

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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AT 8:30 \_\_\_\_\_ M  
WILLIAM T. WALSH  
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FEDERAL TRADE COMMISSION,

Plaintiff,

v.

PREFERRED PLATINUM SERVICES  
NETWORK, LLC, a New Jersey  
limited liability company, also  
doing business as HOME BASED  
ASSOCIATE PROGRAM, THE POSTCARD  
PROCESSING PROGRAM, and PPSN,  
LLC,

Case No. 10-cv-538-MLC-LHG

PRELIMINARY  
INJUNCTION ORDER

ROSALIE FLORIE, individually and  
as the managing member of  
Preferred Platinum Services  
Network LLC, and

PHILIP D. PESTRICHELLO,  
individually,

Defendants.

Plaintiff, the Federal Trade Commission ("FTC" or the "Commission") filed its Complaint for a permanent injunction and other relief in this matter, pursuant to Sections 5(a) and 13(b) of the Federal Trade Commission Act ("FTC Act"), 15 U.S.C. §§ 45(a) and 53(b) and an *ex parte* motion for a Temporary Restraining Order and Order to Show Cause Why a Preliminary Injunction Should Not Issue ("Order") pursuant to Fed. R. Civ. P. 65 and Local Rule 65.1. The Court has considered the pleadings, declarations, exhibits, memoranda, and other submissions filed in support of Plaintiff's Motion, and all oral presentations by counsel for the FTC, and now being advised in the premises, finds that:

1. This Court has jurisdiction of the subject matter of this case, and there is good cause to believe it will have jurisdiction over all parties hereto.
2. Venue properly lies in this Court under 15 U.S.C. § 53(b) and 28 U.S.C. § 1391(b) and (c).
3. There is probable cause to believe that the Defendants

Preferred Platinum Services Network, LLC, also doing business as Home Based Associate Program and PPSN, LLC ("PPSN"), its principal, Rosalie Florie ("Florie"), and Philip D. Pestrichello ("Pestrichello") have engaged in and are likely to continue to engage in acts and practices that violate Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), and that the FTC is, therefore, likely to prevail on the merits of this action.

4. There is good cause to believe the Defendants' activities as alleged in the FTC's complaint are in or affecting commerce as "commerce" is defined in Section 4 of the FTC Act, 15 U.S.C. § 44.
5. There is a reasonable likelihood that the Defendants will violate Section 5 of the FTC Act, 14 U.S.C. § 45, in the future unless the Defendants are restrained and enjoined by order of this Court.
6. There is good cause to believe that immediate and irreparable damage to the Court's ability to grant effective final relief for consumers in the form of permanent injunctive relief, rescission of contracts, monetary restitution, or disgorgement will occur, from the destruction, transfer, or other disposition or concealment by the Defendants of assets or records, unless the

Defendants are immediately restrained and enjoined by Order of this Court.

7. No security is required of any agency of the United States for issuance of a restraining order. Fed. R. Civ. P. 65(c).
  
8. Weighing the equities and considering the Commission's likelihood of ultimate success in its cause of action, the entry of this Order as set forth below is in the public interest.

#### DEFINITIONS

For purposes of this Order, the following definitions shall apply:

1. "Asset" means any legal or equitable interest in, right to, or claim to, any real and personal property including, but not limited to, chattel, goods, instruments, equipment, fixtures, general intangibles, effects, leaseholds, premises, mail or other deliveries, inventory, checks, notes, accounts, credits, contracts, receivables, shares of stock, lists of consumer names, funds, and all cash, wherever located.
  
2. "Individual Defendants" means Rosalie Florie, individually, and as managing member of PPSN, and Philip D. Pestrichello.
  
3. "Business Defendant" means Preferred Platinum Services Network, LLC, a New Jersey limited liability company, also

doing business as Home Based Associate Program, the Postcard Processing Program, and PPSN, LLC, and its successors and assigns.

