

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 11-61072-CIV-ZLOCH

FEDERAL TRADE COMMISSION,

Plaintiff,

O R D E R

vs.

AMERICAN PRECIOUS METALS, LLC,
HARRY R. TANNER, JR, ANDREA
TANNER, and SAM J. GOLDMAN
a/k/a SAMMY JOE GOLDMAN,

Defendants.

PRELIMINARY INJUNCTION AGAINST DEFENDANT SAM J. GOLDMAN

Plaintiff Federal Trade Commission ("Commission" or "FTC"), pursuant to Sections 13(b) and 19 of the Federal Trade Commission Act ("FTC Act"), 15 U.S.C. §§ 53(b) and 57b, and the Telemarketing and Consumer Fraud and Abuse Prevention Act ("Telemarketing Act"), 15 U.S.C. §§ 6101-6108, filed its First Amended Complaint for Injunctive and Other Equitable Relief (DE 155) and moved for a preliminary injunction against Sam J. Goldman, pursuant to Rule 65(b) of the Federal Rules of Civil Procedure. A Preliminary Injunction hearing was held before the Court on December 13, 2011, at which time the Court heard evidence from Melissa Davis, Mark Erenstein, and Ted Romeo on behalf of the Government. The Court determined that Plaintiff was likely to succeed on the merits of its action and that the balance of equities favors entry of a preliminary injunction against Defendant Sam J. Goldman.

This Court previously entered a Stipulated Preliminary Injunction against Defendants American Precious Metals, LLC, Harry R. Tanner, Jr., and Andrea Tanner (DE 54), which shall remain in effect until adjudication on the merits of the case or further order of the Court. Now, therefore, it is hereby **ORDERED, ADJUDGED, AND DECREED** as follows:

FINDINGS

1. The Court has jurisdiction over the subject matter of this case and jurisdiction over all Parties.

2. Venue in the United States District Court, Southern District of Florida, Ft. Lauderdale Division is proper under 28 U.S.C. § 1391(b) and (c) and 15 U.S.C. § 53(b).

3. There is good cause to believe that Defendant Sam J. Goldman has engaged, and is likely to continue to engage, in acts or practices that violate Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), as well as various provisions of the Telemarketing Sales Rule ("TSR"), 16 C.F.R. Part 310, and that the FTC is likely to prevail on the merits of this action.

4. There is good cause to believe that consumers will suffer harm unless Defendant Goldman is restrained by an order of this Court.

5. There is good cause to believe that irreparable damage to the Court's ability to grant effective final relief for consumers in the form of monetary restitution will occur from the sale,

transfer, or other disposition or concealment by Defendant Goldman of his assets or documents unless he is restrained and enjoined by Order of this Court. There is thus good cause for imposition of an asset freeze against Defendant Goldman and for the continuation of the receivership that was imposed by the May 24, 2011 Stipulated Preliminary Injunction. (DE 54).

6. No security is required of any agency of the United States for issuance of a preliminary injunction, Fed. R. Civ. P. 65(c).

7. Balancing the equities and considering the FTC's likelihood of success on the merits, the entry of this preliminary injunction is in the public interest.

DEFINITIONS

For the purposes of this Preliminary Injunction, the following definitions apply:

1. **"Asset" or "assets"** means any legal or equitable interest in, right to, or claim to any item of economic value in whole or in part, whether tangible or intangible, and, including, but not limited to, accounts, accounts receivables, cash, certificates of deposit, chattels, checks, contracts, credits, currency, fixtures, funds, equipment, income, inventory, instruments, investments, leaseholds, lines of credit, mail, notes, personal property, real property, revenues, securities, shares of stock, trusts, or any interest therein, whether located within or outside the United

States.

2. **"Corporate Defendant"** means American Precious Metals, LLC, its wholly-owned affiliates, subsidiaries, successors, and assigns, by whatever names known.

3. **"Defendant Goldman"** means Sam J. Goldman and his successors and assigns, by whatever names known.

4. **"Defendants"** means the "Individual Defendants" and "Corporate Defendant."

