Item asks for information about assets or liabilities "held by the corporation," include ALL such assets and liabilities, located within the United States or elsewhere, held by the corporation or held by others for the benefit of the corporation.
5. Attach continuation pages as needed. On the financial statement, state next to the Item number that the Item is being continued. On the continuation page(s), identify the Item number being continued.
6. Type or print legibly.
7. An officer of the corporation must sign and date the completed financial statement on the last page and initial each page in the space provided in the lower right corner.

Penalty for False Information:

Federal law provides that any person may be imprisoned for not more than five years, fined, or both, if such person:

- (1) "in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry" (18 U.S.C. § 1001);
- (2) "in any . . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code, willfully subscribes as true any material matter which he does not believe to be true" (18 U.S.C. § 1621); or
- (3) "in any (. . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code) in any proceeding before or ancillary to any court or grand jury of the United States knowingly makes any false material declaration or makes or uses any other information . . . knowing the same to contain any false material declaration." (18 U.S.C. § 1623)

For a felony conviction under the provisions cited above, federal law provides that the fine may be not more than the greater of (i) \$250,000 for an individual or \$500,000 for a corporation, or (ii) if the felony results in pecuniary gain to any person or pecuniary loss to any person other than the defendant, the greater of twice the gross gain or twice the gross loss. 18 U.S.C. § 3571.

BACKGROUND INFORMATION

Item 1. General Information

Corporation's Full Name _____

Primary Business Address _____ From (Date) _____

Telephone No. _____ Fax No. _____

E-Mail Address _____ Internet Home Page _____

All other current addresses & previous addresses for past five years, including post office boxes and mail drops:

Address _____ From/Until _____

Address _____ From/Until _____

Address _____ From/Until _____

All predecessor companies for past five years:

Name & Address _____ From/Until _____

Name & Address _____ From/Until _____

Name & Address _____ From/Until _____

Item 2. Legal Information

Federal Taxpayer ID No. _____ State & Date of Incorporation _____

State Tax ID No. _____ State _____ Profit or Not For Profit _____

Corporation's Present Status: Active _____ Inactive _____ Dissolved _____

If Dissolved: Date dissolved _____ By Whom _____

Reasons _____

Fiscal Year-End (Mo./Day) _____ Corporation's Business Activities _____

Item 3. Registered Agent

Name of Registered Agent _____

Address _____ Telephone No. _____

Item 4. Principal Stockholders

List all persons and entities that own at least 5% of the corporation's stock.

<u>Name & Address</u>	<u>% Owned</u>

Item 5. Board Members

List all members of the corporation's Board of Directors.

<u>Name & Address</u>	<u>% Owned</u>	<u>Term (From/Until)</u>

Item 6. Officers

List all of the corporation's officers, including *de facto* officers (individuals with significant management responsibility whose titles do not reflect the nature of their positions).

<u>Name & Address</u>	<u>% Owned</u>

Item 7. Businesses Related to the Corporation

List all corporations, partnerships, and other business entities in which this corporation has an ownership interest.

<u>Name & Address</u>	<u>Business Activities</u>	<u>% Owned</u>

State which of these businesses, if any, has ever transacted business with the corporation _____

Item 8. Businesses Related to Individuals

List all corporations, partnerships, and other business entities in which the corporation’s principal stockholders, board members, or officers (i.e., the individuals listed in Items 4 - 6 above) have an ownership interest.

<u>Individual’s Name</u>	<u>Business Name & Address</u>	<u>Business Activities</u>	<u>% Owned</u>

State which of these businesses, if any, have ever transacted business with the corporation _____

Item 9. Related Individuals

List all related individuals with whom the corporation has had any business transactions during the three previous fiscal years and current fiscal year-to-date. A “related individual” is a spouse, sibling, parent, or child of the principal stockholders, board members, and officers (i.e., the individuals listed in Items 4 - 6 above).

<u>Name and Address</u>	<u>Relationship</u>	<u>Business Activities</u>

Item 10. Outside Accountants

List all outside accountants retained by the corporation during the last three years.

