

**QUARTERLY FEDERAL COURT
LITIGATION STATUS REPORT**

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

December 31, 2014

No. 122

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SUMMARY OF CASES

	D. Ct.	Ct. App.*	S. Ct.	Total
PETITIONS FOR REVIEW	0	3	1	4
INJUNCTION AND CONSUMER REDRESS CASES	68	10	0	78
CIVIL PENALTY AND ENFORCEMENT CASES	13	0	0	13
SUBPOENA AND CID ENFORCEMENTS	3	2	0	5
SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION	9	2	0	11
AMICUS CURIAE BRIEFS	1	5	0	6
TOTALS	94	22	1	117

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

PETITIONS FOR REVIEW

(A) Orders to Cease and Desist

NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS v. FTC, No. 13-534 (S. Ct.);
No. 12-1172 (4th Cir.)

Parties: North Carolina State Board of Dental Examiners

Assigned Attorneys: Imad D. Abyad (OGC)
Brian Fletcher (DOJ/OSG)

Nature of Action: Petition for review of final order *In re North Carolina [State] Board of Dental Examiners*.

Status: Petition filed 2/10/12.
Board's opening brief filed 5/10/12.
Commission's response brief filed 6/27/12.
Board's reply brief filed 7/19/12.
Oral argument held 12/5/12.
Opinion holding in the Commission's favor on all issues issued 5/31/13.
Rehearing denied 7/30/13.
Petition for writ of certiorari filed 10/25/13.
Brief of amici curiae in support of petitioner by the North Carolina State Bar, the North Carolina Board of Law Examiners, the West Virginia State Bar filed 11/27/13.
Brief of amici curiae in support of petitioner by the American Dental Association, the American Medical Association et al. filed 11/27/13.
Commission's brief in opposition filed 1/22/14.
Board's reply filed 2/3/14.
Petition for certiorari granted 3/3/14.
Petitioner's brief filed 5/23/14; Commission's brief due 7/30/14;
Petitioner's reply brief filed 8/29/14
Argument held 10/14/14.

POM WONDERFUL v. FTC, No. 13-1060 (D.C. Cir.)

Parties: POM Wonderful LLC
Roll Global LLC
Stewart A. Resnick
Lynda Rae Resnick
Matthew Tupper

Assigned Attorneys: Imad D. Abyad (OGC)

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

Status: Petition filed 3/8/13.
POM and Tupper's opening briefs filed 8/14/13.
Commission's brief in opposition filed 2/7/14.
POM and Tupper's joint reply brief filed 3/4/14.
Oral argument held 5/2/14.

PROMEDICA HEALTH SYSTEMS, INC. v. FTC, No. 12-3583 (6th Cir.)

Parties: ProMedica Health Systems, Inc.

Assigned Attorneys: Michele Arington (OGC)

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

Status: Petition filed 5/18/12.
ProMedica's opening brief filed 9/17/12.
Commission's answering brief filed 11/14/12.
ProMedica's reply brief filed 12/12/12.
Oral argument held 3/7/13.
ProMedica's petition for rehearing and rehearing en banc filed 6/3/14;
Commission's response filed 7/7/14.
Order denying petition for en banc rehearing entered 7/24/14.
ProMedica's petition for certiorari filed 12/22/14.; Commission's brief in
opposition due 3/2/15.

McWANE, Inc. v. FTC, No. 14-11363 (11th Cir.)

Parties: McWane, Inc.

Assigned Attorneys: Jack Metzler (OGC)

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

Status: Petition filed 3/28/14.
McWane opening brief filed 6/27/14; FTC brief due 8/29/14;
McWane's reply brief filed 9/29/14.
Oral argument scheduled for 1/16/15.

(B) Rulemakings

(None Pending)

INJUNCTION AND CONSUMER REDRESS CASES

(A) Preliminary Injunctions (Mergers/Acquisitions)

FTC v. PHOEBE PUTNEY HEALTH SYSTEM, INC., No. 11-1160 (S. Ct.); No. 11-12906
(11th Cir.); No. 1:11-CV-00058 (M.D. Ga.)

Parties: Phoebe Putney Health System, Inc.
Phoebe Putney Memorial Hospital, Inc.
Phoebe North, Inc.
HCA, Inc.
Palmyra Park Hospital, Inc.
Hospital Authority of Albany-Dougherty County

Assigned Attorneys: Imad D. Abyad (OGC)
Leslie R. Melman
Malcolm L. Stewart (DOJ/OSG)
Edward D. Hassi (BC)
Priya Viswanath
Thomas H. Brock
Matthew Tabas
Peter C. Herrick

Alleged Conduct: Action for preliminary injunction and other equitable relief for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in connection with the monopolization of inpatient general acute care services sold to commercial health plans and their customers in Albany, Georgia and surrounding area.

Status: Sealed complaint filed 4/20/11.
Order granting motion for TRO entered 4/21/11.
Motions to dismiss complaint or, in the alternative, for summary judgment by defendants filed 5/16/11.
Briefs of the Commission and the State of Georgia in further support of motion for preliminary injunction and in opposition to defendants' motions to dismiss or for summary judgment filed 6/1/11.
Order granting motions to dismiss and denying motion for preliminary injunction entered 6/27/11.
Commission's notice of appeal filed 6/28/11.

Commission's emergency motion for injunction pending appeal and to expedite appeal filed 6/29/11.
Injunction pending appeal granted 7/6/11.
Commission's opening brief filed 7/27/11; appellees' answering brief filed 8/17/11; Commission's reply brief filed 8/24/11.
Order affirming district court entered 12/09/11.
Petition for writ of certiorari filed 3/23/12; granted 6/25/12.
Commission's brief filed 8/20/12.
Respondents' brief filed 10/1/12.
Commission's reply brief filed 10/31/12.
Oral argument held 11/26/12.
Supreme Court decision reversing Court of Appeals issued 2/19/13.
Court of Appeals remand order issued 5/10/13.
Stipulated preliminary injunction order entered by district court 6/5/13.
Amended complaint against all defendants filed 7/8/13.

(B) Preliminary Injunctions (Other)

(None pending)

(C) Permanent Injunctions/Consumer Redress*

FTC v. 7051620 CANADA, INC., No. 1:14-cv-22132 (S.D. Fla.)

Parties: 7051620 Canada, Inc., d/b/a Nationwide Marketing Bureau, Inc.,
National Business Advertising, National Biz Ads, Yellow Business
Ads
Francois Egberongbe
Robert N. Durham, Sr.

Assigned Attorneys: Anna M. Burns (SERA)
Timothy A. Butler
Steven S. Elg

Alleged Conduct: Unfair and deceptive practices in violation of Section 5 of the FTC Act in
connection with the sale of business directories.

Status: Complaint filed 6/9/14.
Commission's motion for preliminary injunction filed 6/26/14.
Order granting preliminary entered 7/7/14.
Commission's motion for summary judgment filed 9/15/14; response filed
10/2/14.
Stipulated order for permanent injunction and monetary judgment entered
12/17/14.

FTC v. A TO Z MARKETING, INC., No. 8:13-cv-00919 (C.D. Cal.)

Parties: A to Z Marketing, Inc.
Apex Members, LLC
Apex Solutions, Inc.
Backend, Inc.
Expert Processing Center, Inc.
Smart Funding Corp.
William D. Goodrich, Atty, Inc.
Ratan Baid

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

Madhulika Baid
William D Goodrich
Nationwide Law Center, P.C.
United States Law Center, P.C.
Emax Loans, Inc.
Millennium Law Center, P.C.
Legal Marketing Group, Inc.
SC Law Group, P.C.
Interstate Law Group, LLC
Backend Services, Inc.
Top Legal Advocates, P.C.
Evergreen Law Offices, PLLC
Amir (Alex) Montazeran
Business Team LLC (relief defendant)

Assigned Attorneys: Jonathan L Kessler (ECR)
Maria Del Monaco
Stacy Rene Procter
Steven W. Balster

Alleged Conduct: Deceptive acts and practices in violation of Section 5 through the operation of a nationwide scheme regarding mortgage assistance relief services, including loan documentation and transaction services, and loan modification services.

Status: Complaint filed 6/18/13.
TRO entered 6/18/13.
Preliminary injunction against Backend, Inc. entered 7/12/13.
Stipulated preliminary injunction against remaining defendants entered 7/19/13.
Amended complaint adding 11 new defendants and one relief defendant filed 12/16/13.
Commission's motion for summary judgment filed 8/18/14;
Opposition brief filed 8/25/14; Commission's amended motion for summary judgment filed 9/1/14; Commission's reply in support of motion for summary judgment filed 9/2/14.
Final order for permanent injunction against defendants Backend Services, Inc., Emax Loans, Inc., Legal Marketing Group, Inc., Nationwide Law Center, Inc., United States Law Center, P.C., Interstate Law Group, LLC, Millenium Law Center, P.C., William D. Goodrich and William D. Goodrich Atty, Inc. and SC Law Group, P.C. entered 9/2/14.
Order denying motion to set aside default judgment as to defendants Amir Montazeran and Business Team, LLC entered 9/2/14.
Order granting motion for default judgment as to Evergreen and Backend entered 9/2/14.

Stipulated final order for permanent injunction and settlement of claims for defendant Top Legal Advocates, P.C., Backend, Inc. entered 9/18/14.
Defendant Amir Montazeran's notice of appeal of default judgment to the 9th Circuit filed 9/30/14.
Default judgment and final order for permanent injunction as to defendant Amir Montazeran entered 10/16/14.
Final order for monetary judgment as to Business Team, LLC entered 10/16/14.
Defendant Amir Montazeran's and Business Team, LLC's first amended notice of appeal filed 11/03/14.
Stipulated final order for permanent injunction against defendants A to Z Marketing, Inc., Apex Members, LLC, Apex Solutions, Inc., Madhulika Baid, Ratan Baid, Expert Processing Center, Inc., Smart Funding Corp. entered 11/14/14.

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

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

Assigned Attorneys: Markus Meier (BC)
Patricia M. McDermott

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

Status: Complaint filed 9/8/14.
Defendants' motion to dismiss for failure to state a claim filed 11/12/14;
Commission's brief in opposition filed 12/12/14.

FTC v. ACQUINITY INTERACTIVE LLC, No. 0:14-cv-60166 (S.D. Fla.), No. 1:13-cv-5380 (N.D. Ill.)

Parties: Acquinity Interactive, LLC
7657030 Canada, Inc.
Gary Jonas
Revenue Path E-Consulting Private
Worldwide Commerce Associates, LLC, d/b/a WCA
Sarita Somani
Firebrand Group, S.L., LLC
Matthew Beucler

Revenuepath Limited

Assigned Attorneys: Steven M. Wernikoff (MWR)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule, in connection with advertising purportedly free merchandise through unsolicited text messages and robocalls.

Status: Complaint filed 7/29/13.
Motion by Acquinity Interactive to transfer venue to the Southern District of Florida filed 9/30/13; Commission's response filed 11/7/13; defendant's reply filed 11/21/13.
Defendant's motion to transfer venue granted 1/6/14.
Amended complaint filed 6/16/14.
Order closing case upon notice of settlement entered 9/3/14.
Stipulated final judgment and order for permanent injunction as to defendants Acquinity Interactive, LLC, 7657030 Canada, Inc., Garry Jonas, Gregory Can Horn, Revenue Part E-Consulting Private, Ltd., entered 10/16/14.

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

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

Assigned Attorneys: Markus Meier (BC)
Saralisa Brau
Cynthia A. Liebes (SER)
Mark S. Hegedus (OGC)

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

Status: Complaint in C.D. Cal. filed 1/27/09.
Amended complaint filed 2/12/09.
Defendants' motion to transfer case to Northern District of Georgia filed 2/27/09; Commission's opposition filed 3/16/09; defendants' reply filed 3/23/09; order transferring case to N.D. Ga. entered 4/9/09.
Second amended complaint filed 5/28/09.

Commission's motion to stay proceeding filed 6/15/09; defendants' opposition filed 6/17/09; Commission's reply filed 7/6/09; order denying motion entered 7/17/09.

Defendants' motions to dismiss second amended complaint filed 7/20/09; Commission's opposition filed 8/21/09; defendants' replies filed 9/11/09.

Order granting motion to dismiss Commission's second amended complaint entered 2/22/10.

Judgment dismissing Commission's claims with prejudice entered 4/21/10

Notice of appeal filed 6/10/10.

Commission's opening brief filed 7/26/10.

Defendants' answering brief filed 11/10/10.

Commission's reply brief filed 12/15/10.

Oral argument held 5/13/11.

Opinion affirming district court issued on 4/25/12.

Commission's petition for rehearing *en banc* filed 6/11/12.

Order denying petition for rehearing *en banc* entered 7/18/12.

Commission's petition for writ of certiorari filed 10/4/12.

Petition granted 12/7/12.

Commission's petition to district court to unseal document filed 12/10/12; motion granted and temporary stay pending appeal entered 12/19/12.

Notice of appeal of order unsealing document by AbbVie Products filed 12/21/12; emergency motion to expedite briefing and stay unsealing order filed 12/26/12; granted 1/10/13.

Commission's Supreme Court merits brief filed 1/22/13.

AbbVie Products' opening brief in 11th Circuit filed 1/31/13; Commission's response filed 2/7/13; AbbVie Products' reply filed 2/19/13.

Respondents' Supreme Court briefs filed 2/21/13.

Commission's Supreme Court reply brief filed 3/18/13.

Oral argument in 11th Circuit held 3/20/13.

11th Circuit opinion affirming district court order lifting seal and dissolving stay filed 3/21/13.

Supreme Court grant of Solicitor General's motion to lift seal on sealed volume of joint appendix entered 3/22/13.

Supreme Court oral argument held 3/25/13.

Supreme Court decision in favor of the FTC, reversing the Eleventh Circuit Court of Appeals and remanding the case for further proceedings consistent with its opinion entered 6/17/13.

Eleventh Circuit order vacating the district court judgment and remanding the case to the district court entered 9/9/13.

Order making Eleventh Circuit's mandate the judgment of the district court entered 11/15/13.

Motion to dismiss for failure to state a claim filed 1/15/14; Commission's opposition filed 2/14/14; defendant's reply brief filed 3/3/14.

Order denying motion to dismiss entered 4/21/14.

FTC v. ALCOHOLISM CURE CORP., No. 12-14039 (11th Cir.), No. 3:10-CV-00266 (M.D. Fla.)

Parties: Alcoholism Cure Corporation, d/b/a Alcoholism Cure Foundation
Robert Douglas Krotzer

Assigned Attorneys: Karen Mandel (BCP/AP)
Serena Viswanathan
Jack Metzler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 involving false advertising claims in connection with cures for alcoholism and related unauthorized billing.