5. **"Document"** is synonymous in meaning and equal in scope to the terms "document" and "electronically stored information," as described and used in Federal Rule of Civil Procedure 34(a)(1)(A).

6. **"Financial Institution"** means any insured bank, commercial bank or trust company, private banker, agency or branch of a foreign bank whether located within or outside the United States, credit union, thrift institution, broker or dealer registered with the Securities and Exchange Commission, broker or dealer in securities or commodities, whether or not registered with the Securities and Exchange Commission, investment banker or investment company, currency exchange, issuer, redeemer, or cashier of travelers' checks, checks, money orders, or similar instruments, operator of a credit card system, insurance company, dealer in precious metals, stones, or jewels, pawnbroker, loan or finance company, licensed sender of money or other person who engages as a business in the transmission of funds, telegraph company, persons

involved in real estate closings and settlements, casino, gambling casino, or gaming establishment.

7. **"Individual Defendants"** means Harry R. Tanner, Jr., Andrea Tanner, Sam J. Goldman, and their successors and assigns, by whatever names known.

8. **"Material"** means likely to affect a person's choice of, or conduct regarding, goods or services.

9. **"Person"** means an individual, organization, or other legal entity, including, but not limited to, an association, cooperative, corporation, limited liability company, organization, partnership, proprietorship, or trust or combination thereof.

10. **"Personally Identifiable Information"** means any information about an individual that can be used to distinguish or trace an individual's identity, such as their name, address, telephone number, Social Security number, date of birth, or any other personal information which is linked or linkable to an individual.

11. **"Plaintiff"** means the Federal Trade Commission ("FTC").

12. **"Receiver"** means David Chase and also include any deputy receivers, agents, or counsel as may be named by the Receiver.

13. **"Receivership Defendant"** means the "Corporate Defendant."

14. **"Telemarketing"** means any plan, program or campaign that is conducted to induce the purchase of goods or services by means of the use of one or more telephones, whether or not covered by the

TSR, 16 C.F.R. Part 310.

ORDER

I. PROHIBITED BUSINESS ACTIVITIES

IT IS HEREBY ORDERED that, in connection with the advertising, marketing, promotion, offering for sale or sale of any goods or services, Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any corporation, division, entity, or other device, are hereby restrained and enjoined from:

A. Misrepresenting, directly or indirectly, expressly or by implication, that:

1. Consumers are likely to earn high or substantial profits in a short time period on the precious metals sold by Defendants; or
2. The precious metals sold by Defendants are low or minimal risk investments;

B. Failing to adequately disclose to consumers, truthfully, in a clear and conspicuous manner, and before a consumer pays, material information concerning the goods or services offered, including, but not limited to:

1. The total fees, commissions, interest charges, and leverage balances that consumers are required to

pay; or

2. That consumers are likely to receive equity calls that will require consumers to pay additional money or to liquidate their precious metals.

C. Violating, or assisting others in violating, any provision of the TSR, 16 C.F.R. Part 310, as presently promulgated or as it may hereinafter be amended, including, but not limited to:

1. 16 C.F.R. § 310.3(a)(2)(vi) by misrepresenting the risk, earnings potential, or profitability of the precious metals and falsely claiming that:
 - (a) Consumers are likely to earn high or substantial profits in a short time period on the precious metals sold by Defendants; and
 - (b) The precious metals sold by Defendants are low or minimal risk investments;
2. 16 C.F.R. § 310.3(a)(1)(i) by failing to disclose truthfully, in a clear and conspicuous manner, and before a consumer pays for goods and services offered, material information about the total costs to purchase or receive or the quantity of the precious metals, including, but not limited to, disclosing the total fees, commissions, interest charges, and leverage balances that consumers are required to pay;

3. 16 C.F.R. § 310.3(a)(1)(ii) by failing to disclose truthfully, in a clear and conspicuous manner, and before a customer pays for goods and services offered, all material restrictions, limitations, or conditions to purchase or receive the precious metals, including, but not limited to, that consumers are likely to receive equity calls that will require consumers to pay additional money or to liquidate their precious metals.