<u>Name</u>	<u>Firm Name</u>	<u>Address</u>	<u>CPA/PA?</u>

Item 11. Corporation's Recordkeeping

List all individuals within the corporation with responsibility for keeping the corporation's financial books and records for the last three years.

<u>Name, Address, & Telephone Number</u>	<u>Position(s) Held</u>

Item 12. Attorneys

List all attorneys retained by the corporation during the last three years.

<u>Name</u>	<u>Firm Name</u>	<u>Address</u>

Item 13. Pending Lawsuits Filed by the Corporation

List all pending lawsuits that have been filed by the corporation in court or before an administrative agency. (List lawsuits that resulted in final judgments or settlements in favor of the corporation in Item 25).

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Item 14. Current Lawsuits Filed Against the Corporation

List all pending lawsuits that have been filed against the corporation in court or before an administrative agency. (List lawsuits that resulted in final judgments, settlements, or orders in Items 26 - 27).

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Opposing Party's Name & Address _____

Court's Name & Address _____

Docket No. _____ Relief Requested _____ Nature of Lawsuit _____

_____ Status _____

Item 15. Bankruptcy Information

List all state insolvency and federal bankruptcy proceedings involving the corporation.

Commencement Date _____ Termination Date _____ Docket No. _____

If State Court: Court & County _____ If Federal Court: District _____

Disposition _____

Item 16. Safe Deposit Boxes

List all safe deposit boxes, located within the United States or elsewhere, held by the corporation, or held by others for the benefit of the corporation. *On a separate page, describe the contents of each box.*

<u>Owner's Name</u>	<u>Name & Address of Depository Institution</u>	<u>Box No.</u>
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FINANCIAL INFORMATION

REMINDER: When an Item asks for information about assets or liabilities "held by the corporation," include ALL such assets and liabilities, located within the United States or elsewhere, held by the corporation or held by others for the benefit of the corporation.

Item 17. Tax Returns

List all federal and state corporate tax returns filed for the last three complete fiscal years. *Attach copies of all returns.*

<u>Federal/ State/Both</u>	<u>Tax Year</u>	<u>Tax Due Federal</u>	<u>Tax Paid Federal</u>	<u>Tax Due State</u>	<u>Tax Paid State</u>	<u>Preparer's Name</u>
		\$ _____	\$ _____	\$ _____	\$ _____	
		\$ _____	\$ _____	\$ _____	\$ _____	
		\$ _____	\$ _____	\$ _____	\$ _____	

Item 18. Financial Statements

List all financial statements that were prepared for the corporation's last three complete fiscal years and for the current fiscal year-to-date. *Attach copies of all statements, providing audited statements if available.*

<u>Year</u>	<u>Balance Sheet</u>	<u>Profit & Loss Statement</u>	<u>Cash Flow Statement</u>	<u>Changes in Owner's Equity</u>	<u>Audited?</u>
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

Item 19. Financial Summary

For each of the last three complete fiscal years and for the current fiscal year-to-date for which the corporation has not provided a profit and loss statement in accordance with Item 18 above, provide the following summary financial information.

	<u>Current Year-to-Date</u>	<u>1 Year Ago</u>	<u>2 Years Ago</u>	<u>3 Years Ago</u>
<u>Gross Revenue</u>	\$ _____	\$ _____	\$ _____	\$ _____
<u>Expenses</u>	\$ _____	\$ _____	\$ _____	\$ _____
<u>Net Profit After Taxes</u>	\$ _____	\$ _____	\$ _____	\$ _____
<u>Payables</u>	\$ _____	[REDACTED]		
<u>Receivables</u>	\$ _____			

Item 20. Cash, Bank, and Money Market Accounts

List cash and all bank and money market accounts, including but not limited to, checking accounts, savings accounts, and certificates of deposit, held by the corporation. The term "cash" includes currency and uncashed checks.

Cash on Hand \$ _____ Cash Held for the Corporation's Benefit \$ _____

<u>Name & Address of Financial Institution</u>	<u>Signator(s) on Account</u>	<u>Account No.</u>	<u>Current Balance</u>
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

Item 21. Government Obligations and Publicly Traded Securities

List all U.S. Government obligations, including but not limited to, savings bonds, treasury bills, or treasury notes, held by the corporation. Also list all publicly traded securities, including but not limited to, stocks, stock options, registered and bearer bonds, state and municipal bonds, and mutual funds, held by the corporation.

