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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

_____)	CIVIL ACTION NO.
Federal Trade Commission,)	
)	CV-12-914-PHX-DGC
Plaintiff,)	
)	
v.)	
)	
North America Marketing and Associates,)	
LLC, a Nevada limited liability)	
company, <i>et al.</i>;)	
)	
Defendants and Relief Defendant.)	
_____)	

**Motion to Issue Stipulated Final Order for Permanent Injunction
and Other Equitable Relief Entered Into by Plaintiff
and Defendants Carl E. Morris and Marketing Strategies, LLC**

Plaintiff Federal Trade Commission and Defendants Carl E. Morris and Marketing Strategies, LLC have entered into a Stipulated Final Order for Permanent Injunction and Other Equitable Relief (“Stipulated Final Order”).

The parties request that the Court issue the attached Stipulated Final Order.

Dated: June 20, 2013

Respectfully submitted,

DAVID C. SHONKA
Acting General Counsel

DEANYA T. Cocanougher
Regional Director

/s/ Gary D. Kennedy

GARY D. KENNEDY, Okla. Bar No. 4961
ANNE D. LEJEUNE, Tex. Bar No. 24054286
JAMES E. ELLIOTT, Tex. Bar No. 06557100
LUIS H. GALLEGOS, Okla. Bar No. 19098
Federal Trade Commission
1999 Bryan Street, Suite 2150
Dallas, Texas 75201
(214) 979-9379; gkenedy@ftc.gov (Kennedy)
(214) 979-9371; alejeune@ftc.gov (LeJeune)
(214) 979-9373; jelliott@ftc.gov (Elliott)
(214) 979-9383; lgallegos@ftc.gov (Gallegos)
(214) 953-3079 (Fax)
Attorneys for Plaintiff
FEDERAL TRADE COMMISSION

CERTIFICATE OF SERVICE

1 I certify that on June 20, 2013, Plaintiff, Federal Trade Commission, electronically
2 transmitted the attached **Motion to Issue Stipulated Final Order for Permanent**
3 **Injunction and Other Equitable Relief Entered Into by Plaintiff and Defendants**
4 **Carl E. Morris and Marketing Strategies, LLC**, with proposed **Stipulated Final**
5 **Order**, by ECF or email to the following:

6 **BY ECF:**

7 Claude C. Wild, III
8 Greenberg Traurig, LLP
9 1200 17th Street, Suite 2400
10 Denver, CO 80202
11 Stacey F. Gottlieb
12 Greenberg Traurig
13 2375 East Camelback Road Suite 700
14 Phoenix, AZ 85016

15 *Counsel for:*

16 Joseph Wayne Lowry
17 Sheila Ann Lowry
18 North America Marketing and Associates, LLC
19 NAMAA, LLC
20 TM Multimedia Marketing, LLC (Nevada)
21 National Opportunities, LLC (Nevada)
22 World Wide Marketing and Associates, LLC
23 Wide World of Marketing, LLC
24 Precious Metals Resource, LLC
25 Guaranteed Communications, LLC
26 Superior Multimedia Group, LLC

27 John A. Shannon, Jr.
28 40 North Central Avenue, Suite 1400
Phoenix, AZ 85047

Counsel for:

Kimberly Joy Birdsong

1 William D. Black
2 Attorney at Law
3 One East Camelback Rd., Suite 550
4 Phoenix, AZ 85012

Counsel for:

5 Daniel Vigil
6 National Opportunities, LLC (Arizona)

7 Ashley D. Adams, PLC
8 8245 North 85th Way
9 Scottsdale, AZ 85258

Counsel for:

10 Carl Edward Morris, Jr.
11 Marketing Strategies, LLC

12 Stephen C. Kunkle, PLLC
13 5150 North 16th Street, Suite A-222
14 Phoenix, AZ 85016

Counsel for:

15 Tracy Jerome Morris
16 TM Multimedia Marketing, LLC (Arizona)

17 Kevin M. Judiscak
18 Scott W. Hulbert
19 Engleman Berger, PLC
20 3636 North Central Avenue, Suite 700
21 Phoenix, AZ 85012

