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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES.

BY:

1 TONY WEST
 Assistant Attorney General
 2 MAAME EWUSI-MENSAH FRIMPONG
 Acting Deputy Assistant Attorney
 3 Civil Division
 U.S. Department of Justice
 4 MICHAEL S. BLUME, Director
 KENNETH L. JOST, Deputy Director
 5 CAROL L. WALLACK, Trial Attorney,
 MATTHEW S. EBERT, Trial Attorney,
 6 Consumer Protection Branch
 U.S. Department of Justice
 7 P.O. Box 386
 Washington, D.C. 20044
 8 (202) 616-0219 (phone)
 (202) 514-8742 (fax)
 9 Carol.Wallack@usdoj.gov
Matthew.Ebert@usdoj.gov

Attorneys for Plaintiff the United States of America

12 UNITED STATES DISTRICT COURT
 13 CENTRAL DISTRICT OF CALIFORNIA

14 THE UNITED STATES OF AMERICA,
 15 Plaintiff,

v.

17 ROY M. COX, JR., individually and as an
 18 officer, director, or owner of CASTLE
 ROCK CAPITAL MANAGEMENT, INC.,
 19 CASTLE ROCK CAPITAL
 MANAGEMENT, S.A., CAPITAL
 20 SOLUTIONS GROUP, S.A.,
 TRANSFERS ARGENTINA, S.A.,
 21 PUBLIC SERVICE, MARKETING
 STRATEGY GROUP, and CASTLE
 22 ROCK CAPITAL MANAGEMENT, INC.,
 a Nevada corporation, CASTLE ROCK
 23 CAPITAL MANAGEMENT, S.A., a
 foreign corporation, CAPITAL
 24 SOLUTIONS GROUP, S.A., a foreign
 corporation, TRANSFERS ARGENTINA,
 25 S.A., a foreign corporation, PUBLIC
 SERVICE, a foreign corporation, and
 26 MARKETING STRATEGY GROUP, a
 foreign corporation,

Defendants.

Case No. SACV11-1910-DOC(JPRx)

COMPLAINT FOR CIVIL
 PENALTIES, PERMANENT
 INJUNCTION, AND OTHER
 EQUITABLE RELIEF;
 DEMAND FOR JURY
 TRIAL PURSUANT TO
 FED. R. CIV. P. 38 AND
 LOCAL RULE 38-1

1 Plaintiff, the United States of America, acting upon notification and
2 authorization to the Attorney General by the Federal Trade Commission
3 (“Commission”), pursuant to Section 16(a)(1) of the Federal Trade Commission
4 Act (“FTC Act”), 15 U.S.C. § 56(a)(1), for its Complaint alleges:

5 1. Plaintiff brings this action under Sections 5(a), 5(m)(1)(A), 13(b), and
6 16(a) of the FTC Act, 15 U.S.C. §§ 45(a), 45(m)(1)(A), 53(b), and 56(a), and
7 Section 6 of the Telemarketing and Consumer Fraud and Abuse Prevention Act
8 (the “Telemarketing Act”), 15 U.S.C. § 6105, to obtain monetary civil penalties,
9 and permanent injunctive relief, and other equitable relief from Defendants for
10 their violations of Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), and the
11 Commission’s Telemarketing Sales Rule (“TSR”), 16 C.F.R. Part 310, as
12 amended.

13 **JURISDICTION AND VENUE**

14 2. This Court has subject matter jurisdiction over this action pursuant to
15 28 U.S.C. §§ 1331, 1337(a), 1345, and 1355, and 15 U.S.C. §§ 45(m)(1)(A),
16 53(b), and 56(a). This action arises under 15 U.S.C. § 45(a).

17 3. Venue is proper in this District under 28 U.S.C. §§ 1391(b) - (c) and
18 1395(a), and 15 U.S.C. § 53(b).

