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

5 **FEDERAL TRADE COMMISSION,**  
6 **Plaintiff,**

7 **v.**  
8 **GM FUNDING, INC.,**  
9 **ROBERT DAMIAN KUTZNER,**  
10 **GLOBAL MORTGAGE FUNDING,**  
11 **INC,**  
12 **DAMIAN ROBERT KUTZNER,**  
13 **UNIVERSAL IT SOLUTIONS, INC.,**  
14 **and**  
15 **ANTHONY TAMRAZ,**  
16 **Defendants.**

SACV CV 02-1026 DOC  
MLGx

**EX PARTE TEMPORARY  
RESTRAINING ORDER WITH  
ASSET FREEZE AND OTHER  
EQUITABLE RELIEF**

**FILED**

NOV - 6 2002

CLERK U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION AT SANTA ANA  
DEPUTY

LODGED

17 Plaintiff Federal Trade Commission ("Commission" or "FTC"), pursuant to  
18 Sections 13(b) of the Federal Trade Commission Act ("FTC Act"), 15 U.S.C. § 53(b),  
19 and Sections 521(a) and 522(a) of the Gramm-Leach-Bliley Act ("GLB Act"), 15  
20 U.S.C. §§ 6821(a) and 6822(a), filed a Complaint for Injunctive and Other Equitable  
21 Relief, including consumer redress, and applied *ex parte* for a Temporary Restraining  
22 Order ("TRO") and Other Equitable Relief, and for an Order to show cause why a  
23 Preliminary Injunction should not be granted pursuant to Rule 65 of the Federal Rules  
24 of Civil Procedure.

**FINDINGS OF FACT**

25 The Court has considered the pleadings, declarations, exhibits, and memoranda  
26 filed in support of the Commission's application and finds that:

- 27 1. This Court has jurisdiction over the subject matter of this case, and there  
28 is good cause to believe it will have jurisdiction over all the parties.
2. There is good cause to believe that Defendants GM Funding, Inc.

1 ("GM"), Robert Damian Kutzner, Global Mortgage Funding, Inc. ("Global  
2 Mortgage"), Damian Robert Kutzner, Universal IT Solutions, Inc. ("UIT"), and  
3 Anthony Tamraz ("Tamraz") (collectively "Defendants") have engaged in and are  
4 likely to engage in acts and practices that violate Section 5(a) of the FTC Act, 15  
5 U.S.C. § 45(a), and Section 521(a) of the GLB Act, 15 U.S.C. § 6821(a).

6 3. There is good cause to believe that immediate and irreparable damage to  
7 the Court's ability to grant effective final relief in the form of monetary restitution  
8 will occur from the sale, transfer, or other disposition or concealment by Defendants  
9 of their assets or corporate records, unless Defendants are immediately restrained and  
10 enjoined by Order of this Court. The evidence set forth in the Plaintiff's Ex Parte  
11 Motion for Temporary Restraining Order, Preliminary Injunction, and Other  
12 Equitable Relief, and in the accompanying declarations and exhibits, shows that  
13 Defendants have engaged in a concerted course of illegal activity in connection with  
14 the advertising and promotion of mortgage or refinancing offers through unsolicited  
15 commercial email ("spam"), in violation of Section 5 of the FTC Act, 15 U.S.C. § 45,  
16 and Section 521(a) of the GLB Act, 15 U.S.C. § 6821(a). Defendants' core  
17 marketing practices involves disguising their identity from consumers. Thus, there is  
18 good cause to believe that the Defendants will attempt to conceal the scope of their  
19 deliberate illegal actions to avoid returning their ill-gotten gains to consumers injured  
20 by their unlawful practices if not restrained from doing so by Order of this Court.

21 4. The Commission has not provided notice to the Defendants due to the  
22 likelihood that advanced notice of this action will lead to the very irreparable harm,  
23 including the dissipation of assets and destruction of evidence, that the Commission  
24 seeks to prevent through its application for an ex parte temporary restraining order.  
25 The Commission's request for this emergency ex parte relief is not the result of any  
26 lack of diligence on the part of the Commission, but is instead based on the nature of  
27 the Defendants' unlawful conduct. There is thus good cause for relieving the  
28 Commission of the duty to provide Defendants with prior notice of the Commission's

1 application.