4. "Defendants" means the Individual Defendants and the Business Defendant, individually, collectively, or in any combination.
5. "Material" means likely to affect a person's choice of, or conduct regarding, goods or services.
6. "Work-at-home Opportunity" means any program, plan, product, or service, that claims to enable a participant or purchaser to earn money or consideration while working primarily from the participant's or purchaser's home.
7. "Document" is synonymous in meaning and equal in scope to the usage of the term in Fed. R. Civ. P. 34(a) and includes:
  - A. The original or a true copy of any written, typed, printed, electronically stored, transcribed, taped, recorded, filmed, punched, or graphic matter or other data compilations of any kind, including, but not limited to, letters, email or other correspondence, messages, memoranda, interoffice communications, notes, reports, summaries, manuals, magnetic tapes or discs, tabulations, books, records, checks, invoices, work papers, journals, ledgers, statements, returns, reports, schedules, or files; and

- B. Any electronically stored information on any desktop personal computer and workstations, laptops, notebooks, and other portable computers, whether assigned to individuals or in pools of computers available for shared use; and home computers used for work-related purposes; servers; backup disks and tapes, archive disks and tapes, and other forms of offline storage, whether stored onsite with the computer used to generate them, stored offsite in another company facility, or stored offsite by a third-party; and computers and related offline storage used by Defendants' participating associates, which may include persons who are not employees of the company or who do not work on company premises.
8. "Financial institution" means any bank, savings and loan institution, credit union, financial depository, brokerage house, broker-dealer, commodity trading company, precious metal dealer, escrow agent, money market or mutual fund, storage company, trustee or any other person, partnership, corporation, or other legal entity maintaining or having control of any records, accounts or other assets, owned directly or indirectly, of record or beneficially, by any Defendant, including accounts or assets which any Defendant may control by virtue of being a signatory on said accounts.

9. "Person" or "persons" means a natural person, an organization or other legal entity, including a corporation, partnership, sole proprietorship, limited liability company, association, cooperative, or any other group or combination acting as an entity.
10. "Plaintiff" or "Commission" means the Federal Trade Commission.
11. "Assisting" means providing any of the following goods or services to another person:
  - a. serving as an officer, director, or consultant;
  - b. performing customer service functions including, but not limited to, receiving or responding to customer complaints;
  - c. formulating or providing, or arranging for the formulation or provision of any script or any other material for communicating with customers or potential customers;
  - d. providing the names of, or assisting in the generation of, potential customers including, but not limited to, arranging for the automated delivery of messages to potential customers;
  - e. performing marketing services of any kind; or
  - f. providing any other substantial help or aid while knowing or consciously avoiding knowing that the person

receiving assistance is engaged in an act or practice that is prohibited by this Order.

12. "Consumer" means any person, including any individual, group, unincorporated association, limited or general partnership, corporation, or other business entity.
13. "And" and "or" shall be construed conjunctively or disjunctively as necessary, and to make the applicable phrase or sentence inclusive rather than exclusive.

#### ORDER

#### PROHIBITED BUSINESS PRACTICES

##### I.

IT IS HEREBY ORDERED that, in connection with the advertising, promotion, marketing, offering for sale, sale or provision of any goods or services, including, but not limited to, offers for sale of any Work-at-home Opportunity, Defendants and their officers, agents, employees, and corporations, and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any trust, limited liability company, corporation, subsidiary, division or other device, including, but not limited to, fictitious business names, are hereby restrained and enjoined from:

- A. Making or assisting in the making of, expressly or by implication, orally or in writing, any false or misleading



statement or representation of material fact, in connection with the sale of any good or service, including, but not limited to:

1. That consumers are likely to make a substantial amount of money by enrolling in Defendants' Work-at-home Opportunity;
2. That Defendants will pay consumers who participate in Defendants' Work-at-home Opportunity a specific sum per postcard processed;
3. About the nature of any Work-at-home Opportunity, product or service offered or sold; and
4. About any material term, condition, or limitation of the transaction or about the use of any offered good or service; and

B. Making, or assisting in the making of, expressly or by implication, orally or in writing, any other statement or representation of material fact that is false or misleading, including but not limited to, any misrepresentation about any other fact material to a consumer's decision to purchase a Work-at-home Opportunity; and

C. Failing to clearly and conspicuously disclose prior to the time when a consumer purchases any good or service from Defendants, all material information relating to a consumer's decision to buy any good or service, including, where applicable:

1. All material conditions and terms of Defendants' refund or cancellation policies, or the fact that cancellations or refunds are not provided; and
2. The total cost to purchase, receive, or use any good or service.