Issuer _____ Type of Security/Obligation _____

No. of Units Owned _____ Current Fair Market Value \$ _____ Maturity Date _____

Issuer _____ Type of Security/Obligation _____

No. of Units Owned _____ Current Fair Market Value \$ _____ Maturity Date _____

Item 22. Real Estate

List all real estate, including leaseholds in excess of five years, held by the corporation.

Type of Property _____ Property's Location _____

Name(s) on Title and Ownership Percentages _____

Current Value \$ _____ Loan or Account No. _____

Lender's Name and Address _____

Current Balance On First Mortgage \$ _____ Monthly Payment \$ _____

Other Loan(s) (describe) _____ Current Balance \$ _____

Monthly Payment \$ _____ Rental Unit? _____ Monthly Rent Received \$ _____

Type of Property _____ Property's Location _____

Name(s) on Title and Ownership Percentages _____

Current Value \$ _____ Loan or Account No. _____

Lender's Name and Address _____

Current Balance On First Mortgage \$ _____ Monthly Payment \$ _____

Other Loan(s) (describe) _____ Current Balance \$ _____

Monthly Payment \$ _____ Rental Unit? _____ Monthly Rent Received \$ _____

Item 23. Other Assets

List all other property, by category, with an estimated value of \$2,500 or more, held by the corporation, including but not limited to, inventory, machinery, equipment, furniture, vehicles, customer lists, computer software, patents, and other intellectual property.

<u>Property Category</u>	<u>Property Location</u>	<u>Acquisition Cost</u>	<u>Current Value</u>
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____

Item 24. Trusts and Escrows

List all persons and other entities holding funds or other assets that are in escrow or in trust for the corporation.

<u>Trustee or Escrow Agent's Name & Address</u>	<u>Description and Location of Assets</u>	<u>Present Market Value of Assets</u>
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____

Item 25. Monetary Judgments and Settlements Owed To the Corporation

List all monetary judgments and settlements, recorded and unrecorded, owed to the corporation.

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date of Judgment _____ Amount \$ _____

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date of Judgment _____ Amount \$ _____

Item 26. Monetary Judgments and Settlements Owed By the Corporation

List all monetary judgments and settlements, recorded and unrecorded, owed by the corporation.

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date _____ Amount \$ _____

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date of Judgment _____ Amount \$ _____

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date of Judgment _____ Amount \$ _____

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date of Judgment _____ Amount \$ _____

Opposing Party's Name & Address _____

Court's Name & Address _____ Docket No. _____

Nature of Lawsuit _____ Date of Judgment _____ Amount \$ _____

Item 27. Government Orders and Settlements

List all existing orders and settlements between the corporation and any federal or state government entities.

Name of Agency _____ Contact Person _____
 Address _____ Telephone No. _____
 Agreement Date _____ Nature of Agreement _____

Item 28. Credit Cards

List all of the corporation's credit cards and store charge accounts and the individuals authorized to use them.

<u>Name of Credit Card or Store</u>	<u>Names of Authorized Users and Positions Held</u>

Item 29. Compensation of Employees

List all compensation and other benefits received from the corporation by the five most highly compensated employees, independent contractors, and consultants (other than those individuals listed in Items 5 and 6 above), for the two previous fiscal years and current fiscal year-to-date. "Compensation" includes, but is not limited to, salaries, commissions, consulting fees, bonuses, dividends, distributions, royalties, pensions, and profit sharing plans. "Other benefits" include, but are not limited to, loans, loan payments, rent, car payments, and insurance premiums, whether paid directly to the individuals, or paid to others on their behalf.

<u>Name/Position</u>	<u>Current Fiscal Year-to-Date</u>	<u>1 Year Ago</u>	<u>2 Years Ago</u>	<u>Compensation or Type of Benefits</u>
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	

Item 30. Compensation of Board Members and Officers

List all compensation and other benefits received from the corporation by each person listed in Items 5 and 6, for the current fiscal year-to-date and the two previous fiscal years. "Compensation" includes, but is not limited to, salaries, commissions, consulting fees, dividends, distributions, royalties, pensions, and profit sharing plans. "Other benefits" include, but are not limited to, loans, loan payments, rent, car payments, and insurance premiums, whether paid directly to the individuals, or paid to others on their behalf.