Counsel for:

22 Robb Evans & Associates, LLC
23 Receiver

BY EMAIL:

24 Sarah Lynne Stapel
25 4474 Eagle Street
26 Denver, CO 80239

27 Alyisse Maloi Tramel
28 2606 North 71st Drive
Phoenix, AZ 85035

Dated: June 20, 2013

/s/ Gary D. Kennedy
Gary D. Kennedy

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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

_____)	CIVIL ACTION NO.
Federal Trade Commission,)	
)	CV-12-914-PHX-DGC
	Plaintiff,)	
)	
	v.)	
)	
North America Marketing and Associates, LLC,)	
a Nevada limited liability company, <i>et al.</i> ;)	
)	
Defendants and Relief Defendants.)	
_____)	

**STIPULATED FINAL ORDER FOR PERMANENT INJUNCTION AND
OTHER EQUITABLE RELIEF AS TO DEFENDANTS
CARL E. MORRIS, JR. AND MARKETING STRATEGIES, LLC**

1 Plaintiff Federal Trade Commission (“Commission”) filed an Amended Complaint
2 for Permanent Injunction and Other Equitable Relief against Defendants North America
3 Marketing and Associates, LLC; NAMAA, LLC; TM Multimedia Marketing, LLC, a
4 Nevada limited liability company; TM Multimedia Marketing, LLC, an Arizona limited
5 liability company; National Opportunities, LLC, a Nevada limited liability company;
6 National Opportunities, LLC, an Arizona limited liability company; World Wide
7 Marketing and Associates, LLC; Wide World of Marketing, LLC; Precious Metals
8 Resource, LLC; Guaranteed Communications, LLC; Superior Multimedia Group, LLC;
9 Marketing Strategies, LLC; Kimberly Joy Birdsong; Joseph Wayne Lowry; Tracy
10 Jerome Morris; Sarah Lynne Stapel; Alyisse Maloi Tramel; Daniel Vigil; Carl Edward
11 Morris, Jr.; and Relief Defendant Sheila Ann Lowry. The Amended Complaint alleges
12 that Defendants engaged in unfair or deceptive acts or practices in violation of Sections
13 13(b) and 19 of the Federal Trade Commission Act (“FTC Act”), 15 U.S.C. §§ 53(b) and
14 57b, and Section 6(b) of the Telemarketing and Consumer Fraud and Abuse Prevention
15 Act (“Telemarketing Act”), 15 U.S.C. § 6105(b).

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19
20 Plaintiff Federal Trade Commission and Defendants Carl E. Morris, Jr. and
21 Marketing Strategies, LLC (“Defendants”), through their attorney, have agreed to entry of
22 this Stipulated Permanent Injunction and Final Order (“Order”) as to Defendants by this
23 Court to resolve all matters of dispute between them in this action.
24

25 **NOW THEREFORE**, Plaintiff Federal Trade Commission and Defendants
26 having requested the Court to enter this Order,
27

28 **IT IS ORDERED, ADJUDGED, AND DECREED** as follows:

FINDINGS

1
2 1. This Court has jurisdiction of the subject matter of this case and Plaintiff
3 and Defendants.

4
5 2. Venue in this district is proper under 28 U.S.C. § 1391(b) and (c), and 15
6 U.S.C. § 53(b).

7
8 3. The activities of Defendants are in or affecting commerce, as defined in
9 Section 4 of the FTC Act, 15 U.S.C. § 44.

10 4. The allegations of the Amended Complaint state a claim upon which relief
11 may be granted against Defendants under Sections 13(b) and 19 of the FTC Act, 15
12 U.S.C. §§ 53(b) and 57b, and Section 6(b) of the Telemarketing Act, 15 U.S.C. § 6105(b).