19 **FEDERAL TRADE COMMISSION**

20 4. The Commission is an independent agency of the United States
21 Government created by statute. 15 U.S.C. §§ 41 - 58. The Commission enforces
22 Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), which prohibits unfair or
23 deceptive acts or practices in or affecting commerce. The Commission also
24 enforces the Telemarketing Act. 15 U.S.C. §§ 6101 - 6108. Pursuant to the
25 Telemarketing Act, the Commission promulgated and enforces the TSR, 16 C.F.R.
26 Part 310, which prohibits deceptive and abusive telemarketing acts or practices.

DEFENDANTS

1
2 5. Defendant Castle Rock Capital Management, Inc. (“Castle Rock,
3 Inc.”) is a Nevada for-profit corporation with its principal place of business at
4 28202 Cabot Road, Suite 650, Laguna Niguel, California. Castle Rock, Inc., is a
5 telemarketer that initiates outbound telephone calls to induce consumers to
6 purchase goods or services from its client sellers. Castle Rock, Inc., transacts or
7 has transacted business in this District and throughout the United States.

8 6. Defendant Castle Rock Capital Management, S.A., (“Castle Rock,
9 S.A.”) is a foreign for-profit corporation with its principal place of business at
10 Avenida Ricardo J. Alfaro, The Century Tower, Piso 4, Oficina 401-46, Panama
11 City, Panama. Castle Rock, S.A., is a telemarketer that initiates outbound
12 telephone calls to induce consumers to purchase goods or services from its client
13 sellers. Castle Rock, S.A., transacts or has transacted business in this District and
14 throughout the United States.

15 7. Defendant Capital Solutions Group, S.A., (“Capital Solutions”) is a
16 foreign for profit corporation with its principal place of business at Avenida
17 Ricardo J. Alfaro, The Century Tower, Piso 4, Oficina 401-46, Panama City,
18 Panama. Capital Solutions is a telemarketer that initiates outbound telephone calls
19 to induce consumers to purchase goods or services from its client sellers. Capital
20 Solutions transacts or has transacted business in this District and throughout the
21 United States.

22 8. Defendant Transfers Argentina, S.A. (“Transfers Argentina”) is a
23 foreign for profit corporation with its principal places of business at Avenida
24 Ricardo J. Alfaro, The Century Tower, Piso 4, Oficina 401-46, Panama City,
25 Panama and Azcuenaga 1592 PB-B, Buenos Aires, Argentina. Transfers
26 Argentina is a telemarketer that initiates outbound telephone calls to induce
27 consumers to purchase goods or services from its client sellers. Transfers
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1 Argentina transacts or has transacted business in this District and throughout the
2 United States.

3 9. Defendant Public Service is a foreign for-profit corporation with its
4 principal place of business at Suite 15, 1st Floor Oliaji Trade Centre, Francis
5 Rahel Street, Victoria, Mahe, Seychelles. Public Service is a telemarketer that
6 initiates outbound telephone calls to induce consumers to purchase goods or
7 services from its client sellers. Public Service transacts or has transacted business
8 in this District and throughout the United States.

9 10. Defendant Marketing Strategy Group is a foreign for-profit
10 corporation with its principal place of business at Attila u. 50, Budapest, Hungary.
11 Marketing Strategy Group is a telemarketer that initiates outbound telephone calls
12 to induce consumers to purchase goods or services from its client sellers.
13 Marketing Strategy Group transacts or has transacted business in this District and
14 throughout the United States.

15 11. Roy M. Cox, Jr., ("Cox") is an individual residing in Santa Ana,
16 California, which is located in this District. Cox is an officer, director, and/or
17 owner of, and has exercised ownership and control over, Castle Rock,
18 Inc., Castle Rock, S.A., Capital Solutions, Transfers Argentina, Public Service,
19 and Marketing Strategy Group (collectively, the "Corporate Defendants"). In
20 connection with the matters alleged herein, defendant Cox transacts or has
21 transacted business in this District and throughout the United States. At all times
22 material to this Complaint, acting alone or in concert with others, defendant Cox
23 has had the authority and responsibility to prevent or correct unlawful
24 telemarketing practices of each of the Corporate Defendants, and has formulated,
25 directed, controlled, or participated in the acts and practices of each of the
26 Corporate Defendants, including the acts and practices set forth in this Complaint.