<u>Name/Position</u>	<u>Current Fiscal Year-to-Date</u>	<u>1 Year Ago</u>	<u>2 Years Ago</u>	<u>Compensation or Type of Benefits</u>
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	
	\$ _____	\$ _____	\$ _____	

Item 31. Transfers of Assets Including Cash and Property

List all transfers of assets over \$2,500 made by the corporation, other than in the ordinary course of business, during the previous three years, by loan, gift, sale, or other transfer.

<u>Transferee's Name, Address, & Relationship</u>	<u>Property Transferred</u>	<u>Aggregate Value</u>	<u>Transfer Date</u>	<u>Type of Transfer (e.g., Loan, Gift)</u>
		\$ _____		
		\$ _____		
		\$ _____		
		\$ _____		
		\$ _____		

ATTACHMENT C

Request for Copy of Tax Return

Form **4506**

(Rev. September 2015)

Department of the Treasury
Internal Revenue Service

- ▶ Do not sign this form unless all applicable lines have been completed.
- ▶ Request may be rejected if the form is incomplete or illegible.
- ▶ For more information about Form 4506, visit www.irs.gov/form4506.

OMB No. 1545-0429

Tip. You may be able to get your tax return or return information from other sources. If you had your tax return completed by a paid preparer, they should be able to provide you a copy of the return. The IRS can provide a **Tax Return Transcript** for many returns free of charge. The transcript provides most of the line entries from the original tax return and usually contains the information that a third party (such as a mortgage company) requires. See **Form 4506-T, Request for Transcript of Tax Return**, or you can quickly request transcripts by using our automated self-help service tools. Please visit us at IRS.gov and click on "Get a Tax Transcript..." or call 1-800-908-9946.

1a Name shown on tax return. If a joint return, enter the name shown first.	1b First social security number on tax return, individual taxpayer identification number, or employer identification number (see instructions)
2a If a joint return, enter spouse's name shown on tax return.	2b Second social security number or individual taxpayer identification number if joint tax return
3 Current name, address (including apt., room, or suite no.), city, state, and ZIP code (see instructions)	
4 Previous address shown on the last return filed if different from line 3 (see instructions)	
5 If the tax return is to be mailed to a third party (such as a mortgage company), enter the third party's name, address, and telephone number.	

Caution: If the tax return is being mailed to a third party, ensure that you have filled in lines 6 and 7 before signing. Sign and date the form once you have filled in these lines. Completing these steps helps to protect your privacy. Once the IRS discloses your tax return to the third party listed on line 5, the IRS has no control over what the third party does with the information. If you would like to limit the third party's authority to disclose your return information, you can specify this limitation in your written agreement with the third party.

6 Tax return requested. Form 1040, 1120, 941, etc. and all attachments as originally submitted to the IRS, including Form(s) W-2, schedules, or amended returns. Copies of Forms 1040, 1040A, and 1040EZ are generally available for 7 years from filing before they are destroyed by law. Other returns may be available for a longer period of time. Enter only one return number. If you need more than one type of return, you must complete another Form 4506. ▶ _____

Note: If the copies must be certified for court or administrative proceedings, check here

7 Year or period requested. Enter the ending date of the year or period, using the mm/dd/yyyy format. If you are requesting more than eight years or periods, you must attach another Form 4506.

8 Fee. There is a \$50 fee for each return requested. Full payment must be included with your request or it will be rejected. Make your check or money order payable to "United States Treasury." Enter your SSN, ITIN, or EIN and "Form 4506 request" on your check or money order.	
a Cost for each return	\$ 50.00
b Number of returns requested on line 7	_____
c Total cost. Multiply line 8a by line 8b	\$ _____

9 If we cannot find the tax return, we will refund the fee. If the refund should go to the third party listed on line 5, check here

Caution: Do not sign this form unless all applicable lines have been completed.