Status: Complaint filed 3/29/10.
Final judgment and order for permanent injunctive and other equitable relief entered 7/3/12.
Contempt proceedings filed 3/19/14.

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

Parties: Amazon.com

Assigned Attorneys: Laura Marie Solis (NWR)
Jason Adler (BCP/FP)

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

Status: Complaint filed 7/10/14.
Amazon's motion to dismiss filed 9/08/14; Commission's response filed 9/29/14; Amazon's reply filed 10/3/14.
Order denying Amazon's motion to dismiss entered 12/1/14.

FTC v. AMG SERVICES, INC., No. 2:12-CV-00536 (D. Nev.)

Parties: AMG Services, Inc.
Red Cedar Services, Inc., d/b/a 500FastCash
SFS, Inc., d/b/a OneClickCash
Tribal Financial Services, Inc., d/b/a Ameriloan, d/b/a UnitedCashLoan,
d/b/a USFastCash, d/b/a Miami Nation Enterprises.
AMG Capital Management, LLC
Level 5 Motorsports, LLC
Lead Flash Consulting, LLC

Black Creek Capital Corporation
Broadmoor Capital Partners, LLC
Muir Law Firm, LLC
Scott A. Tucker
Blaine A. Tucker
Timothy J. Muir
Don E. Brady
Robert D. Campbell
Troy L. LittleAxe
Park 269 LLC
Kim C. Tucker

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

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

Status: Complaint filed 4/2/12.
Motion to dismiss by all defendants filed 5/25/12; Commission's response filed 6/11/12.
Partial withdrawals of motions to dismiss filed 10/15/12 and 10/16/12.
Stipulated preliminary injunction entered 12/27/12.
Commission's amended motion for partial summary judgment filed 3/7/13; defendants' responses filed 3/25/13.
Motion for legal determination on tribal sovereign immunity by defendants AMG Services, Inc., Red Cedar Services, Inc., SFS, Inc., and Tribal Financial Services filed 4/8/13; cross-motion for legal determination by defendant Troy Little Axe filed 4/10/13; Commission's response filed 4/19/13.
Commission's amended complaint filed 4/12/13.
Report and recommendation by magistrate that Commission's motion for partial summary judgment and defendant's motion for legal determination on tribal sovereign immunity be granted in part and denied in part entered 7/16/13.
Joint motion for permanent injunction and judgment as to defendants AMG Services, SFS, Inc., MNE Services, Inc., AMG Capital Management, LLC, Level 5 MotorSports, LLC, LeadFlash Consulting, LLC, Black Creek Capital Corp., Broadmoor Capital Partners, LLC, Scott A. Tucker, Blaine A. Tucker, Don E. Brady, Robert D. Campbell, and Troy L. Little Axe, Jr. filed 7/18/13.
Motion for summary judgment by Commission filed 9/30/13; Muir defendants' opposition filed 11/29/13; remaining defendants' opposition filed 12/4/13; Commission's reply filed 12/20/13.

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

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

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

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

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

FTC v. APPLIED FOOD SCIENCES, INC., No. 1:14-cv-851 (W.D. Tex.)

Parties: Applied Food Sciences

Assigned Attorneys: Katherine A. Campbell (BCP/AP)
Elizabeth Olivia Tucci

Alleged Conduct: Deceptive practices in violation of Sections 5(a) and 12 of the FTC Act regarding the sale and marketing of Green Coffee Antioxidant.

Status: Complaint filed 9/8/14.
Stipulated order for permanent injunction and monetary judgment entered 9/10/14.

FTC v. APPLIED MARKETING SCIENCES, LLC, No. 2:13-cv-6794 (C.D. Cal.)

Parties: Applied Marketing Sciences, LLC
Standard Registration Corporation, d/b/a Consolidated Research Authority and CRA
Worldwide Information Systems Inc., d/b/a Specific Monitoring Service, d/b/a Specific Reporting Service, d/b/a Universal Information Services, d/b/a Compendium Sampler Services, d/b/a CSS
Liam O. Moran

Assigned Attorneys: David A. O'Toole (MWR)

Faye C. Barnouw
Joannie T. Wei

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, in connection with a prize promotion scheme.

Status: Complaint filed 9/16/13.
TRO granted 9/16/13.
Stipulated preliminary injunction entered 9/30/13.
Stipulated order of permanent injunction and monetary relief entered 10/2/14.

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

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

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

Alleged Conduct: Deceptive acts or practices in violation of Section 5 and the Telemarketing

and Consumer Fraud Abuse and Prevention Act in connection with work-from-home business opportunity scheme.

Status: Complaint filed 2/10/14.
TRO entered 2/11/14.
Stipulated preliminary injunction and asset freeze as to defendant David Bevan entered 3/20/14.

FTC v. AT&T MOBILITY, LLC, No. 1:14-cv-03227 (N.D. Ga.)

Parties: AT&T Mobility, LLC

Assigned Attorneys: Courtney A. Estep (BCP/FP)
Jane M. Ricci
Katherine M. Worthman
Steven Spencer Elg (SERA)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with charging consumers for unauthorized, third-party monthly subscriptions.

Status: Complaint filed 10/8/14.
Stipulated order for permanent injunction and monetary judgment entered 10/8/14.

FTC v. AT&T MOBILITY, LLC, No. 3:14-cv-04785 (N.D. Cal.)

Parties: AT&T Mobility, LLC

Assigned Attorneys: David M. Newman (WRSF)
Eric David Edmonson
Kerry O'Brien
Laura Fremont
Linda K. Badger
Matthew D. Gold
Evan Rose

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

Status: Complaint filed 10/28/14.

FTC v. BAYVIEW SOLUTIONS, LLC, No. 1:14-cv-01830 (D.D.C.)

Parties: Bayview Solutions, LLC
Aron Tomko
Jonathan Ortiz

Assigned Attorneys: Thomas J. Widor (BCP/FP)
Michael D. White
Katherine Ripley White (DPIP)

Alleged Conduct: Violations of Section 5(a) of the FTC Act in connection with defendants' unfair public disclosure of consumers' sensitive personal and financial information.

Status: Complaint filed 10/31/14.
Notice of voluntary dismissal of Jonathan Ortiz filed 12/18/14.

FTC v. BF LABS, INC. No. 4:14-cv-815 (W.D. Mo.)

Parties: BF Labs, Inc.
Darla Drake
Nasser Ghoseiri
Sonny Vleisides
Kyle Alexander
Dylan Symington

Assigned Attorneys: Helen Wong (BCP/FP)
Leah Frazier
Teresa N. Kosmidis

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

Status: Complaint filed 9/15/14.
TRO entered 9/18/14.

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

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

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

David C. Shonka

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

Status: Complaint filed 2/22/08.
Stipulated final judgment and order for permanent injunction entered 4/9/08.
Motions for contempt and to modify permanent injunction against BlueHippo Funding, LLC, BlueHippo Capital LLC, and Joseph K. Rensin filed 11/17/09.
Order to show cause why defendants should not be held in contempt entered 11/16/09; modified 11/18/09.
Defendants' memoranda of law filed 12/7/09 and 12/11/09; Commission's reply memoranda of law filed 12/11/09 and 12/12/09.
Trial held 2/9/10-2/11/10; closing argument held 2/19/10.
Order granting motion for contempt entered 7/27/10; judgment entered 7/30/10.
Commission's motion to amend/correct judgment and order filed 8/27/10; defendants' opposition filed 9/24/10; Commission's reply filed 10/8/10.
Order denying Commission's motion to amend/correct judgment and order entered 12/1/10.
Notice of appeal filed 2/1/11.
Commission's brief filed 5/16/11.
Appellee's brief filed 8/15/11.
Commission's reply brief filed 9/12/11.
Argument held 2/23/12.
Opinion vacating the district court's judgment and remanding the case to the district court entered 8/12/14.
Appellee Joseph Rensin's petition for rehearing filed 9/25/14.
Order denying Joseph Rensin's petition for rehearing entered 11/17/14.

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

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

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

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

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

FTC v. BROADWAY GLOBAL MASTER, INC., No. 2:12-CV-00855 (E.D. Cal.)

Parties: Broadway Global Master, Inc.
In-Arabia Solutions Inc.
Kirit Patel

Assigned Attorneys: Austin A.B. Ownbey (WRSF)
Kerry O'Brien
Sarah Schroeder

Alleged Conduct: Unfair and deceptive acts or practices in violation of Section 5 and the FDCPA related to debt collection practices.

Status: Complaint filed 4/3/12.
TRO entered 4/5/12.
Preliminary injunction and asset freeze entered 4/26/12.
Kirit Patel indicted on 21 counts of mail and wire fraud on 8/23/12
Order granting six-month stay entered 9/17/12.
Orders extending stay entered 3/7/13, 7/8/13, and 11/18/13.
Order extending stay entered 2/7/14.

FTC v. BURNLOUNGE, INC., Nos. 12-55926, 12-56197, 12-56128 (9th Cir.), No. 2:07-CV-03654 (C.D. Cal.)

Parties: BurnLounge, Inc.
Juan Alexander Arnold
John Taylor
Rob DeBoer
Scott Elliott

Assigned Attorneys: Chris M. Couillou (SER)
Dama Brown
David C. Fix (BCP/MP)
Burke Kappler (OGC)

Alleged Conduct: Deceptive practices in violation of Section 5 in connection with the advertising, marketing, and sale of opportunities to operate on-line digital music stores.

Status: Complaint filed 6/6/07.
Stipulated preliminary injunction as to defendant Scott Elliott entered 7/2/07.
Stipulated preliminary injunction as to defendant BurnLounge, Inc. entered 7/3/07.
Stipulated preliminary injunction as to defendant Rob DeBoer entered 8/7/07.
Stipulated preliminary injunction as to defendant John Taylor entered 8/8/07.
Stipulated preliminary injunction as to defendant Juan Alexander Arnold entered 8/21/07.
Commission's motion to show cause why defendants BurnLounge and Juan Alexander Arnold should not be held in contempt for violation of stipulated preliminary injunction filed 4/24/08; defendants' opposition filed 5/7/08; Commission's reply filed 5/8/08; order granting motion to show cause entered 5/19/08.
Stipulated final order for permanent injunction and other equitable relief as to defendant Scott Elliott entered 6/16/08.
Defendants BurnLounge and Juan Alexander Arnold opposition to order to show cause filed 6/24/08; Commission's response filed 7/7/08; defendants' reply filed 7/8/08.
Order finding BurnLounge in violation of court injunction entered 8/4/08.
Trial held 12/9/08 to 12/22/08.
Post-trial briefs filed 3/6/09.
Closing arguments held 3/30/09.
Commission's motion to protect frozen assets from collection efforts by third parties filed 5/15/09; hearing on motion held 7/13/09.
Statement of decision entered 7/1/11.
Final judgment and order for permanent injunction and other equitable relief against defendants Burnlounge, Inc., Juan Alexander Arnold, John Taylor and Rob DeBoer entered 7/25/11.
Defendants' ex parte application to vacate judgment filed 7/29/11; Commission's reply filed 8/1/11; order granting ex part application entered 8/4/11.
Amended final judgment entered 3/1/12.
Defendants' motion to amend or alter final judgment filed 3/29/12; Commission's opposition filed 4/9/12; motion denied 5/13/12.

Notice of appeal by defendants Burnlounge and Arnold filed 5/17/12; notice of appeal by defendant Tyler filed 6/27/12; Commission's notice of cross-appeal filed 6/29/12.

Commission's brief as appellee and cross-appellant filed 4/1/13.

Reply briefs from defendants Burnlounge, Arnold, and Taylor filed 6/17/13.

Oral argument held 12/6/13.

Opinion affirming district court's judgment entered 6/2/14.

Second amended final judgment and order for permanent injunction entered against defendants Burnlounge, Inc., Juan Alexander Arnold, John Taylor, and Rob DeBoer 10/6/14; Defendants Juan Alexander Arnold and Burnlounge's stipulation to vacate second amended judgment filed 10/20/14.

Order vacating second amended judgment entered 10/21/14.

Amendment to final judgment entered 10/21/14.

FTC v. CARDFLEX, INC., No. 3:14-cv-397 (D. Nev.)

Parties: Cardflex, Inc.
Blaze Processing, LLC
March 1 Merchanting, LLC
Andrew M. Phillips
John S. Blaugrund
Shane Fisher
Jeremy Livingston

Assigned Attorneys: Karen S. Hobbs (BCP/MP)
Benjamin Robert Davidson
Blaine T. Welsh (AUSA)

Alleged Conduct: Violations of Section 5 of the FTCF Act in connection with unauthorized charges to consumer's debit and credit accounts.

Status: Complaint filed 7/30/14.
Permanent injunction and final order against defendants Blaze Processing, LLC, Mach 1 Merchanting, LLC and Shane Fisher entered 10/27/14.

FTC v. CD CAPITAL INVESTMENTS, LLC, 8:14-CV-1033 (C.D. Cal.)

Parties: CD Capital Investments, LLC
CD Capital, LLC
GDS Information Systems, Inc.
Christian D. Quezada
Mireya Duenas
Gabriel Drews Stewart

Assigned Attorneys: Barbara Y K Chun (WRLA)
LaShawn M. Johnson (BCP/FP)
Mark L. Glassman

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

Status: Complaint filed 7/7/14.

FTC v. CENTRO NATURAL CORP., No. 1:14-cv-23879 (N.D. Ga.)

Parties: Centro Natural Corp.
Sumore, LLC
Carolina Orellana
Damian Biondi
Javier Sumbre
Jessica Anzola
Bionore, Inc.
Susana Sumbre
Jorge Sumbre
Allianza Inmobiliaria Corp.
Jager International, Inc.

Assigned Attorneys: Dotan Weinman (BCP/ MP)
Janice L. Kopec

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5(a) of the FTC Act, the Fair Debt Collection Practices Act, and the Telemarketing Act in connection with soliciting payments for unverified debts.

Status: Complaint filed 10/20/14.
TRO entered 10/21/14.

FTC v. CEPHALON, INC., No. 2:08-CV-02141 (E.D. Pa.), formerly No. 1:08-CV-00244 (D.D.C.)

Parties: Cephalon, Inc.

Assigned Attorneys: Markus H. Meier (BC)
Bradley S. Albert
Garth W. Huston
Suzanne Munck

Alleged Conduct: Violations of Section 5 in connection with inducing generic companies to abandon patent challenge and agreeing to refrain from producing a generic form of the drug Provigil.

