QUARTERLY FEDERAL COURT LITIGATION STATUS REPORT

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

September 30, 2016

No. 129

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SUMMARY OF CASES

	D. Ct.	Ct. App.*	S. Ct.	Total
PETITIONS FOR REVIEW	0	2	0	2
INJUNCTION AND CONSUMER REDRESS CASES	68	21	4	93
CIVIL PENALTY AND ENFORCEMENT CASES	11	1	0	12
SUBPOENA AND CID ENFORCEMENTS	5	2	0	7
SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION	2	2	0	4
AMICUS CURIAE BRIEFS	0	11	0	11
TOTALS	86	39	4	129

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

PETITIONS FOR REVIEW

(A) Orders to Cease and Desist

ECM BIOFILMS, INC. v. FTC, No. 15-4339 (6th Cir.)

Parties:	ECM BioFilms, Inc. d/b/a Enviroplastics International
Assigned Attorneys:	Jack Metzler (OGC)
Nature of Action:	Petition for review of the Commission's final order.
Status:	Petition for review filed 12/6/15. Petitioner's opening brief filed 3/2/16. Commission's brief filed 5/4/16. Petitioner's reply brief filed 5/30/16. Oral argument heard 7/26/16.

FANNING v. FTC, No. 16-397 (S. Ct.); No. 15-1520 (1st Cir.)

Parties:	John Fanning
Assigned Attorneys:	Leslie Melman (OGC) Bradley Grossman
Nature of Action:	Petition for review of the Commission's final order prohibiting Fanning and Jerk, LLC from deceiving users about the source of personal information on the now defunct website and misrepresenting the benefits of membership.
Status:	Petition for review filed 4/28/15. Motion to stay Commission's final order pending appeal filed 5/29/15. Order granting temporary stay entered 5/29/15. Commission's response filed 6/5/15. Stay denied 7/14/15. Defendant's opening brief filed 8/19/15. Defendant's revised opening brief filed 8/25/15. Commission's brief filed 10/19/15. Oral argument held 12/8/15. Opinion affirming in large part Commission's final order entered 5/9/16. Petition for certiorari filed 9/27/16.

LABMD, INC. v. FTC, No. 14-12144 (11th Cir.)

Parties:	LabMD, Inc.

Assigned Attorneys: Jack Metzler (OGC)

Nature of Action: Petition for review of final Commission order.

Status: Petition for review filed 9/29/16.

(B) Rulemakings

(None Pending)

INJUNCTION AND CONSUMER REDRESS CASES

(A) Preliminary Injunctions (Mergers/Acquisitions)

FTC v. ADVOCATE HEALTH CARE NETWORK, No. 16-2492 (7th Cir.); No. 1:15-cv-11473 (N.D. Ill.)

Parties: Advocate Health Care Network
Advocate Health and Hospitals Corporation
NorthShore University HealthSystem

Assigned Attorneys: Emily Bowne (BC/Mergers IV)
Christopher Caputo
Timothy Carson
Charles Dickinson
Kevin Hahm
Sean P. Pugh
Alexander Bryson
Joel Marcus (OGC)
Matthew Hoffman

Alleged Conduct: Action for preliminary injunction for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in conjunction with Advocate Helath Care Network and Advocate Health and Hospitals Corporation's proposed affiliation with NorthShore University HealthSystem.

Status: Complaint filed 12/18/15.
TRO entered 12/23/15.
Order denying motion for preliminary injunction filed 6/14/16.
Commission's notice of appeal filed 6/15/16.
District Court order granting motion for injunction pending appeal entered

6/17/16.
Commission's opening brief filed 7/15/16; appellees' brief filed 8/1/16; Commission's reply brief filed 8/12/16.
Oral argument heard 8/19/16.

FTC v. PENN STATE HERSHEY MEDICAL CENTER, No. 16-2365 (3d Cir.); No. 1:15-cv-2362 (M.D. Pa.)

Parties: The Penn State Hershey Medical Center
PinnacleHealth System

Assigned Attorneys: William Efron (NER)
Ryan Harsch
Jared Nagley
Jonathan Platt
Gerald Stein
Geralyn Trujillo
Nancy Tumblacer
Theodore Zang
Joel Marcus (OGC)
Michele Arington

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

Status: Complaint filed 12/9/15.
TRO entered 12/9/15.
Order denying Commission's motion for preliminary injunction entered 5/9/16.
Notice of appeal entered 5/10/16.
Order granting injunction pending appeal entered 5/24/16.
Commission's opening brief filed 6/1/16; Appellees' responsive briefs filed 6/13/16; Commission's reply brief filed 6/17/16.
Oral argument held 7/26/16.
Opinion reversing district court and directing it to preliminarily enjoin proposed merger pending the outcome of the administrative adjudication before the Commission entered 9/27/16.

FTC v. SUPERIOR PLUS CORPORATION, No. 1:16-cv-01338 (D.D.C.)

Parties: Superior Plus Corporation
Canexus Corporation

Assigned Attorneys: Benjamin Gris (BC/Mergers II)

Alleged Conduct: Action for preliminary injunction for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in connection with the proposed merger between Superior Plus Corporation and Canexus Corporation.

Status: Complaint filed 6/27/16.
TRO entered 6/28/16.
Joint motion to dismiss the complaint filed 7/15/16.
Order dismissing the complaint entered 7/20/16.

(B) Preliminary Injunctions (Other)

(None pending)

(C) Permanent Injunctions/Consumer Redress*

FTC v. 4 STAR RESOLUTION, LLC, No. 1:15-cv-112 (W.D.N.Y.)

Parties: 4 Star Resolution, LLC d/b/a Consumer Recovery Group d/b/a Four Star Capital Services d/b/a Four Star Resolution Services, LLC d/b/a FS Mediation Group
Profile Management, Inc.
International Recovery Service, LLC
Check Solutions Services, Inc.
Check Fraud Service, LLC
Merchant Recovery Service, Inc.
Fourstar Revenue Management, LLC
Travell Thomas
Maurice Sessum
Charles Blakely, III

Assigned Attorneys: Brian N. Lasky (NER)
Karen A. Dahlberg
Robin E. Eichen
Laura Zuckerwise

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with the collection of debt or purported debt.

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

Status: Complaint filed 2/9/15.
TRO entered 2/9/15.
Stipulated preliminary injunction entered 6/2/15.
Commission's motion for preliminary injunction with asset freeze filed 8/5/15; memorandum in opposition by Charles Blakely filed 9/15/15; memorandum in opposition by 4 Star Resolution, LLC filed 9/23/15.
Preliminary injunction with asset freeze entered 11/21/15.
Order modifying terms of preliminary injunction with asset freeze and retention of records by financial institutions and other third parties entered 2/17/16.

FTC v. A TO Z MARKETING, INC., No. 14-56582 (9th Cir.); No. 8:13-cv-00919 (C.D. Cal.)

Parties: A to Z Marketing, Inc.
Apex Members, LLC
Apex Solutions, Inc.
Backend, Inc.
Expert Processing Center, Inc.
Smart Funding Corp.
William D. Goodrich, Atty, Inc.
Ratan Baid
Madhulika Baid
William D Goodrich
Nationwide Law Center, P.C.
United States Law Center, P.C.
Emax Loans, Inc.
Millennium Law Center, P.C.
Legal Marketing Group, Inc.
SC Law Group, P.C.
Interstate Law Group, LLC
Backend Services, Inc.
Top Legal Advocates, P.C.
Evergreen Law Offices, PLLC
Amir (Alex) Montazeran
Business Team LLC (relief defendant)

Assigned Attorneys: Steven W. Balster (ECR)
Jonathan L Kessler
Maria Del Monaco
Stacy Rene Procter (WRLA)
Michael D. Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 through the operation of a nationwide scheme regarding mortgage assistance relief

services, including loan documentation and transaction services, and loan modification services.

Status:

Complaint filed 6/18/13.
TRO entered 6/18/13.
Preliminary injunction against Backend, Inc. entered 7/12/13.
Stipulated preliminary injunction against remaining defendants entered 7/19/13.
Amended complaint adding 11 new defendants and one relief defendant filed 12/16/13.
Commission's motion for summary judgment filed 8/18/14; Opposition brief filed 8/25/14; Commission's amended motion for summary judgment filed 9/1/14; Commission's reply in support of motion for summary judgment filed 9/2/14.
Final order for permanent injunction against defendants Backend Services, Inc., Emax Loans, Inc., Legal Marketing Group, Inc., Nationwide Law Center, Inc., United States Law Center., P.C., Interstate Law Group, LLC, Millenium Law Center, P.C., William D. Goodrich and William D. Goodrich Atty, Inc. and SC Law Group, P.C. entered 9/2/14.
Order denying motion to set aside default judgment as to defendants Amir Montazeran and Business Team, LLC entered 9/2/14.
Order for default judgment as to Evergreen and Backend entered 9/2/14.
Stipulated final order for permanent injunction and settlement of claims for defendant Top Legal Advocates, P.C., Backend, Inc. entered 9/18/14.
Defendant Amir Montaxeran's notice of appeal of default judgment to the 9th Circuit filed 9/30/14.
Default judgment and final order for permanent injunction as to defendant Amir Montazeran entered 10/16/14.
Final order for monetary judgment as to Business Team, LLC entered 10/16/14.
Defandant Amir Montazeran's and Business Team, LLC's first amended notice of appeal filed 11/03/14.
Stipulated final order for permanent injunction against defendants A to Z Marketing, Inc., Apex Members, LLC, Apex Solutions, Inc., Madhulika Baid, Ratan Baid, Expert Processing Center, Inc., Smart Funding Corp. entered 11/14/14.
Appellants' opening brief filed 3/9/15; Commission's answering brief filed 5/8/15; Appellants' reply brief filed 6/19/15.
Submitted to panel on the briefs on 6/6/16.
Memorandum opinion affirming district court's judgment entered 6/9/16.

FTC v. ABBVIE, INC., No. 2:14-cv-5151 (E.D. Pa.)

Parties: AbbVie, Inc.
Abbott Laboratories
Unimed Pharmaceuticals, LLC
Besins Healthcare, Inc.
Teva Pharmaceuticals USA, Inc.

Assigned Attorneys: Markus Meier (BC)
Patricia M. McDermott
Kara Monahan
Peter Taylor

Alleged Conduct: Unfair methods of competition in violation of Section 5(a) of the FTC Act arising from baseless patent infringement lawsuits against potential generic competitors.

Status: Complaint filed 9/8/14.
Defendants' motion to dismiss filed 11/12/14; Commission's brief in opposition filed 12/12/14.
Order granting defendants' motion to dismiss Count II of the complaint entered 5/6/15.
Commission's motion for entry of judgment under Rule 54(b) filed 6/5/15; response in opposition by Abbott Laboratories, Abbvie, Inc. and Unimed Pharmaceuticals filed 6/25/15; Commission's reply filed 7/2/15.
Order holding Commission's pending Rule 54(b) motion in abeyance entered 7/8/15.
Commission's motion for reconsideration of dismissal filed 7/20/15; defendant's response filed 7/31/15; reply filed 8/7/15.
Motion for reconsideration denied 8/25/15.
Motion to direct entry of partial final judgment under Rule 54(b) denied 8/26/15.

FTC v. ACTAVIS, INC. (formerly WATSON PHARMACEUTICALS, INC.), No. 12-416 (S. Ct.); Nos. 12-16488, No. 10-12729 (11th Cir.); No. 1:09-CV-00955 (N.D. Ga.), formerly No. 2:09-CV-00598 (C.D. Cal.)

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

Assigned Attorneys: Markus Meier (BC)
Saralisa Brau
Cynthia A. Liebes (SER)

Mark S. Hegedus (OGC)

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

Status:
Complaint in C.D. Cal. filed 1/27/09.
Amended complaint filed 2/12/09.
Defendants' motion to transfer case to Northern District of Georgia filed 2/27/09; Commission's opposition filed 3/16/09; defendants' reply filed 3/23/09; order transferring case to N.D. Ga. entered 4/9/09.
Second amended complaint filed 5/28/09.
Commission's motion to stay proceeding filed 6/15/09; defendants' opposition filed 6/17/09; Commission's reply filed 7/6/09; order denying motion entered 7/17/09.
Defendants' motions to dismiss second amended complaint filed 7/20/09; Commission's opposition filed 8/21/09; defendants' replies filed 9/11/09.
Order granting motion to dismiss Commission's second amended complaint entered 2/22/10.
Judgment dismissing Commission's claims with prejudice entered 4/21/10
Notice of appeal filed 6/10/10.
Commission's opening brief filed 7/26/10.
Defendants' answering brief filed 11/10/10.
Commission's reply brief filed 12/15/10.
Oral argument held 5/13/11.
Opinion affirming district court issued on 4/25/12.
Commission's petition for rehearing *en banc* filed 6/11/12.
Order denying petition for rehearing *en banc* entered 7/18/12.
Commission's petition for writ of certiorari filed 10/4/12.
Petition granted 12/7/12.
Commission's petition to district court to unseal document filed 12/10/12; motion granted and temporary stay pending appeal entered 12/19/12.
Notice of appeal of order unsealing document by AbbVie Products filed 12/21/12; emergency motion to expedite briefing and stay unsealing order filed 12/26/12; granted 1/10/13.
Commission's Supreme Court merits brief filed 1/22/13.
AbbVie Products' opening brief in 11th Circuit filed 1/31/13; Commission's response filed 2/7/13; AbbVie Products' reply filed 2/19/13.
Respondents' Supreme Court briefs filed 2/21/13.
Commission's Supreme Court reply brief filed 3/18/13.
Oral argument in 11th Circuit held 3/20/13.
11th Circuit opinion affirming district court order lifting seal

and dissolving stay filed 3/21/13.
Supreme Court grant of Solicitor General's motion to lift seal on sealed volume of joint appendix entered 3/22/13.
Supreme Court oral argument held 3/25/13.
Supreme Court decision in favor of the FTC, reversing the Eleventh Circuit Court of Appeals and remanding the case for further proceedings consistent with its opinion entered 6/17/13.
Eleventh Circuit order vacating the district court judgment and remanding the case to the district court entered 9/9/13.
Order making Eleventh Circuit's mandate the judgment of the district court entered 11/15/13.
Motion to dismiss for failure to state a claim filed 1/15/14; Commission's opposition filed 2/14/14; defendant's reply brief filed 3/3/14.
Order denying motion to dismiss entered 4/21/14.
Motion for interlocutory appeal by Paddock Laboratories, Inc. and Par Pharmaceutical Companies, Inc. filed 4/22/14; Commission's opposition filed 5/6/14; oral argument held 5/9/14; motion denied 5/9/14.

FTC v. ADEPT MANAGEMENT, INC., No. 1:16-cv-00720 (D. Ore.)

Parties:
Adept Management, Inc.
Anchor Publishing Group, Inc.
Associated Publishers Network, Inc.
Atlas Business Consulting, LLC
Clarity Group, LLC
Consolidated Publishers Exchange, Inc. d/b/a Premier Subscription Services, Processing Express Solutions
Crown Resource Management, LLC
Customer Access Services, Inc.
Express Publishers Service, Inc. d/b/a Associated Billing Service, Associated Periodical Network, Associated Publishers Readership, Billing Services of Circulation, Circulation Billing Marketplace, Circulation Network Services d/b/a Global Billing Service d/b/a Lakeshore Publishers Billing, Magazine Billing Network, Magazine Distribution Marketplace, Magazine Payment Processing, National Magazine Network, Publication Network Services, Publishers Billing Marketplace, Publishers Distribution Network, Publishers Magazine Services, Readers Magazine Services, Readers Payment Network, Subscription Billing Agency, Subscription Billing Network, United Billing Service, United Publishers Agency
HCG, Inc.
Henry Cricket Group, LLC
Hoyal & Associates, Inc.
Liberty Publishers Service, Inc. d/b/a Allied Publishing Services, American Consumer Publishers Association, Associated Publishers Services,

Billing Services of America, Bradford Publishing Service, Circulation Billing Services, Global Publishers Center, Lakeshore Publishers Service, Magazine Billing Services, Magazine Distribution Service, Magazine Payment Services, Magazine Subscriber Services, Magazine Subscriptions Center, National Magazine Services, Periodical Billing Services, Platinum Subscription Service, Publication Service Networks, Publishers Access Services, Publishers Billing Services, Publishers Consolidated Subscription Services, Publishers Distribution Center, Publishers Education Services, Publishers Magazine Billing, Publishers Magazine Payment, Publishers Marketplace Services, Publishers Network Exchange, Publishers Payment Services, Publishers Periodical Service, Publishers Processing Service, Publishers Services Exchange, Readers Billing Services, Readers Payment Service, Seascape Publishers Network, Slo Call Center, Subscription Billing Service, Subscription Payment Exchange, Subscription Payment Services, United Publishers Services

Magazine Clearing Exchange
Magazine Link, Inc.
Maximillian, Inc. d/b/a Maxmillian, Inc.
Northwest Data Services, LLC
PPP Magazines, Inc.
Publishers Payment Processing, Inc.
Reality Kats, LLC
Specialties, Inc.
Subscription House Agency, Inc.
United Publishers Exchange, Inc. d/b/a Associated Publishers Network, Circulation Billing Network, Magazine Billing Associates, Premier Subscription Network, Publishers Billing Network, Publishers Magazine Exchange
Wineoceros Wine Club, Inc.
Linda Babb
Shannon Bacon a/k/a Shannon Balero, Shannon Gordon
Jeffrey Hoyal
Lori Hoyal
Colleen Kaylor
Laura Lovrien a/k/a Laura Babb
Noel Parducci a/k/a Noel Littlefield, Noelle Littlefield
Lydia Pugsley a/k/a Lydia Babb
Dennis Simpson
William Strickler

Assigned Attorneys: Krista Bush (NWR)
Laura Solis
Richard McKewen
Connor Shively

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with a nationwide campaign relying on misrepresentations to solicit newspaper renewals and new subscriptions from consumers.

Status: Complaint filed 4/27/16.

FTC v. ALL US MARKETING, No. 6:15-cv-1016 (M.D. Fla.)

Parties: All US Marketing, LLC, f/k/a Payless Solutions, LLC
Global Marketing Enterprises Inc., f/k/a Pay Less Solutions, Inc.
Global One Financial Services, LLC
Your #1 Savings, LLC
Ovadaa, LLC
Royal Holdings of America, LLC
GRR Financial Services, LLC
Auto Guardian USA, LLC
Premier Marketing International, LLC
Gary Rodriguez, d/b/a Global Financial Services, LLC d/b/a Engineering Development Enterprise, LLC d/b/a PBMS, LLC
Marbel Rodriguez, d/b/a American Best Savings LLC d/b/a Americas First Source, LLC
Carmen Williams
Jonathan Paulino
Fariborz Fard
Shirin Imani
Alex Serna d/b/a GRR Financial Service, LLC d/b/a AJC Global Solutions, LLC
Christian Serna
Kimberly Coarse

Assigned Attorneys: James Davis (MWR)
John Hallerud
Elizabeth Scott

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with credit card interest rate reduction services.

Status: Complaint filed 6/22/15.
TRO entered 6/22/15.
Stipulated preliminary injunction as to Royal Holdings of America LLC, Ovadaa LLC, Carmen Williams, and Jonathan Paulino, Fariborz Fard, Shirin Imani, Global Marketing Enterprises, Inc., Gary Rodriguez, Marbel Rodriguez, Alex Serna entered 7/7/15.
Preliminary Injunction as to All Us Marketing LLC entered 7/7/15.
Amended complaint filed 10/6/15.
Stipulated preliminary injunction as to Kimberly Coarse, Auto Guardian

USA, LLC, and Premier Marketing International, LLC entered 12/3/15.

Motion for entry of stipulated final judgment and permanent injunction as to defendants Fariborz Fard, Shirin Imani, and Global Marketing Enterprises, Inc. filed 12/3/15; motion denied 12/4/15.

Default judgment as to defendants All Us Marketing, Fariborz Fard, GRR Financial Services, Global Marketing Enterprises, Shirin Imani and Christian Serna entered 3/21/16.

Motion for default judgment as to remaining defendants filed 5/27/16; motion denied 7/13/16; renewed motion for default judgment filed 8/3/16.

Stipulated order for permanent injunction and final judgment as to Alex Serna, Kimberly Coarse, Auto Guardian USA, Premier Marketing International, Gary Rodriguez, Your #1 Savings, Marbel Rodriguez, Global One Financial Services, Jonathan Paulino, Royal Holdings of America, Carmen Williams, and Ovada, LLC entered 6/8/16.

Motion for default judgment as to All Us Marketing, LLC, GRR Financial Services, and Christian Serna entered 9/12/16.

Trial scheduled for 6/13/17.

FTC v. AMAZON.COM, No. 2:14-cv-1038 (W.D. Wash.)

Parties: Amazon.com

Assigned Attorneys: Jason Adler (BCP/FP)
Heather Allen
Miya Rahamim
Duane Pozza
Heather Allen
Jane Ricci
Courtney Estep
Laura Marie Solis
Katharine Roller
Lisa Rothfarb
Helen Wong

Alleged Conduct: Unfair practices in violation of Section 5 of the FTC Act in connection with Amazon's billing for charges related to activity within software applications.

Status: Complaint filed 7/10/14.

Amazon's motion to dismiss filed 9/08/14; Commission's response filed 9/29/14; Amazon's reply filed 10/3/14.

Order denying Amazon's motion to dismiss entered 12/1/14.

Order adopting stipulated protective order entered 1/12/15.

Motion for partial summary judgment by defendant filed 2/2/16; Commission's opposition filed 2/22/16; defendant's reply filed 3/2/16; order granting motion entered 4/26/16.
Motion for summary judgment by Commission filed 2/2/16; defendant's opposition filed 2/23/16; Commission's reply filed 2/26/16; order granting motion entered 4/26/16.

FTC v. AMERICAN HANDICAPPED & DISADVANTAGED WORKERS, INC., No. 2:16-cv-11780 (E.D. Mich.)

Parties:	American Handicapped and Disadvantaged Workers, Inc. d/b/a AHDW and AHDW, Inc. American Handicapped, Inc. d/b/a AH and AH, Inc. Adli Dasuqi
Assigned Attorneys:	Amy Hocevar (ECR) Harris Senturia
Alleged Conduct:	Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Unordered Merchandise Statute in connection with the sale of household goods at inflated prices by misrepresenting that company's employees are handicapped.
Status:	Complaint filed 5/19/16. Stipulated order for permanent injunction and monetary judgment entered 6/8/16.