**DISABLEMENT AND PRESERVATION OF DEFENDANTS' WEB SITES  
II.**

**IT IS FURTHER ORDERED** that Defendants and their officers, agents, employees, and corporations, and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any trust, limited liability company, corporation, subsidiary, division or other device, including, but not limited to, fictitious business names, or any individual or entity hosting any Web site or Web pages for any Defendant, if they have not already done so, shall, as soon as practicable:

A. Take whatever steps may be necessary to ensure their Web sites or Web pages operated under the name [www.mypreferredplatinum.net](http://www.mypreferredplatinum.net), [www.hbaprogram.com](http://www.hbaprogram.com), [www.thepostcardprogram.com](http://www.thepostcardprogram.com), and Web sites or Web pages operated or controlled in whole or in part by any Defendant that contain representations that violate Section I of this Order cannot be accessed by the public;

B. Prevent the destruction or erasure of Web sites or Web pages operated under the name [www.mypreferredplatinum.net](http://www.mypreferredplatinum.net),

www.hbaprogram.com, www.thepostcardprogram.com, and Web sites or Web pages operated or controlled in whole or in part by any Defendant that contain representations that violate Section I of this Order, by preserving such Web sites or Web pages in the format in which they are currently maintained; and

C. Notify FTC counsel of all Web sites or Web pages operated or controlled in whole or in part by any Defendant.

**ASSET FREEZE**

**III.**

**IT IS FURTHER ORDERED** that Defendants and their officers, agents, employees, and corporations, and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any trust, limited liability company, corporation, subsidiary, division or other device, including, but not limited to, fictitious business names, are hereby restrained and enjoined from:

A. Transferring, liquidating, converting, encumbering, pledging, loaning selling, concealing, dissipating, disbursing, assigning, spending, withdrawing, gifting, conveying, granting a lien or security interest or other interest in, or otherwise disposing of any funds, real or personal property, accounts, contracts, consumer lists, shares of stock, or other assets, wherever located, whether within the United States or within a jurisdiction outside the United States, that are:

1. Owned or controlled by any Defendant, in whole or in part, including, but not limited to, any assets held by, for, or in the name of any Defendant at any bank or savings and loan institution or credit card processing agent, or with any broker-dealer, escrow agent, title company, commodity trading company, precious metal dealer, merchant account processor, check processor, or other financial institution, depository of any kind, or business entity;
2. Held for the benefit of any Defendant;
3. In the actual or constructive possession of any Defendant; or
4. Owned, controlled by, or in the actual or constructive possession of, any corporation, partnership, limited liability company, or other entity directly or indirectly owned, managed, or controlled by any Defendant, including but not limited to, any assets held by or for, or subject to access by, any Defendant, at any bank or savings and loan institution, or with any broker-dealer, escrow agent, title company, commodity trading company, precious metals dealer, or other financial institution or depository of any kind;

B. Opening or causing to be opened any safe deposit boxes, titled, individually or jointly, in the name of any Defendant, or subject to access by any Defendant;

C. Cashing any checks or depositing any payments received from customers of the Defendants;

D. Incurring charges or cash advances on any credit or debit card issued in the name, individually or jointly, of any Defendant, or any corporation, partnership, limited liability company, or other entity directly or indirectly owned or controlled by any Defendant;

E. Collecting, opening, or causing to be collected or opened, any mail, received by or on behalf of any Business Defendant, at any address, including, but not limited to, the following:

1. P.O. Box 5401, Toms River, New Jersey 08754; and
2. P.O. Box 5148, Toms River, New Jersey 08754;

F. Obtaining a personal or secured loan encumbering the assets of any Defendant;

G. Incurring liens or other encumbrances on real property, personal property or other assets of any Defendant in the name of any Defendant, individually or jointly; and

H. Failing to disclose to the FTC, immediately upon service of this Order, information that fully identifies each asset of the Defendants, and each entity holding such asset,

including, but not limited to, the entity's name, address, and telephone number, the number of the account, and the name under which the account is held.

The assets affected by this Section III shall include: (1) all assets of each Defendant, as of the time this Order was entered; and (2) assets obtained after the time this Order was entered if the assets are derived from the conduct alleged in the Commission's Complaint.

**FINANCIAL REPORTS**  
**IV.**

**IT IS FURTHER ORDERED** that the Defendants, if they have not already done so, shall, as soon as practicable, prepare and deliver to counsel for the Commission, the following financial reports:

A. Each Individual Defendant shall complete and deliver to counsel for the Commission the Financial Statement captioned "Financial Statement of Individual Defendant," a copy of which is attached to the Temporary Restraining Order as Attachment A;

B. The Business Defendant shall complete and deliver to counsel for the Commission the Financial Statement captioned "Financial Statement of Corporate Defendant," a copy of which is attached to the Temporary Restraining Order as Attachment B, for each business entity (whether or not incorporated) under which the Defendants conduct any business, or of which any Defendant is an owner or officer, and for each trust of which any Defendant is

a trustee. Each Individual Defendant shall be jointly and severally liable for this obligation.