Signature of taxpayer(s). I declare that I am either the taxpayer whose name is shown on line 1a or 2a, or a person authorized to obtain the tax return requested. If the request applies to a joint return, at least one spouse must sign. If signed by a corporate officer, 1 percent or more shareholder, partner, managing member, guardian, tax matters partner, executor, receiver, administrator, trustee, or party other than the taxpayer, I certify that I have the authority to execute Form 4506 on behalf of the taxpayer. **Note:** For tax returns being sent to a third party, this form must be received within 120 days of the signature date.

Signatory attests that he/she has read the attestation clause and upon so reading declares that he/she has the authority to sign the Form 4506. See instructions.

Sign Here	Signature (see instructions)	Date	Phone number of taxpayer on line 1a or 2a
	Title (if line 1a above is a corporation, partnership, estate, or trust)		
	Spouse's signature	Date	

ATTACHMENT C

Form 4506 (Rev. 9-2015)

Page 2

Section references are to the Internal Revenue Code unless otherwise noted.

Future Developments

For the latest information about Form 4506 and its instructions, go to www.irs.gov/form4506. Information about any recent developments affecting Form 4506, Form 4506-T and Form 4506T-EZ will be posted on that page.

General Instructions

Caution: Do not sign this form unless all applicable lines have been completed.

Purpose of form. Use Form 4506 to request a copy of your tax return. You can also designate (on line 5) a third party to receive the tax return.

How long will it take? It may take up to 75 calendar days for us to process your request.

Tip. Use Form 4506-T, Request for Transcript of Tax Return, to request tax return transcripts, tax account information, W-2 information, 1099 information, verification of nonfiling, and records of account.

Automated transcript request. You can quickly request transcripts by using our automated self-help service tools. Please visit us at IRS.gov and click on "Get a Tax Transcript..." or call 1-800-908-9946.

Where to file. Attach payment and mail Form 4506 to the address below for the state you lived in, or the state your business was in, when that return was filed. There are two address charts: one for individual returns (Form 1040 series) and one for all other returns.

If you are requesting a return for more than one year or period and the chart below shows two different addresses, send your request to the address based on the address of your most recent return.

Chart for individual returns (Form 1040 series)

If you filed an individual return and lived in:

Mail to:

Alabama, Kentucky, Louisiana, Mississippi, Tennessee, Texas, a foreign country, American Samoa, Puerto Rico, Guam, the Commonwealth of the Northern Mariana Islands, the U.S. Virgin Islands, or A.P.O. or F.P.O. address

Internal Revenue Service
RAIVS Team
Stop 6716 AUSC
Austin, TX 73301

Alaska, Arizona, Arkansas, California, Colorado, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Utah, Washington, Wisconsin, Wyoming

Internal Revenue Service
RAIVS Team
Stop 37106
Fresno, CA 93888

Connecticut, Delaware, District of Columbia, Florida, Georgia, Maine, Maryland, Massachusetts, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia

Internal Revenue Service
RAIVS Team
Stop 6705 P-6
Kansas City, MO 64999

Chart for all other returns

If you lived in or your business was in:

Mail to:

Alabama, Alaska, Arizona, Arkansas, California, Colorado, Florida, Hawaii, Idaho, Iowa, Kansas, Louisiana, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wyoming, a foreign country, American Samoa, Puerto Rico, Guam, the Commonwealth of the Northern Mariana Islands, the U.S. Virgin Islands, or A.P.O. or F.P.O. address

Internal Revenue Service
RAIVS Team
P.O. Box 9941
Mail Stop 6734
Ogden, UT 84409

Connecticut, Delaware, District of Columbia, Georgia, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin

Internal Revenue Service
RAIVS Team
P.O. Box 145500
Stop 2800 F
Cincinnati, OH 45250

Specific Instructions

Line 1b. Enter your employer identification number (EIN) if you are requesting a copy of a business return. Otherwise, enter the first social security number (SSN) or your individual taxpayer identification number (ITIN) shown on the return. For example, if you are requesting Form 1040 that includes Schedule C (Form 1040), enter your SSN.

Line 3. Enter your current address. If you use a P.O. box, please include it on this line 3.