FTC v. AMERICAN INDUSTRIAL ENTERPRISES, LLC, No. 1:16-cv-00281 (D. Md.)

Parties:	American Industrial Enterprises, LLC Easton Chemical Supply, Inc. Lighting X-Change Company, LLC LMS Lighting and Maintenance Solutions, LLC Werner International Enterprises, Inc. Benjamin Cox Vincent Stapleton John Tharrington TBC Companies, Inc. (relief defendant)
Assigned Attorneys:	Jonathan Kessler (ECR) Maria Del Monaco Michael Rose
Alleged Conduct:	Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule and the Unordered Merchandise Statute in connection with the sale of nondurable office or cleaning supplies through

interstate telephone calls.

Status: Complaint filed 2/1/16.
Ex parte TRO with asset freeze entered 2/2/16.
Stipulated preliminary injunction as to defendants John Tharrington and Vincent Stapleton entered 2/29/16.
Preliminary injunction as to defendants Lighting X-Change Company, American Industrial Enterprises, LLC, Easton Chemical Supply, Inc., LMS Lighting & Maintenance Solutions, LLC and Werner International Enterprises entered 2/29/16.
Settlement agreement with defendants Lighting X-Change, Vincent Stapleton and John Tharrington filed 9/23/16.

FTC v. AMG SERVICES, INC., No. 14-16468 (9th Cir.); No. 2:12-cv-00536 (D. Nev.)

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

Assigned Attorneys: Helen Wong (BCP/FP)
Jason Schall

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

Status: Complaint filed 4/2/12.
Motion to dismiss by all defendants filed 5/25/12; Commission's response filed 6/11/12.
Partial withdrawals of motions to dismiss filed 10/15/12 and 10/16/12.

Stipulated preliminary injunction entered 12/27/12.

Commission's amended motion for partial summary judgment filed 3/7/13; defendants' responses filed 3/25/13.

Motion for legal determination on tribal sovereign immunity by defendants AMG Services, Inc., Red Cedar Services, Inc., SFS, Inc., and Tribal Financial Services filed 4/8/13; cross-motion for legal determination by defendant Troy Little Axe filed 4/10/13; Commission's response filed 4/19/13.

Commission's amended complaint filed 4/12/13.

Report and recommendation by magistrate that Commission's motion for partial summary judgment and defendant's motion for legal determination on tribal sovereign immunity be granted in part and denied in part entered 7/16/13.

Joint motion for permanent injunction and judgment as to defendants AMG Services, SFS, Inc., MNE Services, Inc., AMG Capital Management, LLC, Level 5 MotorSports, LLC, LeadFlash Consulting, LLC, Black Creek Capital Corp., Broadmoor Capital Partners, LLC, Scott A. Tucker, Blaine A. Tucker, Don E. Brady, Robert D. Campbell, and Troy L. Little Axe, Jr. filed 7/18/13.

Motion for summary judgment by Commission filed 9/30/13; Muir defendants' opposition filed 11/29/13; remaining defendants' opposition filed 12/4/13; Commission's reply filed 12/20/13.

Motions for summary judgment by defendants filed 9/30/13; Commission's opposition filed 12/4/13; defendants' reply filed 12/20/13.

Order granting joint motion for permanent injunction and judgment as to defendants AMG Services, SFS, Inc., MNE Services, Inc., AMG Capital Management, LLC, Level 5 MotorSports, LLC, LeadFlash Consulting, LLC, Black Creek Capital Corp., Broadmoor Capital Partners, LLC, Scott A. Tucker, Blaine A. Tucker, Don E. Brady, Robert D. Campbell, and Troy L. Little Axe, Jr. entered 10/8/13.

Report and recommendation by magistrate that Commission's motion for summary judgment be granted in part and denied in part, and that defendant's motion for summary judgment be denied, entered 1/28/14; defendant's objections filed 2/14/14; Commission's response filed 3/2/14.

Order adopting magistrate's 7/16/13 report and recommendations entered 3/7/14.

Order adopting magistrate's 1/28/14 report and recommendations entered 5/29/14.

Stipulation and order to dismiss defendants Timothy J. Muir and the Muir Law Firm, LLC entered 9/8/14.

Order denying settling defendants' motion to enforce settlement entered 7/16/14; notice of appeal filed 7/30/14; Ninth Circuit order dismissing appeal for lack of jurisdiction entered 10/30/14.

Stipulated permanent injunction and monetary judgment as to defendants AMG Services and MNE Services, Inc. entered 1/23/15.
Stipulated permanent injunction and monetary judgment against defendants Troy Little Axe, Jr., Don Brady and Robert Campbell entered 3/17/15.
Motion for preliminary injunction by the Commission filed 5/8/15; responses filed 5/26/15.
Stipulated orders for permanent injunction and equitable monetary relief as to defendants Red Cedar Services, Inc. and SFS, Inc. entered 11/25/15.
Motion for summary judgment by Commission filed 1/20/16; defendants' opposition filed 2/26/16; Commission's reply filed 3/18/16.
Motion for summary judgment by defendants filed 1/20/16; Commission's opposition filed 2/26/16; defendants' reply filed 3/18/16.
Order granting Commission's motion for summary judgment, denying defendants' motion for summary judgment, and awarding permanent injunction and monetary relief of $1.3 billion entered 9/30/16.

FTC v. APPLY KNOWLEDGE, LLC, No. 2:14-cv-0088 (D. Utah)

Parties:
Apply Knowledge, LLC, d/b/a Apply Knowledge Institute and Coaching Dept.
Dahm International, LLC
Dominion of Virgo Investments, Inc.
Ecommerce Support, LLC
Essent Media, LLC
Evertex Solutions, LLC
EVI LLC, d/b/a Members Learning Center
Nemrow Consulting, LLC
Novus North, LLC, d/b/a Mymentoring, Yes International, LLC and Your Ecommerce Support International, LLC
Purple Buffalo, LLC, d/b/a NetMarketing
Supplier Source, LLC
365 Dailyfit, LLC, d/b/a Net Training
Vensure International
VI Education, LLC
David Gregory Bevan
Jessia Bjarnson
Phillip Edward Gannuscia
Chad Huntsman
Richard Nemrow
Jeffrey Nicol
Thomas Riskas
Babata Sonnenberg
Ken Sonnenberg

Assigned Attorneys: Collot Guerard (BCP/MP)
Svetlana Gans
Michael D. Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing and Consumer Fraud Abuse and Prevention Act in connection with work-from-home business opportunity scheme.

Status: Complaint filed 2/10/14.
TRO entered 2/11/14.
Stipulated preliminary injunction and asset freeze as to defendant David Bevan entered 3/20/14.
Commission's motion to dismiss Sonnenberg defendants' counterclaim filed 5/27/14; motion granted without prejudice on 1/30/15.
Order granting Motion to Dismiss Sonnenberg defendants' counterclaim entered 4/9/15.
Amended complaint filed 5/14/15.
Notice of death of defendant Chad Huntsman filed 6/9/15.
Permanent injunction and monetary judgment as to David Bevan entered 6/24/15.
Stipulated settlement order as to defendants Apply Knowledge, Evertex Solutions, Suppler Source, and Ken Sonnenberg entered 2/17/16.

FTC v. AT&T MOBILITY, LLC., No. 15-16585 (9th Cir.); No. 3:14-cv-04785 (N.D. Cal.)

Parties: AT&T Mobility, LLC

Assigned Attorneys: David M. Newman (WRSF)
Lin Kahn
Laura Fremont
Linda K. Badger
Matthew D. Gold
Evan Rose
Maricela Segura (WRLA)
Joel Marcus (OGC)
Matthew Hoffman

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing of wireless broadband internet access service for smartphones.

Status: Complaint filed 10/28/14.
Motion to dismiss by AT&T Mobility filed 1/5/15.
Order denying motion to dismiss entered 3/31/15.
AT&T Mobility's motion for leave to take interlocutory appeal filed

4/9/15; Commission's response filed 4/23/15; AT&T Mobility's reply filed 4/30/15.
Order granting AT&T Mobility's motion to appeal entered 5/15/15.
Petition to Ninth Circuit for permission to appeal by AT&T Mobility filed 5/26/15; Commission's response filed 6/8/15.
Order granting interlocutory review entered 8/10/15.
Motion to stay pending appeal filed 8/18/15.
Stay denied 9/25/15.
Appellant's opening brief filed 11/18/15; Commission's answering brief filed 2/3/16; Appellant's reply brief filed 2/22/16.
Oral argument heard 6/17/16.
Opinion reversing the district court and ordering that the Commission's complaint be dismissed entered 8/29/16.

FTC v. BAM FINANCIAL, No. SACV15-01672JVS (DFMx) (C.D. Cal.)

Parties:	BAM Financial, LLC d/b/a West and Associates, Chelsea & Associates, and Chelsea Financial Everton Financial, LLC d/b/a West and Associates Legal Financial Consulting LLC d/b/a West and Associates Luis O. Carrera a/k/a Luis O. Carrera-Cavero
Assigned Attorneys:	Connor Shively (NWR) Richard McKewen Raymond McKown
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act and Section 814 of the Fair Debt Collection Practices Act in connection with debt collection activities.
Status:	Complaint filed 10/19/15. TRO entered 10/22/15; extended 11/2/15; extended 11/24/15; extended 3/1/16. Order staying case and extending TRO entered 3/23/16. Stipulated order for permanent injunction and settlement of claims entered 7/11/16.

FTC v. BF LABS, INC., No. 14-3286 (8th Cir.); No. 4:14-cv-815 (W.D. Mo.)

Parties:	BF Labs, Inc. Darla Drake Nasser Ghoseiri Sonny Vleisides Kyle Alexander (would-be intervenor) Dylan Symington (would-be intervenor)

Assigned Attorneys: Helen Wong (BCP/FP)
Greg Ashe
Jason Adler

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing and sale of Bitcoin mining machines.

Status: Complaint filed 9/15/14.
TRO entered 9/18/14.
Motions to dismiss entered 10/10/14.
Order denying motions to dismiss entered 12/23/14.
Motion to intervene by Kyle Alexander and Dylan Symington filed 9/28/14; denied 10/3/14; notice of appeal filed 10/3/14.
Appellants' brief filed 11/24/14; Commission's responsive brief filed 1/16/15.
Commission's motion to dismiss counterclaims for lack of jurisdiction filed 3/10/15; BF Labs' opposition filed 3/30/15; Commission's reply filed 4/13/15; BF's Labs' motion to file surreply in opposition filed 4/17/15; Commission's opposition filed 4/28/15. Order granting BF Labs' motion for leave to file a surreply entered 6/10/15.
Order granting Commission's motion to dismiss counterclaims entered 6/15/15.
Opinion by court of appeals affirming district court's order denying motion to intervene entered 8/25/15.
Order staying case for 120 days to consider settlement agreement entered 11/2/15.
Stipulated final orders for permanent injunction and monetary judgment as to defendants BF Labs Inc., Sonny Vleisides, and Darla Drake entered 2/25/16.
Stipulation of dismissal of Nasser Ghoseiri entered 3/7/16.

FTC v. BIG DOG SOLUTIONS, LLC, No. 1:16-cv-06607 (N.D. Ill.)

Parties: Big Dog Solutions, LLC d/b/a Help Desk National and Help Desk Global
PC Help Desk US, LLC d/b/a Help Desk National and Help Desk Global
Inbound Call Specialist, LLC
Blackoptek CE, Inc.
9138242 Canada Corporation
Digital Growth Properties, LLC
Christopher J. Costanza
Suzanne W. Harris
Muzaffar Abbas
Gary Oberman
Donald Dolphin
Justin Powers

State of Florida (Plaintiff)

Assigned Attorneys: James Davis (MWR)
Matthew Wernz

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Florida Deceptive and Unfair Trade Practices Act in connection with the advertising, marketing, distribution and sale of computer security and technical support services.

Status: Complaint filed 6/24/16.
Ex parte TRO with asset freeze, appointment of a receiver, other equitable relief entered 6/28/16.
Stipulated preliminary injunctions as to all defendants entered 7/28/16.

FTC v. BLUEHIPPO FUNDING, LLC, Nos. 11-374, 16-1599 (2d Cir.); No. 1:08-CV-01819 (S.D.N.Y.)

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

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

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

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

Order denying Commission's motion to amend/correct judgment and order entered 12/1/10.
Commission's notice of appeal re contempt order filed 1/28/11.
Notice of appeal filed 2/1/11.
Commission's brief filed 5/16/11.
Appellee's brief filed 8/15/11.
Commission's reply brief filed 9/12/11.
Argument held 2/23/12.
Opinion vacating the district court's judgment and remanding the case to the district court entered 8/12/14.
Appellee Joseph Rensin's petition for rehearing filed 9/25/14.
Order denying Joseph Rensin's petition for rehearing entered 11/17/14.
Oral argument before the district court concerning applicability of presumption of reliance held 6/4/15.
Opinion and order ruling that Commission is entitled to presumption of consumer reliance entered 11/6/15.
Final judgment imposing compensatory contempt sanctions entered 4/19/16.
Notice of appeal by Rensin filed 5/18/16.
Appellant's opening brief filed 8/29/16; Commission's response brief due 11/28/16.

FTC v. BOOST SOFTWARE, INC., No. 9:14-cv-81397 (S.D. Fla.)

Parties: Boost Software, Inc.
Vast Tech Support, LLC d/b/a OMG Tech Help, d/b/a OMG Total Protection, d/b/a OMG Back Up, d/b/a Softwaretechsupport.com
OMG Tech Help, LLC
Success Capital, LLC
Jon Paul Holdings, LLC
Amit Mehta
Elliot Loewenstern
Jon-Paul Vasta
Mark Donohue

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

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the marketing, advertising, and sale of tech support services.

Status: Complaint filed 11/10/14.
TRO entered 11/12/14.
TRO extended to all defendants entered 11/26/14.
Order denying preliminary injunction against Boost Software and Amit

Mehta entered 11/26/14.
Order of entry of default as to Vast Tech Support LLC, OMG Tech Help LLC, Success Capital LLC and Jon Paul Holding LLC entered 3/18/15.
Stipulated order for permanent injunction and monetary judgment as to John Paul Holdings, Jon-Paul Vasta, Boost Software, Success Capital LLC, Elliot Loewenstern, and Amit Mehta entered 2/3/16.
Stipulated order for permanent injunction and monetary judgment as to Vast Tech Support, LLC and OMG Tech Help, LLC entered 6/20/16.
Stipulated order for permanent injunction and monetary judgment as to Mark Donohue entered 6/20/16.
Order closing case entered 6/20/16.

FTC v. BRACE, No. 1:15-cv-875 (W.D.N.Y.)

Parties: Kelly S. Brace
Braclaire Management, LLC d/b/a Clear Credit Services d/b/a Clear Credit Solutions d/b/a Delaware Solutions
Credit Clear Solutions, LLC
Solidus Group, LLC
Joelle J. LeClaire (relief defendant)

Assigned Attorneys: Matthew J. Wilshire (BCP/DFP)

Alleged Conduct: Violation of Sections 5(a) and the Fair Debt Collection Practices Act in connection with deceptive and abusive debt collection practices.

Status: Complaint filed 10/5/15.
TRO entered 10/6/15.
Stipulated preliminary injunction entered 12/8/15.
Stipulated order for monetary judgment against relief defendant entered 7/13/16.
Stipulated permanent injunction and monetary judgment against all other defendants entered 8/16/16.

FTC v. BUNZAI MEDIA GROUP, No. 2:15-cv-04527 (C.D. Cal.)

Parties: Bunzai Media Group, Inc., d/b/a Aura Vie, Miracle Face Kit, Attitude Cosmetics
Pinnacle Logistics, Inc.
DSA Holdings, Inc.
Lifestyle Media Brands, Inc.
Agoa Holdings, Inc.
Zen Mobile Media, Inc.
Safehaven Ventures, Inc.
Heritage Alliance Group, Inc.

AMD Financial Network, Inc.
SBM Management, Inc.
Media Urge, Inc.
Adageo, LLC
Calenergy, Inc.
Kai Media, Inc.
Insight Media, Inc.
Alon Nottea
Motti Nottea
Doron Nottea
Igor Latsanovski
Oz Mizrahi
Roi Reuveni
Kristopher Bond
Charlene C. Koonce
Focus Media Solutions, Inc.
Secured Commerce, LLC
Secured Merchants, LLC
USM Products, Inc.
Merchant Leverage Group
DMA Media Holdings, Inc.
Shalita Holdings, Inc.
All Star Beauty Products, Inc.
Alan Argaman
Paul Medina
Chargeback Armor, Inc. (relief defendant)

Assigned Attorneys: Reid Tepfer (SWR)
Luis Gallegos
Raymond McKown

Alleged Conduct: Deceptive acts or practices in violation of Section 5 of the FTC Act, the Restore Online Shoppers' Confidence Act (ROSCA), and the Electronic Fund Transfer Act (EFTA).

Status: Complaint filed 6/15/15.
TRO entered 6/16/15.
Stipulated preliminary injunction as to Oz Mizrahi entered 7/23/15.
Preliminary injunction as to Alon Nottea and Roi Reveni entered 7/23/15.
Stipulated preliminary injunction as to Doran Nottea and Motti Nottea entered 7/24/15.
Order that TRO will continue as to defendants Calenergy, Inc. and Igor Latsanovski entered 8/6/15.
Default as to Adageo, LLC, Agoa Holdings, Inc, Bunzai Media Group, Inc, also doing business as Aura Vie doing business as Miracle Face Kit doing business as Attitude Cosmetics., DSA Holdings, Inc., Heritage Alliance Group, also doing business as Aura Vie

Distribution, Inc, Insight Media, Inc., Kai Media, Inc., Lifestyle Media Brands, Inc, Media Urge, Inc, Safehaven Ventures, Inc, SBM Management, Inc, and Zen Mobile Media, Inc. entered by the clerk 8/13/15.

Preliminary injunction as to defendants Igor Latsanovski and Calenergy, Inc. entered 9/9/15.

Amended complaint filed 10/9/15.

Protective Order entered 2/8/16.

Motion for summary judgment by defendants Igor Latsanovski and Calenergy, Inc. filed 4/18/16.

Stipulated order for permanent injunction and monetary judgment as to Defendants Oz Mizrahi and Paul Median entered 5/17/16.

Commission's motion for partial summary judgment filed 6/6/16.

Default judgment and order for permanent injunction and other equitable relief as to defendants BunZai Media Group, Inc., Pinnacle Logistics, Inc., DSA Holdings, Inc., Lifestyle Media Brands, Inc., Agoa Holdings, Inc., Safehaven Ventures, Inc., Heritage Alliance Group, Inc., SBM Management, Inc., Media Urge, Inc., Kai Media, Inc., Insight Media, Inc., Secured Commerce, LLC, Secured Commerce, LLC, Shalita Holdings, Inc., USM Products, Inc., All Star Beauty Products, Inc., AMD Financial Network, Inc., DMA Media Holdings, Inc., Focus Media Solutions, Inc., and Merchant Leverage Group, Inc. entered 8/22/16.

Commission's renewed motion for summary judgment as to defendants Alan Argaman and Secured Merchants, LLC filed 9/19/16.

Stipulated order for permanent injunction and monetary relief as to defendants Adageo, LLC, Calenergy, Inc., Zen Mobile Media, Inc., Alan Nottea, Doron Nottea, and Igor Latsanovski entered 9/26/16.

FTC v. CAPITAL ENTERPRISES, INC., No. 1:15-cv-08407 (S.D.N.Y.)

Parties: Capital Enterprises, Inc. f/k/a David Gates, Inc. d/b/a Gordon James Enterprises d/b/a Maxwell Gates Enterprises d/b/a Maxwell Scott Enterprises d/b/a Preston Lord Enterprises d/b/a Warner Daniel Enterprises
Java Enterprises, LLC
Mason Grace Enterprises, LLC d/b/a Mason Grace Ventures
Preston Lord Enterprises of New York, LLC d/b/a Preston Lord Enterprises
David S. Brookman

Assigned Attorneys: Savvas S. Diacosavvas (NER)
Darren H. Lubetzky
Laura A. Zuckerwise

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) and the Business

Opportunity Rule in connection with the marketing of work-at-home programs.

Status: Complaint filed 10/29/15.
Stipulated preliminary injunction entered 10/30/15.
Ex parte TRO with asset freeze entered 11/3/15.
Motion for entry of default judgment against all defendants filed 1/7/16.
Order to show cause entered 3/22/16.
Motion for entry of default judgment withdrawn 4/28/16.

FTC v. CAPITOL NETWORK DISTANCE LEARNING, No. 2:16-cv-00350 (D. Ariz.)

Parties: Capitol Network Distance Learning Programs, LLC
Capital Network Digital Licensing Programs, LLC
Veritas Sales, Inc.
Nicholas A. Pollicino a/k/a Nick Pollicino
Anthony J. Calvien
Adam F. Pollicino

Assigned Attorneys: Gregory A. Ashe (BCP/FP)
Katharine Roller

Alleged Conduct: Deceptive acts and practices in violation of Sections 5(a) of the FTC Act in connection with defendant's marketing and sale of fake high school diplomas.

Status: Complaint filed 2/8/16.
TRO entered 2/17/16.
Stipulated preliminary injunction entered 3/11/16.

FTC v. CD CAPITAL INVESTMENTS, LLC, No. 8:14-cv-1033 (C.D. Cal.)

Parties: CD Capital Investments, LLC
CD Capital, LLC
GDS Information Systems, Inc.
Christian D. Quezada
Mireya Duenas
Gabriel Drews Stewart
Tuan Dinh Duong a/k/a, Thomas Duong, Andrew Vu, and Kevin Young

Assigned Attorneys: LaShawn M. Johnson (BCP/FP)
Mark L. Glassman

Alleged Conduct: Deceptive practices in violation of Section 5 and the Mortgage Assistance Relief Services Rule in connection with the marketing and sale of mortgage assistance relief services.

Status: Complaint filed 7/7/14.
Stipulated preliminary injunction entered 8/21/14.
Amended complaint adding defendant Tuan Dinh Duong filed 4/2/15.
Motion for summary judgment by the Commission filed 9/4/15; opposition by defendant Tuan Dinh Duong filed 10/2/15; Commission's reply filed 10/8/15; order granting Commission's motion as to Duong entered 3/1/16.
Commission's motion for default judgment against defendants CD Capital Investments, LLC, CD Capital, LLC, GDS Information Services, Inc, Christian D. Quezada, and Gabriel D. Stewart filed 3/24/16; order granting in part Commission's motion entered 8/22/16.
Permanent injunction and order for equitable monetary relief as to defendants CD Capital Investments, LLC, CD Capital, LLC, GDS Information Services, Inc, Christian D. Quezada, and Tuan Dinh Duong entered 8/22/16.