**IDENTIFYING INFORMATION RELATING TO ACCOUNTANTS,  
FINANCIAL PLANNERS, INVESTMENT ADVISORS,  
STOCK BROKERS AND OTHERS  
V.**

IT IS FURTHER ORDERED that Defendants, if they have not already done so, shall provide counsel for the Commission: (1) the name, address and telephone number for each accountant, financial planner, investment advisor, stock broker or other individual, corporation or partnership whom they hire for personal advice or services, including, but not limited to, preparation of tax returns and investment advice, since January 1, 2007; and (2) the name, address and telephone number for each accountant, financial planner, investment advisor, stockbroker or other individual, corporation or partnership who was hired on behalf of the Defendants since January 1, 2007.

**RETENTION OF ASSETS AND RECORDS HELD BY THIRD PARTIES  
VI.**

IT IS FURTHER ORDERED that any financial or brokerage institution, business entity, or any person served with a copy of this Order that holds, controls, or maintains custody of any records of any Defendant, or any account, safe deposit box, or other asset titled in the name of any Defendant, either individually or jointly, or held for the benefit of any

Defendant, or which has maintained any such account, safe deposit box, or other asset at any time since January 1, 2007, shall:

A. Hold and retain within its control and prohibit the transferring, selling, concealing, pledging, hypothecating, assigning, spending, withdrawing, disbursing, conveying, gifting, dissipating, liquidating, converting, encumbering, loaning, granting a lien or security interest or other interest in, or otherwise disposing of any funds, credit instruments, real or personal property, accounts, shares of stock, or other assets held by, or under its control:

1. On behalf of, or for the benefit of, any Defendant or any other person subject to Section III of this Order;
2. In any account maintained in the name of, for the benefit of, or subject to withdrawal by, any Defendant or any other person subject to Section III of this Order; and
3. That are subject to access or use by, or under the signatory power of, any Defendant or any other person subject to Section III of this Order;

B. Deny access to any safety deposit box that is:

1. Titled in the name of any of the Defendants, either individually or jointly; or



2. Otherwise subject to access by any of the Defendants, either individually or jointly;

C. Provide counsel for the Commission, if not previously provided, with a sworn statement setting forth:

1. The identification number and description of each such account or asset;
2. The balance of each such account, or a description of the nature and value of such asset, as of the close of business on the day on which notification of this Order is received, and, if the account or other asset has been closed or removed, the date closed or removed, the balance or value removed, and the name of the person or entity to whom such account or other asset was transferred; and
3. The identification of any safe deposit box titled in the name of, or subject to access by any Defendant, either individually or jointly; and

D. Upon the request of the FTC, provide the FTC within three (3) days with copies of all records or other documentation pertaining to:

1. Any account or asset of any Defendant, including, but not limited to, originals or copies of account applications, account statements, signature cards, checks, drafts, deposit tickets, transfers to and

from the accounts, all other debit and credit instruments or slips, currency transaction reports, 1099 forms, and safe deposit box logs; and

2. Any electronic mail account owned or operated by or on behalf of any Defendant.

**REPATRIATION OF ASSETS AND DOCUMENTS LOCATED  
IN FOREIGN COUNTRIES  
VII.**

**IT IS FURTHER ORDERED** that the Defendants shall:

A. As soon as practicable following the service of this Order, take such steps as are necessary to transfer to the territory of the United States of America all documents and assets that are located outside of such territory and are held by or for the benefit of the Defendants or are under their direct or indirect control, jointly, severally, or individually;

B. The same business day as any repatriation, (1) notify counsel for the Commission of the name and location of the financial institution or other entity that is the recipient of such funds, documents or assets; and (2) serve this Order on any such financial institution or other entity; Within five (5) days following the service of this Order, provide counsel for the FTC with a full accounting of all documents and assets that are located outside of such territory and are held by or for the

benefit of the Defendants or are under their direct or indirect control, whether jointly, severally, or individually;

C. Provide the Commission access to all records of accounts or assets of any Defendant held by financial institutions located outside the territorial United States by signing the Consent to Release of Financial Records attached to this Order as Attachment C; and

D. Hold and retain all documents and assets transferred pursuant to Subsection A and prevent any transfer, disposition, or dissipation whatsoever of any such assets or funds.