2 5. There is good cause for the Court to order an asset freeze against  
3 Defendants. Defendants have misrepresented their identity to consumers by posing as  
4 established financial institutions. Defendants also falsely claim that consumers can  
5 stop receipt of future email messages by replying to an email removal account.  
6 Defendants further engage in email "spoofing" by placing the email addresses of  
7 consumers in the "from" and "reply-to" lines of email messages without consumers'  
8 consent or authorization. Defendants also fraudulently obtain "customer  
9 information of a financial institution," as defined in Section 527(2) of the GLB Act,  
10 15 U.S.C. § 6827(2), by posing as established financial institutions. Defendants have  
11 retained ill-gotten gains derived from these and other practices, and an asset freeze is  
12 reasonably necessary in order to preserve the possibility of complete and meaningful  
13 relief at the conclusion of this litigation.

14 6. Weighing the equities and considering the Commission's likelihood of  
15 success, this Order is in the public interest.

16 7. No security is required of any agency of the United States for issuance  
17 of a restraining order. Fed. R. Civ. P. 65(c).

### 18 ORDER

#### 19 **Definitions**

20 A. "Assets" means any legal or equitable interest in, right to, or claim to,  
21 any real and personal property, including but not limited to chattel, goods,  
22 instruments, equipment, fixtures, general intangibles, effects, leaseholds, premises,  
23 contracts, mail or other deliveries, shares of stock, lists of consumer names,  
24 inventory, checks, notes, accounts, credits, receivables, funds, and all cash, wherever  
25 located.

26 B. "Defendants" means GM Funding, Inc. ("GM"), Robert Damian Kutzner,  
27 Global Mortgage Funding, Inc. ("Global Mortgage"), Damian Robert Kutzner,  
28 Universal IT Solutions, Inc. ("UIT"), and Anthony Tamraz ("Tamraz"), and their

1 officers, agents, servants, employees, subsidiaries, affiliates, successors, assigns, and  
2 all persons or entities in active concert or participation with them who receive notice  
3 of this order by personal service or otherwise.

4 C. "Document" is synonymous in meaning and equal in scope to the usage  
5 of the term in Federal Rule of Civil Procedure 34(a), and includes writings, drawings,  
6 graphs, charts, photographs, audio and video recordings, computer records, and other  
7 data compilations from which information can be obtained and translated, if  
8 necessary, into reasonably usable form through detection devices. A draft or non-  
9 identical copy is a separate document within the meaning of the term.

10 D. "Plaintiff" means Federal Trade Commission.

11 E. "Spoofing" means the practice of disguising an email to make the email  
12 appear to come from an address from which it actually did not originate. Spoofing  
13 involves placing in the "From" or "Reply-to" lines, or in other portions of email  
14 messages, an email address other than the actual sender's address, without the  
15 consent or authorization of the user of the email address whose address is spoofed.

16 F. "Customer information of a financial institution" is synonymous in  
17 meaning and equal in scope to the usage of the term in Section 527(2) of the GLB  
18 Act, 15 U.S.C. § 6827(2).

### 19 Conduct Prohibitions

#### 20 **I. INJUNCTION AGAINST MISREPRESENTATIONS**

21 **IT IS THEREFORE ORDERED** that in connection with the advertising,  
22 promotion, offering or sale of goods or services in commerce, Defendants GM,  
23 Robert Kutzner, Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and  
24 each of them, and their officers, directors, agents, servants, employees, salespersons,  
25 corporations, subsidiaries, affiliates, successors, assigns, and those persons or entities  
26 in active concert or participation with them who receive actual notice of this Order,  
27 are hereby temporarily restrained and enjoined from making any express or implied  
28 representation or omission of material fact that is false or misleading, in any manner,

1 directly or indirectly, to any consumer or entity, including, but not limited to, the  
2 following:

3 A. Representing that Defendants are affiliated with, or are calling from or on  
4 behalf of, a financial institution, including, but not limited to, Radian, Prudential, or  
5 Fannie Mae, or a company affiliated with these businesses;

6 B. Representing that the email addresses of email recipients will, upon  
7 request, be removed from any lists of addresses to which future email solicitations  
8 will be sent;

9 C. Placing the email addresses of consumers, without their authorization or  
10 consent, in the "from" or "reply-to" portion of emails;

11 D. Inducing consumers to divulge their personal financial information by  
12 representing that Defendants are affiliated with financial institutions; and

13 E. Representing any information material to a consumer's decision to  
14 provide personal financial information.

## 15 **II. INJUNCTION AGAINST SPOOFING**

16 **IT IS FURTHER ORDERED** that in connection with the advertising,  
17 promotion, offering or sale of goods or services in commerce, Defendants are hereby  
18 temporarily restrained and enjoined from the practice of "spoofing."