II. PRESERVATION OF RECORDS AND REPORTING NEW BUSINESS ACTIVITY

IT IS FURTHER ORDERED that Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any corporation, division, entity, or other device, are hereby restrained and enjoined from:

A. Failing to create and maintain documents which, in reasonable detail, accurately and fairly reflect the receipt and use of Defendants' assets;

B. Altering, concealing, destroying, transferring, or disposing of, in any manner, directly or indirectly, any document related to:

1. The business, business practices, or assets of

Defendants;

2. The business, business practices, or assets of entities directly or indirectly under the control of Defendants; or
3. The business, business practices, or assets of entities directly or indirectly under common control with any other Defendant; and

C. Creating, operating, or exercising control over any new business entity, whether newly formed or previously inactive, without first providing Plaintiff with a written statement disclosing:

1. The name of the business entity;
2. The address and telephone number of the business entity;
3. The names of the business entity's officers, directors, principals, managers, members, and employees; and
4. A detailed description of the business entity's intended activities.

III. PROHIBITING RELEASE OF CUSTOMER INFORMATION OR LISTS

IT IS FURTHER ORDERED that Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal

service or otherwise, whether acting directly or through any corporation, division, entity, or other device, are hereby restrained and enjoined from:

A. Disclosing to any person financial or personally identifiable information concerning a person from whom or about whom any Defendant obtained in connection with activities alleged in the Complaint; and

B. Benefitting from or using financial or personally identifiable information concerning a person from whom or about whom any Defendant obtained in connection with activities alleged in the Complaint.

Provided however, Defendant Goldman may disclose financial or personally identifiable information concerning any person to the Court, law enforcement agencies, or as required by any law, regulation, or court order.

IV.ASSET FREEZE

IT IS FURTHER ORDERED that Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any corporation, division, entity, or other device, are hereby restrained and enjoined from:

A. Assigning, concealing, converting, disbursing,

dissipating, encumbering, liquidating, loaning, pledging, selling, spending, transferring, or withdrawing any asset that is:

1. Owned, controlled by, or held for the benefit of any Defendant, directly or indirectly;
2. In the actual or constructive possession of any Defendant;
3. Held as a retainer or deposit for the provision of goods or services to any Defendant; or
4. Owned, controlled by, in the actual or constructive possession of, or otherwise held for the benefit of any entity directly or indirectly owned, managed, or controlled by any Defendant including, but not limited to: Tanner Enterprise Group, Inc., Harebear, Inc., or RJG Group, Inc.;

B. Opening or causing to be opened any safe deposit box, commercial mail box, or storage facility belonging to, for the use or benefit of, under the control of, or subject to access by any Defendant;

C. Incurring charges or cash advances on any credit card, charge card, debit card, or lines of credit issued in the name of any Defendant;

D. Obtaining a personal or secured loan that encumbers an asset of any Defendant;

E. Imposing or incurring liens or other encumbrances on an

asset of any Defendant.

The assets affected by this Section shall include both existing assets and assets acquired after the effective date of this Order. Provided, however, that Defendant Sam J. Goldman shall be permitted to continue to receive and withdraw Social Security benefits.

**V. DUTIES OF THIRD PARTIES AND FINANCIAL INSTITUTIONS TO PRESERVE
AND PROVIDE ACCOUNTING OF DEFENDANTS' ASSETS**

IT IS FURTHER ORDERED that any person or financial institution that has had custody or control over an asset of any Defendant at any time since January 1, 2007 and is provided with a copy of this Order or otherwise has actual or constructive knowledge of this Order shall:

A. Hold and retain any of Defendants' assets that are within its control and prohibit Defendants from assigning, concealing, converting, disbursing, dissipating, encumbering, liquidating, loaning, pledging, selling, spending, transferring, or withdrawing any asset except:

1. As directed by further order of the Court;
2. As directed in writing by the Receiver (regarding an asset belonging to, for the use or benefit of, under the control of, or subject to access by the Receivership Defendant);
3. By written stipulation of Plaintiff and Defendants;

B. Deny Defendants access to any safe deposit box, commercial mail box or storage facility belonging to, for the use or benefit of, under the control of, or subject to access by any Defendant;