**INTERFERENCE WITH REPATRIATION  
VIII.**

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

A. Sending any statement, letter, facsimile, 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 Section VII of this Order; and

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

**PRESERVATION OF RECORDS AND TANGIBLE THINGS  
IX.**

IT IS FURTHER ORDERED that Defendants and their officers, agents, employees, and corporations, and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any trust, limited liability company, corporation, subsidiary, division or other device, including, but not limited to, fictitious business names, are hereby enjoined from:

A. destroying, erasing, mutilating, concealing, altering, transferring, or otherwise disposing of, in any manner, directly or indirectly, any documents or records that relate to the business practices, or business or personal finances, of Defendants, or other entity directly or indirectly under the control of Defendants; and

B. failing to create and maintain books, records, and accounts which, in reasonable detail, accurately, fairly, and completely reflect the incomes, assets, disbursements,

transactions and use of monies by any Defendant or other entity directly or indirectly under the control of any Defendant.

**CONSUMER REPORTS**

**X.**

**IT IS FURTHER ORDERED** that, pursuant to Section 604(I) of the Fair Credit Reporting Act, 15 U.S.C. § 1681 b(I), any consumer reporting agency may furnish a consumer report concerning any Defendant to the FTC.

**MONITORING**

**XI.**

**IT IS FURTHER ORDERED** that agents or representatives of the FTC may contact Defendants or Defendants' agents or representatives directly and anonymously for the purpose of monitoring compliance with Section I of this Order, and may tape record any oral communications that occur in the course of such contacts.

**PROHIBITION ON RELEASE OF CUSTOMER  
INFORMATION OR CUSTOMER LISTS**

**XII.**

**IT IS FURTHER ORDERED** that Defendants and their officers, agents, employees, and corporations, and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any trust, limited liability company, corporation, subsidiary, division or other device, including, but

not limited to, fictitious business names are hereby restrained and enjoined from:

A. Selling, renting, leasing, transferring, or otherwise disclosing the name, address, telephone number, credit card number, bank account number, e-mail address, Social Security number or other identifying information of any person who paid money to any of the Defendants for a Work-at-home Opportunity or who were contacted or are on a list to be contacted by any of the Defendants.

*Provided, however,* that Defendants may disclose such identifying information to a law enforcement agency or as required by any law, regulation, or court order.

**NOTIFICATION OF BUSINESS ACTIVITIES  
XIII.**

**IT IS FURTHER ORDERED** that:

A. Each Individual Defendant is hereby restrained and enjoined from directly or indirectly creating, operating, or exercising any control over any business entity, including any partnership, limited partnership, joint venture, sole proprietorship or corporation, without first serving on counsel for the Commission a written statement disclosing the following:

1. The name of the business entity;

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

B. Each Individual Defendant shall notify the Commission at least seven (7) days prior to affiliating with, becoming employed by, or performing any work for any business that is not a named Defendant in this action. Each notice shall include the Defendant's new business address and a statement of the nature of the business or employment and the nature of his or her duties and responsibilities in connection with that business or employment.

**CUSTOMER SALES INFORMATION  
XIV.**

IT IS FURTHER ORDERED that Defendants, if they have not already done so, shall, as soon as practicable, provide the Commission with a complete and accurate statement disclosing the names, addresses and telephone numbers of each purchaser of a Work-at-home Opportunity sold by Defendants, whether directly by any Defendant or by a third party, since January 1, 2007; the total dollar amount of money received from each customer; and the

total dollar amount of any refund provided to each customer.

**ELECTRONIC DATA HOST  
XV.**

IT IS FURTHER ORDERED that the Defendants, if they have not already done so, shall, as soon as practicable, (1) notify counsel for the Commission of the name and location of any person or entity that is hosting, storing, or otherwise maintaining electronic data ("Electronic Data Host") related to Defendants' Work-at-home Opportunity; (2) inform any such Electronic Data Host that any data they host, store, or otherwise maintain, related to Defendants' Work-at-home Opportunity is the subject of litigation involving the Federal Trade Commission, and that any such Electronic Data Host has a duty to preserve such records. Defendants shall consent to the Commission and its agents receiving access to the Defendants' data that is hosted, stored or otherwise maintained by any such Electronic Data Host, for the purpose of forensic imaging. Defendants shall notify any such Electronic Data Host of their consent, and execute any documents and otherwise cooperate as necessary to facilitate such access.