Status: Complaint for injunctive relief in D.D.C. filed 2/13/08.
Order granting defendant's motion to transfer case to E.D. Pa. entered 4/28/08.
Defendant's motion to dismiss filed 5/2/08; Commission's opposition to motion filed 6/2/08; defendant's reply filed 6/20/08.
First amended complaint filed 8/12/09.
Defendant's motion to dismiss filed 8/31/09; Commission's response in opposition filed 9/14/09; oral argument held 10/21/09.
Order and memorandum denying motion to dismiss entered 3/29/10.
Order staying case pending Supreme Court resolution of pay-for-delay pharmaceutical litigation settlements entered 8/29/12.
Notice by Commission of Supreme Court decision in *FTC v. Actavis* filed 6/19/13.
Motion for partial summary judgment by the Commission filed 9/20/13; defendant's opposition filed 11/19/13; Commission's reply filed 12/20/13.
Motion to dismiss for lack of jurisdiction by Cephalon, Inc. filed 9/20/13; Commission's response filed 11/18/13; defendant's response filed 12/20/13.
Motion to join Teva Pharmaceutical Industries Ltd. by Commission filed 12/9/13.

FTC v. COMMERCE PLANET, INC., No. 12-57064 (9th Cir.); Nos. 8:14-cv-01529, 8:09-CV-01324 (C.D. Cal.)

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

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

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

Status: Complaint filed 11/10/09.
Stipulated final orders for permanent injunction and monetary relief

against Commerce Planet, Inc., Michael Hill, and Aaron Gravitz entered 11/18/09.

Motion to dismiss as to defendant Charles Gugliuzza filed 1/19/10; Commission's opposition to motion filed 2/1/10; defendants' reply filed 2/8/10; order denying defendants' motion to dismiss entered 2/12/10.

Defendant Charles Gugliuzza's answer impleading Superfly Advertising, Inc. (a Delaware corporation) and Superfly Advertising, Inc. (an Indiana corporation) as third-party defendants filed 4/16/10; amended answer adding counterclaim against Commission filed 5/4/10.

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

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

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

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

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

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

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

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

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

Defendant Charles Gugliuzza's motion for summary judgment filed 7/27/11; Commission's opposition filed 8/22/11; reply filed 8/29/11; order denying motion for summary judgment entered 9/08/11.

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

Post-trial briefs submitted 3/23/12.

Appellant filed his reply 1/31/14.

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

Final order and permanent injunction as to all defendants entered 7/17/12.
Defendant Charles Gugliuzza's notice of appeal filed 11/13/12.
Appellant's opening brief filed 7/5/13; Commission's answering brief filed 11/18/13; appellant's reply brief filed 1/31/14.
Notice of defendant Charles Gugliuzza's appeal to the 9th Circuit filed 9/6/14.
Order dismissing appeal as duplicative of pending appeal 12-57064 entered 9/19/14; Gugliuzza's motion for reconsideration filed 9/25/14.
Notice regarding appeal (No. 8:14-cv-01529) from bankruptcy court's ruling that Gugliuzza's debt to the Commission is nondischargeable entered 9/22/14.
Gugliuzza's opening brief in bankruptcy appeal filed 12/5/14; Commission's answering brief due 1/16/15; Gugliuzza's reply brief due 1/30/15.
Oral argument scheduled for 2/9/15.

FTC v. CONSUMER COLLECTION ADVOCATES, CORP., No. 0:14-cv-62491 (S.D Fla.)

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

Assigned Attorneys: Barbara E. Bolton
Marcela C. Mateo

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

Status: Complaint filed 11/3/14.
Stipulated preliminary injunction entered 11/17/14.
Trial scheduled for 10/19/15.

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

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

Assigned Attorneys: Karen A. Dahlberg (NER)

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

Status: Complaint filed 8/03/10.
Stipulation and order modifying ex parte TRO as to defendant Louis Leo entered 8/25/10.
Stipulation and order modifying ex parte TRO as to defendants Ron Werner and Rita Werner entered 8/25/10.
Stipulated preliminary injunction order as to defendant Louis J. Leo entered 9/21/10.
Stipulated preliminary injunction as to defendants Ron Werner and Rita Werner entered 10/01/10.
Preliminary injunction as to corporate defendants entered 10/5/10.
Clerk's entry of default as to corporate defendants 11/15/10.
Stipulation and order modifying the preliminary injunction order as to defendants Louis Leo, Rita and Ronald Werner entered 3/31/11.
Commission's motion for leave to amend complaint naming additional defendants filed 5/06/11; magistrate judge's decision granting motion entered 8/18/11.
Appeals of magistrate judge's decision by proposed defendants filed 9/06/11.
Commission's amended complaint filed 10/13/11.
Motions to dismiss by filed 11/22/11; Commission's response in opposition filed 12/13/11.
Orders denying all motions to dismiss entered 5/23/12 & 5/24/12.
Commission's motion for summary judgment filed 7/23/2013; opposition by John Schwartz and Wendi Tow filed 8/30/13 and 11/7/13; partial oppositions by Rita Brum Werner, Ronald Kent Werner, Jeffrey Burman, Century Senior Services, Guarantee Trust Life Insurance Company, Richard Holson, III, Barbara Taube, Vantage America Solutions, Inc. filed 11/6/13; cross-motions for summary judgment by Rita Werner, GTL, Vantage, Century, Rick Holson, Jeff Burman, and Barbara Taube filed 9/4/13, 9/5/13 and 9/6/13.
Order granting motion by the Commonwealth of Massachusetts to modify the stipulated order of preliminary injunction entered 12/5/13.

FTC v. CREAM GROUP, INC., No. 2:13-cv-8843 (C.D. Cal.)

Parties: Cream Group, Inc., d/b/a Terra Nova, TNT, Inc., d/b/a CRM, Inc.
Sami Charchian, d/b/a Oro Marketing, d/b/a Modo, d/b/a Modo Industry,
d/b/a Oro Max, d/b/a Casa de Oro, d/b/a Casa de Moda, d/b/a Oro
Mundo, d/b/a Mation/Modo

John Charchian, a/k/a Djahangir Charchian, a/k/a Jahangir John Charchian
Norma Rae Ramos

Assigned Attorneys: Julie K. Mayer (NWR)
Laura M. Solis
Raymond E. McKown (WRLA)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule, in connection with
the sale of purported brand-name merchandise for resale.

Status: Complaint filed 12/3/13.
TRO entered 12/3/13.
Stipulated preliminary injunction entered 1/9/14.
Default by clerk against Cream Group entered 3/18/14.
Amended complaint filed 4/2/14.
Default judgment as to relief defendants Bahareh Ramin and Spring Acres,
LLC entered 7/8/14.
Final order for permanent injunction and monetary judgment against
defendants Cream Group, Inc., John Charchian, and Sami Charchian
and for monetary relief defendants Spring Acres, LLC and Bahareh
Ramin entered 12/22/14.

FTC v. CWB SERVICES, LLC, No. 4:14-cv-783 (W.D. Mo.)

Parties: CWB Services, LLC
Orion Services, LLC
Sandpoint Capital, LLC
Basseterre Capital, LLC
Namakan Capital, LLC
Vandelier Group, LLC
St. Armands Group, LLC
Anasazi Group, LLC
Anasazi Services, LLC
Longboat Group, LLC
Orlead Group
Timothy A. Coppinger
Frampton Rowland, III

Assigned Attorneys: Rebecca M. Unruh (BCP/FP)
Charles M. Thomas
Lisa Rothfarb
Matthew Wilshire

Alleged Conduct: Unfair and deceptive practices in violation of Section 5 of the FTC Act, the Truth in Lending Act, and the Electronic Fund Transfer Act in connection with the offering or extension of payday loans.

Status: Complaint filed 9/5/14.
TRO entered 9/9/14.
Stipulated preliminary injunction entered 9/23/14.

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

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

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

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

Status: Complaint filed 6/20/97.
Permanent injunction entered 10/1/98.
Motion for contempt and stipulated preliminary injunction filed 1/28/13.
Order granting preliminary injunction entered 3/5/13.
Hearing held 9/5/13.
Order finding civil contempt liability entered 9/27/13.
Notice of appeal filed 11/26/13.
Commission's motion in district court for an indicative ruling and to clarify judgment filed 2/10/14.
Commission's motion in court of appeals to suspend briefing schedule and stay proceeding filed 2/11/14; order by court of appeals staying case entered 2/14/14.
Commission's motion in court of appeals for remand filed 3/4/14; order remanding case entered 3/14/14.
Order by district court reaffirming its 9/27/13 order of contempt entered 7/28/14.
Appellant's opening brief filed 10/23/14; Commission's answering brief filed 12/24/14.

FTC v. DEBTPRO 123, LLC, No. 8:14-cv-0693 (C.D. Cal.)

Parties: Debtpro 123, LLC
Allstar Processing Corp.
Allstar Debt Relief, LLC
Redwave Management Group
BET Companies, Inc.
Bryan E. Taylor, a/k/a B. Edward Taylor
Ryan Foland, a/k/a R Eugene Foland
Stacey Frion
Kara Taylor

Assigned Attorneys: Stacy Rene Procter (WRLA)
Benjamin J. Theisman (BCP/ENF)
Miriam R. Lederer

Alleged Conduct: Unfair and deceptive acts and practices in violation of Section 5 of the FTC Act, the Telemarketing Sales Rule, and the Credit Repair Organization Act in relation to advertising and business practices by credit repair organizations.

Status: Complaint filed 5/2/14.

FTC v. DERMADOCTOR, INC., No. 4:14-cv-01129 (W.D. Mo.)

Parties: DERMAdoctor, Inc.
Audrey Kunin, MD

Assigned Attorneys: Christine DeLorme
Elizabeth Nach (BCP/AP)
Thomas M. Larson (AUSA)

Alleged Conduct: Violations of Sections 5(a) and 12 of the FTC Act in connection with the advertising, marketing, distribution, and sale of DERMAdoctor line of cosmetic products.

Status: Complaint filed 12/23/14.
Stipulated final judgment and order for permanent injunction and other equitable relief entered 12/29/14.

FTC v. DIVERSIFIED EDUCATIONAL RESOURCES, LLC, No. 0:14-cv-62116 (S.D. Fla.)

Parties: Diversified Educational Resources, LLC
Motivational Management & Development Services, Ltd.

IDM Services, LLC
Alexander Wolfram a/k/a Alex Wolfram
Maria T. Garcia
Steinbock Holdings, LLC
Zwillinge, LLC
Tiffany Chambers
Sylvia Gads

Assigned Attorneys: Ioana Rusu (BCP/FP)
Miya Rahamim

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

Status: Complaint filed 9/16/14.
TRO entered 9/16/14.
Preliminary injunction entered 9/30/14.

FTC v. E.M.A. NATIONWIDE, INC., No. 13-4169 (6th Cir.); 1:12-cv-02394 (N.D. Ohio)

Parties: E.M.A. Nationwide, Inc.
New Life Financial Solutions, Inc.
1UC, Inc.
7242701 Canada, Inc.
7242697 Canada, Inc.
7246293 Canada, Inc.
7246421 Canada Inc.
James Benhaim
Daniel Michaels
Phillip Hee Min Kwon
Joseph Shamolian
Nissim N. Ohayon

Assigned Attorneys: Chris Panek (ECR)
Sara DePaul
David L. Sieradzki (OGC)

Alleged Conduct: Deceptive acts in practices in violation of Section 5 and the Mortgage Assistance Relief Services Rule in connection with the advertising, sale, and promotion of debt relief services.

Status: Complaint filed 9/25/12.
Order denying Commission's motion for ex-party TRO entered 9/28/12.
Stipulated preliminary injunction as to defendants Benhaim, Michaels, and all corporate defendants entered 10/25/12.

Stipulated preliminary injunction as to defendant Ohayon entered 10/25/12.
 Stipulated preliminary injunction as to defendant Shamolian entered 11/20/12.
 Stipulated preliminary injunction as to defendant Kwon entered 11/27/12.
 Motion to dismiss by defendants Benhaim, Michaels, and corporate defendants filed 12/11/12; Commission's opposition to motion to dismiss filed 1/14/13; reply filed 2/17/13.
 Stipulated permanent injunction against defendant Kwon entered 5/14/13.
 Renewed motion to stay proceedings by defendants 1UC Inc., 7242701 Canada Inc., 7246293 Canada Inc., 7246421 Canada Inc., E.M.A. Nationwide, Inc., Daniel Michaels, and New Life Financial Solutions, Inc. filed 6/4/13; defendants' motion to delay trial date filed 6/11/13; order denying motion to stay and motion to delay entered 6/12/13.
 Commission's motion for an order to show cause why defendant Dan Michaels should not be held in contempt filed 6/26/13.
 Stipulated permanent injunction against defendant Shamolian entered 6/27/13.
 Motion for summary judgment as to Dan Michaels, James Benhaim, and the seven corporate defendants, filed 7/8/13.
 Order granting motion for summary judgment entered 8/26/13.
 Joint stipulated permanent injunction resolving the remaining claims against Nissim Ohayon entered 9/16/13.
 Notice of appeal by Daniel Michaels, James Benhaim, and corporate defendants filed 9/24/13.
 Opening brief filed 12/11/13; Commission's answering brief filed 2/13/14; appellant's reply brief filed 3/19/14.
 Argument held 6/20/14.
 Sixth circuit's opinion and judgment denying defendants' motions for further discovery and proceedings and affirming the grant of the Commission's motion for summary judgment entered 9/8/14.

FTC v. EMERICA MEDIA CORPORATION, No. 9:13-CV-00003 (D. Mont.)

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

HearYou2, Inc.
SecuraDat, Inc.

Assigned Attorneys: Kathryn Decker (NWR)
Richard McKewen

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

Status: Complaint filed 1/8/13.
Stipulated preliminary injunctions as to all defendants entered 5/8/13.
Order staying the case until at least 7/8/13, pending developments in a parallel criminal investigation entered 5/9/13.
Order staying the case pending the resolution of a parallel criminal prosecution entered 9/24/13.
Stipulated permanent injunction order and monetary relief as to defendant Nathan M. Sann entered 11/25/14.

FTC v. EWING, No. 2:07-cv-00479-PMP-GWF (D. Nev.)

Parties: Crystal A. Ewing
Consumer Direct Enterprises, LLC
Top Choice, Inc.
Classic Productions, LLC
Response Processing, LLC
David F. Ewing
Top Choice, Inc., d/b/a Sweepstakes Information Reporting Services,
Cash Claim Information Center, Consumer Award Advisory
Service, Mega Marketing Group, and Prize Distribution Center

Assigned Attorneys: Kathryn Decker (NWR)
Mary Benfield

Alleged Conduct: Violation of Section 5 in connection with deceptive sweepstake claims.