13
14 5. Plaintiff has authority under Sections 13(b) and 19 of the FTC Act, 15
15 U.S.C. §§ 53(b) and 57b, and Section 6(b) of the Telemarketing Act, 15 U.S.C.
16 § 6105(b), to seek the relief it has requested.

17
18 6. Defendants have entered into this Order freely and without coercion.
19 Defendants further acknowledge that they have read the provisions of this Order and are
20 prepared to abide by them.

21 7. Defendants waive all rights to seek appellate review or otherwise challenge
22 or contest the validity of this Order.

23
24 8. Defendants waive all claims that may arise under the Equal Access to
25 Justice Act, 20 U.S.C. § 2412, concerning the prosecution of this action to date.
26 Defendants also waive any claim against Plaintiff and its employees, representatives, or
27 agents.
28

1 9. Entry of this Order is in the public interest.

2 10. Each party shall bear its own costs and attorneys' fees incurred in this
3 action.
4

5 11. Defendants neither admit nor deny any of the allegations in the Amended
6 Complaint, except as specifically stated in this Order. Only for purposes of this action,
7 Defendants admit the facts necessary to establish jurisdiction.
8

9 **DEFINITIONS**

10 For purposes of this Stipulated Final Order ("Order"), the following definitions
11 shall apply:

12 **A. "Asset"** means any legal or equitable interest in, right to, or claim to, any
13 real or personal property, including, but not limited to, "goods," "instruments,"
14 "equipment," "fixtures," "general intangibles," "inventory," "checks," or "notes" (as
15 these terms are defined in the Uniform Commercial Code), lines of credit, chattels,
16 leaseholds, contracts, mail or other deliveries, shares of stock, lists of consumer names,
17 accounts, credits, premises, receivables, funds, and cash, wherever located.
18

19 **B. "Assisting others"** includes, but is not limited to: (1) performing customer
20 service functions, including, but not limited to, receiving or responding to consumer
21 complaints; (2) formulating or providing, or arranging for the formulation or provision of,
22 any sales script or other marketing material; (3) providing names of, or assisting in the
23 generation of, potential customers; (4) performing marketing or billing services of any
24 kind; (5) acting as an officer or director of a business entity; or (6) providing
25 telemarketing services.
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1 C. “**Defendants**” means Carl E. Morris, Jr. and Marketing Strategies, LLC.

2 D. “**Individual Defendant**” means Carl E. Morris, Jr.

3 E. “**Corporate Defendant**” means Marketing Strategies, LLC.

4 F. “**Document**” or “**Electronically Stored Information**” is synonymous in

5 meaning and equal in scope to the usage of the terms in Rule 34(a) of the Federal Rules of

6 Civil Procedure and includes:

7
8 1. The original or a true copy of any written, typed, printed,
9 electronically stored, transcribed, taped, recorded, filmed, punched, or
10 graphic matter or other data compilations of any kind, including, but not
11 limited to, letters, email or other correspondence, messages, memoranda,
12 interoffice communications, notes, reports, summaries, manuals, magnetic
13 tapes or discs, tabulations, books, records, checks, invoices, work papers,
14 journals, ledgers, statements, returns, reports, schedules, or files; and

15
16 2. Any electronically stored information stored on any Smartphones,
17 flash drives, telephones, personal digital assistants (“PDAs”), desktop
18 personal computers and workstations, laptops, notebooks, and other
19 portable computers, or other electronic storage media, whether assigned to
20 individuals or in pools of computers available for shared use; and home
21 computers used for work-related purposes; backup disks and tapes, archive
22 disks and tapes, and other forms of offline storage, whether stored onsite
23 with the computer used to generate them, stored offsite in another company
24 facility, or stored, hosted, or otherwise maintained offsite by a third-party;
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and computers and related offline storage used by Defendants or Defendants’ participating associates, which may include persons who are not employees of the company or who do not work on company premises.

G. “**Mail**” includes, but is not limited to, all envelopes, papers, or other items delivered, whether by United States Mail, United Parcel Service, FedEx, electronic mail, or similar delivery service.