FTC v. CHEMENCE, No. 1:16-cv-228 (N.D. Ohio)

Parties: Chemence, Inc.

Assigned Attorneys: Julia Solomon Ensor (BCP/ENF)
Colin D. A. MacDonald

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act in connection with misleading "made in USA" claims.

Status: Complaint filed 2/1/16.

FTC v. CLICK4SUPPORT, LLC, No. 15-3937 (3rd Cir.); No. 2:15-cv-05777 (E.D. Pa.)

Parties: Click4Support, LLC
iSourceUSA d/b/a Click4Support d/b/a UBERTECHSUPPORT
Innovacion, LLC d/b/a Click4Support Tech Services
Spanning Source, LLC d/b/a Click4Support
Bruce Bartolotta a/k/a Bruce Bart
George Saab
Chetan Bhikhubhai Patel
Niraj Patel
Innovacion Research Private Limited
Abhishek Gagneja
Rishi Gagneja

Assigned Attorneys: Fil M. De Banate (ECR)
Christopher D. Panek
Nicole J. Guinto

Alleged Conduct: Deceptive acts and practices in violation of 5(a) and the Telemarketing Sales Rule in connection with the defendants' telemarketing scheme purporting to offer technical support services.

Status: Complaint filed 10/26/15.
Ex parte TRO with asset freeze and other equitable relief entered 10/27/15.
Preliminary injunction entered 11/10/15.
Notice of appeal (15-3937) filed 12/8/15.
Mediation hearing held 3/1/16.
Commission's amended complaint filed 5/17/16.
Appellants' opening brief filed 4/29/16; Commission's answering brief filed 7/5/16; order granting motion to stay briefing schedule pending outcome of consent discussions entered 7/27/16.
Stipulated preliminary injunction as to defendants Innovacion, LLC, Abhishek Gagneja, and Rishi Gagneja entered 9/13/16.
Motion for default judgment as to defendant iSourceUSA, LLC filed 9/2/16.

FTC v. COMMERCE PLANET, INC., No. 16-345 (S. Ct.); Nos. 15-55510, 12-57064, 14-56528 (9th Cir.); Nos. 8:14-cv-01529, 8:09-cv-01324 (C.D. Cal.)

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

Assigned Attorneys: David M. Newman (WRSF)
Eric D. Edmondson
Michele Arington (OGC)

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

Status: Complaint filed 11/10/09.
Stipulated final orders for permanent injunction and monetary relief against Commerce Planet, Inc., Michael Hill, and Aaron Gravitz entered 11/18/09.
Motion to dismiss as to defendant Charles Gugliuzza filed 1/19/10;
Commission's opposition to motion filed 2/1/10; defendants' reply filed 2/8/10; order denying defendants' motion to dismiss entered 2/12/10.
Defendant Charles Gugliuzza's answer impleading Superfly Advertising, Inc. (a Delaware corporation) and Superfly Advertising, Inc. (an Indiana corporation) as third-party defendants filed 4/16/10;

amended answer adding counterclaim against Commission filed 5/4/10.

Motion to dismiss Charles Gugliuzza's counterclaim filed 5/25/10; Gugliuzza's opposition filed 6/21/10; Commission's reply filed 6/28/10.

Motion to dismiss third-party defendant Superfly Advertising, Inc. filed 6/22/10; Gugliuzza's opposition filed 7/19/10; reply by third-party defendant Superfly Advertising, Inc. filed 7/26/10.

Order granting third-party defendant Superfly Advertising's motion to dismiss entered 8/5/10.

Amended third-party complaint against counter defendants Superfly Advertising, Inc. (an Indiana corporation) and Superfly Advertising, Inc. (a Delaware corporation) by defendant Charles Gugliuzza filed 8/25/10.

Motion to dismiss first amended third-party complaint by third-party defendant Superfly Advertising, Inc. filed 9/15/10; order granting motion entered 10/27/10.

Second amended third-party complaint against counter defendants Superfly Advertising, Inc. (an Indiana corporation) and Superfly Advertising, Inc. (a Delaware corporation) by defendant Charles Gugliuzza filed 11/16/10.

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

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

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

Defendant Charles Gugliuzza's motion for summary judgment filed 7/27/11;

Commission's opposition filed 8/22/11; reply filed 8/29/11; order denying motion for summary judgment entered 9/8/11.

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

Post-trial briefs submitted 3/23/12.

Appellant filed his reply 1/31/14.

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

Final order and permanent injunction as to all defendants entered 7/17/12.

Defendant Charles Gugliuzza's notice of appeal filed 11/13/12.

Appellant's opening brief filed 7/5/13; Commission's answering brief filed 11/18/13; appellant's reply brief filed 1/31/14.

Notice of defendant Charles Gugliuzza's appeal to the 9th Circuit filed 9/6/14.

Order dismissing appeal as duplicative of pending appeal 12-57064 entered 9/19/14; Gugliuzza's motion for reconsideration filed 9/25/14; motion denied 3/3/16.
Notice regarding appeal (No. 8:14-cv-01529) from bankruptcy court's ruling that Gugliuzza's debt to the Commission is nondischargeable entered 9/22/14.
Gugliuzza's opening brief in bankruptcy appeal filed 12/5/14; Commission's answering brief due 1/16/15; Gugliuzza's reply brief due 1/30/15.
Oral argument in merits appeal held 2/9/15.
Oral argument in district court regarding bankruptcy appeal held 2/26/15.
Order by district court affirming in substantial part and reversing in part the bankruptcy court's order on nondischargeability entered 3/12/15.
Notice of appeal by Gugliuzza filed 4/2/15.
Appellant's opening brief filed 8/7/15; Commission's brief filed 11/5/15; appellant's reply brief filed 12/8/15.
Opinion of the Ninth Circuit affirming district court's determination of liability and authority under Section 13(b) to hold Gugliuzza jointly and severally liable for consumer losses, but vacating in part and remanding for clarity whether basis for monetary award was joint and several liability, entered 3/3/16.
Petition for rehearing en banc filed 4/18/16; petition denied 5/16/16.
Modified final judgment and order for permanent injunction as to Defendant Gugliuzza entered 8/25/16.
Petition for certiorari filed 9/14/16.
Oral argument in Ninth Circuit bankruptcy appeal scheduled for 12/7/16.

FTC v. CONSTRUCT DATA PUBLISHERS, No. 13-cv-1999 (N.D. Ill.)

Parties: Construct Data Publishers d/b/a Fair Guide
Wolfgang Valvoda
Susanne Anhorn

Assigned Attorneys: Guy G. Ward (MWR)
Roberto Menjivar
Joseph Einikis

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) in connection with the advertising, marketing, promotion, offering for sale, or sale of internet directory listings.

Status: Complaint filed 3/14/13.
Ex parte TRO with asset freeze and other equitable relief entered 3/15/13.
Preliminary injunction as to all defendants entered 4/17/13.
Default judgment as to all defendants entered 2/11/14.

Motion to vacate default judgment filed by all defendants 3/11/14.
Order vacating default judgment entered 12/9/14.
Commission's motion to reconsider filed 1/6/15; motion denied 3/16/16.
Order granting stay as to defendant Valvoda in light of his recent indictment entered 4/10/15.
Default judgment as to defendant Construct Data entered 3/16/16.

FTC v. CONSUMER ASSISTANCE, LLC, No. 1:16-cv-21528 (S.D. Fla.)

Parties: Consumer Assistance, LLC f/k/a Back Office Law, LLC d/b/a Consumer Assistance Project
Consumer Assistance Project Corp. f/k/a Non-Profit Guardian Services, Inc. f/k/a Back Office Law Project, Corp.
Palermo Global, LLC
Chastity Valdes
State of Florida (Plaintiff)

Assigned Attorneys: Adam Wesolowski (BCP/FP)
Matthew Wilshire

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, the Credit Repair Organizations Act, and the Florida Deceptive and Unfair Trade Practices Act in connection with the marketing and sale of student loan debt relief and credit repair services.

Status: Complaint filed 4/19/16.
Stipulated preliminary injunction entered 6/8/16.
Default judgment as to all defendants entered 6/27/16.

FTC v. CONSUMER COLLECTION ADVOCATES, CORP., No. 15-14437 (11th Cir.); No. 0:14-cv-62491 (S.D Fla.)

Parties: Consumer Collection Advocates, Corp.
Michael R. Ettus

Assigned Attorneys: Barbara E. Bolton (SER)
Matthew Hoffman (OGC)

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with recovery services claiming to collect funds consumers previously lost to telemarketing fraud.

Status: Complaint filed 11/3/14.
Stipulated preliminary injunction entered 11/17/14.
Commission's motion for summary judgment filed 7/24/15; defendant's

response filed 8/17/15; reply filed 8/27/15.
Summary judgment granted 9/08/15.
Permanent injunction and monetary judgment entered 9/28/15.
Notice of appeal filed 10/2/15.
Appellants' opening brief filed 3/24/16; Commission's answering brief filed 6/6/16.
Opinion affirming district court's order of summary judgment for the Commission entered 8/23/16.

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

Parties:

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

Assigned Attorneys: Karen A. Dahlberg (NER)

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

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

Commission's amended complaint filed 10/13/11.
Motions to dismiss by filed 11/22/11; Commission's response in opposition filed 12/13/11.
Orders denying all motions to dismiss entered 5/23/12 & 5/24/12.
Commission's motion for summary judgment filed 7/23/2013; opposition by John Schwartz and Wendi Tow filed 8/30/13 and 11/7/13; partial oppositions by Rita Brum Werner, Ronald Kent Werner, Jeffrey Burman, Century Senior Services, Guarantee Trust Life Insurance Company, Richard Holson, III, Barbara Taube, Vantage America Solutions, Inc. filed 11/6/13; cross-motions for summary judgment by Rita Werner, GTL, Vantage, Century, Rick Holson, Jeff Burman, and Barbara Taube filed 9/4/13, 9/5/13 and 9/6/13.
Order granting motion by the Commonwealth of Massachusetts to modify the stipulated order of preliminary injunction entered 12/5/13.

FTC v. COORGA NEUTRACEUTICALS, No. 2:15-cv-00072 (D. Wy.)

Parties: Coorga Neutraceuticals Corp.
Garfield Coore

Assigned Attorneys: Elizabeth Nach (BCP/AP)

Alleged Conduct: Deceptive acts or practices in connection with the labeling, advertising, marketing, distribution, and sale of a dietary supplement in violation of Sections 5(a) and 12 of the FTC Act.

Status: Complaint filed 5/13/15.
Commission's motion for summary judgment filed 7/11/16; opposition by defendants filed 7/22/16; order granting Commission's motion for summary judgment entered 8/15/16.
Final judgment and order for permanent injunction entered 9/12/16.

FTC v. D & S MARKETING SOLUTIONS, INC., No. 8:16-cv-01435 (M.D. Fla.)

Parties: D & S Marketing Solutions, Inc. d/b/a US Corporate Compliance Office d/b/a Office of Compliance and Safety Standards d/b/a Occupational Safety and Compliance Administration
Sean K. Juhl

Assigned Attorneys: Barbara Bolton (SER)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act in connection with the operation of a telemarketing scheme that deceived owners of newly-opened businesses into spending money on government regulation posters that could be obtained for free.

Status: Complaint filed 6/6/16.

Ex parte TRO with asset freeze, appointment of a receiver, and other equitable relief entered 6/8/16.
Stipulated preliminary injunction entered 6/20/16.

FTC v. DAMIAN KUTZNER, No. 8:16-cv-00999 (C.D. Cal.)

Parties: Damian Kutzner
Vito Torchia, Jr.
Jonathan Tarkowski
R. Geoffrey Broderick
Charles T. Marshall
Brookstone Law P.C. d/b/a Brookstone Law Group (California)
Brookstone Law P.C. d/b/a Brookstone Law Group (Nevada)
Advantis Law P.C.
Advantis Law Group P.C.

Assigned Attorneys: Benjamin Theisman (BCP/ENF)
Gregory Madden
Thomas Syta (WRLA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Mortgage Relief Services Rule in connection with the advertising, marketing, selling, and promoting of mortgage assistance relief services.

Status: Complaint filed 5/31/16.
Ex parte TRO with asset freeze, appointment of receiver, limited expedited discovery, and other equitable relief entered 6/1/16.
Stipulated preliminary injunction as to Vito Torchia Jr. entered 6/24/16.
Stipulated preliminary injunction as to Damian Kutzner, Charles Marshall, Jonathan Tarkowksi, Advanits Law P.C. and Advantis Law Group P.C. entered 6/24/16.
Preliminary injunction as to Geoffrey Broderick, Brookstone Law P.C. (California and Nevada) entered 6/27/16.
Preliminary injunction as to Jeremy Foti entered 8/25/16.

FTC v. DAYTON FAMILY PRODUCTIONS, INC., Nos. 13-17448, 16-15859 (9th Cir.); No. 2:97-cv-00750 (D. Nev.)

Parties: Glen E. Burke d/b/a American Health Associates, LLC

Assigned Attorneys: Reenah L. Kim (BCP/ENF)
Sarah Waldrop
Joel Marcus-Kurn (OGC)
Blaine T. Welsh (AUSA)

Alleged Conduct: Deceptive acts and practices in violation of a 1998 order for permanent injunction in connection with telemarketing, by misrepresenting to consumers that they have won a valuable prize and requiring payment in order to retrieve the alleged prize.

Status:
Complaint filed 6/20/97.
Permanent injunction entered 10/1/98.
Motion for contempt and stipulated preliminary injunction filed 1/28/13.
Order granting preliminary injunction entered 3/5/13.
Hearing held 9/5/13.
Order finding civil contempt liability entered 9/27/13.
Notice of appeal filed 11/26/13.
Commission's motion in district court for an indicative ruling and to clarify judgment filed 2/10/14.
Commission's motion in court of appeals to suspend briefing schedule and stay proceeding filed 2/11/14; order by court of appeals staying case entered 2/14/14.
Commission's motion in court of appeals for remand filed 3/4/14; order remanding case entered 3/14/14.
Order by district court reaffirming its 9/27/13 order of contempt entered 7/28/14.
Appellant's opening brief filed 10/23/14; Commission's answering brief filed 12/24/14; appellant's reply brief filed 12/31/14.
Judgment reversed by memorandum disposition entered 6/11/15.
Amended clerk's judgment against the defendant entered 8/18/15.
Order finding defendant in contempt of order and to pay contempt sanctions entered 3/16/16.
Notice of appeal filed 5/11/16.
Appellant's opening brief filed 9/16/16; Commission's answering brief due 11/17/16.

FTC v. DENNY LAKE, No. 8:15-cv-00585 (C.D. Cal.)

Parties:
Denny Lake d/b/a JD United d/b/a U.S. Crush d/b/a Advocacy Division d/b/a Advocacy Department d/b/a Advocacy Agency d/b/a Advocacy Program
Chad Caldaronello a/k/a Chad Carlson a/k/a Chad Johnson
C.C. Enterprises, Inc. d/b/a Hope Services d/b/a Trust Payment Center d/b/a Retention Divisions
Derek Nelson a/k/a Dereck Wilson
D.N. Marketing, Inc. d/b/a Hamp Services d/b/a Trial Payment Processing
Brian Pacios a/k/a Brian Barry a/k/a Brian Kelly
Justin Moreira a/k/a Justin Mason a/k/a Justin King a/k/a Justin Smith
Cortney Gonsalves (relief-defendant)

Assigned Attorneys: Miriam R. Lederer (BCP/ENF)
Jonathan Cohen
John D. Jacobs (WRLA)

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act, the Mortgage Assistance Relief Services Rule, and the Telemarketing Sales Rule in connection with the marketing and sale of mortgage assistance relief services.

Status: Complaint filed 4/14/15.
Ex parte TRO with asset freeze entered 4/16/15.
Preliminary injunction entered 5/13/15.
Default as to C.C. Enterprises, Inc. entered 7/24/15.
Motion for stipulated permanent injunction as to Chad Caldaronello, Justin Moreira, and Brian Pacios filed 10/30/15.
Stipulated orders for permanent injunction and monetary judgment against defendants Justin Moreira and Chad Caldaronello entered 11/4/15.
Stipulated orders for permanent injunction and monetary judgment against defendants Derek Nelson and Cortney Gonsalves entered 12/4/15.
Order granting Commission's motion for summary judgment entered 2/24/16.
Final judgment and permanent injunction against defendant Denny Lake entered 2/24/16; amended final judgment and permanent injunction entered 3/22/16.
Default judgment and final order against defendants C.C. Enterprises, Inc. and D.N. Marketing Inc. entered 6/1/16.

FTC v. DEVRY EDUCATION GROUP, INC., No. 2:16-cv-579 (C.D. Cal.)

Parties: Devry Education Group, Inc. f/k/a DeVry, Inc.
Devry University, Inc.
Devry/New York, Inc.

Assigned Attorneys: Christina V. Tusan (WRLA)
John D. Jacobs
Thomas J. Syta
Barbara Chun
Faye Chen Barnouw
Yan Fang (WRSF)
Sarah E. Schroeder

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the advertisement and promotion of defendant's degree programs.

Status: Complaint filed 1/27/16.

Defendants' motion to dismiss filed 3/10/16; Commission's opposition brief filed 4/4/16; reply filed 4/18/16; order denying motion to dismiss entered 5/9/16.

FTC v. DIRECTV, INC., No. 3:15-cv-01129 (N.D. Cal.)

Parties: DirecTV, Inc.
DirecTV, LLC

Assigned Attorneys: Eric D. Edmondson (WRSF)
Boris Yankilovich
Erika R. Wodinsky
Jacob A. Snow
Raymond E. McKown (WRLA)
Stacy R. Procter
Kenneth Abbe

Alleged Conduct: Deceptive acts and practices in violations of Section 5(a) of the FTC Act and Section 4 of the Restore Online Shoppers' Confidence Act in connection with the advertising, marketing, and sale of multi-channel video programming subscription service.

Status: Complaint filed 3/11/15.
Motion for partial summary judgment by DirecTV filed 10/13/15; Commission's response filed 11/24/15; DirecTV's reply filed 1/25/16.
Oral argument on partial motion for summary judgment held 3/4/16.
Commission's motion for partial motion for summary judgment filed 9/22/16; order denying partial motion for summary judgment entered 9/23/16.

FTC v. DISCOUNTMETALBROKERS, INC., No. 2:16-cv-2112 (C.D. Cal.)

Parties: DiscountMetalBrokers, Inc. f/k/a Discount Gold Brokers, Inc., Discount Discount Metal Brokers, Inc. d/b/a Discount Gold Brokers, North American Discount Gold.com
Donald Lee Dayer d/b/a Lee Dayer
Katherina Dayer
Michael Berman

Assigned Attorneys: Megan A. Bartley (BCP/ENF)
Elizabeth J. Averill
Maricela Segura (WRLA)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Merchandise Rule in connection with the advertisement and sale

of gold and silver.

Status: Complaint filed 3/29/16.

FTC v. DOTAUTHORITY.COM, INC., No. 0:16-cv-62186 (S.D. Fla.)

Parties: DOTAuthority.com, Inc. d/b/a On-line Registration
DOTFilings.com, Inc.
Excelsior Enterprises International, Inc. d/b/a DOTFilings.com, UCR Registration, UCR Filings, James P. Lamb & Associates
JPL Enterprises International, Inc. d/b/a DOTAuthority.com, DOTFilings.com, On-line Registration, Registration Services Online, James P. Lamb & Associates
James P. Lamb
Uliana Bogash a/k/a Juliana Bogash, Yuliana Bogash, Yana Bogash, Uliana Vogash

Assigned Attorneys: Karen Hobbs (BCP/MP)
Danielle Estrada
Connell McNulty

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Section 4 of the Restore Online Shoppers' Confidence Act in connection with the use of deceptive marketing methods and sales tactics to trick consumers into paying Defendants for so-called registration services.

Status: Complaint filed 9/13/16.
Ex parte TRO entered 9/19/16.
Preliminary injunction entered 9/29/16.

FTC v. E.M. SYSTEMS & SERVICES, LLC, No. 8:15-cv-1417 (M.D. Fla.)

Parties: E.M. Systems & Services, LLC
Administrative Management & Design, LLC
KLS Industries, LLC, d/b/a Satisfied Service Solutions, LLC
Empirical Data Group Technologies, LLC
Epiphany Management systems, LLC
Steven D. Short
Karissa L. Dyar
One Easy Solution LLC
Christopher Miles
Jason E. Gagnon
Kenneth A. Sallies
Matthew B. Thomas
Cardready, LLC
Brandon A. Becker

James F. Berland
Andrew S. Padnick

Assigned Attorneys: Nicholas May (SER)
Anna Burns

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with a debt relief scam.

Status: Complaint filed 6/16/15.
TRO entered 6/17/15.
Stipulated preliminary injunction entered 6/30/15.
Order referring case to mediation entered 8/19/15.
Amended complaint filed 12/21/15.

FTC v. EMERICA MEDIA CORPORATION, No. 16-35719 (9th Cir.); Nos. 9:15-cv-57; 9:13-cv-00003 (D. Mont.)

Parties: Emerica Media Corporation
Global Voice Mail, Ltd.
Network Assurance, Inc.
Techmax Solutions, Inc.
Voice Mail Professionals, Inc.
Steven V. Sann
Terry D. Lane, a/k/a Terry D. Sann
Nathan M. Sann
Robert M. Braach
Bibliologic, Ltd. (relief defendant)
American eVoice, Ltd.
FoneRight, Inc.
HearYou2, Inc.
SecuraDat, Inc.

Assigned Attorneys: Richard McKewen (NWR)
Michael Mora (BC/ENF)
Michael D. Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with recurring charges on consumers' monthly telephone bills for telecommunications services that consumers neither requested nor authorized.

Status: Complaint filed 1/8/13.
Stipulated preliminary injunctions as to all defendants entered 5/8/13.
Order staying the case until at least 7/8/13, pending developments in a parallel criminal investigation entered 5/9/13.