Status: Complaint for injunctive and other equitable relief filed 4/11/07.
Consent judgment and order for permanent injunction in favor of Commission entered 6/14/07.
Commission's contempt motion against Crystal Ewing filed 5/1/14.

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

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

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

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

Status: Complaint filed 5/1/14.
Default judgment as to defendants Ricki Black and Global Access Management Systems, Inc. entered 6/23/14; Defendants' motion to set aside entry of default filed 6/26/14; Commission's stipulation of no opposition to Ricki Black only filed 7/8/14.
Default judgment as to Omni Processing Center and MBE Management, LLC entered 7/18/14.

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

Parties: Federal Check Processing, Inc.
Federal Recoveries, LLC
Federal Processing Services, Inc.
Federal Processing, Inc.
United Check Processing, Inc.
Central Check Processing, Inc.
Central Processing Services, Inc.
Nationwide Check Processing, Inc.
American Check Processing, Inc.
State Check Processing, Inc.
Check Processing, Inc.
US Check Processing, Inc.
Flowing Streams, F.S., Inc.
Mark Briandi

William Moses
Empowered Racing, LLC, Relief Defendant

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

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

Status: Complaint filed 2/24/14.
Ex parte TRO entered 3/24/14.
Stipulated preliminary injunction entered 3/25/14.

FTC v. FIRST CONSUMERS, LLC, No. 2:14-cv-1608 (E.D. Pa.)

Parties: First Consumers, LLC
Standard American Marketing, Inc.
Powerplay Industries, LLC
1166519075 Quebec Inc., d/b/a Landmark Holdings, Inc.
1164047236 Quebec Inc., d/b/a Madicon Inc.
Ari Tietolman
Marc Ferry
Charles W. Borie
Robert Barczai

Assigned Attorneys: David R. Spiegel (BCP/MP)

Alleged Conduct: Unfair and deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rules in connection with marketing of supposed fraud protection, legal protection and pharmaceutical benefit services.

Status: Complaint filed 3/18/14.
Ex parte TRO entered 3/18/14.
Preliminary injunction order entered 3/28/14.
Motion for contempt against defendant Ari Tietolman filed 5/15/14.
Order imposing coercive sanction against Ari Tietolman entered 7/17/14.
Bench warrant for Ari Tietolman issued 8/7/14.
Default judgment as to defendants 1164047236 Quebec Inc., 1166519075 Quebec Inc., First Consumers, LLC, Powerplay Industries, LLC, and Standard American Marketing, Inc. entered 12/4/14.

FTC v. FMC COUNSELING SERVICES, INC., No. 0:14-cv-61545 (S.D. Fla.)

Parties: FMC Counseling Services, Inc.
FDC Assoc Group, Inc.
FDC Business, Inc.
FMC Review Corporation, Inc.
NDR Group, Inc.
FMC Consultants Group, Inc.
Jonathan L. Herbert

Assigned Attorneys: Elizabeth C. Stout (MWR)
James Davis

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

Status: Complaint for permanent injunction and other equitable relief filed 7/7/14.
Preliminary injunction with asset freeze and other equitable relief as to Jonathan L. Herbert entered 7/17/14.
Final judgment adopting parties' proposed stipulated final order for permanent injunction and monetary relief entered 12/12/14.

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

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

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

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

Status: Complaint filed 10/29/14.

FTC v. GRANT CONNECT, LLC, Nos. 12-15481, 11-18023 (9th Cir.), No. 2:09-CV-01349 (D. Nev.)

Parties: Grant Connect, LLC
Global Gold, Inc.
Global Gold Limited
MSC Online, Inc.
Paid To Process, Inc.
Premier Plus Member, Inc.

Horizon Holdings, LLC	Total Health, Inc.
O'Connell Gray LLC	Vcomm, Inc.
Vantex Group, LLC	Rachael A. Cook
Vertek Group, LLC	James J. Gray
Pink LP	Steven R. Henriksen
Consolidated Merchant Solutions, LLC	Michael L. Henriksen, Jr.
OS Marketing Group, LLC	Juliette M. Kimoto
Acai, Inc.	Tasha Jn Paul
AllClear Communications, Inc.	Kyle R. Kimoto
Dragon Group, Inc.	Randy D. O'Connell
Elite Benefits, Inc.	Johnnie Smith
Global Fulfillment, Inc.	Healthy Allure, Inc.
Juliette M. Kimoto Asset Protection Trust	Juliette M. Kimoto
Randy D. O'Connell	

Assigned Attorneys: Roberto Anguizola (BCP/MP)
Tracey Thomas
Dotan Weinman
Burke Kappler (OGC)
Jack Metzler

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Electronic Funds Transfer Act in connection with purported access to free government grants, the inadequate disclosure of negative options, and the unauthorized debiting of consumer accounts.

Status: Complaint filed 7/27/09.
TRO entered 7/28/09.
Stipulated preliminary injunction as to defendants Grant Connect, LLC; Horizon Holdings, LLC; O'Connell Gray LLC; James J. Gray; and Randy D. O'Connell entered 8/18/09.
Preliminary injunction as to defendants Global Gold, Inc.; Vantex Group, LLC; Vertek Group, LLC; Pink LP; Steven R. Henriksen; Rachael A. Cook; and Juliette M. Kimoto entered 9/22/09.
Amended complaint adding defendants Global Gold Limited; Consolidated Merchant Solutions, LLC; OS Marketing Group, LLC; Acai, Inc.; AllClear Communications, Inc.; Dragon Group, Inc.; Elite Benefits, Inc.; Global Fulfillment, Inc.; Healthy Allure, Inc.; MSC Online, Inc.; Paid To Process, Inc.; Premier Plus Member, Inc.; Total Health, Inc.; Vcomm, Inc.; Juliette M. Kimoto Asset Protection Trust; Michael L. Henriksen, Jr.; Tasha Jn Paul; Kyle R. Kimoto; and Johnnie Smith filed 4/21/10.
Stipulated final judgment and order for permanent injunction and monetary relief in favor of FTC and against Johnnie Smith entered 6/10/10.
Preliminary injunction as to defendants Michael L. Hendricksen, Jr.;

Tasha Jn Paul; Kyle R. Kimoto; and Johnnie Smith entered 6/17/10.
Cross-motions for summary judgment filed 12/22/10; responses filed
3/14/11 and 3/15/11.
Stipulated final judgment and order for permanent injunction and
monetary relief as to defendant Johnnie Smith entered 6/10/11.
Stipulated consent judgment and order for permanent injunction and
monetary relief as to defendants Vantex Group, LLC; Vertek
Group LLC; Pink LP; Juliette M. Kimoto Asset Protection Trust;
and Juliette M. Kimoto entered 8/31/11.
Consent judgment in favor of the Commission and against Vantex Group
LLC; Vertek Group LLC; Juliette M. Kimono Asset Protection
Trust, and Juliette M. Kimoto in the amount of \$29,916,533.38
entered 9/1/11.
Order denying defendants' motion for summary judgment and granting in
part and denying in party Commission's motion for summary
judgment entered 10/25/11.
Permanent injunction entered 10/25/11.
Judgment in favor of Commission entered 11/02/11.
Motion to amend/correct judgment by defendants Acai, Inc., Health
Allure, Inc., MSC Online, Inc., Paid to Process, Inc., Total Health,
filed 11/22/11; Commission's response filed 12/08/11; order
denying motion entered 12/20/11.
Notice of appeal, No. 11-18023, by defendant Kyle Kimoto filed 12/19/11.
Notice of appeal, No.12-15481, by defendants Acai, Inc. All Clear
Communications, Inc., Drago Group, Inc., Elite Benefits Group,
Inc., Globe Fulfillment, Inc., Global Gold Limited, Global Gold,
Inc., Healthy Allure, Inc., Steven Henrickson, Jr., MSC Online,
Inc., Paid to Process, Inc., Premier Plus Members, Inc., Total
Health, Inc., and Ucomm, Inc., filed 2/21/12.
Appellant Kyle Kimoto's opening brief in No. 11-18023 filed 4/23/12.
Appellants' opening brief in No. 12-15481 due but not filed on 5/31/12.
Commission's answering brief in No. 11-18023 filed 6/11/12.
Appeal No. 12-15481 dismissed 10/25/12.
Order requiring that *pro bono* counsel be appointed for appellant Kyle
Kimoto in No. 11-18023 entered 6/10/13.
Opening brief in No. 11-18023 filed 10/25/13; answering brief filed 12/6/13;
reply brief filed 1/24/2014.
Oral argument held 4/7/14.
Ninth Circuit's opinion affirming the grant of the Commission's motion for
summary judgment in all respects except as to Acai Total Burn
entered 8/15/14.
Amended permanent injunction entered 10/14/14.
Amended final monetary judgment in favor of the Commission against Kyle
Kimoto in the amount of \$29,887,766 entered 11/10/14.

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

Parties: Health Formulas, LLC d/b/a Simple Pure Nutrition
Pure Vitamins, LLC
Longhorn Marketing, LLC
Method Direct, LLC
Weight Loss Dojo, LLC d/b/a Fitness Dvds
VIP Savings d/b/a VIP Savings Center
DJD Distribution, LLC
MDCC, LLC d/b/a Method Direct Call Center
Chapnick, Smuckler & Chapnick, Inc.
Brandon Chapnick
Keith Smuckler
Danelle Miller
Jason Miller

Assigned Attorneys: Danielle Estrada (BCP/MP)
Roberto Anguizola
Shameka L. Walker

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act, Electronic Fund transfer Act, Restore Online Shoppers Confidence Act, and the Telemarketing Act in connection with “free” trials of health and cosmetic products.

Status: Complaint filed 10/7/14.

FTC v. HISPANIC GLOBAL WAY, CORP, No. 1:14-cv-22018 (S.D. Fla.)

Parties: Hispanic Global Way, Corp.
Hispanic Global Way, LLC
Hispanic Global Way Venez Corp., d/b/a TVO
Hispanic Global Way Venez I Corp.
Gold Lead USA Corp.
Sky Advance Choices Corp.
Sky Advance, LLC
First Airborne Service Trading Corp., d/b/a Fast Solutions, L’Nature
Lab, Movil English F.A.S.T, Molding Motion 5 First
Airborne
Hispanic Network Connections, LLC, d/b/a Lo Vi En TV
Fast Solutions Plus Corp.
Grand Team Service Corp.
Maria Elizabeth Vera
Rafael Martin Hernandez
Roberto Carrasco Macedo

Maria Gisella Macedo

Assigned Attorneys: Michelle L. Schaefer (BCP/ENF)

Alleged Conduct: Unfair and deceptive practices in violation of Sections 5(a) and 12 of the FTC act in connection with the sale of purported weight loss products.

Status: Complaint filed 6/2/14.
TRO entered 6/2/14.
Preliminary injunction order entered 7/1/14.

FTC v. HOLD BILLING SERVICES, LTD., No. 5: 98-CV-00629-FB (W.D. Tex.)

Parties: Hold Billing Services, Ltd.
HBS, Inc.
Avery Communications, Inc.
Veterans of America Association, Ltd.
Thomas M. Lyons
Keith C. Calil
Milford H. Balaban
Billings Services Group Limited (Contempt Defendant)
Billing Services Group North America, Inc. (Contempt Defendant)
HBS Billing Services Company (Contempt Defendant)
Enhanced Billing Services, Inc.(Contempt Defendant)
Billing Concepts, Inc. (Contempt Defendant)
ACI Billing Services, Inc. (Contempt Defendant)

Assigned Attorneys: Douglas Wolfe (BCP/ENF)

Alleged Conduct: Unfair and deceptive billing practices in cramming bills for services upon telephone line subscribers in sweepstakes promotion.

Status: Complaint filed 7/15/98.
Stipulated final judgments entered 9/22/99.
Contempt motion against Billings Services Group Limited, Billing Services Group North America, Inc., HBS Billing Services Company, Enhanced Billing Services, Inc., Billing Concepts, Inc., and ACI Billing Services, Inc. filed 3/28/12; contempt defendants' oppositions filed 4/30/12; Commission's reply filed 5/15/12.
Order conditionally granting Commission's motion for order to show cause regarding contempt entered 3/26/13; further proceedings, including resolution of the contempt motion, referred to Magistrate Judge.
Order referring case to mediation entered 7/8/13; mediation completed by 9/18/13.
Evidentiary hearing held 11/4/13 to 11/14/13.

Report and recommendation of magistrate judge to grant in part
Commission's motion for contempt entered 3/27/14.

FTC v. HOME RELIEF FOUNDATION, INC., No. 1:14-cv-652 (W.D. Tex.)

Parties: Home Relief Foundation, Inc. d/b/a National Home Retention
John Dicristofalo
Josephine Amanda Dicristofalo

Assigned Attorneys: Emily B. Robinson (SWR)
Luis H. Gallegos

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

Status: Complaint filed 7/14/14.

FTC v. IAB MARKETING ASSOCIATES, LP, No. 12-16265 (11th Cir.); No. 0:12-CV-61830
(S.D. Fla.)

Parties: IAB Marketing Associates
Independent Association of Businesses
Healthcorp International, Inc.
JW Marketing Designs, LLC
International Marketing Agencies LP
International Marketing Management, LLC
Wood, LLC
Health Services Providers, Inc.
Magnolia Technologies Corporation
Fav Marketing Inc.
James C. Wood
James J. Wood
Michael J. Wood
Gary D. Wood
Roy D. Hamilton
Judy M. Hamilton
Magnolia Health Management Corporation
Tressa K. Wood (Relief Defendant)
Avis S. Wood (Relief Defendant)

Assigned Attorneys: Dotan Weinman (MWR)
Patricia Hsue
Jack Metzler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Sections 5 of FTC Act and the Telemarketing Sales Rule in connection with the advertising, marketing and sale of healthcare insurance.