## 19 **III. INJUNCTION AGAINST GRAMM-LEACH-BLILEY ACT VIOLATIONS**

20 **IT IS FURTHER ORDERED** that in connection with the advertising,  
21 promotion, offering or sale of goods or services in commerce, Defendants are hereby  
22 temporarily restrained and enjoined from obtaining or attempting to obtain "customer  
23 information of a financial institution," including, but not limited to, mortgage amount,  
24 rate, and type, by making false, fictitious, or fraudulent statements or representations  
25 to consumers or financial institutions.

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#### IV. ASSET FREEZE

**IT IS FURTHER ORDERED** that Defendants and their officers, directors, agents, servants, employees, salespersons, corporations, subsidiaries, affiliates, successors, assigns, and those persons or entities in active concert or participation with them who receive actual notice of this Order by personal service, facsimile or otherwise, are hereby temporarily restrained and enjoined from:

A. Transferring, converting, encumbering, selling, concealing, dissipating, disbursing, assigning, spending, withdrawing, perfecting a security interest in, or otherwise disposing of any funds, real or personal property, accounts, contracts, shares of stock or other assets, wherever located, inside or outside the United States of America, that are: (1) held on behalf, for the benefit of, or owned or controlled by Defendants GM, Robert Kutzner, Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors or assigns, in whole or in part, including but not limited to property, bank accounts or other assets where the title is taken in their names, as joint tenancy or common ownership with a non-party, co-owned with a spouse, or held in trust; (2) in the actual or constructive possession of Defendants GM, Robert Kutzner, Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors or assigns; or (3) owned, controlled by, or in the actual or constructive possession of any corporation, partnership, or other entity directly or indirectly owned, managed, or controlled by, or under common control of Defendants GM, Robert Kutzner, Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors or assigns, including but not limited to any assets held for or by any of them or subject to access by any of them at any bank or savings and loan institution or with any broker, dealer, escrow agent, title company, commodity trading company, precious metal dealer, or other financial institution or depository of any kind;

B. Opening or causing to be opened any safe deposit boxes titled in the name of Defendants GM, Robert Kutzner, Global Mortgage, Damian Kutzner, UIT,

1 and Anthony Tamraz, and their successors or assigns, or subject to access by any of  
2 them;

3 C. Incurring charges or cash advances on any credit card issued in the  
4 names of Defendants GM, Robert Kutzner, Global Mortgage, Damian Kutzner, UIT,  
5 and Anthony Tamraz, and their successors or assigns, singly or jointly;

6 D. Obtaining a personal or secured loan in the names of Defendants GM,  
7 Robert Kutzner, Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and  
8 their successors or assigns, singly or jointly; and

9 E. Incurring liens or other encumbrances on real property, personal property  
10 or other assets in the name, singly or jointly, of Defendants GM, Robert Kutzner,  
11 Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors  
12 or assigns.

13 **V. REPATRIATION OF ASSETS AND DOCUMENTS**  
14 **LOCATED IN FOREIGN COUNTRIES**

15 **IT IS FURTHER ORDERED** that each Defendant, whether acting through  
16 any trust, corporation, subsidiary, division, or other device, shall:

17 A. Within three (3) business days following service of this Order, take such  
18 steps as are necessary to transfer to the territory of the United States of America all  
19 documents and assets that are located outside of such territory and are held by or for  
20 the Defendant or are under the Defendant's direct or indirect control, jointly,  
21 severally, or individually; and

22 B. Within three (3) business days following service of this Order, provide  
23 the Plaintiff with a full accounting of all documents and assets that are located outside  
24 of the territory of the United States of America and are held by or for the Defendant  
25 or are under the Defendant's direct or indirect control, jointly, severally, or  
26 individually; and