Order staying the case pending the resolution of a parallel criminal prosecution entered 9/24/13.
Stipulated permanent injunction order and monetary relief as to defendant Nathan M. Sann entered 11/25/14.
Notice of appeal by Steven Vincent Sann from bankruptcy court order converting case from chapter 11 to chapter 7 proceeding filed 5/13/15.
Appellants' brief filed 7/13/15; Commission's response brief filed 9/2/15; appellants' reply brief filed 10/13/15.
Steven Sann sentenced to 24 months in prison 7/17/2015.
Order granting the Commission's motion to modify the asset freeze and motion to lift the stay entered 8/20/15.
Stipulated permanent injunction and monetary judgment as to relief defendant Bibliologic entered 3/31/16.
Order approving and enforcing stipulated permanent injunction and monetary judgment as to relief defendant Bibliologic entered 8/9/16.
Notice of appeal by Steven Sann filed 9/6/16.
Appellant's brief due 12//15/16; Commission's responsive brief due 1/17/16.

FTC v. ENDO PHARMACEUTICALS, No. 2:16-cv-01440 (E.D. Pa.)

Parties: Endo Pharmaceuticals, Inc.
Endo International, PLC
Teikoku Pharma USA, Inc.
Teikoku Seiyaku Co., Ltd.
Watson Laboratories, Inc.
Allergan, PLC
Impax Laboratories, Inc.

Assigned Attorneys: Marcus H. Meier (BC)
Bradley S. Albert
J. Maren Schmidt
Eric M. Sprague
Synda Mark
Daniel S. Bradley
Jamie R. Towey

Alleged Conduct: Unfair acts or practices in violation of Section 5(a) of the FTC Act and an acquisition in violation of Section 7 of the Clayton Act in connection with anticompetitive reverse-payment agreements.

Status: Complaint filed 3/30/16.
Stipulated order for permanent injunction entered 4/7/16.
Motion to dismiss filed 7/12/16; Commission's opposition filed 9/2/16;

reply filed 9/30/16.

FTC v. EWING, No. 2:14-cv-0683 (D. Nev.)

Parties: Crystal Ewing
Classic Productions, LLC
Health Nutrition Products, LLC d/b/a W8-B-Gone, Quick & Easy
Howard Raff, a/k/a Howard Bruce
David Raff
Omni Processing Center
MBE Management, LLC
Shirley Murphy
Ronald Boyde
Global Access Management Systems, Inc.
Ricki Black

Assigned Attorneys: Alejandro Rosenberg (BCP/ENF)
Elsie B. Kappler
Korin Ewing Felix

Alleged Conduct: Violations of Sections 5(a) and 12 of the FTC act in connection with the advertising, marketing and sale of purported weight loss pills.

Status: Complaint filed 5/1/14.
Default judgment as to defendants Ricki Black and Global Access Management Systems, Inc. entered 6/23/14; defendants' motion to set aside entry of default judgment filed 6/26/14; Commission's stipulation of no opposition to Ricki Blacki only filed 7/8/14;
Stipulated summary judgment as to Ricki Black entered 7/22/15.
Commission's motion for summary judgment filed 7/1/15.
Default judgment as to Omni Processing Center and MBE Management, LLC entered 7/18/14.
Responses to Commission's motion for summary judgement filed 7/23/15; Commission's reply filed 8/10/15.
Stipulated consent judgments as to Crystal Ewing, Classic Productions LLC, and Ricki Black filed 11/2/15.
Stipulated final judgment and order for permanent injunction as to Crystal Ewing and Classic Productions entered 3/16/16.
Stipulated final judgment and order for permanent injunction as to Ricki Black entered 3/17/16.
Order granting Commission's motion for summary judgment entered 3/30/16.

FTC v. FEDERAL CHECK PROCESSING, INC., No. 1:14-cv-0122 (W.D.N.Y.)

Parties: Federal Check Processing, Inc.

Federal Recoveries, LLC
Federal Processing Services, Inc.
Federal Processing, Inc.
United Check Processing , Inc.
Central Check Processing, Inc.
Central Processing Services, Inc.
Nationwide Check Processing, Inc.
American Check Processing, Inc.
State Check Processing, Inc.
Check Processing, Inc.
US Check Processing, Inc.
Flowing Streams, F.S., Inc.
Mark Briandi
William Moses
Empowered Racing, LLC, Relief Defendant

Assigned Attorneys: Katherine M. Worthman (BCP/FP)
Colin A. Hector

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

Status: Complaint filed 2/24/14.
Ex parte TRO entered 3/24/14.
Stipulated preliminary injunction entered 3/25/14.
Motion for summary judgment by Commission filed 8/27/15; opposition by William Moses filed 11/4/15; opposition by Mark Briandi filed 12/3/15; Commission's reply filed 1/12/16.
Order granting Commission's motion for summary judgment entered 8/12/16.

FTC v. GERBER PRODUCTS, CO., No. 2:14-cv-06771 (D.N.J.)

Parties: Gerber Products Co., d/b/a Nestle Nutrition, d/b/a Nestle Infant Nutrition, d/b/a Nestle Nutrition North America

Assigned Attorneys: Victor V. DeFrancis (BCP/AP)
Michelle K. Rusk
Ella Krainsky
Andrew David Wone

Alleged Conduct: Deceptive acts and practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the labeling, advertising, marketing, distribution, and sale of an infant formula purporting to prevent allergies.

Status: Complaint filed 10/29/14.

Case stayed until 2/25/16.
Order extending stay of case entered 3/1/16.

FTC v. GOOD EBUSINESS, LLC, No. 2:16-cv-01048 (C.D. Cal.)

Parties: Good EBusiness, LLC d/b/a AAP Firm, Student Loan Help Direct, Select Student Loan
Select Student Loan Help, LLC
Select Document Preparation, Inc.
Tobias West a/k/a Tobey West, Toby West, Eric West
Komal West
Beverly Hills Tax Group, LLC (relief defendant)

Assigned Attorney: Eleanor Durham (NWR)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the marketing and sale of student loan debt relief services and mortgage assistance relief services.

Status: Complaint filed 2/16/16.
Preliminary injunction with asset freeze and other equitable relief as to defendants Komal and Tobias West entered 2/29/16.
Preliminary injunction with asset freeze and other equitable relief as to defendants Good Ebusiness, LLC, Select Student Loan Help, LLC and Select Document Preparation, Inc. entered 3/1/16.
Amended complaint filed 3/8/16.
Extension of asset freeze over relief defendant Beverly Hills Tax Group, LLC entered 3/9/16.
Permanent injunction and final judgments as to Tobias West and Komal West entered 5/13/16.
Motion for entry of default judgment as to defendants Good EBusiness, Select Student Loan Help, Select Document Preparation, and Beverly Hills Tax Group filed 5/13/16; order granting motion entered 7/12/16.
Permanent injunction and monetary judgment entered 7/12/16.

FTC v. HEALTH FORMULAS, LLC, No. 2:14-cv-01649 (D. Nev.)

Parties: Health Formulas, LLC, d/b/a Simple Pure Nutrition
Pure Vitamins, LLC
Longhorn Marketing, LLC, d/b/a Men's Health Formulas, LLC, Life Vitamins, and Unleash the Thunder
Method Direct, LLC, d/b/a Extamax, LLC, Vitaman Labs, Inc., Vitafit, and Playboy offer/DVD entertainment
Weight Loss Dojo, LLC, d/b/a Fitness Dvds

VIP Savings, LLC, d/b/a VIP Savings Center
DJD Distribution, LLC
MDCC, LLC, d/b/a Method Direct Call Center
Chapnick, Smuckler & Chapnick, Inc.
Brandon Chapnick
Keith Smuckler
Danelle Miller
Jason Miller
458 Media LLC
Alpha Brands, LLC
Blu Stella, LLC
Brilliant Skin LLC
Discount Provisions L.L.C.
Extamax, LLC
F12 Media LLC
Flex Formulas, LLC
GCB Marketing LLC
Luminous Skin LLC
Men's Health Formulas, LLC
Metabolic Labs, LLC
Miracle Male, LLC
Moringa Marketing LLC
Northbound Marketing LLC
Skinny 7 LLC
Wellness Labs, LLC
Yacon Marketing LLC
Barrel Roll, LLC
BSC Marketing, LLC
Cherry Hill Marketing, LLC
CSA Ventures, LLC
Diet Concepts, LLC
Health Products Direct LLC
KMS Marketing LLC
Natural Products Direct LLC
Northern Health Products LLC
Pure and Natural Health Products LLC
Pure and Simple Health Products LLC
Radiant Skin LLC
Shimmering Skin LLC
Tindy Films LLC
Wellness Products, LLC
Method Films, Inc.

Assigned Attorneys: Danielle Estrada (BCP/MP)
Melissa Dickey

Alleged Conduct: Deceptive acts and practices in violation of Sections 5 and 12 of the FTC Act, the Electronic Fund Transfer Act, the Restore Online Shoppers Confidence Act, Regulation E, and the Telemarketing Sales Rule in connection with "free" trials and buy-one-get-one offers of health and cosmetic products.

Status: Complaint filed 10/7/14.
TRO and other equitable relief granted 10/9/14.
Stipulated preliminary injunction as to defendants Chapnick, Smukler & Chapnick, Inc., Brandon Chapnick, and Keith Smukler entered 11/17/14.
Amended Complaint filed 2/5/15.
Preliminary injunction as to defendants Health Formulas, LLC; Pure Vitamins, LLC; Longhorn Marketing, LLC; Method Direct, LLC;Weight Loss Dojo, LLC; VIP Savings, LLC; DJD Distribution, LLC; MDCC, LLC; Jason Miller; and Danelle Miller, and extension of asset freeze as to remaining defendants entered 5/6/15.
Stipulated consent judgment filed 12/22/15.
Order granting stipulation for permanent injunction and monetary judgment as to defendants Chapnick, Smukler & Chapnick, Inc., Brandon Chapnick, and Keith Smukler entered 2/17/16.
Order granting joint motion to stay as to Miller defendants pending completion of proposed settlement entered 3/10/16.
Order granting stipulation for permanent injunction and monetary judgment against Miller defendants entered 7/12/16.

FTC v. HERBALIFE INTERNATIONAL OF AMERICA, INC., No. 2:16-cv-5217 (C.D. Cal.)

Parties: Herbalife International of America, Inc.
Herbalife International, Inc.
Herbalife, LTD

Assigned Attorneys: Janet Ammerman (BCP/MP)
Daniel Hanks
Christine Todaro
Laura Solis

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with the advertising, marketing, promotion, and sale of a multi-level marketing business opportunity.

Status: Complaint filed 7/15/16.
Stipulated order for permanent injunction and monetary judgment entered 7/25/16.

FTC v. IDEAL FINANCIAL SOLUTIONS, No. 2:13-cv-00143 (D. Nev.)

Parties:	Ideal Financial Solutions, Inc. Ascot Crossing, LLC Bracknell Shore, Ltd. Chandon Group, Inc. Avanix, LLC Fiscal Fitness, LLC Steven Sunyich Michael Sunyich Christopher Sunyich Shawn Sunyich Melissa Sunyich Gardner Kent Brown Shane Mosher Jared Mosher Thomas W. McNamara
Assigned Attorneys:	Megan Bartley (BCP/ENF) Richard Michael Waller
Alleged Conduct:	Deceptive acts and practices in violation of Section 5 in connection with a scheme to debit and charge consumers without authorization.
Status:	Complaint filed 1/28/13. TRO entered 1/30/13. Preliminary injunction entered 2/15/13. FTC's amended complaint and motion for preliminary injunction and asset freeze against Jared Mosher filed 4/10/13. Preliminary injunction and asset freeze against Jared Mosher entered 5/10/13. Settlement agreement between the Commission and Shawn Sunyich filed 3/12/14. Commission's motion for summary judgment filed 3/19/14. Consent judgment and permanent injunction against defendants Kent Brown and Shawn Sunyich entered 6/5/14. Default judgment entered against Ascot Crossing, LLC, Avanix, LLC, Bracknell Shore, Ltd., Chandon Group, Inc., Fiscal Fitness, LLC, and Ideal Financial Solutions entered 6/6/14. Order granting summary judgement on liability but denying summary judgment on remedy as to defendants Steven Sunyich, Chris Sunyich, Michael Sunyich, Melissa Sunyich Gardner, and Jared Mosher entered 6/30/15. Commission's motion for default judgment against corporate defendants filed 7/30/15; order granting motion for default judgment in part filed 2/23/15.

Commission's motion for summary judgment for monetary and injunctive relief against Steven Sunyich, Chris Sunyich, Jared Mosher, Michael Sunyich, and Melissa Sunyich Gardner filed 7/30/15; responses by Michael Sunyich, Melissa Sunyich Gardner, Steven Sunyich filed 8/20/15; response to motion for summary judgment by Christopher Sunyich filed 8/24/15; reply filed 9/3/15.
Clerk's judgment for equitable monetary relief against defendants Christopher Sunyich, Melissa Sunyich Gardner, Michael Sunyich, Steven Sunyich, Ascot Crossing, Avanix, Bracknell Shore, Chandon Group, Fiscal Fitness, and Ideal Financial Solutions entered 2/25/16.
Clerk's judgment for equitable monetary relief against defendant Jared Mosher entered 2/25/16.
Order granting Commission's motion for summary judgment in part entered 2/23/16.

FTC v. INBOUND CALL EXPERTS, LLC, No. 9:14-cv-81395 (S.D. Fla.)

Parties: Inbound Call Experts, LLC
Advanced Tech Supportco, LLC
PC Vitalware, LLC
Super PC Support, LLC
Robert D. Deignan
Justin M. Wright
PC Cleaner, Inc.
Netcom3 Global, Inc.
Netcom3, Inc. d/b/a Netcom3 Software, Inc.
Cashier Myricks, Jr. a/k/a Cashier Myrick
Paul M. Herdsman

Assigned Attorneys: Colleen B. Robbins (BCP/MP)
Emily C. Burton

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the marketing, advertising, and sale of computer security or technical support services.

Status: Complaint filed 11/10/14.
TRO entered 11/12/14.
Order granting preliminary injunction entered 12/23/14.
Amended complaint filed 1/20/15.
Joint motion to stay proceedings as to defendants PC Cleaner, Netcom3 Global, Netcom3, and Cashier Myricks for 30 days entered 3/1/16; order granting motion entered 3/2/16.
Joint motion to stay proceedings as to defendants PC Cleaner, Netcom3 Global, Netcom3, and Cashier Myricks until May 6, 2016 filed 3/31/16.

Order granting joint motion to stay proceedings as to defendants PC Cleaner, Inc., Netcom3 Global, Inc., Netcom 3, Inc., and Cashier Myricks until July 15, 2016 entered 5/6/16.
Order granting motion to stay entered 9/16/16.

FTC v. INFUSION MEDIA, INC, No. 14-16485 (9th Cir.); No. 2:09-cv-01112 (D. Nev.)

Parties:
Infusion Media, Inc., d/b/a Google Money Tree, Google Pro, Internet Income Pro and Google Treasure Chest
West Coast Internet Media, Inc., d/b/a Google Money Tree, Google Pro, Internet Income Pro and Google Treasure Chest
Two Warnings, LLC
Two Part Investments, LLC
Platinum Teleservices, Inc.
Jonathan Eborn
Stephanie Burnside
Michael McLain Miller
Tony Norton

Assigned Attorneys:
Benjamin Theisman (BCP/ENF)
Michael Davis
Michael Bergman (OGC)

Alleged Conduct:
Violations of Section 5(a) of the FTC Act, the Electronic Fund Transfer Act and Regulation E, in connection with home business opportunity kits.

Status:
Complaint filed 6/22/09.
Stipulated consent judgment and order for permanent injunction and other equitable relief entered 10/4/10.
Commission's motion to enter judgment holding defendant, Jonathan Eborn liable for full monetary judgment filed 3/25/14; defendant's response to motion filed 4/11/14; Commission's reply filed 4/18/14; Commission's motion for leave to file amended response filed 4/18/14; order granting motion to amend entered 4/24/14; Jonathan Eborn's response to motion for judgment filed 4/24/14.
Oral argument held 5/27/14.
Judgment and order against Jonathan Eborn entered 6/4/14.
Notice of appeal to Ninth Circuit by Jonathan Eborn filed 8/1/14.
Opening brief by Jonathan Eborn filed 12/10/14; Commission's answering brief filed 2/9/15; reply brief of Jonathan Eborn filed 3/24/15.
Oral argument held 7/21/16.
Opinion affirming judgment of district court entered 8/4/16.

FTC v. JEREMY JOHNSON, Nos. 11-17265, 11-17267, 12-15778, 12-16213, 13-15768, 13-15778, 13-15822 (9th Cir.); No. 2:10-CV-02203 (D. Nev.)

Parties:

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

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

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

Status:
Complaint filed 12/21/10.
TRO and asset freeze entered 1/13/11.
Preliminary injunction entered 2/10/11.
Notice of interlocutory appeal by defendant Jeremy Johnson (Appeal No. 11-17265) filed 9/22/11; dismissed 6/27/12.
Notice of interlocutory appeal by defendants Duane Fielding, Anthon Holdings Corp., and Network Agenda, LLC (Appeal No. 11-17265) filed 9/23/11; dismissed on appellant's motion 11/17/11.
Notice of appeal of order granting first omnibus motion for sale (Appeal No. 12-15778) filed 4/6/12; appellant's opening brief due but not filed 7/16/12; dismissed by 9th Cir. 11/5/12.
Notice of appeal of order granting receiver's motion for fees (Appeal No. 12-16213) filed 5/21/12; appellant's opening brief due but not filed 9/7/12.
Appeal dismissed for failure to prosecute 12/20/12.
Notices of appeal of order clarifying preliminary injunction (Nos. 13-15768 and 13-15778) filed 4/18/13 and 4/19/13; appeals consolidated and appellants' opening brief filed 5/17/13; Commission's responsive brief filed 6/28/13; reply brief filed 7/15/13.
Notice of appeal (No. 13-15822) filed 4/24/13; appellants' opening brief filed 6/26/13; Commission's answering brief filed 8/7/13.
Motion for summary judgment against all liability and relief defendants filed 11/26/13.
Motion for partial summary judgment by relief defendants filed 11/29/13.
Voluntary dismissal of appeal 13-15822 entered 1/21/14.
Oral argument in appeals 13-15768 and 13-15778 held 2/3/14.
Stipulated final order for permanent injunction against defendants Big Bucks Pro, Inc., Blue Net Progress, Inc., Bolt Marketing, Inc., Business Loan Success, Inc., CS Processing, Inc., GGL Rewards, Inc., Highlighting Marketing, Inc., Mist Marketing, Inc., Net Discounts, Inc., Optimum Assistance, Inc., Razor Processing, Inc., Simcor Marketing, Inc., and Scott Muir entered 4/7/14.
Decision by the Ninth Circuit affirming the district court's ruling that certain assets nominally owned by nonparties are subject to the preliminary injunction and asset freeze entered 4/8/14.
Order granting in part and denying in part Commission's motion for summary judgment entered 3/31/15.
Brief by the Commission regarding revised consumer injury amount filed 6/22/15; answering brief filed 7/22/15.
Order denying defendant Johnson's ex parte motion to set aside preliminary order entered 7/8/15.

Motion for relief from preliminary injunction filed by defendant Jeremy Johnson 8/4/15; response filed 8/21/15; response by receiver filed 9/4/15; reply to response filed 9/29/15.
Stipulated final order for permanent injunction and monetary judgment to defendant Lloyd Johnston entered 2/23/16.
Order for permanent injunction and monetary judgment as to Ryan Riddle entered 7/22/16.
Stipulated final order for disgorgement as to Kerry Johnson, Barbara Johnson, KB Family Limited Partnership, and KV Electric Inc. entered 8/25/16.
Stipulated final order for disgorgement as to Sharla Johnson, Zippy LLC, Zippy Flight Service LLC, and Orange Cat Investments LLC entered 8/25/16.
Stipulated order for permanent injunction and monetary judgment as to Jeremy Johnson, Blue Streak Processing, Inc., Business First, Inc., Cloud Nine Marketing Inc., Cold Bay Media, Inc., CPA Upsell, Inc., Diamond J Media, Inc., Ebusiness First, Inc., Ebusiness Success, Inc., Ecom Success, Inc., Elite Debit, Inc., Funding Success, Inc., Hooper Processing, Inc., IWorks, Inc., Internet Economy, Inc., Net Commerce, Inc., Premier Performance, Inc., Pro Internet Services, Inc., Revive Marketing, Inc., Success Marketing, Inc., Summit Processing, Inc., Tranfirst, Inc., Tran Voyage, Inc., and Unlimited Processing entered 8/26/16.

FTC v. LANIER LAW, LLC, No. 15-11263 (11th Cir.); No. 3:14-cv-786 (M.D. Fla.)

Parties: Lanier Law, LLC d/b/a Redstone Law Group d/b/a The Law Offices of Michael W. Lanier
Fortress Law Group, LLC
Redstone Law Group
Surety Law Group, LLC
Fortress Law Group, PC
Liberty & Trust Law Group of Florida, LLC
Michael W. Lanier
Rogelio Robles a/k/a Roger Robles
Edward William Rennick, III

Assigned Attorneys: Harold E. Kirtz (SER)
Gideon Sinasohn
Anna Burns

Alleged Conduct: Violations of Section 5 of the FTC Act and the Mortgage Assistance Relief Services Rule in connection with the marketing and sale of mortgage assistance relief services.

Status: Complaint filed 7/8/14.

Ex parte TRO entered 7/11/14.
Preliminary injunction with asset freeze entered as to all defendants 8/1/14.
Motion to dismiss complaint entered 8/26/14; opposition to motion filed 9/4/14.
Amended complaint filed 12/22/14.
Motion to dismiss amended complaint filed 1/13/15; Commission's opposition filed 1/30/15.
Order granting preliminary injunction, as to defendants Fortress Law Group, Redstone Law Group, Rogelio Robles, and Edward William Rennick, III entered 2/6/15.
Notices of appeal of Rogelio Robles and Edward Rennick filed 3/20/15 and 3/23/15.
Order dismissing appeal as to defendant Rogelio Robles entered 6/2/15.
Order denying motion to dismiss entered 7/28/15.
Counterclaim by Liberty & Trust Law Group of Florida, LLC, Lanier Law, LLC, and Michael W. Lanier filed 8/19/15.; Commission's opposition filed 10/29/15.
Motion to vacate TRO filed by defendant Michael W. Lanier 8/25/15; Commission's opposition filed 9/10/15.
Commission's motion for summary judgment filed 12/29/15; defendant Lanier's opposition filed 1/20/16; Lanier's supplemental opposition filed 3/10/16; Commission's reply filed 3/29/16.
Motion for partial summary judgment by defendant Lanier and three related corporate defendants filed 12/30/15; Commission's opposition filed 1/27/16; reply by defendant Lanier and three related corporate defendants filed 2/2/16.
Final order for permanent injunction and monetary judgment as to Lanier Law, LLc, Fortress Law Group, LLC, Liberty & Trust Law Group, Fortress Law Group, PC, Michael Lanier, and Rogelio Robles entered 8/12/16.
Stipulated order for permanent injunction and monetary judgment as to Surety Law Group LLP, Redstone Law Group, LLC, and Edward William Rennick III entered 8/12/16.