C. Within five (5) business days after being served with a copy of this Order, provide counsel for Plaintiff and the Receiver, a certified statement setting forth:

1. The identification number of each account or asset belonging to, for the use or benefit of, under the control of, or subject to access by any Defendant;
2. The balance of each 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 received, and, if the account or other asset has been closed or removed, or more than \$1,000 withdrawn or transferred from it within the last ninety (90) days, the date of the closure or removal of funds, the total funds removed or transferred, and the name of the person or entity to whom such account or other asset was remitted;
3. The identification of any safe deposit box, commercial mail box, or storage facility belonging to, for the use or benefit of, under the control of, or subject to access by any Defendant;

D. Within five (5) business days after being served with a request, provide counsel for Plaintiff and the Receiver, copies of all documents pertaining to such account or asset, including, but not limited to, originals or copies of account applications, account statements, signature cards, checks, drafts, deposit tickets, transfers to and from the accounts, all other debit and credit instruments or slips, currency transaction reports, 1099 forms, and safe deposit box logs.

VI. SERVICE OF ORDER UPON THIRD PARTIES AND FINANCIAL INSTITUTIONS

IT IS FURTHER ORDERED that copies of this Order may be served by any means, including U.S. first class mail, overnight delivery, facsimile, electronic mail, or personally by agents or employees of Plaintiff or the Receiver, by any law enforcement agency, or by process server, upon any person or financial institution that may have possession, custody, or control over any asset or document belonging to, for the use or benefit of, under the control of, or subject to access by any Defendant, or that may otherwise be subject to any provision of this Order. Service upon any branch or office of any person or financial institution shall effect service upon the entire financial institution or entity.

VII. DEFENDANT'S DUTY TO PROVIDE ACCOUNTING OF ASSETS

IT IS FURTHER ORDERED that Defendant Goldman shall:

A. Within five (5) days after service of this Order, prepare

and provide to Plaintiff and the Receiver complete and accurate financial statements, on the form attached as Attachment A, disclosing all assets of Defendant Goldman and all corporations, partnerships, trusts or other entities that he owns, controls, or is associated with in any capacity, jointly or individually;

B. Within five (5) business days after service of this Order, prepare and provide to Plaintiff and the Receiver complete and accurate copies of his federal and state income tax forms, including all schedules and attachments for the three most recent filing years;

C. Immediately upon service of this Order, provide access to documents held by persons and financial institutions located outside the United States by signing the Consent to Release of Financial Records, attached as Attachment B; and

D. Provide copies of such other documents as Plaintiff or the Receiver may request in order to monitor Defendant Goldman's compliance with the provisions of this Order.

VIII. REPATRIATION OF FOREIGN ASSETS AND DOCUMENTS

IT IS FURTHER ORDERED that immediately upon service of this Order, Defendant Goldman shall:

A. Immediately and continually take such steps as are necessary to transfer to the United States all assets and documents that are located outside the United States and belong to, are for the use or benefit of, under the control of, or subject to access

by him;

B. Within three (3) business days following entry of this Order, provide Plaintiff and the Receiver with respect to assets held on behalf of the Receivership Defendant, with a full accounting of all documents and assets that are located outside the territory of the United States of America and are held by or for Defendant Goldman or are under Defendant Goldman's direct or indirect control, jointly, severally, or individually; and

C. Hold and retain all repatriated assets and prevent and disposition, transfer, or dissipation of such assets except as required by this Order.

IX. NON-INTERFERENCE WITH REPATRIATION

IT IS FURTHER ORDERED that Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any corporation, division, entity, or other device, are hereby preliminarily 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 this Order, including but not limited to:

A. Sending any statement, letter, fax, e-mail or wire transmission, telephoning or engaging in any other act, directly or

indirectly, that results in a determination by a foreign trustee or other entity that a "duress" event has occurred under the terms of a foreign trust agreement, until such time that all assets have been fully repatriated pursuant to the terms of this Order; and

B. Notifying any trustee, protector or other agent of any foreign trust or other related entities of either the existence of this Order, or of the fact that repatriation is required pursuant to a Court Order, until such time that all assets have been fully repatriated.