27 C. Hold and retain all transferred documents and assets and prevent any  
28 transfer, disposition, or dissipation whatsoever of any such assets or funds; and

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## VI. INTERFERENCE WITH REPATRIATION

**IT IS FURTHER ORDERED** that Defendants are hereby temporarily restrained and enjoined from taking any action, directly or indirectly, which may result in the encumbrance or dissipation of foreign assets, or in the hindrance of the repatriation required by the preceding Section of this Order, including but not limited to:

A. Sending any statement, letter, fax, e-mail or wire transmission, telephoning or engaging in any other act, directly or indirectly, that results in a determination by a foreign trustee or other entity that a "duress" event has occurred under the terms of a foreign trust agreement until such time that all assets have been fully repatriated pursuant to the preceding Section of this Order;

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

## VII. FINANCIAL STATEMENTS

**IT IS FURTHER ORDERED** that each Defendant, within forty-eight (48) hours of service of this Order, shall:

A. Prepare and deliver to counsel for Plaintiff completed financial statements on the forms attached to this Order as Attachments A and B, for themselves individually and for each business entity under which they conduct business, or of which they are an officer, and for each trust of which they are a trustee. The financial statements shall be accurate as of the date of entry of this Order;

B. Provide Plaintiff with a full accounting of all assets and documents that are located inside or outside of the territory of the United States of America and are held by or for the Defendant or are under their direct or indirect control, jointly, severally, or individually.

## VIII. IDENTIFYING INFORMATION RELATING TO ACCOUNTANTS,





1 disks, punch cards, magnetic tape, backup tapes and computer chips) on which  
2 information has been saved, any and all equipment needed to read any such material,  
3 contracts, accounting data, correspondence (including, but not limited to, electronic  
4 correspondence), advertisements (including, but not limited to, advertisements placed  
5 on the World Wide Web), USENET Newsgroup postings, World Wide Web pages,  
6 books, written or printed records, handwritten notes, telephone logs, telephone  
7 scripts, receipt books, ledgers, personal and business canceled checks and check  
8 registers, bank statements, appointment books, copies of federal, state or local  
9 business or personal income or property tax returns, 1099 forms, and other documents  
10 or records of any kind that relate to Defendants' business practices; and

11 B. produce to Plaintiff for inspection, inventory and/or copying, at the  
12 FTC's Western Regional Office located at 10877 Wilshire Blvd., Ste. 700, Los  
13 Angeles, CA 90024, or at another location designated by Plaintiff, all computers and  
14 data in whatever form, used by Defendants, in whole or in part, relating to  
15 Defendants' business practices.

16 The Commission shall return materials produced by Defendants within five (5)  
17 business days of completing said inventory and copying.

## 18 XI. PRESERVATION OF RECORDS

19 **IT IS FURTHER ORDERED** that Defendants are hereby temporarily  
20 restrained and enjoined from destroying, erasing, mutilating, concealing, altering,  
21 transferring or otherwise disposing of, in any manner, directly or indirectly, any  
22 documents that relate to the business practices or business or personal finances of any  
23 Defendant, including, but not limited to, consumer identification or financial  
24 information obtained through or as a result of email solicitations, computers,  
25 computerized files, storage media (including but not limited to floppy disks, hard  
26 drives, cd-roms, zip disks, punch cards, magnetic tape, backup tapes and computer  
27 chips) on which information has been saved, any and all equipment needed to read  
28 any such material, contracts, accounting data, correspondence (including, but not

1 limited to, electronic correspondence), advertisements (including, but not limited to,  
2 advertisements placed on the World Wide Web), USENET Newsgroup postings,  
3 World Wide Web pages, books, written or printed records, handwritten notes,  
4 telephone logs, telephone scripts, receipt books, ledgers, personal and business  
5 canceled checks and check registers, bank statements, appointment books, copies of  
6 federal, state or local business or personal income or property tax returns, or 1099  
7 forms.