FTC v. LAPTOP & DESKTOP REPAIR, LLC, No. 1:16-cv-3591 (N.D. Ga.)

Parties: Laptop & Desktop Repair, LLC d/b/a cashforiphones.com, cashforlaptops.com, ecyclebest.com, smartphonetraders.com, sell-your-cell.com
Vadim Olegovich Kruchinin a/k/a Vadim Kruchin, David Kruchin, David Vadim Kruchin, David Kruch
State of Georgia (Plaintiff)

Assigned Attorneys: Anna Mirshak Burns (SER)
Hans Christian Clausen

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Georgia's Fair Business Practices Act in connection with the operation of numerous websites promising to pay consumers "top dollar" for used electronic devices.

Status: Complaint filed 9/26/16.
TRO with asset freeze and other equitable relief entered 9/26/16.

FTC v. LEANSPA, LLC, Nos. 15-1009, 15-1014, 13-653 (2d. Cir.); No. 3:11-CV-01715 (D. Conn.)

Parties: LeanSpa, LLC
NutraSlim, LLC
NutraSlim U.K. LTD
Boris Mizhen
Leadclick Media, Inc.
Richard Chiang
Angelina Strano, Relief Defendant
CoreLogic, Inc., Relief Defendant

Assigned Attorneys: Darren Lubetzky (NER)
Michele Arington (OGC)

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

Status: Complaint filed 11/07/11.
TRO granted in part 11/14/11.
Preliminary injunction entered 11/22/11.
Amended complaint filed 7/26/12.
Motion for preliminary injunction against defendant Richard Chiang and relief defendant Angelina Strano filed 9/11/12; opposition by Angelina Strano filed 11/15/12; Commission's reply filed 1/29/12.
Motion for stipulated preliminary injunction against Richard Chiang filed 11/15/12.
Preliminary injunction against Richard Chiang entered 1/17/13.
Preliminary injunction against relief defendant Angelina Strano entered 1/29/13.
Second amended complaint filed 2/19/13.
Notice of appeal by relief defendant Angelina Strano filed 2/21/13.
Appellant Strano's opening brief filed 4/22/13; Commission's brief filed 5/28/13; appellant Strano's reply brief filed 6/11/13.

Oral argument heard 6/18/13.
Summary order and judgment by court of appeals affirming preliminary injunction order against Angelina Strano issued 6/20/13.
Commission's motion for leave to amend complaint to add CoreLogic, Inc. as relief defendant filed 6/10/13; defendant Leadclick Media's response filed 7/1/13; Commission's reply filed 7/15/13; order granting motion to amend complaint entered 8/28/13.
Joint motion for entry of stipulated order for permanent injunction and monetary judgment as to defendants LeanSpa, LLC, NutraSlim, LLC, NutraSlim U.K., Ltd. (also d/b/a LeanSpa U.K., Ltd.) and Boris Mizhen and relief defendant Angelina Strano filed 12/23/13.
Stipulated order for permanent injunction and monetary judgment as to defendants LeanSpa, LLC, NutraSlim, LLC, NutraSlim, U.K., Ltd, and Boris Mizhen, and relief defendant Angelina Strano entered 1/7/14.
Commission's motion for summary judgment against LeadClick and relief defendant CoreLogic filed 5/5/14; LeadClick's motion for summary judgment filed 5/5/14; CoreLogic's motion for summary judgment filed 5/5/14; Commission's opposition to defendants' motions filed 5/27/14; defendants' oppositions to Commission's motion filed 6/10/14.
Judgment entered in favor of the Commission and State of Connecticut granting summary judgment against CoreLogic Inc. and LeadClick Media Inc. entered 3/6/15.
Appeal of summary judgment and order of disgorgement by defendants Leadclick Media, Inc. and CoreLogic, Inc. filed 4/2/15.
Notices of appeal filed 4/2/15.
Appellants' opening briefs filed 7/20/15; Commission's answering brief filed 10/19/15; appellants' reply briefs filed 11/30/15.
Oral argument heard 6/3/16.
Opinion affirming the district court's grant of summary judgment with regard to defendant LeadClick and reversing with regard to relief defendant CoreLogic entered 9/23/16.

FTC v. LIBERTY SUPPLY, No. 4:15-cv-829 (E.D. Tex.)

Parties: Liberty Supply Co. d/b/a Omni Services
Mia McCrary
John Hart
Nor-Jay Enterprises, Inc.
Texas 110, Inc.
Norma J. Hart

Assigned Attorneys: Eric Roberson (SWR)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the FTC's Telemarketing Sales Rule, and the Unordered Merchandise Statute.

Status: Complaint filed 12/04/15.
TRO entered 12/04/15.
Preliminary injunction entered 12/30/15.
Amended complaint filed 2/23/16.
Commission's motion for summary judgment filed 9/23/16.
Trial scheduled for 2/13/17-3/3/17.

FTC v. LIFE MANAGEMENT SERVICES OF ORANGE COUNTY, INC., No. 6:16-cv-00982 (M.D. Fla.)

Parties: Life Management Services of Orange County, Inc.
Loyal Financial and Credit Services LLC d/b/a FOC Credit and Reward Services
IVD Recovery LLC
KWP Services LLC
KWP Services of Florida LLC
LPSOFFLA LLC
LPSOFFLORIDA LLC
PW&F Consultants of Florida LLC
UAD Secure Services LLC
UAD Secure Service of Florida LLC
URB Management LLC
YCC Solutions LLC
YFP Solutions LLC
Kevin Guice
Chase Jackowski
Linda McNealy
Clarence Wahl a/k/a Harry Wahl
Karen Wahl
Robert Guice
Timothy Woods
State of Florida (Plaintiff)

Assigned Attorneys: Tejasvi Srimushnam (BCP/MP)
Joshua Doan

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Florida Deceptive and Unfair Trade Practices Act in connection with the sale of debt relief services.

Status: Complaint filed 6/7/16.
Stipulated preliminary injunction entered 6/30/16.

FTC v. LIFEWATCH, No. 16-2310 (7th Cir.); No. 1:15-cv-05781 (N.D. Ill.)

Parties:	Lifewatch Inc. d/b/a Lifewatch USA and Medical Alarm Systems Evan Sirlin Safe Home Security, Inc. Medguard Alert, Inc. Michael May David Roman
Assigned Attorneys:	David O'Toole (MWR) Marissa Reich Roberto Menjivar
Alleged Conduct:	Deceptive and unfair acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Act, and the Telemarketing Sales Rule in connection with robocalls that pitched seniors "free" medical alert systems.
Status:	Complaint filed 6/30/15. Motion for preliminary injunction filed 7/6/15. Preliminary injunction hearing held 12/14/15. Preliminary injunction entered 3/31/16. Notice of appeal filed 5/31/16. Amended complaint filed 7/14/16.

FTC v. MAIL TREE, No. 0:15-cv-61034 (S.D. Fla.)

Parties:	Awards Research Consultant, LLC John Leon MCP Marketing Activities, LLC d/b/a Magellan Mail and Magellan Marketing Mail Tree Inc. Mailpro Americas Corp. Masterpiece Marketing, LLC d/b/a Affiliated Opportunities Group d/b/a Corporate Accounting Authority d/b/a Dispatch Notifications Services d/b/a Information Reporting Group d/b/a Priority Information Exchange Michael McKay Co. Matthew Pisoni Serena Pisoni Marcus Pradel Victor Ramirez Romeria Global, LLC d/b/a Lowenstein Varick and Nagel Spin Mail, Inc. Supreme Media, LLC Trans National Concepts, Inc.

Vernier Holdings, Inc.

Assigned Attorneys: Guy Ward (MWR)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with sweepstakes scam.

Status: Complaint filed 5/18/15.
Ex parte TRO entered 5/19/15.
Preliminary injunction against all defendants except Marcus Pradel and Trans National Concepts entered 6/12/15.
Stipulated preliminary injunction as to defendants Marcus Pradel and Trans National Concepts entered 6/12/15.
Order staying case entered 6/12/15.

FTC v. MDK MEDIA, INC., No. 2:14-cv-5099 (C.D. Cal.)

Parties: MDK Media Inc. d/b/a SE Ventures d/b/a GMK Communications d/b/a EMG
Makonnen Demessow Kebede
Tendenci Media LLC
Sarah Brekke
Mindkontrol Industries LLC
Christopher Thomas Denovellis
Anacapa Media LLC
Wayne Calvin Byrd
Bear Communications LLC
James Matthew Dawson
Network One Commerce Inc.
Casey Lee Adkisson
Erdi Development LLC
Erdolo Levy Eromo
Ocean Tactics LLC
Fraser R. Thompson
Phwoar LLC
Darcy Michael Wedd
Concise Consulting, Inc.
MMJX Consulting, Inc.
Michael Peter Pajaczkowski

Assigned Attorneys: Faye C. Barnouw (WRLA)
Maricela Segura
Barbara Y K Chun
Kenneth H. Abbe

Alleged Conduct: Unfair and deceptive practices in violation of Section 5 of the FTC Act in connection with placing unauthorized third-party charges on consumers' mobile phone bills, or "cramming."

Status:
Complaint filed 7/3/14.
TRO entered 7/3/14.
First amended complaint filed 10/6/14.
Motion to dismiss and motion to strike portions of complaint filed 11/7/14; opposition filed 11/17/14; reply filed 11/24/14; motion denied 12/4/14.
Final orders for permanent injunction and monetary judgment against defendants MDK Media Inc., Makonnen Demessow Kebede, Tendenci Media LLC, Sarah Brekke, Mindkontrol Industries LLC, Christopher Thomas Denovellis, Anacapa Media LLC, Wayne Calvin Byrd II, Bear Communications LLC, James Matthew Dawson, Network One Commerce Inc., and Casey Lee Adkisson entered 5/6/15.
Order granting U.S. Attorney's application to intervene and staying case for 90 days entered 7/23/15.
Order staying case entered 10/20/15.

FTC v. MIDWAY INDUSTRIES, LLC, No. 1:14-cv-2312 (D. Md.)

Parties:
Midway Industries, LLC d/b/a Midway Industries of Delray Beach, LLC
Commercial Industries, LLC d/b/a State Electric & Power, LLC d/b/a Commercial Industries of Palm Beach, LLC
National, LLC d/b/a National Lighting & Maintenance d/b/a National and National of Delray Beach, LLC
State Power & Lighting, LLC
Essex Industries, LLC
Johnson Distributing, LLC d/b/a Johnson Distributing MD d/b/a Johnson Distributors
Hansen Supply, LLC
Environment Industries, LLC
Mid Atlantic Industries, LLC
B & E Industries, LLC
Eric A. Epstein
Brian K. Wallen
Midway Management, LLC
Standard Industries, LLC
Andrew J. Stafford
Alan M. Landsman
Brandon D. Riggs

Assigned Attorneys: Harris A. Senturia (ECR)
Amy C. Hocevar

Alleged Conduct: Violations of Section 5 of the FTC Act, the Telemarketing Sales Rule and the Unordered Merchandise Statute in connection with sale of light bulbs and cleaning supplies.

Status:
Complaint filed 7/21/14.
TRO entered 7/21/14.
Order granting preliminary injunction with continued appointment of receiver, asset freeze, and accounting entered 10/29/14.
Amended complaint naming additional defendants Andrew J. Stafford, Alan M. Landsman, and Brandon D. Riggs filed 7/2/15.
Clerk's entry of default as to defendants B & E Industries, Commercial Industries, Environmental Industries, Essex Industries, Hansen Supply, Johnson Distributing, Mid Atlantic Industries, Midway Industries, Midway Management, National, Standard Industries, and State Power and Lighting entered 10/7/15.
Stipulated final order and judgment as to defendants Eric Epstein, Alan Landsman, and Brandon Riggs entered 6/7/16.
Stipulated final order and judgment as to defendant Andrew Stafford entered 8/4/16.
Final order for permanent injunction as to defendants Midway Industries LLC, Commercial Industries LLC, National LLC, State Power & Lighting LLC, Standard Industries LLC, Essex Industries, LLC, Johnson Distributing Limited Liability Company, Hansen Supply LLC, Environmental Industries, LLC, Mid Atlantic Industries LLC, Midway Management, LLC, and B & E Industries, LLC entered 8/31/16.
Final order for permanent injunction and monetary judgment as to defendant Brian Wallen entered 9/21/16.

FTC v. MONEY NOW FUNDING LLC., No. 2:13-cv-1583 (D. Ariz.)

Parties:
Money Now Funding LLC, a/k/a Cash4Businesses, a/k/a CashFourBusinesses
Rose Marketing LLC
Depaola Marketing LLC
Affiliate Marketing Group LLC
Legal Doxs LLC, a/k/a First Business LLC`
US Doc Assist LLC, a/k/a First Business LLC
Affinity Technologies LLC
Marketing Expert Solutions LLC
Lukeroy K Rose, a/k/a Luke Rose
Cordell Bess, a/k/a Blaine Thompson d/b/a JJB Marketing
Solana Depaola
Jennifer Beckman
William D. Claspell, a/k/a Bill Claspell
Richard Frost, a/k/a Richard Strickland

Dino Mitchell, a/k/a Dino Jones
Clinton Rackley a/k/a Clinton Fosse
Lance Himes, a/k/a Raymond Homes, a/k/a Lance Haist
Leary Darling
Donna Duckett, d/b/a D&D Marketing Solutions
Della Frost, d/b/a ZoomDocs LLC
Christopher Grimes, d/b/a Elite Marking Strategies
Alannah M Harre, d/b/a National Marketing Group
Ronald W. Hobbs, d/b/a Ron Hobbs & Associates, d/b/a Sales Academy USA LLC
Janine Lilly, d/b/a Doc Assistant
Michael Mcintyre, d/b/a McIntyre Marketing
Benny Montgomery, d/b/a Montgomery Marketing
Virginia Rios, d/b/a V&R Marketing Solutions
Kendrick Thomas, d/b/a KT Advertising
Global Network Marketing, LLC
Precise Payroll Services, LLC
Strategic Media Advertising, LLC
Cynthia Miller, individually and as manager of Global Network Marketing and Precise Payroll Services, LLC, a/k/a Cynthia Metcalf

Assigned Attorneys: Rhonda Perkins (BCP/MP)
James Evans

Alleged Conduct: Violations of Section 5(a) of the FTC Act, the Business Opportunity Rule, and the Telemarketing Sales Rule concerning a telemarketing scheme offering consumers business opportunities under a variety of names.

Status: Complaint filed 8/5/13.
TRO entered 8/5/13.
Preliminary injunction order entered 8/19/13.
Preliminary injunction as to defendants Cordell Bess, Clinton Rackley and Ronald Hobbs entered 9/13/13.
Motion to hold defendants Lukeroy Rose, Cordell Bess, Ronald Hobbs, Clinton Rackley, Della Frost, Richard Frost, Donna Duckett, Janine Lilly, and Dino Mitchell in contempt filed 10/18/13.
Amended complaints adding defendants Cynthia Miller, Global Network Marketing, LLC, Prices Payroll Services, LLC, and Strategic Media Advertising, LLC filed 1/9/14.
Preliminary injunction modified 2/13/14.
Preliminary injunction order with asset freeze and other equitable relief as to defendants Cynthia Miller, Global Network Marketing, LLC, and Precise Payroll Service, LLC entered 4/28/14.
Default as to Global Network Marketing, LLC, Cynthia Miller, Precise Payroll Services, LLC, and Strategic Media Advertising, LLC entered 4/30/14.

Second motion to hold defendant Lukeroy Rose in contempt filed 6/10/14.
Order holding defendant Lukeroy Rose in civil contempt of preliminary Injunction entered 8/27/14.
Motion to strike defendant Benny Montgomery's answer to complaint filed 11/21/14.
Order granting motion to strike defendant Benny Montgomery's answer and directing clerk to enter default against Benny Montgomery entered 12/10/14.
Motion for summary judgment against defendants Lukeroy Rose, Solana DePaola, Lance Himes, Leary Darling, Jennifer Beckman, William Claspell and Clinton Rackley filed 12/15/14.
Application for entry of default as to Montgomery filed 12/17/14.
Motion to stay all further proceedings as to defendants Himes and Claspell until 4/27/15 filed 1/13/15.
Motion to stay all further proceedings as to defendant Jennifer Beckman until 4/27/15 filed 1/20/15.
Order granting stay until 4/27/15 as to defendants Beckman, Himes and Claspell entered 1/21/15.
Motion to stay all further proceedings as to defendant Solana DePaola until 4/27/15 filed 2/11/15.
Order granting stay until 4/27/15 as to defendant Solana DePaola entered 2/12/15.
Order granting in part summary judgment against defendants Rose, Darling and Rackley entered 3/17/15.
Final judgment and orders for permanent injunction and equitable monetary judgment as to Lukeroy K. Rose, Clinton Rackley and Leary Darling entered 6/3/15.
Amended stipulated orders for permanent injunction and monetary judgment as to Jennifer Beckman, Solana DePaola, William D. Claspell and Lance Himes entered 6/3/15.
Orders for permanent injunction and monetary judgment as to Donna F. Duckett and Ronald W. Hobbs entered 6/24/15.
Orders for permanent injunction and monetary judgment as to Dino Mitchell, Cynthia Miller and Richard Frost entered 7/15/15.
Orders for permanent injunction and monetary judgment as to Cordell Bess, Money Now Funding LLC, Legal Doxs LLC, US Doc Assist LLC, Rose Marketing LLC, DePaola Marketing LLC, Affiliate Marketing Group LLC, Affinity Technologies LLC, Strategic Media Advertising LLC, Global Network Marketing LLC, and Precise Payroll Services LLC entered 7/17/15.
Orders for permanent injunction and monetary judgment as to Della Frost, Christopher Grimes, Alannah M. Harre, Janine Lilly, Michael McIntyre, Benny Montgomery, Virginia Rios, and Kendrick Thomas entered 7/20/15.

FTC v. MYTEL INTERNATIONAL, INC., No. 2:87-cv-07259 (C.D. Cal.)

Parties: Mytel International, Inc.
Gilbert N. Michaels
Gerald Feldman

Assigned Attorneys: Reenah L. Kim (BCP/ENF)
Elsie B. Kappler
John D. Jacobs (WRLA)
Mark S. Hegedus (OGC)

Alleged Conduct: Violation of 1988 permanent injunction order regarding deceptive acts and Practices in connection with the sale of photocopier toner.

Status: Complaint filed 10/29/87.
Final judgment entered 11/16/88.
Commission's motion for contempt filed 4/17/14.
Defendants motion to stay filed 6/16/14.
Order granting stay entered 11/6/14.
Order lifting stay entered 4/15/15.
Order granting stay entered 8/5/16.

FTC v. NATIONAL PAYMENT PROCESSING, LLC, No. 1:15-cv-03811 (N.D. Ga.)

Parties: National Payment Processing, LLC
National Client Services, LLC d/b/a AFS Legal Services d/b/a AFS Services d/b/a Account Financial Services d/b/a Account Financial Services
Omar Smith
Ernest Smith

Assigned Attorneys: Robin L. Rock (SER)
Hans C. Claussen

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with the collection of debt or purported debt.

Status: Complaint filed 10/30/15.
Ex parte TRO with asset freeze and other equitable relief entered 11/2/15.
Stipulated preliminary injunction with asset freeze and other equitable relief entered 1/5/16.
Order administratively closing civil case in light of potential settlement, and directing parties to file a status report by 7/25/16, entered 6/24/16.
Stipulated order for permanent injunction and monetary judgment entered

8/29/16.

FTC v. NATIONAL UROLOGICAL GROUP, INC., No. 10-125 (S. Ct); Nos. 14-13131, 14-13972, 09-10617 (11th Cir.); No. 1:04-CV-03294 (N.D. Ga.)

Parties: National Urological Group, Inc., d/b/a Warner Laboratories
National Institute for Clinical Weight Loss, Inc.
Hi-Tech Pharmaceuticals, Inc.
Jared Wheat
Thomasz Holda
Michael Howell
Stephen Smith
Terrill Mark Wright, M.D.

Assigned Attorneys: Sydney M. Knight (BCP/AP)
Tawana E. Davis
Edward Glennon
Mary Johnson
Leslie Melman (OGC)
Amanda Basta (BCP/ENF)

Alleged Conduct: Deceptive practices in violation of Sections 5 and 12 in connection with the sale of a purported weight loss product.

Status: Complaint filed 11/10/04.
Final judgment entered 12/16/08.
Notice of appeal filed 2/4/09.
Opinion affirming district court order entered 12/15/09.
Petition for rehearing en banc filed 1/29/10; order denying petition entered 4/26/10.
Appellant's petition for a writ of certiorari filed 7/23/10; Commission's opposition filed 9/24/10; appellant's petition denied 11/1/10.
Commission's motion to hold defendants Hi-Tech Pharmaceuticals, Stephen Smith and Jared Wright in contempt filed 11/1/11; defendant's opposition filed 12/2/11.
Commission's motion to hold defendant Terrill Mark Wright in contempt filed 3/21/12.
Order to show cause why defendants Wright, Hi-Tech Pharmaceuticals, Stephen Smith, and Jared Wright should not be held in contempt entered 5/11/12; response filed 11/13/12.
Motion for contempt judgment filed 10/22/12; defendants' response filed 2/14/12; Commission's reply brief filed 1/10/13.
Order finding defendants liable for contempt and ordering further proceedings on remedy entered 8/8/13.
Trial on contempt remedies held on 1/21/14 - 1/24/14.
Order holding defendants liable for contempt and directing compensatory sanctions to redress consumers entered 5/14/14.