H. “**Material fact**” means any fact that is likely to affect a person’s choice of, or conduct regarding, goods or services.

I. “**Person**” means a natural person, 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.

J. “**Work-at-home opportunity**” means any good, service, plan, or program that is represented, expressly or by implication, to assist an individual in any manner to earn money while working from home or from locations other than the business premises of Defendant.

ORDER

I.

BAN ON WORK-AT-HOME OPPORTUNITIES

IT IS ORDERED that Defendants, whether acting directly or through any other person, corporation, partnership, subsidiary, division, agent, or other device, are permanently restrained and enjoined from:

1 obtaining a full or partial refund, or the circumstances in which a full or partial refund
2 will be granted to the consumer; and

3 **D.** Any material aspect of the performance, efficacy, nature or other
4 characteristic of the good, service, plan, or program.

5 **III.**
6 **PROHIBITION AGAINST VIOLATING THE**
7 **TELEMARKETING SALES RULE**

8 **IT IS FURTHER ORDERED** that, in connection with telemarketing,
9 Defendants, and their agents, servants, employees, and all persons in active concert or
10 participation with them who receive actual notice of this Order by personal service or
11 otherwise, whether acting directly or through any corporation, partnership, subsidiary,
12 division, agent, or other device, are permanently restrained and enjoined from violating,
13 or assisting others in violating, any provision of the Telemarketing Sales Rule, 16 C.F.R.
14 Part 310, as currently promulgated or as it may be amended, including, but not limited to,
15 by:

16 **A.** Representing, directly or indirectly, expressly or by implication that
17 consumers who purchase and use any website sold by Defendants are likely to earn
18 substantial income, in violation of Section 310.3(a)(2)(vi) of the TSR, 16 C.F.R. Part
19 310.3(a)(2)(vi);

20 **B.** Representing, directly or indirectly, expressly or by implication that
21 consumers who purchase and use any advertising package sold by Defendants are likely
22 to quickly earn back the cost, or substantially more than the cost of the advertising
23 package, in violation of Section 310.3(a)(2)(vi) of the TSR, 16 C.F.R. Part
24 310.3(a)(2)(vi); and

25 **C.** Representing, directly or indirectly, expressly or by implication that
26 business experts, business professionals, and marketing coaches will provide substantial
27 assistance to consumers in operating any work-at-home opportunity they purchased from
28

1 Defendants, in violation of Section 310.3(a)(2)(iii) of the TSR, 16 C.F.R. Part
2 310(a)(2)(iii).

3 **IV.**

4 **DUTY TO PROTECT CUSTOMER INFORMATION**

5 **IT IS FURTHER ORDERED** that Defendants and their agents, servants, and
6 employees, and all persons in active concert or participation with any of them who
7 receive actual notice of this Order by personal service or otherwise, whether acting
8 directly or through any corporation, partnership, subsidiary, division, agent, or other
9 device, are permanently restrained and enjoined from:
10

11 **A.** Disclosing, using, or receiving any benefit from customer information,
12 including the name, address, telephone number, email address, social security number,
13 other identifying information, or any data that enables access to a customer's account
14 (including a credit card, bank account, or other financial account), of any person which
15 was obtained by Defendants prior to entry of this Order in connection with Defendants'
16 offering for sale or sale of work-at-home opportunities; and
17

18 **B.** Failing to dispose of customer information in all forms in their possession,
19 custody, or control within thirty (30) days after entry of this Order. Disposal shall be by
20 means that protect against unauthorized access to the customer information, such as by
21 burning, pulverizing, or shredding any papers, and by erasing or destroying any electronic
22 media, to ensure that the customer information cannot practicably be read or
23 reconstructed.
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1 **DOLLARS** (\$17,957,589), an estimate of the total amount of consumer injury caused by
2 the activities alleged in the Commission's Amended Complaint, is entered in favor of the
3 Commission and jointly and severally against Defendants, as equitable monetary relief,
4 including, but not limited to, restitution or disgorgement, and for paying any attendant
5 expenses for the administration of any restitution fund; *provided, however*, that this
6 Judgment for equitable monetary relief shall be suspended subject to the provisions of
7 Section VII, titled "Right to Reopen."
8
9