## 8 **XII. MAINTENANCE OF CURRENT BUSINESS RECORDS**

9 **IT IS FURTHER ORDERED** that Defendants are hereby temporarily  
10 restrained and enjoined from:

11 A. Failing to create and maintain documents that, in reasonable detail,  
12 accurately, fairly, and completely reflect their incomes, disbursements, transactions,  
13 and use of money; and

14 B. Creating, operating, or exercising any control over any business entity,  
15 including any partnership, limited partnership, joint venture, sole proprietorship or  
16 corporation, without first providing Plaintiff with a written statement disclosing: (1)  
17 the name of the business entity; (2) the address and telephone number of the business  
18 entity; (3) the names of the business entity's officers, directors, principals, managers  
19 and employees; and (4) a detailed description of the business entity's intended  
20 activities.

## 21 **XIII. NON-DISCLOSURE OF CONSUMER LISTS**

22 **IT IS FURTHER ORDERED** that Defendants are restrained and enjoined  
23 from selling, renting, leasing, transferring, or otherwise disclosing the name, address,  
24 telephone number, credit card number, bank account number, email address, or other  
25 identifying information of any person who submitted such information to Defendants  
26 at any time prior to entry of this Order, in connection with the advertising, promotion,  
27 telemarketing, offering for sale, or sale of any product or service in commerce,  
28 *provided however*, that Defendants may disclose such identifying information to a

1 law enforcement agency, or as required by any law, regulation or court order.

2 **XIV. RETENTION OF ASSETS AND RECORDS BY FINANCIAL**  
3 **INSTITUTIONS**

4 **IT IS FURTHER ORDERED** that any financial or brokerage institution,  
5 business entity, trustee or person after having been provided with notice of this Order  
6 shall:

7 A. Prohibit Defendants from withdrawing, removing, assigning,  
8 transferring, pledging, encumbering, disbursing, dissipating, converting, selling, or  
9 otherwise disposing of any account, funds, property or other asset:

10 1. Maintained in the name of, or subject to withdrawal or access by  
11 Defendants GM, Robert Kutzner, Global Mortgage, Damian Kutzner, UIT, and  
12 Anthony Tamraz, and their successors or assigns;

13 2. Held on behalf or for the benefit of Defendants GM, Robert  
14 Kutzner, Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their  
15 successors or assigns; or

16 3. Subject to access or use by Defendants GM, Robert Kutzner, Global  
17 Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors or  
18 assigns.

19 Provided, however, that this Order shall not:

20 (i) prohibit transfers as directed by further order of the Court; or  
21 (ii) prohibit transfers for specific transfers authorized in writing by  
22 counsel for the Commission.

23 B. Deny Defendants access to any safe deposit box that is:

24 1. Titled in the name of Defendants GM, Robert Kutzner, Global  
25 Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors or  
26 assigns, either individually or jointly; or

27 2. Otherwise subject to access by Defendants GM, Robert Kutzner,  
28 Global Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors

1 or assigns, either individually or jointly.

2 C. Provide counsel for the Commission, within five (5) business days of  
3 receiving a copy of this Order, a sworn statement setting forth:

4 1. The identification number of each such account or asset titled in  
5 the name, individually or jointly, of Defendants GM, Robert Kutzner, Global  
6 Mortgage, Damian Kutzner, UIT, and Anthony Tamraz, and their successors or  
7 assigns, or held on behalf of, or for the benefit of them;

8 2. The balance of each such account, or a description of the nature  
9 and value of such asset as of the time this Order is served, and, if the account or other  
10 asset has been closed or removed, the date closed or removed, the total funds  
11 removed in order to close the account, and the name of the person or entity to whom  
12 such account or other asset was remitted; and

13 3. The identification of any safe deposit box that is either titled in the  
14 name, individually or jointly, of Defendants GM, Robert Kutzner, Global Mortgage,  
15 Damian Kutzner, UIT, and Anthony Tamraz, and their successors or assigns, or  
16 otherwise subject to access by them.

#### 17 **XV. EXPEDITED DISCOVERY**

18 **IT IS FURTHER ORDERED** that the Commission is granted leave at any  
19 time after service of this Order to demand the production of documents from any  
20 person or entity relating to the nature, status, extent, location or other relevant  
21 information relating to Defendants' business practices, assets, income, personal or  
22 business financial records, or the location of a Defendant. Forty-eight (48) hours  
23 notice shall be deemed sufficient for any such production of documents from  
24 Defendants and two (2) calendar days notice shall be deemed sufficient for any such  
25 production of documents from any other person or entity, including but not limited to  
26 financial institutions, accountants, stock brokers and financial planners. The  
27 production of documents submitted pursuant to this provision shall not in any way  
28 waive plaintiff's rights to seek the production of additional documents.