Defendants' notices of appeal filed 7/11/14 and 7/14/14.
Order by district court imposing coercive contempt sanction and directing that defendants Jared Wheat and Stephen Smith be incarcerated until they comply with product recall entered 9/2/14.
Petition for mandamus by defendants Wheat and Smith seeking to overturn coercive contempt order filed 9/4/14; denied 9/4/14.
Notice of appeal from coercive contempt order and emergency motion for a stay by defendants Wheat and Smith filed 9/4/14; Commission's opposition filed 9/5/14; motion for stay denied 9/5/14; motion to voluntarily dismiss appeal filed 9/8/14; appeal no. 14-13972 dismissed 10/15/14.
Motion to purge contempt defendants of contempt filed 9/26/14; Commission's opposition filed 9/26/14.
Second motion to purge contempt defendants or release contempt defendants pending determination of less restrictive mean to purge contempt filed 10/16/14; Commission's response filed 1/13/15; granted 1/20/15.
Motion to stay execution of judgment pending appeal entered 10/30/14; denied 1/23/15.
Appellants' briefs (No. 14-13131) filed 10/30/14.
Order that the US Marshal's Service release Jared Wheat and Stephen Smith from incarceration entered 11/10/14.
Commission's answering brief (No. 14-13131) filed 1/9/15; appellants' reply briefs filed 2/17/15.
Oral argument in Eleventh Circuit held 4/17/15.
Opinion vacating district court's judgment of contempt and remanding case to district court for further proceedings entered 5/5/15.
Commission's motion for clarification filed 6/4/15; Hi-Tech Pharmaceuticals response filed 6/18/15.
Commission's motion for entry of contempt judgement relating to Hi-Tech Pharmaceuticals, Inc., Jared Wheat, and Stephen Smith's violation of section VI and motion for compensatory sanctions filed 8/20/15; opposition filed 10/9/15; Commission's reply filed 10/26/15; order denying motion with leave to refile entered 11/4/15.

FTC v. NEOVI, INC., Nos. 15-56730, 12-56658, 12-56735, 09-55093 (9th Cir.); No. 3:06-cv-01952 (S.D. Cal.)

Parties:
Neovi, Inc., d/b/a Neovi Data Corporation and Qchex.com
G7 Productivity Systems, Inc., d/b/a Qchex.com
James M. Danforth
Thomas Villwock
iProlog Corporation
FreeQuick Wire Corporation

Assigned Attorneys: Korin Ewing Felix (BCP/ENF)
John D. Jacobs (WRLA)
Leslie Melman (OGC)
Jack Metzler

Alleged Conduct: Unfair practices in violation of Section 5 in connection with the offering and sale of online check services.

Status:
Complaint filed 9/19/06.
Final order for permanent injunction and other equitable relief entered 1/7/09.
Notice of appeal by defendants filed 1/16/09.
Motion for order to show cause why Thomas Villwock, James M. Danforth, G7 Productivity Systems, Inc., iProlog Corporation, and FreeQuick Wire Corporation should not be held in contempt filed 10/15/09.
Order requiring Commission to show cause why contempt motion should not be dismissed entered 10/16/09; Commission's response filed 10/21/09.
Order by district court staying contempt proceedings pending appeal entered 1/19/10.
Opinion affirming district court order entered 5/14/10; amended 6/15/10.
Contempt proceedings reopened 5/14/10.
Final order finding defendants Neovi, Productivity Systems, Thomas Villwock, and James M. Danforth in contempt entered 7/11/12.
Notice of appeal by defendants filed 9/7/12; Commission's cross appeal filed 9/21/12.
Order by the Ninth Circuit requiring defendants to show cause why appellate jurisdiction exists entered 9/24/12.
Commission's memorandum on jurisdiction filed 10/24/13.
Order dismissing appeal for lack of appellate jurisdiction entered 1/22/13.
Contempt hearing in district court held 8/12/13.
Order finding that defendants failed to purge their noncompliance with court's 1/7/09 final order, and granting them 30 days to comply entered 1/10/14.
Commission's motion to modify final order filed 2/10/14; defendant's opposition filed 3/6/14; Commission's reply filed 3/13/14.
Order denying Commission's motion to modify entered 8/25/14.
Commission's renewed motion to modify final order filed 12/1/14.
Final order for permanent injunction and other equitable relief as to defendant James Danforth entered 9/1/15.
Order granting in part and denying in part Commission's motion to modify final order entered 9/9/15.
Order finding that defendant have failed to purge their non-compliance and imposing sanctions entered 9/9/15.
Notice of appeal by Thomas Villwock filed 11/6/15.

Appellant's opening brief filed 11/1/16; Commission's responsive brief due 12/1/16.

FTC v. NPB ADVERTISING, INC., No. 8:14-cv-1155 (M.D. Fla.)

Parties: NPB Advertising, Inc., d/b/a Pure Green Coffee
Nationwide Ventures, LLC
Olympus Advertising, Inc.
JMD Advertising, Inc.
Signature Group, LLC
Sermo Group, LLC
Nicholas Scott Congleton
Paul Daniel Pascual
Bryan Benjamin Walsh
Dylan Craig Loher (Relief Defendant)
CPW Funding, LLC (Relief Defendant)

Assigned Attorneys: Elizabeth O. Tucci (BCP/AP)
Katherine A. Campbell
Mary L. Johnson
Tawana E. Davis

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) and Section 12 in connection with the sale and marketing of purported dietary supplement Pure Green Coffee.

Status: Complaint filed 5/15/14.
Amended complaint filed 2/5/15.
Joint motion for entry of stipulated order concerning assets of CPW Funding, LLC filed 3/10/15.
Preliminary injunction and entry of stipulated order entered 3/23/15.
Joint motion for preliminary injunction regarding Twelfth St Property filed 6/3/15.
Order granting motion for preliminary injunction 6/5/15.
Modified preliminary injunction and stipulated order entered 8/4/15.
Joint motion for permanent injunction as to defendants NBP Advertising, Nationwide Ventures, Olympus Advertising, JMD Advertising, Sermo Group, Signature Group, Paul Daniel Pascual, Bryan Benjamin Walsh, and relief defendant CPW Funding filed 11/16/15.
Motion for summary judgment by Commission filed 12/12/15; defendant Nicholas Congleton's opposition filed 1/8/16; Commission's reply filed 1/13/16.
Stipulated permanent injunction and judgment against CPW Funding, LLC, JMD Advertising, Inc., NPB Advertising Inc., Nationwide Ventures, LLC, Olympus Advertising, Inc., Sermo Group, LLC,

Signature Group, LLC, Bryan Benjamin Walsh, Paul Daniel Pascual entered 3/28/16.

FTC v. NUTRACLICK, LLC, No. 2:16-cv-06819 (C.D. Cal.)

Parties: NutraClick, LLC f/k/a Hungry Fish Media, LLC

Assigned Attorneys: Kenneth Abbe (WRLA)
Sarah Schroeder (WRSF)
Emily Cope Burton

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Section 4 of the Restore Online Shoppers' Confidence Act in connection with the enrollment of membership programs for nutritional supplements and beauty products.

Status: Complaint filed 9/12/16.
Order for permanent injunction and monetary judgment entered 9/20/16.

FTC v. PARTNERS IN HEALTH CARE ASSOCIATION, INC., No. 1:14-cv-23109 (S.D. Fla.)

Parties: Partners In Health Care Association, Inc.
Gary L. Kieper
United Solutions Group, Inc. d/b/a Debt Relief Experts, Inc.
Walter S. Vargas
Constanza Gomez Vargas

Assigned Attorneys: Gary L. Ivens (BCP/MP)
Christopher E. Brown

Alleged Conduct: Violations of Section 5 of the FTC Act, the Telemarketing Sales Rule regarding the deceptive marketing of medical discount cards.

Status: Complaint filed 8/25/14.
TRO entered 8/25/14.
Preliminary injunction against Partners in Health Care Association and Gary L. Kieper entered 9/8/14.
Corrected preliminary injunction against Partners in Health Care Association and Gary L. Kieper entered 9/11/14.
Stipulated preliminary injunction against defendants United Solutions Group, Inc., Walter S. Vargas, and Constanza Gomez Vargas entered 9/11/14.
Motion for contempt as to Grumer & Macaluso, P.A. and Gary Kieper entered 10/23/14; motion denied 2/5/15.
Order staying the case entered 5/4/15.
Stipulated permanent injunction against United Solutions Group, Inc. entered 7/1/15.

Motion for entry of default as to Partners In Health Care Association, Inc. filed 8/14/15; non-entry of default as to Partners In Health Care Association, Inc. due to responsive pleading entered 8/17/15.
Motion for summary judgment by Commission filed 10/30/15; defendant Gary L. Kieper's opposition entered 2/8/15; Commission's reply entered 2/16/16; order granting motion entered 5/31/16.
Motion for default judgment against Partners in Health Care Association filed 10/30/15.
Stipulated order for permanent injunction and monetary judgment as to defendants United Solutions Group, Walter Vargas, and Constance Gomez Vargas entered 11/9/15.
Final order for permanent injunction and monetary judgment as to defendants Partners In Health Care Association, Inc., and Gary L. Kieper entered 6/27/16.
Notice of appeal by Gary Kieper filed 8/29/16.

FTC v. PRIMARY GROUP INC., No. 15-1820 (Fed. Cir); Nos. 15-13947, 16-13532 (11th Cir.); No. 1:15-cv-01645 (N.D. Ga.)

Parties: Gail Daniels
June Fleming
The Primary Group Inc., f/k/a A Primary Systems Group Inc., d/b/a Primary Solutions and PSA Investigations

Assigned Attorneys: Michelle Grajales (BCP/FP)
Colin Hector
Robin Rock (SER)
Theodore Paul Metzler (OGC)

Alleged Conduct: Deceptive and unfair debt collection practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act.

Status: Complaint filed 5/11/15.
TRO entered 5/11/15.
Preliminary injunction entered 6/8/15.
Notice of appeal to Federal Circuit by Gail Daniels and June Fleming filed 7/8/15.
Order of the 11th Circuit denying petition for writ of mandamus entered 7/27/15.
Commission's motion to dismiss counterclaim filed 8/6/15.
Default entered as to The Primary Group, Inc. 8/7/15.
Appeal transferred to the 11th Circuit 9/2/15; appeal dismissed for lack of prosecution on 10/9/15.
Individual defendants' motion to dismiss complaint filed 9/30/15; Commission's opposition filed 10/12/15; reply filed 10/14/15; supplemental response by Commission filed 10/28/15.

Order granting Commission's motion to dismiss counterclaim and denying individual defendants' motion to dismiss complaint entered 11/3/15.
Motion for summary judgment by Commission filed 11/24/15.
Commission's motion to dismiss June Fleming voluntarily filed 3/11/16; order granting motion to dismiss terminating June Fleming entered 3/11/16.
Order granting Commission's motion for summary judgment as to defendants The Primary Group and Gail Daniels, and permanent injunction and equitable relief entered 5/19/16.
Notice of appeal by Daniels filed 6/14/16.
Appeal dismissed for want of prosecution on 10/7/16.

FTC v. PSC ADMINISTRATIVE, LLC, No. 1:15-cv-84 (S.D. Ala.)

Parties: PSC Administrative, LLC, f/k/a Payday Support Center, LLC
Coastal Acquisitions, LLC
Jared Irby
Richard Hughes

Assigned Attorneys: Michelle Grajales (BCP/FP)
Miya Rahamim

Alleged Conduct: Violations of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the deceptive marketing and sale of debt relief services.

Status: Complaint filed 2/18/15.
Stipulated preliminary injunction entered 3/5/15.
Motion for summary judgment by Commission filed 2/19/16.
Amended complaint filed 3/22/16.
Stipulated orders for permanent injunction and monetary judgment as to all defendants entered 9/17/16.

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

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

Assigned Attorneys: Faye Chen Barnouw (WRLA)

Maricela Segura
Raymond E. McKown
Jacob A. Snow (WRSF)
Karen Goff
Whitney Merrill

Alleged Conduct: Deceptive acts and practices in violation of section 5(a) and the Telemarketing Sales Rule in connection with the marketing and sale of magazine subscriptions.

Status: Complaint filed 5/14/08.
Amended complaint filed 2/5/09.
Commission's motion for summary judgment filed 7/31/09; opposition filed 11/23/09; reply filed 12/7/09.
Order granting the Commission's motion for summary judgment entered 4/7/10.
Order for permanent injunction as to all defendants entered 4/7/10.
Commission's opening brief on the issue of damages filed 4/20/10.
Final judgment as to all defendants entered 7/25/11.
Commission's opening brief filed 2/13/12; defendants' answering brief filed 4/13/12; reply brief filed 5/11/12.
Memorandum disposition remanding case to district court entered 9/19/13.
Petition for writ of certiorari filed 2/27/14.
Petition for writ of certiorari denied 6/9/14.
Commission's motion for judgment filed 5/31/16.

FTC v. OMICS GROUP, INC., No. 2:16-cv-2022 (D. Nev.)

Parties: OMICS Group, Inc. d/b/a OMICS Publishing Group
iMedPub, LLC
Conference Series, LLC
Srinubabu Gedela

Assigned Attorneys: Iona Rusu (BCP/FP)
Gregory Ashe

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with the publishing of online publications styled as academic journals.

Status: Complaint filed 8/25/16.

FTC v. ROCA LABS, INC., No. 8:15-cv-02231 (M.D. Fla.)

Parties: Roca Labs, Inc.

Roca Labs Nutraceutical USA, Inc.
Don Juravin
George C. Whiting

Assigned Attorneys: Carl H. Settlemyer (BCP/AP)
Paul Bryan Spelman

Alleged Conduct: Violations of Sections 5(a) and 12 of the FTC Act in connection with the deceptive marketing of weight loss products.

Status: Complaint filed 9/24/15.
Stipulated TRO entered 9/29/15.
Preliminary injunction entered 10/29/15.
Order granting joint motion to stay case for 120 days entered 4/20/16.

FTC v. SEQUOIA ONE, LLC, No. 2:15-cv-01512 (D. Nev.)

Parties: Sequoia One, LLC
Gen X Marketing Group, LLC
Jason A Kotzker
Paul T McDonnell
John E Bartholomew, Jr.
Theresa D Bartholomew

Assigned Attorneys: Gregory A. Ashe (BCP/FP)
Brian S. Shull
Peter Lamberton

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the Federal Trade Commission Act in connection with payday loans.

Status: Complaint filed 8/7/15.
Stipulated permanent injunction and judgment against defendants Theresa Bartholomew, John Bartholomew, and Paul McDonnel entered 8/12/15.
Motion for entry of default as to defendants Sequoia One and Gen X Marketing Group filed 6/29/16; clerk's entry of default entered 6/30/16.
Motion for default judgment against defendants Sequoia One and Gen X Marketing Group filed 7/26/16.
Proposed stipulated final order as to Jason Kotzker filed 8/31/16.

FTC v. SMARTCLICK MEDIA, LLC, No. 1:16-cv-04551 (S.D.N.Y.)

Parties: SmartClick Media, LLC d/b/a Doctor Trusted
Robert Vozdecky d/b/a Bill Anderson

Assigned Attorneys: Elizabeth Delaney (BCP/ADP)
Victor DeFrancis

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act in connection with the advertising and sale of a certification service that placed "Doctor Trusted" seals and certificates on websites offering health-related products and services.

Status: Complaint filed 6/16/16.
Stipulated order for permanent injunction and monetary judgment filed 6/21/16.

FTC v. SOMENZI, No. 2:16-cv-7101 (C.D. Cal.)

Parties: Terry Somenzi d/b/a Paulson Independent Distributors, International Procurement Center, Phelps Ingram Distributors, Keller Sloan & Associates
Millenium Direct, Inc.
David Raff
Ian Gamberg

Assigned Attorneys: Charles Harwood (NWR)
Nadine Samter
Thomas Syta (WRLA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with the mailing of personalized cash prize notifications.

Status: Complaint filed 9/21/16.

FTC v. STARK LAW, LLC, No. 1:16-cv-3463 (N.D. Ill.)

Parties: Stark Law, LLC d/b/a Stark Recovery
Stark Legal, LLC
Ashton Asset Management, Inc.
CHM Capital Group, LLC
HKM Funding, LTD
Pacific Capital Holdings, Inc. f/k/a Charles Hunter Miller & Associates d/b/a Pacific Capital
Hirsh Mohindra d/b/a Ashton Lending, LLC
Gaurav Mohindra
Preetesh Patel

Assigned Attorneys: William J. Hodor (MWR)
John C. Hallerud

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FDCPA in connection with abusive and deceptive debt collection practices.

Status: Complaint filed 3/21/16.
Ex parte TRO with asset freeze and other equitable relief entered 3/22/16.
Preliminary injunction with asset freeze and other equitable relief entered 7/11/16.

FTC v. STEPPING STONEZ DEVELOPMENT, LLC, No. 2:16-cv-00351 (D. Ariz.)

Parties: Stepping Stonez Development, LLC d/b/a American Certification Specialists
Intentional Growth, LLC
Stephen J. Remley

Assigned Attorneys: Gregory A. Ashe (BCP/FP)
Katharine Roller

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing and sale of fake high school diplomas.

Status: Complaint filed 2/18/16.
Stipulated TRO entered 2/12/16.
Stipulated preliminary injunction entered 2/24/16.
Order staying case pending settlement entered 9/20/16.

FTC v. STRATFORD CAREER INSTITUTE, INC., No. 1:16-cv-00371 (N.D. Ohio)

Parties: Stratford Career Institute, Inc.

Assigned Attorneys: Maria Del Monaco (ECR)
Amy Hocevar

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the advertising, marketing, promotion, offering for sale or sale of defendant's high school diploma program.

Status: Complaint filed 2/18/16.

FTC v. STUDENT AID CENTER, INC., No. 1:16-cv-21843 (S.D. Fla.)

Parties: Student Aid Center, Inc.
Ramiro Fernandez-Moris a/k/a Ramiro Moris
Damien Alvarez

State of Florida (Plaintiff)

Assigned Attorneys: Reid Tepfer (SWR)
Anne LeJeune
Aaron Haberman

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Florida Deceptive and Unfair Trade Practices Act in connection with the marketing and sale of debt relief services.

Status: Complaint filed 5/23/16.
Defendants' motion to dismiss filed 8/19/16; Commission's opposition brief filed 9/6/16.

FTC v. SUNRISE NUTRACEUTICALS, No. 9:15-cv-81567 (S.D. Fla.)

Parties: Sunrise Nutraceuticals, LLC
Joshua Erickson

Assigned Attorneys: Edwin Rodriguez (BCP/AP)
Edward Glennon
Richard Quaresima

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) and 12 of the FTC Act in connection with the labeling and advertising of dietary supplements.

Status: Complaint filed 11/16/15.
Amended complaint filed 1/8/16.
Stipulated final judgment and order for permanent injunction entered 7/8/16.

FTC v. TACHHT, INC., No. 8:16-cv-01397 (M.D. Fla.)

Parties: Tachht, Inc.
Teqqi LLC
Colby Fox
Christopher Reinhold

Assigned Attorneys: Matthew Wernz (MWR)
Guy Ward
Samuel Levine

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) and 12 of the FTC Act and the CAN-SPAM Act in connection with the advertising,

marketing, distributing and selling of weight-loss products to consumers.

Status: Complaint filed 6/2/16.

FTC v. TELESTAR CONSULTING., No. 2:16-cv-00555 (C.D. Cal.)

Parties: Telestar Consulting, Inc. d/b/a Kleritec and United Business Supply
Karl Wesley Angel

Assigned Attorneys: Maxine R. Stansell (NWR)
Jennifer Larabee
Maricela Segura (WRLA)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Unordered Merchandise Statute, in connection with a plan to sell nondurable office or cleaning supplies to small business and non-profit organizations.

Status: Complaint filed 1/26/16.
Ex parte TRO entered 2/1/16.
Stipulated preliminary injunction entered 3/24/16.
Stipulated order for permanent injunction entered 9/26/16.
Amended stipulated order for permanent injunction entered 9/27/16.

FTC v. TRUDEAU, No. 12-6 (S. Ct.); Nos. 15-3472, 13-1746, 13-1747, 13-1898, 10-2418, 10-1383, and 08-4249 (7th Cir.); Nos. 1:03-cv-03904, 1:98-cv-00168 (N.D. Ill.)

Parties: Kevin Trudeau
Shop America (USA), LLC
Robert Barefoot
Deonna Enterprises, Inc.
Karbo, Inc.
Karbo Enterprises, Inc.
Sop America Marketing Group
TruStar Global Media
K.T. Corp.
TruCom, LLC
Law Offices of Marc J. Lane
Winston & Strawn LLP
Website Solutions USA (WSU)
Global Information Network USA (GIN USA)
KT Radio Network (KTRN)
Nataliya Babenko

Assigned Attorneys: Michael P. Mora (BCP-ENF)
Jonathan Cohen

David O'Toole (MWR)

Alleged Conduct: Deceptive practices in violation of Sections 5 and 12 in connection with the sale of a dietary supplement; civil contempt for violations of a 1998 stipulated permanent injunction against Kevin Trudeau in connection with infomercial sales of a weight loss book; civil contempt for failure to comply with 2010 contempt sanction.

Status: Complaint filed 6/9/03.

Stipulated final order for permanent injunction and settlement of claims for monetary relief as to defendants Kevin Trudeau, Shop America (USA), LLC, Shop America Marketing Group, LLC, Trustar Global Media, Limited and Relief defendants K.T. Corporation, Limited and TruCom, LLC, including monetary relief of approximately $2.1 million entered 9/3/04.

* * * * *

Motion to show cause why defendant Trudeau should not be held in civil contempt for violating permanent injunction, filed 9/13/07.

Order finding Trudeau in contempt for violating permanent injunction entered 11/16/07.

Hearing on remedy for violating permanent injunction held 7/22-25/08.

Judgment confirming 11/16/07 order, requiring monetary payment by Trudeau, and providing for other relief entered 8/7/08.

Commission's motion to amend/correct judgment filed 8/21/08; response by Trudeau filed 9/22/08; Commission's reply filed 10/7/08, corrected 10/21/08.

Supplemental order and judgment entered 11/4/08.

Motion by Trudeau to alter or stay judgment pending appeal filed 11/13/08; Commission's response filed 11/26/08; Trudeau's reply filed 12/3/08; order denying motion entered 12/11/08.

Notice of appeal (08-4249) filed 12/16/08.

Appellant's emergency motion for stay pending appeal filed 12/23/08; Commission's response in opposition filed 1/5/09; appellant's reply filed 1/7/09.

Order denying emergency motion for stay pending appeal entered 1/21/09.

Appellant's brief filed 2/17/09.

Motion by Appellant to file supplemental jurisdictional memorandum filed 3/5/09; order granting motion entered 3/12/09; supplemental jurisdictional memorandum filed 3/12/09.