Status: Complaint filed 9/18/12.
TRO as to all defendants entered 9/18/12.
Preliminary injunctions entered 10/9/12.
Notice of appeal of preliminary injunction by IAB Marketing Associates and other defendants filed 12/3/12.
Stipulated final order as to Health Service Providers, Inc., Magnolia Technologies Corporation, Fav Marketing Inc., Magnolia Health Management Corporation, Roy D. Hamilton, and Judy M. Hamilton entered 2/19/13.
Commission's amended complaint adding two relief defendants filed 3/4/13.
Motion to dismiss the amended complaint filed by IAB defendants and relief defendant Tressa Wood filed 4/8/13; FTC's response filed 4/22/13.
Appellant's brief filed 3/8/13; Commission's responsive brief filed 5/10/13; appellants' reply brief filed 5/28/13.
Motion by IAB defendants and relief defendant Tressa Wood to transfer venue to the Northern District of Texas filed 6/3/13; Commission's opposition filed 6/20/13.
Motion by defendant Gary Wood to transfer venue to the Northern District of Texas filed 7/2/13; Commission's opposition filed 7/15/13; defendant's reply filed 7/22/13.
Order denying motion to dismiss entered 8/21/13.
Order stating that the asset freeze and preliminary injunction also apply to the relief defendants entered 9/16/13.
Order denying IAB defendants' motion to dismiss entered 11/8/13.
Motion for summary judgment by Avis Wood filed 11/11/13; Commission's opposition filed 11/27/13; reply filed 12/5/13.
Motion for summary judgment by Commission filed 11/11/13; opposition filed 12/10/13; reply brief filed 12/20/13.
Motion to transfer venue to the Northern District of Texas granted 2/6/14.
Oral arguments held 2/27/14.
Opinion by 11th Circuit upholding preliminary injunction entered 3/27/14.

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

Parties: Ideal Financial Solutions, Inc.
Ascot Crossing, LLC
Bracknell Shore, Ltd.
Chandon Group, Inc.

Avanix, LLC
Fiscal Fitness, LLC
Steven Sunyich
Michael Sunyich
Christopher Sunyich
Shawn Sunyich
Melissa Sunyich Gardner
Kent Brown
Shane Mosher
Jared Mosher
Thomas W. McNamara

Assigned Attorneys: Megan Bartley (BCP/ENF)
Richard Michael Waller

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with a scheme to debit and charge consumers without authorization.

Status: Complaint filed 1/28/13.
TRO entered 1/30/13.
Preliminary injunction entered 2/15/13.
FTC's amended complaint and motion for preliminary injunction and asset freeze against Jared Mosher filed 4/10/13.
Preliminary injunction and asset freeze against Jared Mosher entered 5/10/13.
Settlement agreement between the Commission and Shawn Sunyich filed 3/12/14.
Commission's motion for summary judgment filed 3/19/14.
Consent judgment and permanent injunction against defendants Kent Brown and Shawn Sunyich entered 6/5/14.
Default judgment against Ascot Crossing, LLC, Avanix, LLC, Bracknell Shore, Ltd., Chandon Group, Inc., Fiscal Fitness, LLC, and Ideal Financial Solutions entered 6/6/14.

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

Parties: Inbound Call Experts, LLC
Advanced Tech Supportco, LLC
PC Vitalware, LLC
Super PC Support, LLC
Robert D. Deignan
Justin M. Wright
PC Cleaner, Inc.
Netcom3 Global, Inc.
Netcom3, Inc.
Cashier Myricks, Jr.

Paul M. Herdsman

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

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

Status: Complaint filed 11/10/14.
TRO entered 11/12/14.

FTC v. INNOVATIVE MARKETING, INC., No. 13-1426 (S. Ct.); No. 12-2340 (4th Cir.); No.
1:08-CV-03233 (D. Md.)

Parties: Innovative Marketing, Inc., d/b/a Billingnow, BillPlanet PTE Ltd.,
Globodat, Innovative Marketing Ukraine, Revenue Response
Sunwell, Synergy Software BV, Winpayment Consultancy SPC,
Winsecure Solutions, Winsolutions FZ-LLC
ByteHosting Internet Services, LLC
James Reno, d/b/a Setupahost.net
Sam Jain
Daniel Sundlin, d/b/a Vantage Software, Winsoftware, Ltd.
Marc D'Souza, d/b/a Web Integrated Net Solutions
Kristy Ross
Maurice D'Souza

Assigned Attorneys: Colleen Robbins (BCP/MP)
Paul Spelman
Jack Metzler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 involving computer
security software purchases, scans, and advertising.

Status: Complaint filed 12/2/08.
TRO entered 12/2/08.
Preliminary injunction entered 12/12/08.
Civil contempt order against Innovative Marketing for violation of TRO
entered 12/19/08.
Stipulated final order for permanent injunction and monetary judgment
against defendants James M. Reno and ByteHosting Internet Services,
LLC entered 6/23/09.
Default judgment against defendant Sam Jain entered 2/24/10; amended
3/4/10.
Default judgments against defendants Daniel Sundin and Innovative

Marketing, Inc. entered 2/24/10.
Commission's motion for summary judgment filed 11/19/10; response filed 12/17/10.
Stipulated final judgment against defendants Marc D'Souza and Maurice D'Souza entered 1/10/11.
Joint motion for disbursement of funds filed 9/27/11; order granting disbursement of funds entered 9/27/11.
Memorandum opinion denying Commission's motion for summary judgment entered 6/11/12.
Commission's supplemental motion for summary judgment filed 6/25/12.
Order in favor of the Commission, granting a permanent injunction and consumer redress entered 9/24/12.
Notice of appeal by defendant Kristy Ross filed 10/24/12.
Appellant's opening brief filed 3/5/13; Commission's responsive brief filed 5/6/13; appellant's reply filed 6/4/13.
Oral argument held 10/31/13.
Opinion affirming judgment of the district court entered 2/25/14.
Petition for certiorari filed 5/27/2014.
Petition for writ of certiorari denied 10/6/14.

FTC v. INSTANT RESPONSE SYSTEMS, LLC, No. 1:13-CV-00976 (E.D.N.Y.)

Parties: Instant Response Systems, LLC
B.B. Mercantile, Ltd.
Medical Alert Industrial
Medical Alert Services
Jason Abraham

Assigned Attorneys: Arturo DeCastro (BCP/MP)
Paul Spelman

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act, Telemarketing Sales Rule, and the Unauthorized Merchandise Statute in connection with unsolicited calls to elderly consumers to sell medical alert services.

Status: Complaint filed 2/25/13.
TRO entered 2/25/13.
Preliminary injunction entered 3/18/13.
Default judgment against defendant Instant Response Systems entered 1/31/14.
Commission's motion for summary judgment filed 6/6/14; Jason Abraham's motion to strike filed 7/24/14; Commission's reply in support of motion for summary judgment filed 8/15/14.

FTC v. IVY CAPITAL, INC., No. 13-16052 (9th Cir.); No. 2:11-CV-00283 (D. Nev.)

Parties: Ivy Capital Inc. Virtual Profit, LLC
Fortune Learning Systems, LLC. Dream Financial
Fortune Learning, LLC. ICI Development Inc.
Vianet, Inc. Ivy Capital, LLC
Enrich Wealth Group, LLC Logic Solutions, LLC
Business Development Div., LLC Oxford Debts Holdings, LLC
Nevada Credit Division, LLC Revsynergy LLC
Corporate Credit Division, LLC Sell IT Visions, LLC
Tax Planning Division, LLC Kyle Kirchbaum
Zyzac Commerce Solutions, Inc. John Harrison
The Shipper, LLC Steven Lyman
3 Day MBA, LLC Benjamin Hoskins
Global Finance Group, LLC Christopher Zelig
Steven Sonnenberg James Hanchett
Joshua Wickman Cherrytree Holdings, LLC
Oxford Financial, LLC S&T Time, LLC
Virtucon LLC Curva, LLC
Mowab, Inc Keirsten Kirschbaum
Melyna Harrison Tracy Lyman
Leanne Hoskins

Assigned Attorneys: Emily Burton (BCP/MP)
Shameka Gainey
Leslie Melman (OGC)
Burke W. Kappler

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with the marketing and sale of get rich quick programs and the billing of consumers' accounts.

Status: Complaint filed 2/22/11
TRO entered 2/22/11.
Preliminary injunction entered 3/25/11.
Default as to defendants Business Development Division, LLC, Corporate Credit Division, LLC, Credit Repair Division, LLC, Nevada Corporate Division, Inc., and Tax Planning Division, LLC entered 4/4/11.
Motion for summary judgment by Defendant Benjamin Hoskins filed 8/8/12; Commission's response filed 9/18/12.
Motion for summary judgment by Defendant Leanne Hoskins filed 9/12/12.
Commission's motion for summary judgment filed 9/12/12.
Stipulated final judgment and order for permanent injunction as to 30 defendants and relief defendants entered 12/20/12.

Order granting summary judgment entered 3/26/13.
Notice of appeal by Ben Hoskins, Dream Financial, Leanne Hoskins, and Oxford Financial filed 5/23/13.
Order holding appeal in abeyance until post-judgment motion in district court is resolved entered 5/29/13.
Order granting FTC's motion for default judgment against Business Development Division, Corporate Credit Division, Credit Repair Division, and Tax Planning Division entered 6/26/13.
Final judgment and order for permanent injunction and monetary relief entered 7/5/13.
Amended notice of appeal filed 7/10/13.
Appellant's brief filed 12/16/13; Commission's answering brief filed 2/21/14; appellant's reply brief filed 3/28/14.

FTC v. JDI DATING, LIMITED, No. 1:14-cv-08400 (N.D. Ill.)

Parties: JDI Dating, Limited
William M. Thomas

Assigned Attorneys: Steven Wernikoff (MWR)

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act and the Restore Online Shoppers' Confidence Act in connection with marketing and sale of online dating services.

Status: Complaint filed 10/27/14.
Stipulated order for permanent injunction and other equitable relief entered 10/30/14.

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

Parties:	Jeremy D. Johnson	Anthon Holdings Corp.
	Big Bucks Pro, Inc.	Blue Net Progress, Inc.
	Blue Streak Progressing, Inc.	Bolt Marketing, Inc.
	Bottom Dollar, Inc.	Bumble Marketing, Inc.
	Business First, Inc.	Business Loan Success, Inc.
	CPA Upsell, Inc.	CS Processing, Inc.
	Cloud Nine Marketing, Inc.	Cold Bay Media, Inc.
	Costnet Discounts, Inc.	Cutting Edge Processing, Inc.
	Diamond J Media, Inc.	EBusiness First, Inc.
	Ebusiness Success, Inc.	Elite Debit, Inc.
	Employee Plus, Inc.	Excess Net Success, Inc.
	Duane Fielding	Fiscal Fidelity, Inc.

Fitness Processing, Inc.	Funding Search Success, Inc.
Funding Success, Inc.	GG Processing, Inc.
GGL Rewards, Inc.	Highlight Marketing, Inc.
Hooper Processing, Inc.	I Works, Inc.
Internet Business Source, Inc.	Internet Economy, Inc.
Internet Fitness, Inc.	JRB Media, Inc.
Jet Processing, Inc.	Andy Johnson
Loyd Johnston	Scott Leavitt
Lifestyles for Fitness, Inc.	Market Funding Solutions, Inc.
Mist Marketing, Inc.	Money Harvest, Inc.
Monroe Processing, Inc.	Scott Muir
Net Business Success, Inc.	Net Commerce, Inc.
Net Discounts, Inc.	Net Fit Trends, Inc.
Net Success, Inc.	Network Agenda, LLC
Optimum Assistance, Inc.	Bryce Payne
Kevin Pilon	Power Processing, Inc.
Premier Performance, Inc.	Pro Internet Services, Inc.
Razor Processing, Inc.	Rebate Deals, Inc.
Revive Marketing, Inc.	Ryan Riddle
Simcor Marketing, Inc.	Terrason Spinks
Success Marketing, Inc.	Summit Processing, Inc.
Tran Voyage, Inc.	TranFirst, Inc.
Unlimited Processing, Inc.	Xcel Processing, Inc.
eCom Success, Inc.	

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

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

Status: Complaint filed 12/21/10.
 TRO and asset freeze entered 1/13/11.
 Preliminary injunction entered 2/10/11.
 Notice of interlocutory appeal by defendant Jeremy Johnson (Appeal No. 11-17265) filed 9/22/11; dismissed 6/27/12.
 Notice of interlocutory appeal by defendants Duane Fielding, Anthon Holdings Corp., and Network Agenda, LLC (Appeal No. 11-17265) filed 9/23/11; dismissed on appellant's motion 11/17/11.
 Notice of appeal of order granting first omnibus motion for sale (Appeal No. 12-15778) filed 4/6/12; appellant's opening brief due but not filed 7/16/12; dismissed by 9th Cir. 11/5/12.

Notice of appeal of order granting receiver's motion for fees (Appeal No. 12-16213) filed 5/21/12; appellant's opening brief due but not filed 9/7/12.

Appeal dismissed for failure to prosecute, 12/20/12.

Notices of appeal of order clarifying preliminary injunction (Nos. 13-15768 and 13-15778) filed 4/18/13 and 4/19/13; appeals consolidated and appellants' opening brief filed 5/17/13; Commission's responsive brief filed 6/28/13; reply brief filed 7/15/13.

Notice of appeal (No. 13-15822) filed 4/24/13; appellants' opening brief filed 6/26/13; Commission's answering brief filed 8/7/13.

Motion for summary judgment against all liability and relief defendants filed 11/26/13.

Motion for partial summary judgment by relief defendants filed 11/29/13.

Voluntary dismissal of appeal 13-15822 entered 1/21/14.

Oral argument in appeals 13-15768 and 13-15778 held 2/3/14.

Stipulated final order for permanent injunction against defendants Big Bucks Pro, Inc., Blue Net Progress, Inc., Bolt Marketing, Inc., Business Loan Success, Inc., CS Processing, Inc., GGL Rewards, Inc., Highlighting Marketing, Inc., Mist Marketing, Inc., Net Discounts, Inc., Optimum Assistance, Inc., Razor Processing, Inc., Simcor Marketing, Inc., and Scott Muir entered 4/7/14.

Decision by the Ninth Circuit affirming the district court's ruling that certain assets nominally owned by nonparties are subject to the preliminary injunction and asset freeze entered 4/8/14.

FTC v. JOHN BECK AMAZING PROFITS, LLC, No. 12-56665 (9th Cir.); 2:09-CV-04719
(C.D. Cal.)

Parties: John Beck Amazing Profits, LLC
John Alexander, LLC
Jeff Paul, LLC, d/b/a Shortcuts to Millions, LLC
Mentoring of America, LLC
Family Products, LLC
Douglas Gravink
Gary Hewitt
John Beck
John Alexander
Jeff Paul

Assigned Attorneys: John D. Jacobs (WRLA)
Stacy R. Procter
Christina Tusan
Evan Rose (WRSF)
Kenneth H. Abbe
Matthew Gold

Jack Metzler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rule in connection with the marketing and sale of get rich quick programs and the billing of consumers' accounts.