10 B. In the event of default on any obligation to make payment under this Order,
11 interest, computed according to 28 U.S.C. § 1961(a), shall accrue from the date of default
12 to the date of payment. Defendants shall be liable for all payments required by this Order
13 and for interest on such payments.
14

15 C. All funds paid under this Order shall be deposited into a fund administered
16 by the Commission or its agent to be used for equitable relief, including, but not limited
17 to, restitution and any attendant expenses for the administration of any restitution fund.
18 Defendants shall cooperate fully to assist the Commission in identifying consumers who
19 may be entitled to restitution under this Order. In the event that direct restitution to
20 consumers is wholly or partially impracticable or funds remain after restitution is
21 completed, the Commission may apply any remaining funds for the other equitable relief
22 (including consumer information remedies) as it determines to be reasonably related to
23 Defendants' practices alleged in the Amended Complaint. Any funds not used for the
24 equitable relief shall be deposited to the United States Treasury as disgorgement.
25
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27
28 Defendants shall have no right to challenge the Commission's choice of remedies under

1 this Section and shall have no right to contest the manner of distribution chosen by the
2 Commission.

3
4 D. Defendants relinquish all dominion, control, and title to the funds paid to
5 the fullest extent permitted by law. Defendants shall make no claim to or demand for
6 return of the funds, directly or indirectly, through counsel or otherwise.

7
8 E. Defendants shall take no deduction, capital loss, write-off, or any other tax
9 benefit on any federal or state tax return, amended tax return, IRS Form 1045, or any
10 other tax filing, for all or any part of any payment toward satisfaction of this judgment.

11
12 F. Defendants agree that the facts as alleged in the Amended Complaint filed
13 in this action shall be taken as true without further proof in any bankruptcy case or
14 subsequent civil litigation pursued by the Commission to enforce its rights to any
15 payment or money judgment pursuant to this Order, including, but not limited to, a
16 nondischargeability complaint in any bankruptcy case. Defendants further stipulate and
17 agree that the facts alleged in the Amended Complaint establish all elements necessary to
18 sustain an action by the Commission pursuant to Section 523(a)(2)(A) of the Bankruptcy
19 Code, 11 U.S.C. § 523(a)(2)(A), and that this Order shall have collateral estoppel effect
20 for such purposes.
21

22
23 G. In accordance with 31 U.S.C. § 7701, Defendants are required, within ten
24 (10) days after entry of this Order, unless they already have done so, to furnish the
25 Commission with taxpayer identifying numbers (Social Security numbers or employer
26 identification numbers), which shall be used for purposes of collecting and reporting on
27 any delinquent amount arising out of their relationship with the government. Defendants
28

1 are further required, within ten (10) days after entry of this Order, unless they already
 2 have done so, to provide the Commission with clear, legible, and full-size photocopies of
 3 all valid driver's licenses that Defendants possess, which will be used for reporting and
 4 compliance purposes.
 5

6 H. Proceedings instituted under this Section are in addition to, and not in lieu
 7 of, any other civil or criminal remedies that may be provided by law, including any other
 8 proceedings the Commission may initiate to enforce this Order.
 9

10 **VII.**

11 **RIGHT TO REOPEN**

12 **IT IS FURTHER ORDERED** that:

13 A. The Commission's agreement to this Order and the Court's approval are
 14 expressly premised upon the truthfulness, accuracy, and completeness of the Defendants'
 15 representations regarding their respective financial condition, as set forth in Defendants'
 16 sworn financial statements and supporting documents submitted to the Commission as
 17 follows:
 18
 19

Defendant	Dated
Carl E. Morris, Jr.	Sworn Financial Statement dated 05/15/12 Sworn Declaration dated 11/20/12
Marketing Strategies, LLC	Sworn Financial Statement dated 06/01/12