**DISTRIBUTION OF ORDER BY DEFENDANTS  
XVI.**

IT IS FURTHER ORDERED that Defendants, upon service of this Order, shall provide a copy of this Order to each of their employees, directors, officers, subsidiaries, affiliates,



divisions, sales entities, successors, assigns, independent contractors, attorneys, representatives, all persons in active concert or participation with Defendants, and any person who has solicited customers for Defendants' Work-at-home Opportunity or provided any service in connection with Defendants' marketing and sale of any good or service. Within five (5) calendar days from the distribution of this Order in accordance with this Section, Defendants shall provide the FTC with a sworn statement identifying the names, addresses, and telephone numbers of each person or entity that Defendants have served with a copy of the Order.

**USE OF ALIASES  
XVII.**

**IT IS FURTHER ORDERED** that the Defendants are hereby enjoined from using any fictitious, false, or assumed title or name, other than their own proper name, or otherwise misrepresenting their true identities in the course of business dealings or in publicly filed documents.

**SERVICE OF ORDER UPON THIRD-PARTY ASSET HOLDERS  
XVIII.**

**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 or entity shall effect service upon the entire financial institution or entity.

**AUTHORIZATION TO COLLECT MAIL  
XIX.**

**IT IS FURTHER ORDERED** that:

A. The Plaintiff shall be designated as the recipient of all mail that is addressed to any Business Defendant and/or addressed to any other name under which Defendants are doing business, including, but not limited to, "Preferred Platinum Services Network, LLC," "Home Based Associate Program," "The Postcard Processing Program," and "PPSN, LLC" where such mail is directed to a Post Office Box ("P.O. Box"), including, but not limited to, P.O. Box 5104 Toms River, New Jersey 08757-5401 and P.O. Box 5148 Toms River, New Jersey 08757-5148, or to any Commercial Mail Receiving Agency ("CMRA") where any Defendant maintains an account and/or mail receiving box. Under this section the Commission is authorized to collect the mail and inspect its contents for the duration of this Order, or any such superseding Order or to;

B. Defendants, if they have not already done so, shall provide to counsel for the Commission a complete list of all P.O. Boxes and CMRA accounts and/or mail receiving boxes used by any

Defendant from January 1, 2007, through the date of entry of this Order. Defendants shall notify counsel for the Commission of any P.O. Boxes and CMRA accounts and/or mail receiving boxes created by any Defendant after the date of entry of this Order, within three (3) business days of its creation. Such notice shall include the name of the Post Office and/or the CMRA; a copy of PS Form 1093, PS Form 1583, and/or the CMRA agreement or application; the account number; the P.O. Box number, CMRA account number or mail receiving box number; the address of the Post Office and/or CMRA; the name and telephone number of a contact person at the Post Office and/or CMRA; and all business names used by said Defendant receiving mail at that P.O. Box and/or CMRA mail receiving box; and

C. The Plaintiff is authorized to cancel the agreement of any P.O. Box or CMRA mail receiving box.

**CORRESPONDENCE WITH PLAINTIFF**

**XX.**

**IT IS FURTHER ORDERED** that for the purposes of this Order, all service on and correspondence with the FTC shall be sent by electronic mail to [nhaq@ftc.gov](mailto:nhaq@ftc.gov), [cpaynter@ftc.gov](mailto:cpaynter@ftc.gov), and [kdahlberg@ftc.gov](mailto:kdahlberg@ftc.gov), by facsimile transmission to (212) 607-2822, by hand delivery, or by U.S. Express Mail or third-party commercial carrier to: Nur-ul-Haq, Federal Trade Commission,

Northeast Region, One Bowling Green, Suite 318, New York, NY 10004, unless the parties agree to an alternate means of service.

**SERVICE OF THIS ORDER  
XXI.**

IT IS FURTHER ORDERED that copies of this Order may be served by any means including electronic mail, facsimile transmission, personal or overnight deliver, or U.S. Express mail, by agents and employees of the FTC or any state or federal law enforcement agency, or by private process server, on Defendants, or any other person or entity 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, including any financial institution. Service upon any branch or office of any financial institution shall effect service upon the entire financial institution.

**RETENTION OF JURISDICTION  
XXII.**

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

SO ORDERED, this 16<sup>th</sup> day of FEBRUARY, 2010, at 4:15 p.m.

  
UNITED STATES DISTRICT COURT JUDGE