27 12. The Corporate Defendants have operated as a common enterprise
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1 while engaging in the unlawful acts and practices alleged below. Defendants have
2 conducted the business practices described below through an interrelated network
3 of companies that have common ownership, officers, managers, business
4 functions, employees, and office locations and have commingled funds. Because
5 these Corporate Defendants have operated as a common enterprise, each of them is
6 jointly and severally liable for the acts and practices alleged below. Individual
7 defendant Cox has formulated, directed, controlled, had the authority to control, or
8 participated in the acts and practices of the Corporate Defendants that constitute
9 the common enterprise.

10 13. At all times material to this Complaint, Defendants have maintained a
11 substantial course of trade in or affecting commerce, as “commerce” is defined in
12 Section 4 of the FTC Act, 15 U.S.C. § 44.

13 **THE TELEMARKETING SALES RULE**

14 14. Congress directed the Commission to prescribe rules prohibiting
15 abusive and deceptive telemarketing acts or practices pursuant to the
16 Telemarketing Act, 15 U.S.C. §§ 6101-6108. The Commission adopted the
17 original TSR in 1995, extensively amended it in 2003, and amended certain
18 provisions thereafter. 16 C.F.R. Part 310.

19 15. Among other things, the 2003 amendments to the TSR established a
20 do-not-call registry maintained by the Commission (the “National Do Not Call
21 Registry” or “Registry”) of consumers who do not wish to receive certain types of
22 telemarketing calls. Consumers can register their telephone numbers on the
23 Registry without charge either through a toll-free telephone call or over the
24 Internet at donotcall.gov.

25 16. Consumers who receive telemarketing calls to their registered
26 numbers can complain of Registry violations the same way they registered,
27 through a toll-free telephone call or over the Internet at donotcall.gov, or by
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1 otherwise contacting law enforcement authorities.

2 17. The FTC allows sellers, telemarketers, and other permitted
3 organizations to access the Registry on the Internet at telemarketing.donotcall.gov,
4 to pay the fee(s) if required, and to download the numbers not to call.

5 18. Under the TSR, a “telemarketer” means any person who, in
6 connection with telemarketing, initiates or receives telephone calls to or from a
7 customer or donor. “Telemarketing,” under the TSR, means a plan, program, or
8 campaign which is conducted to induce the purchase of goods or services or a
9 charitable contribution, by use of one or more telephones and which involves more
10 than one interstate telephone call. 16 C.F.R. § 310.2(cc) and (dd).

11 19. Under the TSR, an “outbound telephone call” means a telephone call
12 initiated by a telemarketer to induce the purchase of goods or services or to solicit
13 a charitable contribution. 16 C.F.R. § 310.2(v).

14 20. The TSR prohibits sellers and telemarketers from initiating an
15 outbound telephone call to numbers on the Registry in violation of the TSR.
16 16 C.F.R. § 310.4(b)(1)(iii)(B).

17 21. The TSR also prohibits sellers and telemarketers from initiating an
18 outbound telephone call to any person when that person previously has stated that
19 he or she does not wish to receive an outbound telephone call made by or on
20 behalf of the seller whose goods or services are being offered. 16 C.F.R.
21 § 310.4(b)(1)(iii)(A).

22 22. The TSR requires that sellers and telemarketers transmit or cause to
23 be transmitted the telephone number of the telemarketer and, when made available
24 by the telemarketer’s carrier, the name of the telemarketer, to any caller
25 identification service in use by a recipient of a telemarketing call, or transmit the
26 customer service number of the seller on whose behalf the call is made and, when
27 made available by the telemarketer’s seller, the name of the seller. 16 C.F.R.