Commission's answering brief filed 3/19/09.

Appellant's reply brief filed 4/2/09.

Oral argument held 5/14/09.

Seventh Circuit Opinion affirming Trudeau contempt finding but vacating and remanding on monetary payment and other relief entered 8/27/09.

* * * * *

Commission's renewed motion to modify stipulated final order for permanent injunction as to defendant Trudeau filed 11/13/09; defendant's response in opposition filed 12/17/09; Commission's reply filed 2/1/10; defendant's sur-reply filed 3/12/10.

Commission's renewed motion for compensatory monetary remedy as to defendant Trudeau filed 11/13/09; defendant's response in opposition filed 12/17/09, supplemented 1/19/10; Commission's reply filed 2/1/10; defendant's sur-reply filed 3/12/10.

Order finding defendant Trudeau in criminal contempt of court entered 2/11/10; modified 2/17/10.

Notice of appeal (10-1383) of criminal contempt order filed 2/17/10.

Order staying payment of fine pending appeal entered 2/24/10.

Trudeau's motion to stay proceedings pending appeal filed 3/9/10; order denying motion entered 3/12/10.

Supplemental order modifying the stipulated order for permanent injunction and awarding monetary relief entered 4/16/10.

Trudeau's motion to amend the supplemental order filed 4/22/10; Commission's response in opposition filed 5/7/10; Trudeau's reply filed 5/21/10; Commission's sur-reply filed 6/1/10.

Commission's motion to amend the supplemental order filed 5/7/10; Trudeau's response filed 5/21/10.

Seventh Circuit Opinion (10-1383) vacating finding of criminal contempt and remanding for further proceedings entered 5/20/10.

* * * * *

Corrected supplemental order modifying the stipulated order for permanent injunction and awarding monetary relief entered 6/2/10.

Notice of appeal (10-2418) of supplemental and corrected supplemental orders filed 6/11/10.

Trudeau's emergency motion for stay pending appeal filed 6/15/10; Commission's response filed 6/23/10; Trudeau's reply filed 6/28/10; order denying motion filed 7/14/10.

Trudeau's brief filed 7/23/10; Commission's brief filed 8/23/10; Trudeau's reply filed 9/13/10.

Oral argument held 9/24/10.

Seventh Circuit opinion affirming contempt sanctions and modification of decree, issued 11/29/11.

Trudeau's petition for rehearing *en banc* filed 1/13/12; denied 1/30/12.

Trudeau's petition of certiorari filed 6/28/12; Commission's brief in opposition filed 8/27/12; Trudeau's reply brief filed 9/11/12.
Certiorari denied 10/9/12.

* * * * *

Motion for coercive contempt order to compel Trudeau to comply with 6/2/10 order requiring payment of $37 million contempt sanction, filed by Commission 7/16/12
Trudeau's opposition filed 9/25/12
Commission's reply filed 10/15/12.
Order holding that the Commission has established prima facie showing of Trudeau's contempt for failing to pay sanction, and ordering that Trudeau file a sworn financial statement and appear at a hearing entered 12/6/12.

* * * * *

Order granting Commission's motions to compel Trudeau's attorneys (Winston & Strawn LLP, and Law Offices of Marc J. Lane) and Trudeau-controlled entities (GIN USA, KTRN, and WSU) to comply with subpoenas, issued 3/7/13.
Motion to hold Lane, GIN USA, KTRN, and WSU in contempt for failing to comply with order compelling subpoenas filed by Commission 4/1/13; Motion to file supporting documents under seal filed by Commission 4/1/13.
Order denying motion to file documents under seal issued 4/4/13.
Notices of appeal (13-1746 and 13-1747) of order denying motion to file under seal, filed by Trudeau, Winston & Strawn, Lane, GIN USA, KTRN, and WSU ("Trudeau appellants"), filed 4/9/13 .
Trudeau appellants' motions for emergency stay pending appeal filed with 7th Circuit 4/9/13; 7th Circuit emergency stay issued 4/10/13.
Trudeau appellants' motion for stay pending appeal filed with 7th Circuit on 4/12/13; Commission's opposition filed 4/17/13; 7th Circuit order vacating emergency stay issued 4/19/13; Trudeau appellants' motion to reconsider filed 4/19/13; 7th Circuit order denying reconsideration issued 7/24/13.
Trudeau appellants' motion to dismiss case as moot filed 4/26/13; appeals (13-1746 and 13-1747) dismissed 4/29/13.

* * * * *

Trudeau bankruptcy petition filed 4/22/13.
Trudeau motion to stay discovery in district court contempt proceeding filed 4/23/13; Commission's opposition brief and motion for ruling that automatic stay does not apply to contempt proceeding, filed

4/24/13; Trudeau opposition to Commission's motion filed 4/25/13; District court order granting Commission's motion issued 4/26/13.

Notice of appeal (13-1898) filed by Trudeau 4/26/13; Trudeau's motion for stay pending appeal filed 4/26/13; Commission's opposition filed 4/29/13.

Seventh Circuit order denying stay issued 4/30/13.

Trudeau's appeal voluntarily dismissed 5/24/13.

Bankruptcy proceeding dismissed 5/28/13.

* * * * *

Motion to hold defendant in contempt filed 7/13/12; evidentiary hearings before district court on Commission's motion to hold Trudeau in contempt for failing to pay civil contempt sanction, held 5/21/13 and 6/26-27/13.

Writ *ne exeat* ordering Trudeau to surrender passport and not to leave the United States until further order of court issued 6/25/13.

Order partially granting motion to hold Trudeau in contempt entered 7/26/13.

Order finding Trudeau in contempt of court and directing the US Marshall to take him into custody entered 9/18/13; order releasing Trudeau from custody entered 9/19/13.

Order finding Trudeau in contempt of court and ordering him incarcerated entered 10/17/13; order releasing Trudeau from custody to prepare for criminal contempt trial entered 10/28/13.

Order directing that Trudeau be incarcerated to coerce compliance with court's prior orders, such coercive incarceration to be independent of any incarceration resulting from Trudeau's recent conviction for criminal contempt, entered 11/21/13.

Order suspending Trudeau's civil sentence pending completion of his criminal sentence entered 3/19/14.

Commission's motion for approval of partial victim redress plan filed 7/9/15; objection to plan by Patrick Deady filed 9/4/15; response by receiver filed 9/25/15; reply by the Commission filed 9/28/15.

Notice of appeal filed 11/3/15.

Appellants' opening brief filed 2/11/16; Commission's answering brief filed 4/13/16; Appellants' reply brief filed 4/27/16.

Oral argument heard 9/14/16.

Supplemental memoranda requested by court of appeals filed 9/28/16.

FTC v. UNIFIED GLOBAL GROUP, No. 1:15-cv-00422 (W.D.N.Y.)

Parties: ARM WNY, LLC
Audubon Financial Bureau LLC
Anthony Coppola

Domenico D'Angelo, a/k/a Dominick D'Angelo
Unified Global Group, LLC

Assigned Attorneys: Leah Frazier (BCP/FP)
Jason Schall

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FDCPA, in connection with abusive and unfair debt collection practices.

Status: Complaint filed 5/11/15.
Ex parte TRO entered 5/12/15.
Stipulated preliminary injunction as to Anthony Coppola entered 6/26/15.
Stipulated preliminary injunction as to Unified Global Group, LLC; ARM WNY LLC; Audubon Financial Bureau LLC; and Domenico D'Angelo entered 6/26/15.
Stipulated order for permanent injunction and monetary judgment entered 8/26/16.

FTC v. UNIVERSAL CITY NISSAN, INC., No. 2:16-cv-7329 (C.D. Cal.)

Parties: Universal City Nissan, Inc. d/b/a Universal Nissan
Sage Downton, Inc. d/b/a Kia of Downtown Los Angeles
Glendale Nissan/Infiniti, Inc. d/b/a Glendale Nissan, Glendale Infiniti
Valencia Holding Company, LLC d/b/a Mercedes-Benz of Valencia
West Covina Auto Group d/b/a West Covina Toyota, West Covina Toyota/Scion
West Covina Nissan, LLC
Covina MJL, LLC d/b/a Sage Covina Chevrolet
Sage North Hollywood, LLC d/b/a Sage Pre-Owned
Sage Vermont, LLC d/b/a Sage Hyundai
Sage Holding Company, Inc.
Sage Management Company, Inc.
Leonard Schrage a/k/a Leonard Sage
Joseph Schrage a/k/a Joseph Sage
Michael Schrage a/k/a Michael Sage

Assigned Attorneys: Daniel Dwyer (BCP/FP)
Thomas Widor
Thomas Syta (WRLA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act, the Truth in Lending Act, and Consumer Leasing Act in connection with the leasing, selling, and financing of vehicles and add-on products or services.

Status: Complaint filed 9/29/16.

FTC v. VANTAGE POINT SERVICES, No. 1:15-cv-00006 (W.D.N.Y.)

Parties:	Vantage Point Services, LLC Payment Management Solutions, Inc. Bonified Payment Solutions, Inc. Gregory Mackinnon Megan Vandeviver Angela Burdorf Joseph Ciffa
Assigned Attorneys:	Helen Wong (BCP/FP) Greg Ashe Jason Adler
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with debt collection activities.
Status:	Complaint filed 1/5/15. TRO entered 1/5/15. Preliminary injunction with asset freeze entered 5/15/15. Commission's motion for summary judgment filed 8/19/16.

FTC v. VEMMA NUTRITION, No. 2:15-cv-01578 (D. Ariz.)

Parties:	Vemma Nutrition Company Vemma International Holdings Inc. Benson K. Boreyko Tom Alkazin Bethany Alkazin
Assigned Attorneys:	Angeleque P. Linville (SER) Anne Dorman LeJeune (SWR) Emily B. Robinson Jason C. Moon
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the operation of a pyramid scheme.
Status:	Complaint filed 8/17/15. TRO entered 8/21/15. Order granting in part and denying in part the Commission's motion for preliminary injunction entered 9/18/15.

FTC v. VOLKSWAGEN GROUP OF AMERICA, INC., No. 3:16-cv-01534 (N.D. Cal.)

Parties:	Volkswagen Group of America, Inc. d/b/a Volkswagen of America, Inc. d/b/a Audi of America, Inc.
Assigned Attorneys:	Jonathan C. Cohen (BCP/ENF) Michelle L. Shaefer Amanda B. Kostner Sanjoon Han Megan A. Bartley
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the false advertising of Defendant's "Clean Diesel" vehicles.
Status:	Complaint filed 3/29/16. Proposed partial stipulated order for permanent injunction and monetary judgment filed 6/28/16.

FTC v. WILLIAMS, SCOTT & ASSOCIATES, LLC, No. 16-10063 (11th Cir.); No. 1:14-cv-1599 (N.D. Ga.)

Parties:	Williams, Scott & Associates, LLC WSA, LLC John Williams Chris Lenyszyn
Assigned Attorneys:	Robin L. Rock (SER) Brad Grossman (OGC)
Alleged Conduct:	Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with abusive and deceptive debt collection.
Status:	Complaint filed 5/27/14. TRO with asset freeze entered 5/28/14. Stipulated preliminary injunction entered 6/19/14. Amended complaint filed 9/24/14. Commission's motion to hold defendant John Williams in contempt for violations of the stipulated preliminary injunction order filed 11/10/14; granted 12/2/14. Clerk's entry of default as to John Williams; Williams Scott & Associates; and WSA LLC entered 12/12/14. Order imposing contempt sanctions against defendants John Williams; Williams Scott and Associates LLC and WSA LLC, as well as Sterling Ross and entities associated with it, entered 12/22/14.

Commission's motion for default judgment against defendants John Williams, Williams, Scott & Associates LLC, and WSA, LLC filed 3/6/15.
Default judgment and final order for permanent injunction against defendants John Williams, Williams, Scott & Associates, LLC, and WSA, LLC entered 4/2/15.
Motion for summary judgment against defendant Chris Lenyszyn filed 7/30/15; response in opposition filed 9/30/15.
Order granting summary judgment in favor of Commission as to defendant Lenyszyn entered 11/4/15.
Permanent injunction and final monetary judgment as to defendant Chris Lenyszyn entered 11/4/15.
Notice of appeal filed 1/4/16.
Appellant's opening brief filed 4/18/16.
Order dismissing appeal entered 4/26/16; order granting motion to reinstate appeal entered 6/8/16.
Commission's answering brief filed 7/7/16; Lenyszyn's reply brief filed 8/8/16.

FTC v. WV UNIVERSAL MANAGEMENT, LLC, Nos. 15-11500, 15-13380 (11th Cir.); No. 6:12-cv-01618 (M.D. Fla.)

Parties:
WV Universal Management, LLC, d/b/a Treasure Your Success
Leading Production, LLC
Global Financial Assist, LLC
HES Merchant Services Company, Inc.
Business First Solutions, Inc.
Voiceonyx Corp.
Universal Processing Services of Wisconsin, LLC
Derek Depuydt
Hal E. Smith
Jonathon E. Warren
Ramon Sanchez-Ortega
Willy Plancher
Valbona Toska

Assigned Attorneys:
Christopher Panek (ECR)
Fil M. de Banate
Jonathan Kessler
Michael Milgrom
Mark Hegedus (OGC)
Theodore Metzger

Alleged Conduct:
Deceptive acts or practices in violation of Section 5 and the Telemarketing Sales Rule in connection with sale of services that will purportedly reduce consumers' credit card interest rates.

Status:

Complaint filed 10/29/12.
Order granting preliminary injunction entered 11/14/12.
Amended complaint filed 6/18/13.
Motion to dismiss by HES Merchant Services Company filed 8/7/13; Commission's response filed 8/23/13.
Motion for summary judgment by Universal Processing Services filed 8/16/13; Commission's opposition filed 9/16/13; reply filed 9/30/13.
Stipulated order for permanent injunction and final judgment as to defendants Willy Plancher, Valbona Toska, WV Universal Management LLC, Global Financial Assist LLC, and Leading Production LLC entered 9/23/13.
Commission's motion for summary judgment filed 6/30/14; defendant Derek Depuydt's opposition brief filed 7/29/14; Business First Solutions, VoiceOnyx Corp., and Jonathon Warren's brief in opposition filed 7/30/14; affidavit in opposition by Hal Smith filed 8/1/14.
Permanent injunction and final judgment as to defendant Ramon Sanchez-Ortega entered 10/6/14.
Order granting Commission's motion for summary judgment entered 11/18/14.
Stipulated permanent injunction and final order as to Derek Depuydt entered 11/19/14.
Stipulated order for permanent injunction and final judgment as to defendants, Jonathon Warren, Business First Solutions Inc. and Voiceonyx Corp. entered 11/19/14.
Permanent injunction and final judgment as to defendants Hal E. Smith and HES Merchant Services Company, Inc. entered 2/11/15.
Order granting motion for equitable monetary relief judgment against defendants Hal E. Smith, HES Merchant Services Company, Inc., and Universal Processing Services of Wisconsin, LLC entered 2/11/15.
Permanent injunction and final monetary judgment as to defendant Universal Processing Services of Wisconsin, LLC entered 5/19/15.
Notice of appeal of summary judgment by Universal Processing Services of Wisconsin, LLC filed 7/17/15.
Appellant UPS's opening brief filed 10/20/15; Appellant HES's opening brief filed 10/21/15; Commission's responsive brief filed 12/23/15; UPS' reply brief filed 1/19/16.
Oral argument heard 5/18/16.
Per curiam decision affirming district court's summary judgment order and monetary relief against HES, but vacating the order of monetary relief against UPS and remanding case to district court for further findings on appropriateness of joint and several liability against UPS, entered 6/14/16.

CIVIL PENALTY AND ENFORCEMENT CASES[*]

(A) Consumer Protection

UNITED STATES v. CALEDONIA INVESTMENTS, PLC, No. 1:16-cv-1620 (D.D.C.)

Parties: Caledonia Investments, PLC

Assigned Attorneys: Kenneth Libby (BC/Compliance)
Daniel Ducore
Roberta Baruch
Jennifer Lee

Alleged Conduct: Violations of the Hart-Scott Rodino Antitrust Improvement Act in connection with the acquisition of voting securities of Bristow Group, Inc.

Status: Complaint filed 8/10/16.

FTC v. CARIBBEAN CRUISE LINE, No. 0:15-cv-60423 (S.D. Fla.)

Parties: Caribbean Cruise Line, Inc.
Linked Services Solutions, LLC
Economic Strategy, LLC
Pacific Telecom Communications Group
International Telephone Corporation
International Telephone, LLC
T M Caller ID, LLC
Telephone Management Corporation
Scott Broomfield
Jason Birkett
Jacob Dejongh
Fred A. Accuardi
Steve Hamilton

Assigned Attorneys: Bikram Bandy (BCP/MP)
Gary Ivens

Alleged Conduct: Violations of Section 5 of the FTC Act and the Telemarketing Sales Rule in connection with robocalls.

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

Status: Complaint filed 3/3/15.
Motion by Commission to approve consent judgment as to defendants Caribbean Cruise Line, Inc., Linked Services Solutions, LLC, Scott Broomfield, Jason Birkett, Economic Strategy, Jacob Dejongh and Steve Hamilton filed 3/3/15.
Amended complaint filed 5/18/15; counterclaim by Pacific Telecom Communications Group and International Telephone Corporation filed 6/2/15.
Commission's motion to dismiss counterclaim filed 8/13/15; response filed 9/4/15; reply filed 9/21/15.
Unopposed motion to approve consent judgment by the Commission filed 9/18/15.
Order denying Commission's motion to dismiss counterclaims but granting defendants' motion to amend entered 3/28/16; amended counterclaim filed 4/9/16; Commission's motion to dismiss counterclaims filed 8/16/16.
Order referring case to mediation entered 4/14/16.

UNITED STATES v. COMMERCIAL RECOVERY SYSTEMS, No. 4:15-cv-0036 (E.D. Tex.)

Parties: Commercial Recovery Systems, Inc.
Timothy Ford
David Devany

Assigned Attorneys: Anne D. Lejeune (SWR)
Heide L. Herrmann (DOJ)

Alleged Conduct: Violations of Section 5 of the FTC Act and the Fair Debt Collection Practices Act in connection with collecting auto loan and credit card debts.

Status: Complaint filed 1/20/15.
United States' motion for summary judgment filed 12/18/15; order granting motion for summary judgment as to defendant Timothy Ford and CRS, and denying as to defendant David Devany entered 4/7/16.
Defendant David Devany's motion for summary judgment filed 12/18/15; order denying motion for summary judgment entered 6/1/16.
Order for permanent injunction as to defendants CRS and Timothy Ford entered 4/18/16.
Stipulated order for permanent injunction and civil penalty judgment as to defendant David Devany entered 9/21/16.

UNITED STATES v. DISH NETWORK LLC, No. 13-2282 (7th Cir.); 3:09-CV-03073 (C.D. Ill.)

Parties: Dish Network L.L.C.

Assigned Attorneys: Russell Deitch (BCP/MP)
Gary Ivens
Patrick Runkle (DOJ/CPB)
Lisa Hsiao

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

Status: Complaint filed 3/25/09.
Defendant's motion to dismiss filed 5/21/09; plaintiff's response in opposition filed 7/17/09; defendant's reply filed 7/27/09; plaintiff's sur-reply filed 9/11/09.
Order denying motion to dismiss entered 11/2/09.
Defendant's motion for reconsideration or interlocutory appeal filed 11/19/09; plaintiff's response filed 12/22/09; order denying motion entered 2/4/10.
Memorandum in opposition to motion/petition filed 5/21/10.
Motion to compel 7/30/10; memorandum in opposition to motion 8/16/10; memorandum in support of motion filed 9/24/10; order on motion to compel entered 12/9/10.
Appeal of magistrate judge decision to district court filed 12/29/10.
Defendants' motion to stay action under doctrine of primary jurisdiction filed 12/21/10; opposition filed 1/12/11.
Order directing the parties to file an administrative complaint with the FCC, to obtain its interpretation of statutory language entered 2/4/11.
Order vacating magistrate's decision denying Commission's motion for leave to file second amended complaint entered 3/12/13.
Amended complaint filed 3/12/13.
Petition for writ of mandamus by Dish Network filed 6/12/13.
Order denying petition for mandamus entered 7/3/13.
United States' motion for summary judgment filed 12/23/13; opposition filed 3/6/14.
Motion for summary judgment by Dish Network filed 1/6/14; opposition filed 5/30/14.
United States' motion for summary judgment filed 5/30/14.
Order directing parties to file memoranda addressing issue of deference to agency's interpretation of its regulations entered 7/8/14; parties' memoranda of law filed 8/8/14; parties' responses to each other's memoranda filed 8/22/14.
Order granting partial summary judgment for United States and partial summary judgment for Dish Network entered 12/12/14.
Motion for sanctions by United States and state plaintiffs filed 7/20/15; memorandum in opposition filed 8/21/15; reply filed 9/10/15;

order granting motion in part and denying in part entered 10/13/15.
Trial held 1/19/16-2/17/16.

UNITED STATES v. FEATURE FILMS FOR FAMILIES, INC., Nos. 2:12-CV-00811, 2:11-cv-00419 (D. Utah); No. 4:11-CV-00197 (N.D. Fla.)

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

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

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

Status: Complaint filed 5/5/11.
Defendants' motion to dismiss for failure to state a claim and for improper venue filed 7/25/11; United States' memo in opposition filed 8/8/11; order denying motion entered 10/25/11.
Defendants' counterclaim against the United States filed 11/14/11.
United States' motion to dismiss counterclaims for lack of jurisdiction filed 12/21/11; response in opposition filed 1/09/12; motion denied 5/19/12.
Case transferred to the District of Utah 8/20/12.
Case consolidated with Corporation for Character v. FTC, No. 2:11-CV-00419, on 9/6/12.
Defendants' motion for partial summary judgment filed 9/6/12; United States' opposition filed 12/14/12.
United States' motion for partial summary judgment filed 3/1/13.
United States' second motion for partial summary judgment filed 5/17/13; opposition filed 7/19/13; reply filed 7/30/13.
Hearing on motions for partial summary judgment held 1/16/14.
United States' supplemental memorandum regarding motion for summary judgment filed 2/14/14; defendants' reply to supplemental memorandum filed 3/7/14.
Order granting in part and denying in part defendants' motion for partial summary judgment and granting in part and denying in part United States' motion for partial summary judgment entered 3/31/15.
Trial held 5/17 - 5/25/16.
Jury verdict for Commission entered 5/26/16.