Notification Provisions

**XVI. DISTRIBUTION OF ORDER BY DEFENDANTS**

**IT IS FURTHER ORDERED** that Defendants shall immediately provide a copy of this Order to each affiliate, subsidiary, division, sales entity, successor, assign, officer, director, employee, independent contractor, agent, attorney, spouse and representative of Defendants, and shall, within ten (10) days from the date of entry of this Order, provide the Commission with a sworn statement that Defendants have complied with this provision of the Order, which statement shall include the names and addresses of each such person or entity who received a copy of the Order.

**XVII. SERVICE OF ORDER**

**IT IS FURTHER ORDERED** that copies of this Order may be served by any means, including facsimile transmission, upon any financial institution or other entity or person that may have possession, custody, or control of any documents or assets of any Defendant, or that may otherwise be subject to any provision of this Order. Service upon any branch or office of any financial institution shall effect service upon the entire financial institution.

Preliminary Injunction Proceedings

**XVIII. SERVICE OF PLEADINGS**

**IT IS FURTHER ORDERED** that Defendants shall serve all memoranda, affidavits and other evidence on which they intend to rely at the Preliminary Injunction hearing set in this matter not later than 4:00 p.m. of the fifth (5th) business day prior to the hearing date. The Commission shall be permitted a supplemental filing or reply which shall be served on Defendants not later than 4:00 p.m. of the second (2nd) business day prior to the hearing date.

**XIX. WITNESS IDENTIFICATION**

**IT IS FURTHER ORDERED** that, if any party to this action intends to present the testimony of any witness at the hearing on a Preliminary Injunction in this matter, that party shall, at least five (5) business days prior to the scheduled date and

1 time of hearing, file with this Court and serve on all other parties a statement  
2 disclosing the name, address, and telephone number of any such witness, and either a  
3 summary of the witness' expected testimony, or the witness' affidavit revealing the  
4 substance of such witness' expected testimony.

5 **XX. DURATION OF TEMPORARY RESTRAINING ORDER**

6 **IT IS FURTHER ORDERED** that the Temporary Restraining Order granted  
7 herein shall expire on NOVEMBER 21, 2002 at 11:59 p.m., unless within such  
8 time, the Order, for good cause shown, is extended for an additional period not to  
9 exceed ten (10) days, or unless it is further extended pursuant to Federal Rule of Civil  
10 Procedure 65.

11 **XXII. ORDER TO SHOW CAUSE REGARDING PRELIMINARY**  
12 **INJUNCTION**

13 **IT IS FURTHER ORDERED**, pursuant to Federal Rule of Civil Procedure  
14 65(b), that each of the Defendants shall appear before this Court on the 21 day of  
15 NOVEMBER, 2002, at 8:00 o'clock a.m., to show cause, if there is  
16 any, why this Court should not enter a Preliminary Injunction, pending final ruling on  
17 the Complaint against Defendants, enjoining them from further violations of Section  
18 5(a) of the Federal Trade Commission Act, 15 U.S.C. § 45(a), and Section 521(a) of  
19 the GLB Act, 15 U.S.C. § 6821(a), continuing the freeze of their assets, and imposing  
20 such additional relief as may be appropriate.

21 **XXIII. SERVICE UPON PLAINTIFF**

22 **IT IS FURTHER ORDERED**, with regard to any correspondence or  
23 pleadings related to this Order, service on the Commission shall be performed by  
24 delivery to the attention of Brian Huseman, Division of Marketing Practices, Federal  
25 Trade Commission, 600 Pennsylvania Avenue, NW, Room H-238, Washington, DC  
26 20580, (202) 326-3320, or by facsimile transmission to (202) 326-3395.

27 **XXIV. RETENTION OF JURISDICTION**

28 **IT IS FURTHER ORDERED** that this Court shall retain jurisdiction of this

1 matter for all purposes. No security is required of any agency of the United States for  
2 the issuance of a restraining order. Fed. R. Civ. P. 65(c).

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SO ORDERED, this 6 day of November, 2002, at 5:48 p.m.

Alwood O. Carter  
United States District Judge