1 § 310.4(a)(8).

2 23. As amended, effective September 1, 2009, the TSR prohibits
3 initiating a telephone call that delivers a prerecorded message to induce the
4 purchase of any good or service unless the seller has obtained from the recipient of
5 the call an express agreement, in writing, that evidences the willingness of the
6 recipient of the call to receive calls that deliver prerecorded messages by or on
7 behalf of a specific seller. The express agreement must include the recipient's
8 telephone number and signature, must be obtained after a clear and conspicuous
9 disclosure that the purpose of the agreement is to authorize the seller to place
10 prerecorded calls to such person, and must be obtained without requiring, directly
11 or indirectly, that the agreement be executed as a condition of purchasing any
12 good or service. 16 C.F.R. § 310.4(b)(1)(v)(A).

13 24. It is a violation of the TSR for any person to provide substantial
14 assistance or support to any seller or telemarketer when that person knows or
15 consciously avoids knowing that the seller or telemarketer is engaged in any
16 practice that violates Sections 310.3(a), (c) or (d), or 310.4 of the TSR. 16 C.F.R.
17 § 310.3(b).

18 25. Pursuant to Section 3(c) of the Telemarketing Act, 15 U.S.C.
19 § 6102(c), and Section 18(d)(3) of the FTC Act, 15 U.S.C. § 57a(d)(3), a violation
20 of the TSR constitutes an unfair or deceptive act or practice in or affecting
21 commerce, in violation of Section 5(a) of the FTC Act, 15 U.S.C. § 45(a).

22 DEFENDANTS' BUSINESS ACTIVITIES

23 **Defendants' Abusive Telemarketing Practices**

24 26. Defendants are "telemarketer[s]" engaged in "telemarketing," as
25 defined by the TSR, 16 C.F.R. § 310.2.

26 27. Defendants are telemarketers that initiate outbound telephone calls to
27 consumers in the United States to induce the purchase of goods or services sold by
28

1 Defendants' clients.

2 28. Defendants have engaged in telemarketing by a plan, program, or
3 campaign conducted to induce the purchase of goods or services by use of one or
4 more telephones and which involves more than one interstate telephone call.
5 Specifically, Defendants sell a telemarketing service that delivers prerecorded
6 voice messages through telephone calls. This service is known as "voice
7 broadcasting" or "robocalling."

8 29. Since at least 2008, Defendants have called consumers' telephone
9 numbers on the National Do Not Call Registry.

10 30. In the course of the telemarketing described above, Defendants are
11 aware of the name of the calling party that is transmitted to caller identification
12 services for calls made by Defendants. Defendants, through their clients or agents,
13 are able to alter the name of the calling party that is transmitted to caller
14 identification services for calls made by Defendants.

15 31. In numerous instances, Defendants have made telemarketing calls that
16 transmitted or caused to be transmitted caller names that did not name Defendants
17 or the seller on whose behalf Defendants were making the telephone call. For
18 example, in numerous instances, when providing voice broadcasting services to
19 clients selling credit card interest rate reduction programs, extended automobile
20 warranties, or home security systems, Defendants transmitted or caused to be
21 transmitted to consumers the name "CARD SERVICES," "CREDIT SERVICES,"
22 or "PRIVATE OFFICE."

23 32. In numerous instances on or after September 1, 2009, Defendants
24 made outbound calls that delivered prerecorded messages to induce the sale of
25 goods or services when the persons to whom these telephone calls were made had
26 not expressly agreed, in writing, to authorize the seller to place prerecorded calls
27 to such person.

1 **Assisting and Facilitating Abusive Telemarketing Practices**

2 33. Since at least 2008, Defendants have provided substantial assistance
3 and support to their clients, by, among other things, engaging in the conduct set
4 forth in Paragraphs 26-32, even though Defendants knew or consciously avoided
5 knowing that the clients were engaged in violations of Section 310.4 of the TSR.