Line 4. Enter the address shown on the last return filed if different from the address entered on line 3.

Note: If the addresses on lines 3 and 4 are different and you have not changed your address with the IRS, file Form 8822, Change of Address. For a business address, file Form 8822-B, Change of Address or Responsible Party — Business.

Signature and date. Form 4506 must be signed and dated by the taxpayer listed on line 1a or 2a. If you completed line 5 requesting the return be sent to a third party, the IRS must receive Form 4506 within 120 days of the date signed by the taxpayer or it will be rejected. Ensure that all applicable lines are completed before signing.



CAUTION You must check the box in the signature area to acknowledge you have the authority to sign and request the information. The form will not be processed and returned to you if the box is unchecked.

Individuals. Copies of jointly filed tax returns may be furnished to either spouse. Only one signature is required. Sign Form 4506 exactly as your name appeared on the original return. If you changed your name, also sign your current name.

Corporations. Generally, Form 4506 can be signed by: (1) an officer having legal authority to bind the corporation, (2) any person designated by the board of directors or other governing body, or (3) any officer or employee on written request by any principal officer and attested to by the secretary or other officer. A bona fide shareholder of record owning 1 percent or more of the outstanding stock of the corporation may submit a Form 4506 but must provide documentation to support the requester's right to receive the information.

Partnerships. Generally, Form 4506 can be signed by any person who was a member of the partnership during any part of the tax period requested on line 7.

All others. See section 6103(e) if the taxpayer has died, is insolvent, is a dissolved corporation, or if a trustee, guardian, executor, receiver, or administrator is acting for the taxpayer.

Note: If you are Heir at law, Next of kin, or Beneficiary you must be able to establish a material interest in the estate or trust.

Documentation. For entities other than individuals, you must attach the authorization document. For example, this could be the letter from the principal officer authorizing an employee of the corporation or the letters testamentary authorizing an individual to act for an estate.

Signature by a representative. A representative can sign Form 4506 for a taxpayer only if this authority has been specifically delegated to the representative on Form 2848, line 5. Form 2848 showing the delegation must be attached to Form 4506.

Privacy Act and Paperwork Reduction Act

Notice. We ask for the information on this form to establish your right to gain access to the requested return(s) under the Internal Revenue Code. We need this information to properly identify the return(s) and respond to your request. If you request a copy of a tax return, sections 6103 and 6109 require you to provide this information, including your SSN or EIN, to process your request. If you do not provide this information, we may not be able to process your request. Providing false or fraudulent information may subject you to penalties.

Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation, and cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their tax laws. We may also disclose this information to other countries under a tax treaty, to federal and state agencies to enforce federal nontax criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6103.

The time needed to complete and file Form 4506 will vary depending on individual circumstances. The estimated average time is: **Learning about the law or the form**, 10 min.; **Preparing the form**, 16 min.; and **Copying, assembling, and sending the form to the IRS**, 20 min.

If you have comments concerning the accuracy of these time estimates or suggestions for making Form 4506 simpler, we would be happy to hear from you. You can write to:

Internal Revenue Service
Tax Forms and Publications Division
1111 Constitution Ave. NW, IR-6526
Washington, DC 20224.

Do not send the form to this address. Instead, see *Where to file* on this page.

FEDERAL TRADE COMMISSION
CONSENT TO RELEASE OF FINANCIAL RECORDS

I, **Advertising Strategies, LLC**, an Arizona limited liability company, residing at _____ in the United States of America, hereby authorize disclosure under §§ 1102(1) and 1104 of the Right to Financial Privacy Act ("RFPA"), 12 U.S.C. §§ 3402(1) & 3404.

I authorize such disclosure for a period not to exceed three months from the date of my signature. I understand that I may revoke this authorization in writing at any time before the financial records are disclosed.

I authorize the following financial records to be disclosed: all information and all documents of every nature in the possession or control of any bank, trust company, or financial institution at which I have an account of any kind or at which a corporation or natural person has a bank account of any kind upon which I am authorized to draw that relate to any such account.

The government authority to which such records may be disclosed is the Federal Trade Commission ("FTC"). The purpose of this disclosure is to give evidence in the matter of *FTC v. Advertising Strategies, LLC, et al.*, before the United States District Court for the District of Arizona.