Status: Complaint filed 6/30/09.
Preliminary injunction entered 11/17/09.
Motion for order to show cause why defendants Jeff Paul, Family Products, LLC, Mentoring of America, LLC, Gary Hewitt, and Douglas Gravink should not be held in contempt of the preliminary injunction filed 5/19/11; opposition filed 6/1/11; reply filed 6/8/11;
Order granting motion to show cause entered 7/21/11; supplemental response by defendants filed 8/15/11; Commission's objection filed 8/24/11.
Commission's motion for summary judgment filed 8/15/11; defendants' opposition filed 9/24/11; Commission's reply filed 10/11/11.
Order granting Commission's motion for summary judgment and ordering supplemental briefing on scope of injunctive relief and monetary damages entered 4/20/12; Commission's brief filed 5/7/12; defendants' response brief filed 5/14/12; Commission's reply brief filed 5/21/12.
Final order granting permanent injunction and other equitable relief entered 8/23/12.
Defendant Beck's notice of appeal filed 9/7/12.
Defendant Beck's motion for a stay pending appeal filed 10/9/12; denied 10/9/12.
Appellant's brief filed 2/19/13; Commission's responsive brief filed 4/18/13; Reply brief filed 5/2/13.
Oral argument scheduled 2/9/15.

FTC v. LANIER LAW, LLC, No. 3:14-cv-786 (M.D. Fla.)

Parties: Lanier Law, LLC
Fortress Law Group, LLC
Surety Law Group, LLC
Liberty & Trust Law Group of Florida, LLC
Michael W. Lanier

Assigned Attorneys: Harold E. Ktitz (SERA)
Marcela C. Mateo

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

Status: Complaint filed 7/8/14.

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

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

Assigned Attorneys: Darren Lubetzky (NER)
Michael Bergman (OGC)

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

Status: Complaint filed 11/07/11.
TRO granted in part 11/14/11.
Preliminary injunction entered 11/22/11.
Amended complaint filed 7/26/12.
Motion for preliminary injunction against defendant Richard Chiang and relief defendant Angelina Strano filed 9/11/12; opposition by Angelina Strano filed 11/15/12; Commission's reply filed 11/29/12.
Motion for stipulated preliminary injunction against Richard Chiang filed 11/15/12.
Preliminary injunction against Richard Chiang entered 1/17/13.
Preliminary injunction against relief defendant Angelina Strano entered 1/29/13.
Second amended complaint filed 2/19/13.
Notice of appeal by relief defendant Angelina Strano filed 2/21/13.
Appellant Strano's opening brief filed 4/22/13; Commission's brief filed 5/28/13; appellant Strano's reply brief filed 6/11/13.
Oral argument heard 6/18/13.
Summary order and judgment by court of appeals affirming preliminary injunction order against Angelina Strano issued 6/20/13.
Commission's motion for leave to amend complaint to add CoreLogic, Inc. as relief defendant filed 6/10/13; defendant Leadclick Media's response filed 7/1/13; Commission's reply filed 7/15/13; order granting motion to amend complaint entered 8/28/13.

Joint motion for entry of stipulated order for permanent injunction and monetary judgment as to defendants LeanSpa, LLC, NutraSlim, LLC, NutraSlim U.K., Ltd. (also d/b/a LeanSpa U.K., Ltd.) and Boris Mizhen and relief defendant Angelina Strano filed 12/23/13.

Stipulated order for permanent injunction and monetary judgment as to defendants LeanSpa, LLC, NutraSlim, LLC, NutraSlim, U.K., Ltd, and Boris Mizhen, and relief defendant Angelina Strano entered 1/7/14.

Commission's motion for summary judgment against LeadClick and relief defendant CoreLogic filed 5/5/14; LeadClick's motion for summary judgment filed 5/5/14; CoreLogic's motion for summary judgment filed 5/5/14; Commission's opposition to defendants' motions filed 5/27/14; defendants' oppositions to Commission's motion filed 6/10/14.

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

Parties: MDK Media, Inc.
Bear Communications, LLC
Makonnen Demessow Kebede
Tendency Media, LLC
Sarah Brekke
Mindkontrol Industries, LLC
Christopher Thomas Denovellis
Anacapa Media, LLC
Wayne Calvin Byrd, LLC
James Matthew Dawson
Network One Commerce, Inc.
Casey Lee Adkisson
Erdi Development, LLC
Erdolo Ley Eromo
Ocean Tactics, LLC
Fraser R. Thompson
Phwoar, LLC
Darcy Michael Wedd
Concise Consulting, Inc.
Mmjx Consulting, Inc.
Michael Peter Pajaczkowski

Assigned Attorneys: Faye C. Barnouw (WRLA)
Marciela Segura
Barbara Y K Chun
Nicholas M. May

Alleged Conduct: Unfair and deceptive practices in violation of Section 5 of the FTC Act in

connection with placing unauthorized third-party charges on consumers' mobile phone bills, or "cramming."

Status: Complaint filed 7/3/14.
TRO entered 7/3/14.
First amended complaint filed 10/6/14.

FTC v. MERCHANT SERVICES DIRECT LLC, No. 2:13-cv-00279 (E.D. Wash.)

Parties: Merchant Services Direct LLC, d/b/a Sphyr Inc.
Boost Commerce Inc.
Generation Y Investmenrs LLC
Kyle Lawson Dove
Shane Patrick Hurley

Assigned Attorneys: Jennifer Larabee (NWR)
Nadine S. Samter
Eleanor Durham

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, in connection with the defendants' marketing and sale of debit and credit card payment processing services and equipment.

Status: Complaint filed 7/30/13.
TRO motion hearing held 8/12/13.
Motion to withdraw motion for preliminary injunction filed 8/15/2013;
granted 8/20/13.
Order staying case pending Commission approval of proposed settlement agreement entered 8/28/14.
Commission's motion to dismiss defendant Generation Y Investments, LLC filed 10/27/14; order granting dismissal entered 10/28/14.
Stipulation and order as to defendants Merchant Services, Shane Hurley, Boost Commerce, and Kyle Lawson Dove entered 11/25/14.
Judgment in a civil action on entry of stipulations and orders resolving all remaining claims entered 11/25/14.

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

Parties: Midway Industries, LLC d/b/a Midway Industries of Delray Beach, LLC
Commercial Industries, LLC d/b/a State Electric & Power, LLC, d/b/a
Commercial Industries of Palm Beach, LLC
National, LLC d/b/a National Lighting & Maintenance d/b/a National and
National of Delray Beach, LLC
State Power & Lighting, LLC

Essex Industries, LLC
Johnson Distributing, LLC, d/b/a Johnson Distributing MD d/b/a Johnson
Distributors
Hansen Supply, LLC
Environment Industries, LLC
Mid Atlantic Industries, LLC
B & E Industries, LLC
Eric A. Epstein
Brian K. Wallen
Midway Management, LLC

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

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

Status: Complaint filed 7/21/14.
TRO entered 7/21/14.

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

Parties: Money Now Funding LLC, a/k/a Cash4Businesses, a/k/a
CashFourBusinesses
Rose Marketing LLC
Depaola Marketing LLC
Affiliate Marketing Group LLC
Legal Doxs LLC, a/k/a First Business LLC`
US Doc Assist LLC, a/k/a First Business LLC
Affinity Technologies LLC
Marketing Expert Solutions LLC
Lukeroy K Rose, a/k/a Luke Rose
Cordell Bess, a/k/a Blaine Thompson d/b/a JJB Marketing
Solana Depaola
Jennifer Beckman
William D. Claspell, a/k/a Bill Claspell
Richard Frost, a/k/a Richard Strickland
Dino Mitchell, a/k/a Dino Jones
Clinton Rackley a/k/a Clinton Fosse
Lance Himes, a/k/a Raymond Homes, a/k/a Lance Haist
Leary Darling
Donna Duckett, d/b/a D&D Marketing Solutions
Della Frost, d/b/a ZoomDocs LLC

Christopher Grimes, d/b/a Elite Marking Strategies
Alannah M Harre, d/b/a National Marketing Group
Ronald W. Hobbs, d/b/a Ron Hobbs & Associates, d/b/a Sales Academy
USA LLC
Janine Lilly, d/b/a Doc Assistant
Michael McIntyre, d/b/a McIntyre Marketing
Benny Montgomery, d/b/a Montgomery Marketing
Virginia Rios, d/b/a V&R Marketing Solutions
Kendrick Thomas, d/b/a KT Advertising
Global Network Marketing, LLC
Precise Payroll Services, LLC
Strategic Media Advertising, LLC
Cynthia Miller, individually and as manager of Global Network Marketing
and Precise Payroll Services, LLC, a/k/a Cynthia Metcalf

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

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

Status: Complaint filed 8/5/13.
TRO entered 8/5/13.
Preliminary injunction order entered 8/19/13.
Preliminary injunction as to defendants Cordell Bess, Clinton Rackley and
Ronald Hobbs entered 9/13/13.
Motion to hold defendants Lukeroy Rose, Cordell Bess, Ronald Hobbs,
Clinton Rackley, Della Frost, Richard Frost, Donna Duckett, Janine
Lilly, and Dino Mitchell in contempt filed 10/18/13.
Amended complaints adding defendants Cynthia Miller, Global Network
Marketing, LLC, Precise Payroll Services, LLC, and Strategic Media
Advertising, LLC filed 1/9/14.
Preliminary injunction modified 2/13/14.
Preliminary injunction order with asset freeze and other equitable relief as to
defendants Cynthia Miller, Global Network Marketing, LLC, and
Precise Payroll Service, LLC entered 4/28/14.
Default as to Global Network Marketing, LLC, Cynthia Miller, Precise
Payroll Services, LLC, and Strategic Media Advertising, LLC entered
4/30/14.
Second motion to hold defendant Lukeroy Rose in contempt filed 6/10/14.
Order holding defendant Lukeroy Rose in civil contempt of preliminary
Injunction entered 8/27/14.

FTC v. MORTGAGE RELIEF ADVOCATES, LLC, No. 2:14-cv-5434 (C.D. Cal.)

Parties: Mortgage Relief Adovacates, LLC
National Forensic Loan Audit Services, LLC
Evertree, LLC
Key Stone real Estate, LLC
Pablo Rodriguez
Michael Rodriguez

Assigned Attorneys: Christian V. Tusan (WRLA)
Jason D. Schall (BCP/FP)
Yaa A. Apori

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

Status: Complaint filed 7/14/14.
Preliminary injunction entered 8/22/14.
Mediation set for 4/8/15.

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

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

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

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

Status: Complaint filed 10/29/87.
Final judgment entered 11/16/88.
Commission's motion for contempt filed 4/7/14.

FTC v. NATIONAL CHECK REGISTRY, No. 1:14-cv-0490 (W.D.N.Y)

Parties: National Check Registry, LLC
Check Systems, LLC
American Mutual Holdings, Inc.

Goldberg Maxwell, LLC
Morgan Jackson, LLC
Mullins & Kane, LLC
Buffalo Staffing, Inc.
ECapital Services, LLC
Joseph C. Bella, III
Diane L. Bella
Luis A. Shaw
Interchex Systems, LLC

Assigned Attorneys: Colin A. Hector (BCP/FP)
Nikhil Singhvi
Thomas J. Widor

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

Status: Complaint filed 6/23/14.
TRO entered 6/24/14.
Stipulated preliminary injunction entered 7/10/14.

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

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

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

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

Status: Complaint filed 11/10/04.

Final judgment entered 12/16/08.
Notice of appeal filed 2/4/09.
Opinion affirming district court order entered 12/15/09.
Petition for rehearing en banc filed 1/29/10; order denying petition entered 4/26/10.
Appellant's petition for a writ of certiorari filed 7/23/10; Commission's opposition filed 9/24/10; appellant's petition denied 11/1/10.
Commission's motion to hold defendants Hi-Tech Pharmaceuticals, Stephen Smith and Jared Wright in contempt filed 11/1/11; defendant's opposition filed 12/2/11.
Commission's motion to hold defendant Terrill Mark Wright in contempt filed 3/21/12.
Order to show cause why defendants Wright, Hi-Tech Pharmaceuticals, Stephen Smith, and Jared Wright should not be held in contempt entered 5/11/12; response filed 11/13/12.
Motion for contempt judgment filed 10/22/12; defendants' response filed 12/14/12; Commission's reply brief filed 1/10/13.
Order finding defendants liable for contempt and ordering further proceedings on remedy entered 8/8/13.
Trial on contempt remedies held on 1/21/14 - 1/24/14.
Order holding defendants liable for contempt and directing compensatory sanctions to redress consumers entered 5/14/14.
Defendants' notices of appeal filed 7/11/14 and 7/14/14; appellants' briefs filed 10/30/14.
Order by district court imposing coercive contempt sanction and directing that defendants Jared Wheat and Stephen Smith be incarcerated until they comply with product recall entered 9/2/14.
Petition for mandamus by defendants Wheat and Smith seeking to overturn coercive contempt order filed 9/4/14; denied 9/4/14.
Notice of appeal from coercive contempt order and emergency motion for a stay by defendants Wheat and Smith filed 9/4/14; Commission's opposition filed 9/5/14; motion for stay denied 9/5/14; motion to voluntarily dismiss appeal filed 9/8/14; appeal no. 14-13972 dismissed 10/15/14.
Motion to purge contempt defendants of contempt filed 9/26/14; Commission's opposition filed 9/26/14.
Eleventh Circuit's order dismissing appeal from coercive contempt order pursuant to Hi-Tech Pharmaceuticals, Inc.'s motion for voluntary dismissal entered 10/15/14.

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

Parties: Neovi, Inc., d/b/a Neovi Data Corporation and Qchex.com
G7 Productivity Systems, Inc., d/b/a Qchex.com

James M. Danforth
Thomas Villwock
iProlog Corporation
FreeQuick Wire Corporation

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

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

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

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

Parties: NPB Advertising, Inc., d/b/a Pure Green Coffee
Nationwide Ventures, LLC
Olympus Advertising, Inc.
JMD Advertising, Inc.
Signature Group, LLC
Nicholas Scott Congleton
Paul Daniel Pascual
Bryan Benjamin Walsh

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

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

Status: Complaint filed 5/15/14.

FTC v. ONE TECHNOLOGIES, LP, No. 3:14-cv-05066 (N.D. Cal.)

Parties: One Technologies, LP
One Technologies Management, LLC
One Technologies Capital, LLP

Assigned Attorneys: Kenneth H. Abbe (WRSF)
Evan Rose
Sarah Elizabeth Schroeder
Yan Fang

Alleged Conduct: Deceptive acts or practices in violation of Section 5 of the FTC Act and the Restore Online Shoppers' Confidence Act in connection with enrolling consumers in a credit monitoring program.