6 **VIOLATIONS OF THE TELEMARKETING SALES RULE**

7 **Count I (Violating the National Do Not Call Registry)**

8 34. In numerous instances, in connection with telemarketing, Defendants
9 engaged in or caused others to engage in initiating an outbound telephone call to a
10 person's telephone number on the National Do Not Call Registry in violation of
11 the TSR, 16 C.F.R. § 310.4(b)(1)(iii)(B).

12 **Count II (Failing to Transmit Proper Caller ID)**

13 35. In numerous instances, in connection with telemarketing, Defendants
14 have failed to transmit or cause to be transmitted the name of the telemarketer or
15 of the seller to any caller identification service in use by a recipient of a
16 telemarketing call in violation of the TSR, 16 C.F.R. § 310.4(a)(8).

17 **Count III (Initiating Unlawful Prerecorded Messages)**

18 36. In numerous instances on or after September 1, 2009, Defendants
19 have initiated outbound telephone calls delivering prerecorded messages to induce
20 the purchase of goods or services when the persons to whom these telephone calls
21 were made had not expressly agreed, in writing, to authorize the seller to place
22 prerecorded calls to such person.

23 37. Defendants' acts or practices, as described in Paragraph 35 above, are
24 abusive telemarketing acts or practices that violate the TSR, 16 C.F.R. §
25 310.4(b)(1)(v)(A).

26 ///

27 ///

1 **Count IV (Assisting and Facilitating Abusive Telemarketing**
2 **Acts or Practices)**

3 38. In numerous instances, Defendants have provided substantial
4 assistance or support, as described in Paragraphs 26 through 32, to sellers or
5 telemarketers whom Defendants knew or consciously avoided knowing were
6 engaged in violations of § 310.4 of the TSR.

7 39. Defendants' substantial assistance or support as alleged in Paragraph
8 37 above violates the TSR, 16 C.F.R. § 310.3(b).

9 **CONSUMER INJURY**

10 40. Consumers have suffered and will continue to suffer injury as a result
11 of Defendants' violations of the TSR. Absent injunctive relief by this Court,
12 Defendants are likely to continue to injure consumers and harm the public interest.

13 **THIS COURT'S POWER TO GRANT RELIEF**

14 41. Section 13(b) of the FTC Act, 15 U.S.C. § 53(b), empowers this
15 Court to grant injunctive and other ancillary relief to prevent and remedy any
16 violation of any provision of law enforced by the Commission.

17 42. Section 5(m)(1)(A) of the FTC Act, 15 U.S.C. § 45(m)(1)(A), as
18 modified by Section 4 of the Federal Civil Penalties Inflation Adjustment Act of
19 1990, 28 U.S.C. § 2461, as amended, and as implemented by 16 C.F.R. § 1.98(d)
20 (2009), authorizes this Court to award monetary civil penalties of up to \$11,000
21 for each violation of the TSR committed on or before February 9, 2009, and up to
22 \$16,000 for each violation of the TSR committed after February 9, 2009.
23 Defendants' violations of the TSR were committed with the knowledge required
24 by Section 5(m)(1)(A) of the FTC Act, 15 U.S.C. § 45(m)(1)(A).

25 43. This Court, in the exercise of its equitable jurisdiction, may award
26 ancillary relief to remedy injury caused by Defendants' violations of the TSR and
27 the FTC Act.

PRAYER FOR RELIEF

Wherefore, Plaintiff requests that this Court, as authorized by Section 13(b) of the FTC Act, 15 U.S.C. §§ 53(b), and pursuant to its own equitable powers:

- A. Award Plaintiff such preliminary injunctive and ancillary relief as may be necessary to avert the likelihood of ongoing law violations during the pendency of this action, including, but not limited to, temporary and preliminary injunctions;
- B. Enter judgment against Defendants and in favor of Plaintiff for each violation alleged in this Complaint;
- C. Award Plaintiff monetary civil penalties from each Defendant for every violation of the TSR;
- D. Enter a permanent injunction to prevent future violations of the TSR and the FTC Act by Defendants;
- E. Order Defendants to pay the costs of this action; and
- F. Award Plaintiff such other and additional relief as the Court may determine to be just and proper.