I have read the explanation of my rights which is attached to this form.

This direction is also intended to apply to the laws of countries other than the United States of America that restrict or prohibit the disclosure of financial information without the consent of the holder of the account, and shall be construed as consent with respect thereto, and the same shall apply to any of the accounts for which I may be a relevant principal.

Executed on _____, 2016.

Signature

**STATEMENT OF CUSTOMER RIGHTS UNDER
THE RIGHT TO FINANCIAL PRIVACY ACT OF 1978**

Federal law protects the privacy of your financial records. Before banks, savings and loan associations, credit unions, credit card issuers, or other financial institutions may give financial information about you to a federal agency, certain procedures must be followed.

A. Consent to Disclose Financial Records

You may be asked to consent to make your financial records available to a federal agency. You may withhold your consent, and your consent is not required as a condition of doing business with any financial institution. If you give your consent, you may revoke it in writing at any time before your records are disclosed. Furthermore, any consent you give is effective for no more than three months, and your financial institution must keep a record of the instances in which it discloses your financial information.

Information provided pursuant to your consent may be used by the Federal Trade Commission ("FTC") for law enforcement, regulatory, and administrative purposes under the FTC Act and other laws that the FTC administers or enforces. Under certain circumstances, the agency is authorized to provide the information to other state and federal agencies and foreign authorities in accordance with applicable provisions of the Right to Financial Privacy Act.

B. Without Your Consent

Without your consent, a federal agency that wants to see your financial records may do so ordinarily only by means of a lawful subpoena, summons, formal written request, or search warrant for that purpose.

Generally, the federal agency must give you advance notice of its request for your records explaining why the information is being sought and telling you how to object in court. The federal agency must also send you copies of court documents to be prepared by you with instructions for filling them out. While these procedures will be kept as simple as possible, you may want to consult with an attorney before making a challenge to a federal agency request.

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In some circumstances, a federal agency might obtain financial information about you without advance notice or your consent. In most of these cases the federal agency will be required to go to court to get permission to obtain your records without giving you notice beforehand. In these instances, the court will make the government show that its investigation and request for your records are proper.

When the reason for the delay of notice no longer exists, you will usually be notified that your records were obtained.

D. Transfer of Information

Generally, a federal agency which obtains your financial records is prohibited from transferring them to another federal agency unless it certifies in writing that the transfer is proper and sends a notice to you that your records have been sent to another agency.

E. Penalties

If a federal agency or financial institution violates the Right to Financial Privacy Act, you may sue for damages or to seek compliance with the law. If you win, you may be repaid your attorney's fees and costs.

FEDERAL TRADE COMMISSION
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FEDERAL TRADE COMMISSION
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FEDERAL TRADE COMMISSION
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FEDERAL TRADE COMMISSION
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I, Matthew Rodriguez, residing at _____
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Generally, a federal agency which obtains your financial records is prohibited from transferring them to another federal agency unless it certifies in writing that the transfer is proper and sends a notice to you that your records have been sent to another agency.

E. Penalties

If a federal agency or financial institution violates the Right to Financial Privacy Act, you may sue for damages or to seek compliance with the law. If you win, you may be repaid your attorney's fees and costs.

FEDERAL TRADE COMMISSION
CONSENT TO RELEASE OF FINANCIAL RECORDS

I, Susan Marie Rodriguez, also known as Susan Rodriguez, residing at _____
_____ in the United States of
America, hereby authorize disclosure under §§ 1102(1) and 1104 of the Right to
Financial Privacy Act ("RFPA"), 12 U.S.C. §§ 3402(1) & 3404.

I authorize such disclosure for a period not to exceed three months from
the date of my signature. I understand that I may revoke this authorization in
writing at any time before the financial records are disclosed.

I authorize the following financial records to be disclosed: all information
and all documents of every nature in the possession or control of any bank, trust
company, or financial institution at which I have an account of any kind or at
which a corporation or natural person has a bank account of any kind upon
which I am authorized to draw that relate to any such account.