Status: Complaint filed 11/17/14.
Stipulated order for permanent injunction and monetary relief entered 11/21/14.

FTC v. ONLINEYELLOWPAGES TODAY.COM, INC., No. 2:14-cv-0838 (W.D. Wash.)

Parties: OnlineYellowPagesToday.com, Inc.
USYellowPageDirectory.com, Inc.
7703236 Canada, Inc.

7095333 Canada, Inc.
Oni Nathifa Julien

Assigned Attorneys: Maxine R. Stansell (NWR)

Alleged Conduct: Violations of Section 5(a) of the FTC Act in connection with deceptive practices relating to internet business directories.

Status: Complaint filed 6/9/14.
TRO entered 7/3/14.

FTC v. PAIRSYS, INC., No. 1:14-cv-1193 (N.D. N.Y.)

Parties: Pairsys, Inc.
Tiya Bhattacharya
Uttam Saha

Assigned Attorneys: Gideon E. Sinasohn (SER)

Alleged Conduct: Deceptive acts or practices in violation of Section 5 of the FTC Act and the Telemarketing Sales Rule in connection with the sale of computer security services.

Status: Complaint filed 9/30/14.
TRO entered 9/30/14.
Stipulated preliminary injunction order entered 10/9/14.

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

Parties: Partners in Health Care Association, inc.
Gary L. Kiper
United Solutions Group, Inc. d/b/a Debt Relief Experts, Inc.
Walter S. Vargas
Constanza Gomez Vargas
RBS Citizens Bank

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

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

Status: Complaint filed 8/25/14.
TRO entered 8/25/14.

Preliminary injunction against Partners in Health Care Association and Gary L. Kieper entered 9/8/14.

FTC v. PHILIP DANIELSON, LLC, No. 2:14-cv-896 (D. Nev.)

Parties: Philip Danielson, LLC
Foundation Business Solutions, LLC
Emerchant, LLC d/b/a Full Biz Solutions
Linden Financial Group, LLC
Acutus Law, P.C.
Direct Results Solutions, LLC
Strata G Solutions, LLC
Philip J. Danielson
Tony D. Norton
Sean J. Coberly
Tanya L. Hawkins a/k/a Tonya Hawkins
Chad E. Vansickle
Jennifer B. Danielson
April D. Norton

Assigned Attorneys: Adam M. Wesolowski (BCP/FP)
Thomas J. Widor

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and Mortgage Assistance Relief Services in connection with phony mortgage relief scheme.

Status: Complaint filed 6/9/14.
TRO entered 6/23/14.
Stipulated preliminary injunction as to Linden Financial Group, LLC entered 8/4/14.
Commission's notice of voluntary dismissal of Jennifer B. Danielson filed 8/19/14; order of dismissal entered 8/19/14.
Default as to Acutus Law. P.C. Sean J. Coberly, Philip J. Danielson, Direct Results Solutions, LLC, Foundation Business Solution, LLC, Tanya L. Hawkins, Linden Financial Group, LLC, April D. Norton, Tony D. Norton, Philip Danielson, LLC, Strata G Solutions, LLC, Chad E. Vansickle, emergchant, LLC entered 10/17/14.

FTC v. RTB ENTERPRISES, INC., No. 4:14-cv-1691 (S.D. Tex.)

Parties: RTB Enterprises, Inc., d/b/a Allied Data Corporation
Raymond T. Blair

Assigned Attorneys: Eric N. Roberson (SWR)

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

Status: Complaint filed 6/17/14.
Stipulated order for permanent injunction and monetary judgment entered 6/20/14.

FTC v. SITESEARCH CORP., No. 2:14-cv-02750 (D. Ariz.)

Parties: Sitesearch Corporation
LeapLab, LLC
Leads Company, LLC
John Ayers

Assigned Attorneys: Amanda B. Kostner (BCP/ENF)
Richard M. Waller

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act in connection with the sale of payday loan applications containing consumer personal and financial information.

Status: Complaint filed 12/22/14.

FTC v. SOLACE INTERNATIONAL, INC., No. 3:14-cv-00638 (D. Nev.)

Parties: Solace International, Inc.
Aaron Lilly
Bioscience Research Institute, LLC

Assigned Attorneys: Janet M. Evans (BCP/AP)

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

Status: Complaint filed 12/10/14.
Stipulated permanent injunction entered 12/11/14.

FTC v. ST. LUKE'S HEALTH SYSTEM, LTD., No. 14-35173 (9th Cir.); No. 1:13-CV-00116
(D. Idaho)

Parties: St. Luke's Health System Ltd.
Saltzer Medical Group

Assigned Attorneys: J. Thomas Greene (WRSF)
Danica Noble (NWR)
Robert J. Schroeder
Douglas Eugene Litvack (BC)
Henry Chao-Lon Su
Matthew Paul Accornero
Michael James Perry
Peter C. Herrick
Joel Marcus-Kurn (OGC)
Michael Bergman

Alleged Conduct: Violation of Section 7 of the Clayton Act resulting from hospital system's acquisition of physician group.

Status: Complaint filed 3/12/13.
Case consolidated with *Saint Alphonsus Medical Center – Nampa, Inc. v. St. Luke's Health System, Ltd.* (No. 1:12-CV-00560) on 3/19/13.
Trial held 9/23/13 to 10/21/13.
Closing argument held 11/7/13.
Final judgment entered 2/28/14.
Notice of appeal filed 3/7/14.
Motion for stay filed 3/4/14; Commission's opposition to motion for stay filed 3/28/14.
Appellants' opening brief filed 6/12/14.
Motion for stay denied by district court 6/18/14; temporary stay pending motion to Ninth Circuit entered 6/23/14.
Motion for stay in Ninth Circuit filed 6/24/14; Commission's opposition filed 7/7/14.
Commission's answering brief due 8/13/14.
Oral argument held 11/19/14.

FTC v. SUN BRIGHT VENTURES, LLC, No. 5:14-cv-2153 (M.D. Fla.)

Parties: Sun Bright Ventures, LLC
Citadel ID Pro, LLC
Benjamin Todd Workman
Trident Consulting Partners, LLC (relief defendant)
Glenn Erikson

Assigned Attorneys: Russel Deitch (BCP/MP)
Thomas M. Biesty
Tracey T. Gronniger

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5 of the FTC Act, the Telemarketing and Consumer Fraud and Abuse Prevention Act in connection with soliciting consumers about free products and services.

Status: Complaint filed 7/1/14.
TRO entered 9/4/14.
Stipulated preliminary injunctions entered 9/18/14.
Trial set for 11/30/15.

FTC v. T-MOBILE USA, INC., No. 2:14-cv-967 (W.D. Wash.)

Parties: T-Mobile USA, Inc.

Assigned Attorneys: Brian S. Shull (BCP/FP)
Jane M. Ricci
Laura Marie Solis (NWR)

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5 of the FTC Act in connection with charging consumers for monthly subscriptions offered by third-party merchants without the consumers' authorization.

Status: Complaint filed 7/1/14.
Stipulated order for permanent injunction and monetary judgment entered 12/22/14.

FTC v. THE TAX CLUB, INC., No. 1:13-CV-00210 (S.D.N.Y.)

Parties: The Tax Club, Inc.
Manhattan Professional Group, Inc.
5410, Inc.
Marble Base, Inc.
6015, LLC
1800Accountant, LLC
Ikongo, Inc.
Tahuya, Inc.
Visavis, Inc.
HB Marketing Services, LLC
Premier Coaching & Consulting, LLC
Skorprios Holdings, LLC
Edward B. Johnson

Michael M. Savage
Brendon A. Pack
Gary J. Milkwick
Sandra C. Savage

Assigned Attorneys: Ann F. Weintraub (NER)
Darren H. Lubetzky
Savvas Socrates Diacosavvas
Karen Dahlberg

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the TSR by inducing consumers to purchase tax preparation products and services purportedly designed to foster small business development.

Status: Complaint filed 1/9/13.
Stipulated preliminary injunction entered 2/8/13.
Commission's amended complaint filed 4/8/13.
Motion to dismiss by defendant 1800Accountant, LLC filed 5/13/13.
Order denying defendant's motion to dismiss entered 1/17/14.
Stipulated final judgment and order for permanent injunction and monetary relief as to defendants Pack, Savage, and Johnson entered 6/2/14.
Stipulation of dismissal of defendant Milkwick entered 6/9/14.

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

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

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

David O'Toole (MWR)
David Sieradzki (OGC)

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

Status: Complaint filed 6/9/03.
Stipulated final order for permanent injunction and settlement of claims for monetary relief as to defendants Kevin Trudeau, Shop America (USA), LLC, Shop America Marketing Group, LLC, Trustar Global Media, Limited and Relief defendants K.T. Corporation, Limited and TruCom, LLC, including monetary relief of approximately \$2.1 million entered 9/3/04.

* * * * *

Motion to show cause why defendant Trudeau should not be held in civil contempt for violating permanent injunction, filed 9/13/07.
Order finding Trudeau in contempt for violating permanent injunction entered 11/16/07.
Hearing on remedy for violating permanent injunction held 7/22-25/08.
Judgment confirming 11/16/07 order, requiring monetary payment by Trudeau, and providing for other relief entered 8/7/08.
Commission's motion to amend/correct judgment filed 8/21/08; response by Trudeau filed 9/22/08; Commission's reply filed 10/7/08, corrected 10/21/08.
Supplemental order and judgment entered 11/4/08.
Motion by Trudeau to alter or stay judgment pending appeal filed 11/13/08; Commission's response filed 11/26/08; Trudeau's reply filed 12/3/08; order denying motion entered 12/11/08.
Notice of appeal (08-4249) filed 12/16/08.
Appellant's emergency motion for stay pending appeal filed 12/23/08; Commission's response in opposition filed 1/5/09; appellant's reply filed 1/7/09.
Order denying emergency motion for stay pending appeal entered 1/21/09.
Appellant's brief filed 2/17/09.
Motion by Appellant to file supplemental jurisdictional memorandum filed 3/5/09; order granting motion entered 3/12/09; supplemental jurisdictional memorandum filed 3/12/09.
Commission's answering brief filed 3/19/09.
Appellant's reply brief filed 4/2/09.
Oral argument held 5/14/09.
Seventh Circuit Opinion affirming Trudeau contempt finding but vacating

and remanding on monetary payment and other relief entered 8/27/09.

* * * * *

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

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

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

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

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

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

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

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

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

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

* * * * *

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

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

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

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

Oral argument held 9/24/10.

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

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

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

Certiorari denied 10/9/12.

* * * * *

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

* * * * *

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

* * * * *

Trudeau bankruptcy petition filed 4/22/13.
Trudeau motion to stay discovery in district court contempt proceeding filed 4/23/13; Commission's opposition brief and motion for ruling that automatic stay does not apply to contempt proceeding, filed 4/24/13; Trudeau opposition to Commission's motion filed 4/25/13; District court order granting Commission's motion issued 4/26/13.
Notice of appeal (13-1898) filed by Trudeau 4/26/13; Trudeau's motion for

stay pending appeal filed 4/26/13; Commission's opposition filed 4/29/13.
Seventh Circuit order denying stay issued 4/30/13.
Trudeau's appeal voluntarily dismissed 5/24/13.
Bankruptcy proceeding dismissed 5/28/13.

* * * * *

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

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

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

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

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

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

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

FTC v. WILLIAMS, SCOTT & ASSOCIATES, LLC, No. 1:14-cv-1599 (N.D. Ga.)

Parties: Williams, Scott & Associates, LLC
WSA, LLC
John Williams
Chris Lenyszyn

Assigned Attorneys: Marcela C. Mateo (SER)
Robin L. Rock

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

Status: Complaint filed 5/27/14.
TRO with asset freeze entered 5/28/14.
Stipulated preliminary injunction entered 6/19/14.

Amended complaint filed 9/24/14.
Commission's motion for contempt for violations of the stipulated preliminary injunction order filed 11/10/14.

FTC v. WORDSMART CORP., No. 3:14-cv-02348 (S.D. Cal.)

Parties: Wordsmart Corporation d/b/a WS Learning Center
David A. Kay

Assigned Attorneys: Danielle Estrada (BCP)

Alleged Conduct: Deceptive practices in violation of Section 5(a) FTC Act and Telemarketing Act regarding marketing of educational goods and services.

Status: Complaint filed 10/3/14.
Stipulated final judgment and order for permanent injunction and monetary judgment entered 10/6/14.

FTC v. WORLDWIDE INFO SERVICES, INC., No. 6:14-cv-0008 (M.D. Fla.)

Parties: Worldwide Info Services, Inc.
Elite Information Solutions, Inc.
Absolute Solutions, Inc.
Global Interactive Technologies, Inc.
Global Service Providers, Inc.
The Credit Voice, Inc.
Live Agent Response, LLC
Arcagen, Inc.
American Innovative Concepts, Inc.
Unique Information Services Inc.
Michael Hilgar
Gary Martin
Joseph Settecase
National Life Network, Inc.
Yuluisa Nieves

Assigned Attorneys: David A. O'Toole (MWR)
Marissa J. Reich

Alleged Conduct: Deceptive acts or practices in violation of Section 5 and the Telemarketing Sales Rules in connection with robocalls to senior citizens marketing a Purportedly free medical alert system.

Status: Complaint filed 1/6/14.

Order granting temporary restraining order and asset freeze entered 1/7/14.
Stipulated preliminary injunction entered 1/24/14.
Amended complaint filed 2/25/14.
Stipulated preliminary injunction with asset freeze, appointment of a receiver, and other equitable relief as to defendants national Life Network, Inc. and Yuluisa Nieves entered 5/12/14.
Order dismissing without prejudice defendant The Credit Voice entered 5/14/14.
Permanent injunction and judgment in favor of the Commission entered 11/13/14.

FTC v. WRIGHT, No. 2:14-cv-258 (D. Utah); No. 2:13-cv-2215 (D. Ariz.)

Parties: Kevin Wright
HCG Platinum LLC
Right Way Nutrition LLC
Weekes Holdings LLC (relief defendant)
Primary Colors LLC (relief defendant)
K matt Holdings LLC (relief defendant)
Nutrisport Holdings LLC (relief defendant)
Ty D. Mattingly (relief defendant)
Julie Mattingly (relief defendant)
Annette Wright (relief defendant)

Assigned Attorneys: James Anthony Prunty (BCP/AP)

Alleged Conduct: Deceptive acts or practices in violation of Sections 5 and 12 of the FTC Act, in connection with the sale of purported HCG and other weight-loss products.