Respectfully submitted,

**FOR THE PLAINTIFF:
UNITED STATES OF AMERICA**

December 8, 2011

TONY WEST
Assistant Attorney General,
MAAME EWUSI-MENSAH FRIMPONG
Acting Deputy Assistant Attorney,
Civil Division
U.S. Department of Justice
MICHAEL S. BLUME, Director
Consumer Protection Branch
KENNETH L. JOST, Deputy Director
Consumer Protection Branch



CAROL L. WALLACK
MATTHEW S. EBERT
Trial Attorneys
Consumer Protection Branch
U.S. Department of Justice
P.O. Box 386
Washington, D.C. 20044
(202) 616-0219 (phone)
(202) 514-8742 (fax)
Carol.Wallack@usdoj.gov
Matthew.Ebert@usdoj.gov

OF COUNSEL:

C. STEVEN BAKER
Director, Midwest Region
JAMES H. DAVIS
Attorney, Midwest Region
MATTHEW H. WERNZ
Attorney, Midwest Region
Federal Trade Commission
55 West Monroe Street
Suite 1825
(312) 960-5634; jdavis@ftc.gov
(312) 960-5596; mwernz@ftc.gov

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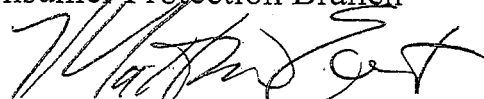
DEMAND FOR JURY TRIAL

Plaintiff, the United States of America, hereby demands trial by jury.

**FOR THE PLAINTIFF:
UNITED STATES OF AMERICA**

December 8, 2011

TONY WEST
Assistant Attorney General,
MAAME EWUSI-MENSAH FRIMPONG
Acting Deputy Assistant Attorney,
Civil Division
U.S. Department of Justice
MICHAEL S. BLUME, Director
Consumer Protection Branch
KENNETH L. JOST, Deputy Director
Consumer Protection Branch



CAROL L. WALLACK
MATTHEW S. EBERT
Trial Attorneys
Consumer Protection Branch
U.S. Department of Justice
P.O. Box 386
Washington, D.C. 20044
(202) 616-0219 (phone)
(202) 514-8742 (fax)
Carol.Wallack@usdoj.gov
Matthew.Ebert@usdoj.gov

OF COUNSEL:

C. STEVEN BAKER
Director, Midwest Region
JAMES H. DAVIS
Attorney, Midwest Region
MATTHEW H. WERNZ
Attorney, Midwest Region
Federal Trade Commission
55 West Monroe Street
Suite 1825
(312) 960-5634; jdavis@ftc.gov
(312) 960-5596; mwernz@ftc.gov

COPY

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/> THE UNITED STATES OF AMERICA	DEFENDANTS ROY M. COX, JR., individually and as an officer, director, or owner of CASTLE ROCK CAPITAL MANAGEMENT, INC., CASTLE ROCK CAPITAL MANAGEMENT, S.A., CAPITAL SOLUTIONS GROUP, S.A., (continued on Attachment to Civil Cover Sheet)
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(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) CAROL L. WALLACK and MATTHEW S. EBERT, U.S. Department of Justice, Consumer Protection Branch, P.O. Box 386, Washington, D.C. 20044, (202) 616-0219	Attorneys (If Known)
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------

II. BASIS OF JURISDICTION (Place an X in one box only.) <input checked="" type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:40%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

IV. ORIGIN (Place an X in one box only.)

1 Original Proceeding
 2 Removed from State Court
 3 Remanded from Appellate Court
 4 Reinstated or Reopened
 5 Transferred from another district (specify):
 6 Multi-District Litigation
 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: Yes No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: Yes No
 MONEY DEMANDED IN COMPLAINT: civil penalties

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

See attached.