X.DELIVERY OF RECEIVERSHIP PROPERTY

IT IS FURTHER ORDERED that, immediately upon service of this Order upon him, or within such time as may be permitted by the Receiver, Defendant Goldman, or any other person or entity served with a copy of this Order, shall transfer or deliver possession, custody and control of the following to the Receiver:

- A. All assets of the Receivership Defendants;
- B. All documents of the Receivership Defendants;
- C. All funds and other assets belonging to members of the public now held by the Receivership Defendants; and
- D. All keys, codes, and passwords, entry codes, combinations to locks, and information or devices required to open or gain access to any asset or document, including, but not limited to, access to the business premises, computer servers, networks, or databases, or telecommunications systems or devices.

XI.COOPERATION WITH THE RECEIVER

IT IS FURTHER ORDERED that:

A. Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any corporation, division, entity, or other device, shall fully cooperate with and assist the Receiver. This cooperation and assistance shall include, but not be limited to:

1. Providing any information to the Receiver that the Receiver deems necessary to exercise the authority and discharge the responsibilities of the Receiver under this Order;
2. Disclosing to the Receiver the existence and location of any asset belonging to, in the possession, custody, or under the control of, the Receivership Defendant;
3. Disclosing to the Receiver the existence and location of any document, including electronically stored information, that relates in any way to:
 - (a) The business, business practices, or assets of the Receivership Defendant; and
 - (b) The business, business practices, or assets of

entities directly or indirectly under the control of the Receivership Defendant; and

4. Providing any login and password required to access any computer, electronic files, or information in any medium; and
5. Advising all persons who owe money to the Receivership Defendant that all debts should be paid directly to the Receiver.

B. Defendant Goldman, his officers, agents, servants, employees, attorneys, and independent contractors, and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any affiliate, corporation, division, entity, subsidiary, or other device, are hereby restrained and enjoined from directly or indirectly:

1. Transacting any of the business of the Receivership Defendant except with the consent and under the supervision of the Receiver;
2. Failing to provide information to the Receiver that the Receiver deems necessary to exercise the authority and discharge the responsibilities of the Receiver under this Order;
3. Failing to disclose to the Receiver the existence and location of any asset held belonging to, in the

possession, custody, or under the control of, the Receivership Defendant;

4. Failing to disclose to the Receiver the existence and location of any document, including electronically stored information, that relates in any way to:
 - (a) The business, business practices, or assets of the Receivership Defendant; or
 - (b) The business, business practices, or assets of entities directly or indirectly under the control of the Receivership Defendant;
5. Interfering in any manner with the authority or duties of the Receiver.

XII. ACCESS TO BUSINESS OFFICES AND RECORDS

IT IS FURTHER ORDERED that the Receiver shall continue to allow representatives of the Commission reasonable access to all business premises within the scope of this Order and to all premises where any of Defendants' business records may be located. The Commission and the Receiver, and their representatives, agents, and assistants, are authorized to remove documents from such premises in order that they may be inspected, inventoried, and/or copied, following which they will be returned to the premises from which they were removed.

Furthermore, the Receiver shall allow Defendant Goldman

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

XIII. NON-COMPLIANCE WITH TRANSFERS OR DELIVERY

IT IS FURTHER ORDERED that, in the event any person or financial institution fails to transfer or deliver any asset or document, or otherwise fails to comply with any provision of this Order requiring the delivery of assets, documents, or other things, the Receiver may file an ex parte affidavit of non-compliance regarding the failure. Upon the filing of the affidavit, the Court may authorize, without additional process or demand, writs of possession or sequestration or other equitable writs requested by the Receiver. The writs shall authorize and direct the United States Marshal or the sheriff or deputy of any county or other federal or state law enforcement officer to seize the asset, document, or other thing and deliver it to the Receiver.

XIV. CREDIT REPORTS

IT IS FURTHER ORDERED that Plaintiff may obtain credit reports concerning Defendant Goldman pursuant to Section 604(a)(1) of the Fair Credit Reporting Act, 15 U.S.C. § 1681b(a)(1), and that, upon written request, any credit reporting agency from which such reports are requested shall provide them to Plaintiff.