The government authority to which such records may be disclosed is the
Federal Trade Commission ("FTC"). The purpose of this disclosure is to give ev-
idence in the matter of *FTC v. Advertising Strategies, LLC, et al.*, before the United
States District Court for the District of Arizona.

I have read the explanation of my rights which is attached to this form.

This direction is also intended to apply to the laws of countries other than
the United States of America that restrict or prohibit the disclosure of financial
information without the consent of the holder of the account, and shall be con-
strued as consent with respect thereto, and the same shall apply to any of the ac-
counts for which I may be a relevant principal.

Executed on _____, 2016.

Signature

**STATEMENT OF CUSTOMER RIGHTS UNDER
THE RIGHT TO FINANCIAL PRIVACY ACT OF 1978**

Federal law protects the privacy of your financial records. Before banks, savings and loan associations, credit unions, credit card issuers, or other financial institutions may give financial information about you to a federal agency, certain procedures must be followed.

A. Consent to Disclose Financial Records

You may be asked to consent to make your financial records available to a federal agency. You may withhold your consent, and your consent is not required as a condition of doing business with any financial institution. If you give your consent, you may revoke it in writing at any time before your records are disclosed. Furthermore, any consent you give is effective for no more than three months, and your financial institution must keep a record of the instances in which it discloses your financial information.

Information provided pursuant to your consent may be used by the Federal Trade Commission ("FTC") for law enforcement, regulatory, and administrative purposes under the FTC Act and other laws that the FTC administers or enforces. Under certain circumstances, the agency is authorized to provide the information to other state and federal agencies and foreign authorities in accordance with applicable provisions of the Right to Financial Privacy Act.

B. Without Your Consent

Without your consent, a federal agency that wants to see your financial records may do so ordinarily only by means of a lawful subpoena, summons, formal written request, or search warrant for that purpose.

Generally, the federal agency must give you advance notice of its request for your records explaining why the information is being sought and telling you how to object in court. The federal agency must also send you copies of court documents to be prepared by you with instructions for filling them out. While these procedures will be kept as simple as possible, you may want to consult with an attorney before making a challenge to a federal agency request.

C. Exceptions

In some circumstances, a federal agency might obtain financial information about you without advance notice or your consent. In most of these cases the federal agency will be required to go to court to get permission to obtain your records without giving you notice beforehand. In these instances, the court will make the government show that its investigation and request for your records are proper.

When the reason for the delay of notice no longer exists, you will usually be notified that your records were obtained.

D. Transfer of Information

Generally, a federal agency which obtains your financial records is prohibited from transferring them to another federal agency unless it certifies in writing that the transfer is proper and sends a notice to you that your records have been sent to another agency.

E. Penalties

If a federal agency or financial institution violates the Right to Financial Privacy Act, you may sue for damages or to seek compliance with the law. If you win, you may be repaid your attorney's fees and costs.

FEDERAL TRADE COMMISSION
CONSENT TO RELEASE OF FINANCIAL RECORDS

I, William Matthew Whitley, also known as Matthew Whitley, also known as Matt Whitley, residing at _____
_____ in the United States of America, hereby authorize disclosure under §§ 1102(1) and 1104 of the Right to Financial Privacy Act ("RFPA"), 12 U.S.C. §§ 3402(1) & 3404.

I authorize such disclosure for a period not to exceed three months from the date of my signature. I understand that I may revoke this authorization in writing at any time before the financial records are disclosed.

I authorize the following financial records to be disclosed: all information and all documents of every nature in the possession or control of any bank, trust company, or financial institution at which I have an account of any kind or at which a corporation or natural person has a bank account of any kind upon which I am authorized to draw that relate to any such account.

The government authority to which such records may be disclosed is the Federal Trade Commission ("FTC"). The purpose of this disclosure is to give evidence in the matter of *FTC v. Advertising Strategies, LLC, et al.*, before the United States District Court for the District of Arizona.

I have read the explanation of my rights which is attached to this form.

This direction is also intended to apply to the laws of countries other than the United States of America that restrict or prohibit the disclosure of financial information without the consent of the holder of the account, and shall be construed as consent with respect thereto, and the same shall apply to any of the accounts for which I may be a relevant principal.

Executed on _____, 2016.

Signature

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