UNITED STATES v. INMOBI PTE, LTD, No. 3:16-cv-03474 (N.D. Cal.)

Parties:	InMobi Pte, LTD
Assigned Attorneys:	Nithan Sannapa (BCP/DPIP) Jacqueline Connor Jacqueline Blaesi-Freed (DOJ/CPB)
Alleged Conduct:	Violations of Section 5of the FTC Act and the Children's Online Privacy Protection Act in connection with the use of WiFi network information to geo-target consumers.
Status:	Complaint filed 6/22/16. Stipulated order for permanent injunction and civil penalty judgment entered 6/27/16.

UNITED STATES v. KFJ MARKETING, LLC, No. 2:16-cv-1643 (C.D. Cal.)

Parties:	KFJ Marketing, LLC Sunlight Solar Leads, LLC Go Green Education Francisco J. Salvat Julio E. Salvat
Assigned Attorneys:	Sarah E. Schroeder (WRSF) Alexander E. Reicher Sylvia Kundig Benjamin Mizer (DOJ) Johnathan F. Olin Michael S. Blume (DOJ/CPB) Andrew E. Clark Jacqueline Blaesi-Freed
Alleged Conduct:	Violations of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the use of robocalls to sell solar panels and installation services.
Status:	Complaint filed 3/10/16. Amended complaint filed 5/13/16.

FTC v. LENTINE, No. 1:15-cv-0033 (E.D. Tenn.)

Parties:	Lou Lentine Viatek Consumer Products Group, Inc.

Assigned Attorneys: Susan E. Arthur (SWR)

Alleged Conduct: Violations of Section 5(a) of the FTC Act in connection with the deceptive promotion or offering for sale of Viatek Mosquito Shield Bands.

Status: Complaint filed 2/17/15.
Stipulated order for permanent injunction and monetary judgment entered 6/6/16.

UNITED STATES v. NEW WORLD AUTO IMPORTS, INC., No. 3:16-cv-2401 (N.D. Tex.)

Parties: New World Auto Imports, Inc. d/b/a Southwest Kia
New World Auto Imports of Rockwall, Inc. d/b/a Southwest Kia, Southwest Kia of Rockwall
Hampton Two Auto Corporation d/b/a Southwest Kia, Southwest Kia-NW, Southwest Kia Mesquite

Assigned Attorneys: Michelle Schaeffer (BCP/ENF)
Colin MacDonald
Jacqueline Blaesi-Freed (DOJ/CPB)

Alleged Conduct: Violations of Sections 5 and 16 of the FTC Act, the Truth in Lending Act, and the Consumer Leasing Act in connection with advertisements containing false and misleading representations about the cost of buying or leasing a car.

Status: Complaint filed 8/18/16.
Stipulated order for permanent injunction and civil penalty judgment entered 8/22/16.

FTC v. ROSS-CLAYTON FUNERAL HOME, INC., No. 2:13-cv-851 (M.D. Ala.)

Parties: Ross-Clayton Funeral Home, Inc.
David C. Ross
Eleanor Lewis Dawkins

Assigned Attorneys: P. Connell McNulty (BCP/MP)
Patricia Hsue

Alleged Conduct: Violations of the Commission's Trade Regulation Rule Concerning Funeral Industry Practices by failing to show people a printed or typewritten casket price list.

Status: Complaint filed 11/21/13.
Defendants' motion to dismiss filed 1/28/14; denied 5/7/15.
Commission's motion for summary judgment filed 4/27/15; defendants'

opposition filed 6/30/15.
Defendants' counterclaim against the Commission filed 6/23/15.
Commission's motion to strike counterclaim filed 8/24/15; opposition filed 9/11/15; reply filed 9/14/15.
Motions for default judgment and summary judgment by the defendants filed 9/14/15; Commission's opposition filed 10/16/15.
Commission's motion to dismiss counterclaims filed 10/16/15; defendants' opposition filed 12/28/15.
Defendants' motion for leave to file second amended counterclaim filed 12/29/15.
Consent decree, permanent injunction, and monetary judgment entered 6/23/16.

(B) Competition

UNITED STATES v. BLAVATNIK, No. 1:15-cv-01631 (D.D.C.)

Parties: Len Blavatnik

Assigned Attorneys: Kenneth Libby (BC/ENF)

Alleged Conduct: Violation of the notice and waiting requirements of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, with respect to the acquisition of voting securities of TangoMe, Inc.

Status:
Complaint filed 10/6/15.
United States' motion for entry of final judgment filed 10/6/15.
Order directing parties to file supplemental briefs addressing why the procedures set forth in the Tunney Act do not apply to the proposed final judgment entered 10/19/15.
Supplemental memorandums filed 11/20/15.
Hearing held 2/3/16.
Memorandum opinion and order ruling that Tunney Act procedures must be followed, and denying without prejudice United States' motion for entry of judgment, entered 2/12/16.
United States' competitive impact statement filed 4/20/16.
Defendant's certification of compliance with Tunney Act requirements filed 4/21/16.
Joint status report filed 5/4/16.
Order granting motion for entry of final judgment entered 7/12/16.

UNITED STATES v. LEUCADIA NATIONAL CORP., No. 1:15-cv-01547 (D.D.C.)

Parties: Leucadia National Corp.

Assigned Attorneys: Kenneth A. Libby (BC/ENF)

Alleged Conduct: Violations of the notice and waiting period requirements of the Hart-Scott-Rodino Antitrust Improvements Act with respect to the acquisition of voting securities of KCG Holdings, Inc.

Status: Complaint filed 9/22/15.
United States' motion for entry of final judgment filed 9/22/15.
Order directing parties to file supplemental briefs addressing why the procedures of the Tunney Act do not apply to the proposed final judgment entered 10/19/15.
Supplemental memorandums filed 11/20/15.
Hearing scheduled held 2/3/16.
Memorandum opinion and order ruling that Tunney Act procedures must be followed, and denying without prejudice United States' motion for entry of judgment, entered 2/12/16.
United States' competitive impact statement filed 4/20/16.
Defendant's certification of compliance with Tunney Act requirements filed 4/25/16.
Joint status report filed 5/4/16.
Order granting motion for entry of final judgment entered 7/12/16.

SUBPOENA AND CID ENFORCEMENT PROCEEDINGS

FTC v. AFR FINANCIAL, LLC, No. 3:16-mc-00045 (M.D. Fla.)

Parties: AFR Financial, LLC

Assigned Attorney: Bradley Grossman (OGC)

Alleged Conduct: Petition for an order to enforce CID.

Status: Petition filed 7/29/16.
Order to show cause entered 8/4/16.
Order granting petition for enforcement of CID entered 9/30/16.

FTC v. BOEHRINGER INGELHEIM PHARMACEUTICALS, INC., No. 12-5393 (D.C. Cir.); No. 1:09-MC-00564 (D.D.C.)

Parties: Boehringer Ingelheim Pharmaceuticals, Inc.

Assigned Attorneys: Mark Hegedus (OGC)
Leslie R. Melman
David C. Shonka

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

Status:
Petition filed 10/23/09.
Order to show cause entered 12/4/09.
Matter transferred to magistrate judge 12/1/10.
Status conference held on 10/24/11.
Hearing on merits held 12/09/11.
Order denying Commission's petition as to financial analysis documents and ordering Boehringer to redact and produce the remaining records entered 9/27/12.
Order holding that Boehringer failed to conduct an adequate search of its electronically stored information, and ordering Boehringer to run additional searches entered 10/16/12.
Commission's notice of appeal filed 12/11/12.
Boehringer's motion to dismiss appeal filed 1/28/13; Commission's response in opposition filed 2/11/13; Boehringer's reply filed 2/22/13; order denying motion to dismiss entered 4/12/13.
Commission's initial brief filed 6/28/13; appellees' brief filed 8/28/13; Commission's reply brief filed 9/11/13; appellee's final brief filed 10/3/13.
Argument held 10/14/14.
Opinion reversing and remanding to district court entered 2/20/15.
Boehringer's petition for rehearing en banc filed 4/6/15; Commission's response filed 5/19/15; denied 6/4/15.
Boehringer's motion to stay pending a petition for certiorari filed 6/11/15; Commission's opposition filed 6/22/15.
Order denying motion to stay mandate 7/2/15.
Petition for writ of certiorari filed 10/2/15; Commission's opposition brief filed 12/16/15; order denying petition for writ of certiorari entered 1/19/16.
Order by district court directing Boehringer to file brief discussing new evidence entered 12/2/15; Boehringer's brief filed 12/23/15; Commission's response filed 1/20/16; Boehringer's motion to file reply brief filed 1/28/16; Commission's response in opposition filed 2/1/16.
Opinion and order by district court directing Boehringer to produce documents for which it has claimed only work product protection entered 9/27/16.

FTC v. GENERAL, LLC, No. 3:16-cv-136 (D. Nev.)

Parties:
General, LLC
Media, LLC

Assigned Attorney: Burke Kappler (OGC)

Alleged Conduct: Petition to enforce CIDs.

Status: Petition to enforce CIDs filed 3/9/16.
Defendants' response filed 4/25/16; Commission's reply filed 4/29/16.
Show cause hearing held on 5/3/16.
Commission's motion to compel production filed 6/16/16; order granting motion entered 8/15/16; defendants' objection to order filed 9/15/16; Commission's response filed 9/22/16.

FTC v. INDIVIOR, INC. (RECKITT BENCKISER PHARMACEUTICALS, INC.), No. 3:14-mc-00005 (E.D. Va.)

Parties: Indivior f/k/a Reckitt Benckiser Pharmaceuticals, Inc.

Assigned Attorneys: Burke W. Kappler (OGC)

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

Status: Petition filed 8/8/14.
Reckitt Benckiser Pharmaceuticals' motion to transfer filed 9/3/14; Commission's brief in opposition to motion to transfer filed 9/12/14; order denying motion to transfer entered 9/24/14.
Commission's motion to enforce CID filed 11/24/14; Reckitt's brief in opposition filed 12/8/14; Commission's reply brief filed 12/15/14.
Memorandum Opinion directing Reckitt to produce documents for in camera review by Special Master entered 3/10/15.
Parties' replies to Special Master filed 4/24/15; evidentiary hearing held 5/8/15.
Special Master's motion for clarification filed 5/28/15; order denying Reckitt's position on scope of in camera review entered 6/1/2015.
In chambers conference held on 9/9/2015.
Interim report and recommendation by Special Master entered 2/9/16.
Supplemental report by Special Master directing Reckitt to produce additional documents entered 3/31/16.
Commission's motion asking district court to adopt Special Master's report and recommendation filed 4/25/16.
Opinion and order adopting the Special Master's findings and directing Reckitt to produce over 3,700 documents no later than 8/15/16 entered 8/1/16.
Conference between parties and Special Master regarding procedures for review of remaining 19,000 documents held 8/8/16.

FTC v. LEXIUM INTERNATIONAL, LLC, No. 2:16-mc-00026 (M.D. Fla.)

Parties: Lexium International, LLC
Cellmark Biopharma, LLC

Assigned Attorney: Brad Grossman (OGC)

Alleged Conduct: Petition for an order to enforce CIDs.

Status: Petition filed 9/16/16.

FTC v. THE WESTERN UNION CO., Nos. 13-3100, 13-3272 (2d. Cir.); No.1:13-MC-00131 (S.D.N.Y)

Parties: The Western Union Company
Lonnie Keene
Keene Consulting Arizona, LLC

Assigned Attorneys: Burke Kappler (OGC)
Leslie R. Melman

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

Status: Petition filed 4/15/13.
Hearing held 5/28/13.
Enforcement order entered 6/6/13; revised 6/7/13.
Motion by Western Union for clarification or reconsideration filed 6/17/13; Commission's opposition filed 6/19/13; motion denied 6/20/13.
Notice of appeal by Commission filed 8/14/13; cross appeal by Western Union filed 8/27/13.
Application for contempt by Commission filed 11/8/13; response by Western Union filed 11/27/13; reply filed 12/5/13; stipulated order resolving contempt entered 12/9/13.
Commission's opening appeal brief filed 11/27/13; Western Union's answering and cross-appeal brief filed 2/26/14; Commission's response and reply brief filed 4/28/14; Western Union's reply on cross-appeal filed 5/22/14.
Oral argument held 9/10/14.
Second Circuit court opinion holding that the district court erred in not enforcing the CID entered 10/8/14.
Joint memorandum of law filed 3/6/15

FTC v. TRACERS INFORMATION SPECIALISTS, INC., No. 2:16-mc-00018 (M.D. Fla.)

Parties: Tracers Information Specialists, Inc.

Assigned Attorney: Bradley Grossman (OGC)

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

Status: Petition filed 2/12/16; Tracer's response filed 3/23/16; Commission's reply filed 3/28/16.
Show cause hearing held on 5/2/16.
Order enforcing CID entered 6/10/16.

SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION

CENTER FOR DIGITAL DEMOCRACY v. FTC, No. 1:14-cv-02084 (D.D.C.)

Parties: Center for Digital Democracy

Assigned Attorneys: Marian L. Borum (AUSA)
Bradley Grossman (OGC)

Nature of the Action: Freedom of Information Act action regarding the release of records.

Status: Complaint filed 12/11/14.
Commission's motion for summary judgment filed 3/23/15; plaintiff's opposition and cross-motion for summary judgment filed 5/20/15; Commission's reply filed 6/10/15; plaintiff's reply filed 6/24/15.
Commission's motion for leave to file surreply filed 7/7/15.
Opinion and order granting summary judgment for the Commission entered 6/1/16.

COMPASSION OVER KILLING v. FTC, No. 15-15107 (9th Cir.); No. 3:13-cv-1385 (N.D. Cal.)

Plaintiffs: Compassion Over Killing
Animal Legal Defense Fund
Elizabeth Barrett
Adrea Bock
Linda Calbreath
Jason Canada
Jeri Opalk
Humberto Retana

Defendants: Food and Drug Administration and Margaret Hamburg, Commissioner
Agriculture Marketing Service and David R. Shipman, Administrator
Food Safety and Inspection Service and Alfred V. Almanza, Administrator
Federal Trade Commission and Edith Ramirez, Chairwoman

Assigned Attorney: Michele Arington (OGC)
Ann Entwistle (DOJ/CPB)

Jeffrey E. Sandberg (DOJ/CIV)

Nature of Action: Action for declaratory and injunctive relief under the Administrative Procedure Act in connection with petitions requesting rulemakings to revise or create new labeling requirements for eggs.

Status:
Complaint filed 3/28/13.
Amended complaint filed 3/27/14.
Plaintiffs' motion for summary judgment filed 7/23/14; government's opposition and cross-motion for summary judgment filed 8/27/14; plaintiffs' reply/response filed 9/26/14; government's reply brief filed 10/27/14.
Order denying plaintiffs' motion for summary judgment and granting the government's motion for summary judgment entered 12/23/14.
Notice of Appeal filed 1/20/15.
Appellants' opening brief filed 6/16/15; Government's answering brief filed 9/8/15; appellants' reply brief filed 10/26/15.
Oral argument scheduled for 12/14/16.

FRANKEL v. UNITED STATES, No. 15-5146 (Fed. Cir.); No. 1:13-cv-546 (Fed. Cl.)

Parties: David Frankel

Assigned Attorneys: Meen Geu Oh (DOJ)
Olga Vaytsman (OGC)
Jack Metzler

Nature of Action: Action alleging that the Commission failed to conduct the Robocall Challenge in accordance with its own published rules.

Status:
Complaint filed 8/6/13.
Motion to dismiss by USA filed 10/28/13; defendant's response filed 11/7/13; reply filed 11/26/13; sur-reply filed 12/3/13.
Opinion granting in part and denying in part motion to dismiss entered 8/27/14.
Plaintiff's motion for summary judgment filed 4/6/15; Commission's response and cross motion filed 5/4/15; Plaintiff's reply filed 5/23/15; Commission's reply filed 6/19/15; sur-reply filed by David Frankel 6/26/15.
Oral argument scheduled for 7/14/15.
Judgment granting the Commission's motion for summary judgment 7/23/15.
Defendant's motion for reconsideration denied 7/31/15.
Notice of appeal by the defendant filed 8/29/15.
Appellant's opening brief filed 12/21/15; Commission's answering brief filed 3/4/16; appellant's reply brief filed 3/21/16.

Oral argument held 9/7/16.

REITINGER v. FTC, No. 1:15-cv-00725 (D.D.C.)

Parties: Philip Reitinger

Assigned Attorneys: Burke Kappler (OGC)
Michele Arington
Arjun Garg (DOJ)

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

Status: Complaint filed 5/13/15.
Answer to complaint filed by the Commission 6/15/15.
Non-exempt document production by the Commission 7/21/15.
Joint status report filed 7/30/15.
Status conference held 9/8/15.
Joint status reports filed 11/27/15, 1/20/16, 2/22/16, 6/6/16, and 7/30/16.
Final production made by Commission 8/1/16.

AMICUS CURIAE BRIEFS or PARTIAL INTERVENTIONS

BOCK v. PRESSLER & PRESSLER, No. 15-1056 (3d Cir.)

Assigned Attorneys: Jack Metzler (OGC)

Nature of Action: Private action concerning debt-collection law firm's alleged violations of the Fair Debt Collection Practices Act by using an automated process to file lawsuits, with no meaningful involvement by an attorney.

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amici curiae in support of appellee filed 8/13/15.
Reply brief filed 9/8/15.
Oral argument held 11/9/15.
Order remanding case to district court for additional fact-finding entered 7/27/16.

IN RE EFFEXOR XR ANTITRUST LITIGATION, Nos. 15-1184, 15-1185, 15-1186, 15-1187, 15-1274, 15-1323, 15-1342 (3d Cir.)

Assigned Attorneys: Michele Arington (OGC)

Nature of Action: Private action raising the question of whether drug companies' reverse-payment agreement was shielded from antitrust scrutiny on the basis of FTC inaction and patent court's entry of stipulated judgment.

Status: Brief of the Federal Trade Commission as amicus curiae supporting plaintiffs-appellants filed 11/17/15.
Answering brief of appellee drug companies filed 2/16/16.
Commission's supplemental amicus brief filed 3/17/16.
Oral argument on issue of jurisdiction held 9/27/16.

FRANKLIN v. PARKING REVENUE RECOVERY SERVICES, No. 14-3774 (7th Cir.)

Assigned Attorneys: Leslie Melman (OGC)

Nature of Action: Private action concerning whether the Fair Debt Collection Practices Act (FDCPA) applies to collection letters for unpaid parking lot fees sent to consumers, and if unpaid parking lot fees are "debts" as defined in the FDCPA.

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amici curiae arguing the reversal of the district court's ruling filed 12/11/15.
Opinion reversing district court entered 8/10/16.

HERNANDEZ v. WILLIAMS, ZINMAN & PARHAM, P.C., No. 14-15672 (9th Cir.)

Assigned Attorneys: Burke Kappler (OGC)

Nature of Action: Private action involving provision of Fair Debt Collection Practices Act requiring that debt collectors provide notice to consumers advising them of their rights to dispute or obtain verification of the debt.

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amici curiae in support of appellant and reversal filed 8/20/14.
Answering brief of Williams, Zinman & Parham LLC filed 11/28/14.
Reply brief of Maria Hernandez filed 1/8/15.
Oral argument held 3/17/16.
Opinion reversing district court entered 7/20/16.

MORAN v. THE SCREENING PROS, No. 12-57246 (9th Cir.)

Assigned Attorney: Jack Metzler (OGC)

Nature of Action: Private action involving a Fair Credit Reporting Act provision limiting the time period for listing misdemeanors on a report.

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amici curiae filed in support of plaintiff's Section 605(a) claim filed 10/7/13.

Argument held 2/2/15.

MYLAN PHARMACEUTICALS INC. v. WARNER CHILCOTT PLC, No. 15-2236 (3d Cir.)

Assigned Attorneys: Mark Hegedus (OGC)

Alleged Conduct: Private action addressing the question of whether, and to what extent, product hopping constitutes exclusionary conduct in the generic drug market.

Status: Brief of the Federal Trade Commission arguing reversal of district court's summary judgment ruling filed 9/30/15.
Oral argument scheduled for 7/14/16.
Opinion affirming district court entered 9/28/16.

IN RE NEXIUM ANTITRUST LITIGATION, Nos. 15-2005, 15-2006, 15-2007 (1st Cir.)

Assigned Attorney: Mark Hegedus (OGC)

Nature of Action: Private action urging appeals court to correct district court's holding that proving injury-in-fact is necessary to establish an antitrust violation.

Status: Brief of the Federal Trade Commission as amicus curiae filed 2/12/16.

RIVERA v. JPMORGAN CHASE BANK, No. 16-7008 (D.C. Cir.)

Assigned Attorney: Jack Metzler (OGC)

Alleged Conduct: Private action urging appeals court to correct district court's holding that appellant Rivera's claim under 15 U.S.C. § 1681s-2(b) was barred by the FCRA's statute of limitations.

Status: Brief of the Federal Trade Commission as amicus curiae filed 6/7/16.
Order granting joint motion to voluntarily dismiss appeal entered 7/14/16.

TELEDOC v. TEXAS MEDICAL BOARD, No. 16-50017 (5th Cir.)

Assigned Attorney: Michele Arington (OGC)

Alleged Conduct: Private action urging appeals court to dismiss the appeal for lack of jurisdiction, or if the court finds jurisdiction, to reject application of the state action doctrine to this case because the active supervision requirement is not satisfied.

Status: Brief of the Federal Trade Commission as amicus curiae filed 9/9/16.

IN RE WELLBUTRIN XL ANTITRUST LITIGATION, Nos. 15-3559, 15-3591, 15-3681, 15-3682 (3d Cir.)

Assigned Attorney: Mark Hegedus (OGC)

Alleged Conduct: Private action urging appeals court to correct legal errors in district court's antitrust analysis of reverse-payment agreement.

Status: Brief of the Federal Trade Commission as amicus curiae filed 3/11/16.
Oral argument held 9/7/16.

WOODMAN'S FOOD MARKET, INC. v. CLOROX CO., No. 15-3001 (7th Cir.)

Assigned Attorney: Brad Grossman (OGC)

Alleged Conduct: Private action addressing the question of whether large package sizes are a promotional service under Section 2(e) of the Robinson-Patman Act.

Status: Brief of the Federal Trade Commission arguing reversal of district court's summary judgment ruling filed 11/2/15.
Oral argument held 2/12/16.
Opinion reversing district court entered 8/12/16.