

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

_____		)	
<b>FEDERAL TRADE COMMISSION,</b>		)	
		)	
	Plaintiff,	)	Case No. 1:05 CV 0714
		)	
	v.	)	
		)	Judge Gordon J. Quist
<b>SUCCESS EXPRESS, INC., et al.,</b>		)	
		)	
	Defendants.	)	
_____		)	

**STIPULATED FINAL ORDER FOR  
PERMANENT INJUNCTION AND SETTLEMENT OF  
MONETARY CLAIMS AS TO DEFENDANTS  
SUCCESS EXPRESS, INC., EXAM RESOURCE CENTER, INC.,  
OCCUPATIONAL ADVANCEMENT CENTER, INC.,  
AND EMPLOYMENT RESOURCE, LLC**

The Federal Trade Commission (“FTC”) commenced this civil action on October 18, 2005, by filing its Complaint against Success Express, Inc., also d/b/a Success Express; Exam Resource Center, Inc., also d/b/a Exam Resource; Occupational Advancement Center, Inc., also d/b/a Occupational Advancement and OAC; Employment Resource, LLC, also d/b/a Employment Resources, David James Daniell, a/k/a David James, Wanda J. Taugner, and Kathy L. Stafford (“Defendants”). The Complaint alleges that Defendants engaged in deceptive acts or practices in violation of Section 5 of the FTC Act, 15 U.S.C. § 45, in connection with the advertising, marketing, and sale of employment goods or services.

Plaintiff FTC and Defendants Success Express, Inc., also d/b/a Success Express; Exam Resource Center, Inc., also d/b/a Exam Resource; Occupational Advancement Center, Inc., also d/b/a Occupational Advancement and OAC; and Employment Resource, LLC, also d/b/a Employment Resources (“Receivership Defendants”) hereby stipulate to the entry of this Final Order for Permanent Injunction and Settlement of Monetary Claims (“Order”).

### **FINDINGS**

By stipulation of the parties, the Court finds as follows:

1. This is an action by the FTC instituted pursuant to Section 13(b) of the FTC Act, 15 U.S.C. § 53(b). The Complaint seeks both permanent injunctive relief and consumer redress for Defendants’ alleged deceptive acts or practices in connection with the marketing and sale of employment goods or services programs.
2. The FTC has the authority pursuant to Section 13(b) of the FTC Act to seek the relief it has requested, and the Complaint states a claim upon which relief can be granted against Receivership Defendants.
3. This Court has jurisdiction over the subject matter of this case and has personal jurisdiction over Receivership Defendants. Venue in the Western District of Michigan is proper.
4. The activities of the Receivership Defendants, as alleged in the Complaint, are in or affecting commerce, as defined in the FTC Act, 15 U.S.C. § 44.
5. Receivership Defendants waive all rights that may arise under the Equal Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action to the date of this Order. Each party shall bear its own costs and attorneys’ fees. Receivership Defendants also waive all rights to seek judicial review of, or otherwise challenge or contest the validity of, this Order.