1 Defendants stipulate that all financial statements and information submitted by them are
2 truthful, accurate, and complete. The documents submitted contain material information
3 upon which the Commission relied in negotiating and agreeing to the terms of this Order.
4

5 B. If, upon motion by the Commission, the Court determines that Defendants
6 failed to disclose any material asset, materially misrepresented the value of any asset, or
7 made any other material misrepresentation in or omission from Defendants' financial
8 disclosures, the value of which exceeds \$1,000, then the suspension of the judgment,
9 ordered in Subsection A of the Section titled "Monetary Judgment," shall be terminated
10 and the entire judgment amount shall be entered against Defendants. *Provided, however,*
11 that Defendants shall be entitled to offset these judgment amounts by any sums already
12 paid under this Order.
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15 C. The reinstated judgment shall become immediately due and payable by
16 Defendants, and interest computed at the rate prescribed under 28 U.S.C. § 1961, as
17 amended, shall immediately begin to accrue on any unpaid balance. *Provided, however,*
18 that in all other respects this Order shall remain in full force and effect unless otherwise
19 ordered by the Court; and
20

21 D. Any proceedings instituted under this Section would be in addition to, and
22 not in lieu of, any other civil or criminal remedies as may be provided by law, including,
23 but not limited to, contempt proceedings, or any other proceedings that the Commission
24 or the United States might initiate to enforce this Order. For purposes of this Section,
25 Defendants waive any right to contest any of the allegations in the Commission's
26 Amended Complaint.
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VIII.

LIFTING OF ASSET FREEZE

IT IS FURTHER ORDERED that the freeze of Defendants' assets set forth in the Preliminary Injunction, entered by this Court on May 23, 2012, shall be lifted permanently.

IX.

PROHIBITION ON COLLECTING ON ACCOUNTS

IT IS FURTHER ORDERED that Defendants and their officers, agents, servants, employees, and all 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 corporation, partnership, subsidiary, division, agent, or other device, or any of them, in connection with the advertising, marketing, promotion, offering for sale or sale of any good, service, plan, program, or business opportunity are permanently restrained and enjoined from attempting to collect, collecting, selling, assigning, or otherwise transferring any right to collect payment from any consumer who purchased or agreed to purchase any work-at-home opportunity from Defendants.

X.

ORDER ACKNOWLEDGMENTS

IT IS FURTHER ORDERED that Defendants obtain acknowledgments of receipt of this Order:

1 businesses by all of their names, telephone numbers, and physical, postal, email, and
2 Internet addresses; (c) describe the activities of each business, including the products and
3 services offered, the means of advertising, marketing, and sales, and the involvement of
4 any other Defendant; (d) describe in detail whether and how that Defendant is in
5 compliance with each Section of this Order; and (e) provide a copy of each Order
6 Acknowledgment obtained pursuant to this Order, unless previously submitted to the
7 Commission; and
8
9

10 2. Additionally, Defendants must: (a) identify all telephone numbers and all
11 email, Internet, physical, and postal addresses, including all residences; (b) identify all
12 titles and roles in all business activities, including any business for which a Defendant
13 performs services whether as an employee or otherwise and any entity in which a
14 Defendant has any ownership interest; and (c) describe in detail a Defendant's
15 involvement in each such business, including title, role, responsibilities, participation,
16 authority, control, and any ownership.
17
18

19 **B.** For ten (10) years following entry of this Order, Defendants must submit a
20 compliance notice, sworn under penalty of perjury, within fourteen (14) days of any
21 change in the following:
22

23 1. Defendants must report any change in: (a) any designated point of contact;
24 or (b) the structure of any entity that Defendant has any ownership interest in or directly
25 or indirectly controls that may affect compliance obligations arising under this Order,
26 including: creation, merger, sale, or dissolution of the entity or any subsidiary, parent, or
27 affiliate that engages in any acts or practices subject to this Order; and
28