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 110 Insurance	PERSONAL INJURY	PERSONAL PROPERTY	PETITIONS	<input type="checkbox"/> 710 Fair Labor Standards Act
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 720 Labor/Mgmt. Relations
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 530 General Habeas Corpus	<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act
<input type="checkbox"/> 450 Commerce/ICC Rates/etc.	<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 740 Railway Labor Act
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 790 Other Labor Litigation
<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	BANKRUPTCY	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 555 Prison Condition	PROPERTY RIGHTS
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 423 Withdrawal 28 USC 157	FORFEITURE/PENALTY	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 810 Selective Service	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	CIVIL RIGHTS	<input type="checkbox"/> 610 Agriculture	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 620 Other Food & Drug	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 875 Customer Challenge 12 USC 3410	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	SOCIAL SECURITY
<input checked="" type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 630 Liquor Laws	<input type="checkbox"/> 861 HIA (1395ff) (405(g))
<input type="checkbox"/> 891 Agricultural Act	REAL PROPERTY	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 640 R.R. & Truck	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 892 Economic Stabilization Act	<input type="checkbox"/> 210 Land Condemnation	IMMIGRATION	<input type="checkbox"/> 445 American with Disabilities - Employment	<input type="checkbox"/> 650 Airline Regs	<input type="checkbox"/> 863 DIWC/DIWW
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 446 American with Disabilities - Other	<input type="checkbox"/> 660 Occupational Safety/Health	FEDERAL TAX SUITS
<input type="checkbox"/> 894 Energy Allocation Act	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 463 Habeas Corpus-Alien Detainee	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 465 Other Immigration Actions			<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice	<input type="checkbox"/> 245 Tort Product Liability				
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 290 All Other Real Property				

SACV11-1910

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): SACV11-1777 AG (JPP)

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Orange County (Castle Rock Capital Management, Inc., Roy M. Cox, Jr., individually and as an officer, director, or owner)	Panama: (Castle Rock Capital Management, S.A.; Capital Solutions Group, S.A.; Transfers Argentina, S.A.); Argentina: (Transfers Argentina, S.A.); Seychelles: (Public Service); Hungary: (Marketing Strategy Group).

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.
 Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Orange County	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties
 Note: In land condemnation cases, use the location of the tract of land involved.

X. SIGNATURE OF ATTORNEY (OR PRO PER): [Signature] Date 12/18/2011

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))

Attachment to Civil Cover Sheet for United States v. Roy Cox, Jr., *et al.*

I(a). DEFENDANTS

TRANSFERS ARGENTINA, S.A., PUBLIC SERVICE, MARKETING STRATEGY GROUP, and CASTLE ROCK CAPITAL MANAGEMENT, INC., a Nevada corporation, CASTLE ROCK CAPITAL MANAGEMENT, S.A., a foreign corporation, CAPITAL SOLUTIONS GROUP, S.A., a foreign corporation, TRANSFERS ARGENTINA, S.A., a foreign corporation, PUBLIC SERVICE, a foreign corporation, and MARKETING STRATEGY GROUP, a foreign corporation.

VI. CAUSE OF ACTION

Federal Trade Commission Act, 15 U.S.C. Section 45(a), and the Telemarketing Sales Rule, 16 C.P.R. Part 310:

The complaint alleges that defendants engaged in abusive telemarketing sales practices, and also assisted and facilitated in the abusive telemarketing sales practices of telemarketers, and seeks civil penalties, a permanent injunction, and other equitable relief to remedy defendants' violations.

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge David O. Carter and the assigned discovery Magistrate Judge is Jean P. Rosenbluth.