XV. STAY OF ACTIONS

IT IS FURTHER ORDERED that:

A. Except by leave of this Court, during the pendency of the Receivership ordered herein, the Receivership Defendant and all customers, principals, investors, creditors, stockholders, lessors, and other persons seeking to establish or enforce any claim, right, or interest against or on behalf of the Receivership Defendant or Defendant Goldman, and all others acting for or on behalf of such persons, including attorneys, trustees, agents, sheriffs, constables, marshals, and other officers and their deputies, and their respective attorneys, servants, agents, and employees be and are hereby stayed from:

1. Commencing, prosecuting, continuing, entering, or enforcing any suit or proceeding, except that such actions may be filed to toll any applicable statute of limitations;
2. Accelerating the due date of any obligation or claimed obligation; filing or enforcing any lien; taking or attempting to take possession, custody, or control of any asset; attempting to foreclose, forfeit, alter, or terminate any interest in any asset, whether such acts are part of a judicial proceeding, are acts of self-help, or otherwise;
3. Executing, issuing, serving, or causing the execution, issuance or service of, any legal process, including, but not limited to, attachments, garnishments, subpoenas, writs of

replevin, writs of execution, or any other form of process whether specified in this Order or not; or

4. Doing any act or thing whatsoever to interfere with the Receiver's taking custody, control, possession, or management of the assets or documents subject to this receivership; or to harass or interfere with the Receiver in any way; or to interfere in any manner with the exclusive jurisdiction of this Court over the assets or documents of the Receivership Defendant.

B. This Section does not stay:

1. The commencement or continuation of a criminal action or proceeding;
2. The commencement or continuation of an action or proceeding by a governmental unit to enforce such governmental unit's police or regulatory power;
3. The enforcement of a judgment, other than a money judgment, obtained in an action or proceeding by a governmental unit to enforce such governmental unit's police or regulatory power;
4. The commencement of any action by the Secretary of the United States Department of Housing and Urban Development to foreclose a mortgage or deed of trust in any case in which the mortgage or deed of trust held by the Secretary is insured or was formerly insured under the National Housing Act and covers property, or combinations of property,

- consisting of five (5) or more living units; or
5. The issuance to a Receivership Defendant of a notice of tax deficiency.

XVI. MONITORING COMPLIANCE WITH THIS ORDER

IT IS FURTHER ORDERED that, for purposes of monitoring compliance with Section I of this Order, the FTC is authorized to use all lawful means, including, but not limited to, posing as consumers and suppliers to Defendants, their employees, or any other entity managed or controlled in whole or in part by any Defendant, without the necessity of identification or prior notice.

XVII. PROOF OF DISTRIBUTION OF ORDER BY DEFENDANT GOLDMAN

IT IS FURTHER ORDERED that Defendant Goldman shall immediately provide a copy of this Order to his officers, agents, servants, employees, attorneys, and independent contractors, and any affiliated businesses, and other persons and entities subject in any part to their direct or indirect control. Within five (5) business days of receipt of this Order, Defendant Goldman must submit to counsel for Plaintiff a truthful sworn statement identifying those persons and entities to whom this Order has been distributed.

XVIII. ACKNOWLEDGMENT OF RECEIPT OF ORDER BY DEFENDANTS

IT IS FURTHER ORDERED that Defendant Goldman, within five (5) business days of entry of this Order, must submit to Plaintiff a truthful sworn statement acknowledging having received and read this Order.

XIX. CORRESPONDENCE WITH AND NOTICE TO PLAINTIFF

IT IS FURTHER ORDERED that for purposes of this Order, all correspondence and pleadings to the Commission shall be addressed to:

Dama J. Brown
Barbara Bolton
Federal Trade Commission
225 Peachtree Street NE, Suite 1500
Atlanta, Georgia 30303
Facsimile number (404) 656-1379
Email: dbrown1@ftc.gov; schriss@ftc.gov; hkirtz@ftc.gov

XX.RETENTION OF JURISDICTION

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

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida, this 28th day of December, 2011.



WILLIAM J. ZLOCH
United States District Judge

Copies furnished:

All Counsel of Record