1 2. Additionally, Defendants must report any change in: (a) name, including
2 aliases or fictitious name, or residence address; or (b) title or role in any business activity,
3 including any business for which a Defendant performs services whether as an employee
4 or otherwise and any entity in which a Defendant has any ownership interest, and identify
5 its name, physical address, and Internet address, if any.
6

7 **C.** Defendants must submit to the Commission notice of the filing of any
8 bankruptcy petition, insolvency proceeding, or any similar proceeding by or against a
9 Defendant within fourteen (14) days of its filing.
10

11 **D.** Any submission to the Commission required by this Order to be sworn
12 under penalty of perjury must be true and accurate and comply with 28 U.S.C. § 1746,
13 such as by concluding: “I declare under penalty of perjury under the laws of the United
14 States of America that the foregoing is true and correct. Executed on: _____” and
15 supplying the date, signatory’s full name, title (if applicable), and signature.
16

17 **E.** Unless otherwise directed by a Commission representative in writing, all
18 submissions to the Commission under this Order must be emailed to DEbrief@ftc.gov or
19 sent by overnight courier (not the U.S. Postal Service) to: Associate Director for
20 Enforcement, Bureau of Consumer Protection, Federal Trade Commission, 600
21 Pennsylvania Avenue NW, Washington, DC 20580. The subject line must begin: *FTC*
22 *v. North America Marketing and Associates, LLC, et al.*, Civil Action No. 2:12-cv-914-
23 DGC (D. Ariz.) (X120024), Defendant _____.”
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XII.

RECORDKEEPING

IT IS FURTHER ORDERED that Defendants must create certain records for ten (10) years after entry of the Order, and retain each such record for five (5) years.

Specifically, Defendants, for any business in which any Defendant, individually or collectively with any other Defendant, is a majority owner or directly or indirectly controls, must maintain the following records:

A. Accounting records showing the revenues from all goods or services sold, all costs incurred in generating those revenues, and the resulting net profit or loss;

B. Personnel records showing, for each person providing services, whether as an employee or otherwise, that person's: name, addresses, and telephone numbers; job title or position; dates of service; and, if applicable, the reason for termination;

C. Complaints and refund requests, whether received directly or indirectly, such as through a third party, and any response;

D. All records necessary to demonstrate full compliance with each provision of this Order, including all submissions to the Commission; and

E. A copy of each advertisement or other marketing material.

XIII.

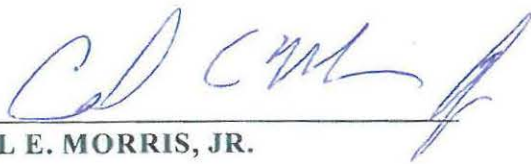
COMPLIANCE MONITORING

IT IS FURTHER ORDERED that, for the purpose of monitoring Defendants' compliance with this Order:

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IT IS SO ORDERED.

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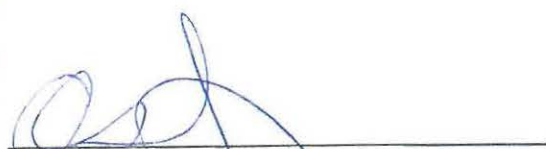
CARL E. MORRIS, JR.

DATED: 4/18/2013



MARKETING STRATEGIES, LLC
by Carl E. Morris, Jr., owner

DATED: 4/18/2013



ASHLEY D. ADAMS, PLLC
8245 North 85th Way
Scottsdale, Arizona 85258
(480) 219-1366
(480) 219-1451 (Fax)
Counsel for Defendants Carl E. Morris, Jr. and
Marketing Strategies, LLC

DATED: 4/18/2013

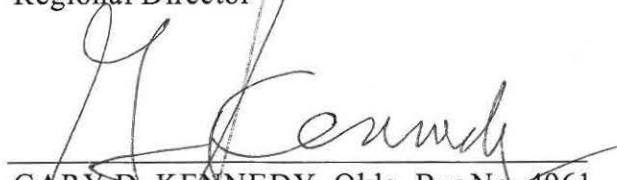
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SO STIPULATED:

DATED: 06/20/13

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