The case number on all documents filed with the Court should read as follows:

SACV11- 1910 DOC (JPRx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

ORIGINAL

Name & Address:
Carol L. Wallack and Matthew S. Ebert
Consumer Protection Branch
U.S. Department of Justice
P.O. Box 386
Washington, D.C. 20044-0386

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

THE UNITED STATES OF AMERICA

CASE NUMBER

PLAINTIFF(S)

SACV11-1910DOC(JPRx)

v.

ROY M. COX, JR.,
(CONTINUED IN ATTACHMENT 1)

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint _____ amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Carol L. Wallack and Matthew S. Ebert, whose address is Consumer Protection Branch U.S. Dept. of Justice P.O. Box 386 Washington, D.C. 20044. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DEC 12 2011

Clerk, U.S. District Court

Dated: _____

By: _____

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

Attachment to Summons for United States v. Roy Cox, Jr., *et al.*

individually and as an officer, director, or owner of CASTLE ROCK CAPITAL MANAGEMENT, INC., CASTLE ROCK CAPITAL MANAGEMENT, S.A., CAPITAL SOLUTIONS GROUP, S.A., TRANSFERS ARGENTINA, S.A., PUBLIC SERVICE, MARKETING STRATEGY GROUP, and CASTLE ROCK CAPITAL MANAGEMENT, INC., a Nevada corporation, CASTLE ROCK CAPITAL MANAGEMENT, S.A., a foreign corporation, CAPITAL SOLUTIONS GROUP, S.A., a foreign corporation, TRANSFERS ARGENTINA, S.A., a foreign corporation, PUBLIC SERVICE, a foreign corporation, and MARKETING STRATEGY GROUP, a foreign corporation,

Defendants.

1 TONY WEST
 Assistant Attorney General
 2 MAAME EWUSI-MENSAH FRIMPONG
 Acting Deputy Assistant Attorney
 3 Civil Division
 U.S. Department of Justice
 4 MICHAEL S. BLUME, Director
 KENNETH L. JOST, Deputy Director
 5 CAROL L. WALLACK, Trial Attorney,
 MATTHEW S. EBERT, Trial Attorney,
 6 Consumer Protection Branch
 U.S. Department of Justice
 7 P.O. Box 386
 Washington, D.C. 20044
 8 (202) 616-0219 (phone)
 (202) 514-8742 (fax)
 9 Carol.Wallack@usdoj.gov
Matthew.Ebert@usdoj.gov

10 Attorneys for Plaintiff the United States of America

11
 12 UNITED STATES DISTRICT COURT
 13 CENTRAL DISTRICT OF CALIFORNIA

14 THE UNITED STATES OF AMERICA,
 15 Plaintiff,

16 v.

17 ROY M. COX, JR., individually and as an
 18 officer, director, or owner of CASTLE
 ROCK CAPITAL MANAGEMENT, INC.,
 19 CASTLE ROCK CAPITAL
 MANAGEMENT, S.A., CAPITAL
 20 SOLUTIONS GROUP, S.A.,
 TRANSFERS ARGENTINA, S.A.,
 21 PUBLIC SERVICE, MARKETING
 STRATEGY GROUP, and CASTLE
 22 ROCK CAPITAL MANAGEMENT, INC.,
 a Nevada corporation, CASTLE ROCK
 23 CAPITAL MANAGEMENT, S.A., a
 foreign corporation, CAPITAL
 24 SOLUTIONS GROUP, S.A., a foreign
 corporation, TRANSFERS ARGENTINA,
 25 S.A., a foreign corporation, PUBLIC
 SERVICE, a foreign corporation, and
 26 MARKETING STRATEGY GROUP, a
 foreign corporation,

27 Defendants.

Case No.

**COMPLAINT FOR CIVIL
 PENALTIES, PERMANENT
 INJUNCTION, AND OTHER
 EQUITABLE RELIEF;
 DEMAND FOR JURY
 TRIAL PURSUANT TO
 FED. R. CIV. P. 38 AND
 LOCAL RULE 38-1**