Status: Complaint filed 10/30/13.
Motion to change venue and transfer case to D. Utah filed 2/21/14;
Commission's opposition filed 3/7/14; reply filed 3/14/14.
Order granting motion to transfer venue to D. Utah entered 4/9/14.
Stipulated final money judgment and final order for permanent injunction as to defendants Kevin Wright, HCG Platinum, LLC, and Right Way Nutrition, LLC entered 12/09/14.

FTC v. WV UNIVERSAL MANAGEMENT, LLC, No. 6:12-CV-01618 (M.D. Fla.)

Parties: WV Universal Management, LLC, d/b/a Treasure Your Success
Leading Production, LLC
Global Financial Assist, LLC
HES Merchant Services Company, Inc.
Business First Solutions, Inc.

Voiceonyx Corp.
Universal Processing Services of Wisconsin, LLC
Derek Depuydt
Hal E. Smith
Jonathon E. Warren
Ramon Sanchez-Ortega
Willy Plancher
Valbona Toska

Assigned Attorneys: Fil M. de Banate (ECR)
Jonathan Kessler
Michael Milgrom

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

Status: Complaint filed 10/29/12.
Order granting preliminary injunction entered 11/14/12.
Amended complaint filed 6/18/13.
Motion to dismiss by HES Merchant Services Company filed 8/7/13;
Commission's response filed 8/23/13.
Motion for summary judgment by Universal Processing Services filed
8/16/13; Commission's opposition filed 9/16/13; reply filed 9/30/13.
Stipulated order for permanent injunction and final judgment as to defendants
Willy Plancher, Valbona Toska, WV Universal Management LLC,
Global Financial Assist LLC, and Leading Production LLC entered
9/23/13.
Commission's motion for summary judgment filed 6/30/14; defendant Derek
Depuydt's opposition brief filed 7/29/14; Business First Solutions,
VoiceOnyx Corp., and Jonathon Warren's brief in opposition filed
7/30/14.

FTC v. WYNDHAM WORLDWIDE CORP., No. 2:13-CV-01887; 3:13-cv-1887 (D.N.J.); No.
2:12-CV-1365 (D. Ariz.)

Parties: Wyndham Worldwide Corp.
Wyndham Hotel Group, LLC
Wyndham Hotels and Resorts, LLC
Wyndham Hotel Management Inc.

Assigned Attorneys: John A. Krebs (BCP/PIP)
Katherine E. McCarron
Kevin H. Moriarty
Kristin K. Cohen

Lisa N.W. Schifferle
Jonathan Zimmerman
Andrea Arias

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with failing to maintain reasonable of appropriate data security of consumer for consumers sensitive information.

Status: Complaint filed 6/26/12.
Defendants' motion to dismiss filed 8/27/12; Commission's response filed 10/1/12; defendants' reply filed 10/23/12.
Motion for leave to file amicus curiae briefs filed by the Chamber of Commerce and the International Franchise Association filed 10/5/12.
Defendants' motion to transfer venue to the District of New Jersey granted 3/25/13.
Order denying defendants' motions to dismiss and amici's motions to file briefs, subject to refiling in the District of New Jersey entered 3/25/13.
Defendants' motions to dismiss re-filed 4/26/13; Commission's opposition filed 5/20/13; defendants' reply filed 6/10/13.
Order denying defendant's motion to dismiss entered 6/23/14; order granting defendant's motion for leave for interlocutory review entered 6/23/14.
Notice of appeal filed 8/5/14.
Wyndham's opening brief filed 10/6/14; Commission's answering brief filed 11/5/14; Wyndham's reply brief filed 12/8/14.
Oral argument scheduled for 3/3/15.

FTC v. YOUR YELLOW BOOK, INC. No. 5:14-cv-786 (W. D. Okla.)

Parties: Your Yellow Book, Inc.
Brandie Michelle Law
Dustin R. Law
Robert Ray Law

Assigned Attorneys: Reid A. Tepfer (SWR)
Thomas B. Carter
James E. Elliott

Alleged Conduct: Violations of Section 5 of the FTC Act in connection with selling internet business-directory services.

Status: Complaint filed 7/24/14.
TRO entered 7/25/14.
Commission's motion for contempt and order to show cause filed 8/15/14.

Order granting stay entered 9/30/14.
Stipulated order for permanent injunction and monetary judgment entered
12/2/14.

FTC v. YOUR YELLOW PAGES, INC., No. 1:14-cv-22129 (S.D. Fla.)

Parties: Your Yellow Pages, Inc., d/b/a EBS Collections
Rapid Pages, Inc., d/b/a Rapid Yellow Pages
City Pages, Inc., d/b/a Online City Yellow Pages
Donovan B. Hinds, a/k/a Donovan B. Hinds
Andrew Beitler
Ernest Baxter, a/k/a Ernest Baster, a/k/a Carl Jenkins

Assigned Attorneys: Anna M. Burns (SER)
Steven S. Elg

Alleged Conduct: Unfair and deceptive practices in violation of Section 5 of the FTC Act in
connection with the sale of business directories.

Status: Complaint filed 6/9/14.
Stipulated preliminary injunction order as to Andrew Beitler,
Rapid Pages, Inc., Your Yellow Pages, Inc., City
Pages, Inc., and Donovan B. Hinds entered 6/23/14.
Preliminary injunction order as to Andrew Beitler, Rapid Pages, Inc.,
Your Yellow Pages, Inc., City Pages, Inc., and Donovan B.
Hinds entered 6/23/14.
Orders of entry of default as to City Pages, Inc. and Your Yellow Pages, Inc.
entered 8/20/14.
Default final judgment as to defendants Your Yellow Pages, Inc., City Pages,
Inc., and Ernest Baxter entered 10/29/14.

CIVIL PENALTY AND ENFORCEMENT CASES*

(A) Consumer Protection

FTC v. ABERNATHY MOTOR COMPANY, No. 3:14-cv-00063 (E.D. Ark.)

Parties: Abernathy Motor Company
 Wesley Abernathy
 David Abernathy

Assigned Attorneys: Eric N. Roberson (SWR)
 Reid Abram Tepfer

Alleged Conduct: Violations of Section 5, the Magnuson-Moss Act and the Used Car Rule for failure to display Buyers Guide providing warranty and other information on used vehicles for sale.

Status: Complaint filed 3/12/14.
 Trial set for 7/21/15.

FTC v. BILLION AUTO, INC., No. 5:14-cv-04118 (N.D. Iowa)

Parties: Billion Auto, Inc.
 Billion SC, Inc.
 Billion NSC, Inc.
 Billion Community, Inc.
 Billion CC, Inc.
 Billion H, Inc.
 Billion K, Inc.
 Billion FT Des Moines, Inc.
 Billion Des Moines Motors, Inc.
 Billion Hawkeye, Inc.
 Billions Empire Motors, Inc.
 Billion FT, Inc.
 Billion G, Inc.
 Billion T, Inc.
 Billion C. Inc.
 Billion Dells Auto, Inc.
 Billion West, Inc.

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

Billion Montana Motors, Inc.
Nicholas Media, Inc.

Assigned Attorneys: Jacob A. Schunk (AUSA)
Kerala T. Cowart (AUSA)

Alleged Conduct: Violations of Sections 5 and 16 of the FTC Act and the Truth in Lending Act regarding the sale and financing of vehicles.

Status: Complaint filed 12/11/14.
Stipulated order for permanent injunction and civil penalty entered 12/16/14.

UNITED STATES v. CREDIT SMART, LLC, No. 2:14-cv-4650 (E.D.N.Y.)

Parties: Credit Smart, LLC d/b/a United Abstract
Henry Stark & Associates
Star Processing
Credit Star, LLC
Credit Start Finance, LLC
CS Processing
Card Smart, Inc.
Paystar International, LLC
United Abstract Group
U.S. Receivables Services, Inc.
Barry Calvagna
Dawn Veneroni
Anthony Picone
Lauren Picone

Assigned Attorneys: Colin Hector (BCP/ FP)
Daniel Dwyer
James Reilly Dolan
Peter Lamberton
James W. Harlow (DOJ/CPB)
John Vagelatos (AUSA)

Alleged Conduct: Violations of Section 5(a) of the FTC Act and the FDCPA regarding unfair, abusive, or deceptive debt collection practices.

Status: Complaint filed 8/5/14.
Government's motion to approve consent judgment for permanent injunction and civil penalty judgment filed 8/7/14.
Stipulated order for permanent injunction and civil penalty judgment entered 9/22/14.

UNITED STATES v. DANIEL CHAPTER ONE, No. 10-5370 (D.C. Cir.); No. 1:10-CV-01362
(D.D.C.)

Parties: Daniel Chapter One
James Feijo

Assigned Attorneys: Laura Kim (BCP/ENF)
Brad Winter
Jessica R. Gunder (DOJ/CPB)

Alleged Conduct: Violation of an FTC final cease and desist order in connection with defendants' continued deceptive advertising, promotion, and sale of supposed cancer-cure products and failure to send required notification to prior purchasers of such products.

Status: Complaint filed 8/13/10.
United States' motion for preliminary injunction filed 8/25/10.
Defendants' motion to dismiss filed 9/1/10.
Order denying United States' and defendants' motions, and staying case pending resolution of defendants' appeal of the Commission's cease and desist order entered 9/14/10.
Notice of appeal by United States filed 11/12/10. United States' motion to dismiss appeal voluntarily by United States filed 1/3/11.
Stay lifted 3/7/11.
United States' motion for preliminary injunction filed 3/11/11; opposition filed 3/25/11; reply filed 4/1/11.
Defendants' motion for stay filed 3/25/11; opposition filed 4/1/11; reply filed 4/8/11; motion denied 5/10/11.
Order granting United States' motion for preliminary injunction entered 6/22/11.
United States' motion for order to show cause why Daniel Chapter One, James Feijo, and Patricia Feijo should not be held in contempt of 6/22/11 order filed 7/29/11.
United States' motion for summary judgment on liability filed 9/30/11; opposition filed 10/21/11; reply filed 11/30/11.
Order finding defendants in contempt entered 5/9/12; contempt purged and order vacated 5/24/12.
Summary judgment on liability in favor of the United States entered 9/24/12.
United States' motion for entry of final judgment filed 4/14/14; defendants' response filed 5/19/14; reply filed 6/6/14.

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

Parties: Dish Network L.L.C.

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

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

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

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

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

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

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

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

UNITED STATES v. ICON HEALTH AND FITNESS, INC., No. 1:14-cv-1578 (D.D.C.)

Parties: Icon Health and Fitness, Inc.
HF Holdings, Inc.
IHF Holdings, Inc.

IHF Capital, Inc.

Assigned Attorneys: James W. Harlow (DOJ/CPB)

Alleged Conduct: Violations of a 1997 FTC cease and desist order in connection with unsubstantiated claims about fitness equipment.

Status: Complaint filed 9/17/14.
Stipulated order for permanent injunction and civil penalty judgment entered 9/17/14.

UNITED STATES v. INTERMUNDO MEDIA, LLC, NO. 1:14-CV-2529 (D. Colo.)

Parties: Intermundo Media, LLC

Assigned Attorneys: James William Harlow (DOJ)

Alleged Conduct: Violations of Sections 5 and 16 of the FTC Act, Omnibus Appropriations Act, Credit Card Accountability Responsibility and Disclosure Act, and the Truth in Lending Act in connection with misleading or deceptive commercial communications regarding mortgage credit products.

Status: Complaint filed 9/12/14.
Motion to enter stipulated order for permanent injunction and civil penalty judgment filed 9/12/14.
Stipulated order entered 10/7/14.

FTC v. NAVESTAD, Nos. 11-1949, 11-1950 (2d Cir.), No. 6:09-CV-06329 (W.D.N.Y.)

Parties: Paul Navestad, a/k/a Paul Richard, d/b/a Cash Grant Institute, Global Ad Agency, Global Advertising Agency
Chintana Maspakorn, a/k/a Christina Maskaporn, d/b/a Cash Grant Institute, Global Ad Agency, Global Advertising Agency

Assigned Attorneys: Russell S. Deitch (BCP/MP)
Craig Tregillus
Kathleen Daffan
Elsie Kappler
David L. Sieradzki (OGC)

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

Status: Complaint for civil penalties and other relief filed 6/25/09.

Judgment in favor of the Commission entered 4/16/12.
Motion to hold defendant Paul Navestad in civil contempt of modified order
for permanent injunction and monetary relief filed 10/24/13.
Order granting contempt motion entered 11/22/13.
Warrant for arrest of Paul Navestad entered 12/2/13.

FTC v. RAMEY MOTORS, INC., No. 1:14-cv-29603 (S.D.W.V.)

Parties: Ramey Motors, Inc.
Ramey Automotive Group, Inc.
Ramey Automotive, Inc.
Ramey Chevrolet, Inc.

Assigned Attorneys: Lemuel W. Dowdy (BCP/ENF)

Alleged Conduct: Violations of Section 5 of the FTC Act and the Truth in Lending Act
regarding car financing and leasing.

Status: Complaint filed 12/11/14.

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

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

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

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

Status: Complaint filed 11/21/13.

UNITED STATES v. TINYCO, INC., No. 4:14-cv-04164 (N.D. Cal.)

Parties: TinyCo, Inc.

Assigned Attorneys: James W. Harlow (DOJ)

Alleged Conduct: Violations of the Children's Online Privacy Protection Act in connection
with the sale, marketing, distribution or advertising of mobile applications.

Status: Complaint filed 9/16/14.
Stipulated order for permanent injunction and civil penalty judgment entered 9/16/14.

UNITED STATES v. YELP! INC., No. 3:14-cv-4163 (N.D. Cal.)

Parties: Yelp, Inc.

Assigned Attorneys: James William Harlow (DOJ)

Alleged Conduct: Violations of the Children's Online Privacy Protection Act regarding the Yelp App.

Status: Complaint for permanent injunction filed 9/16/14.
Stipulated order for permanent injunction and civil penalty judgment entered 9/22/14.

UNITED STATES v. THE ZAKEN CORP., No. 2:12-CV-09631 (C.D. Cal.)

Parties: The Zaken Corp., also d/b/a The Zaken Corporation, QuickSell, and QuikSell Tiran Zaken

Assigned Attorneys: Ann Entwistle (DOJ/CPB)
Anoiel Khorshid (AUSA)

Alleged Conduct: Violations of Section 5 and the Business Opportunity Rule in connection with work-at-home opportunity consisting of locating and contacting businesses with excess inventory.

Status: Complaint filed 11/9/12.
Motion for preliminary injunction filed 1/7/13; defendants' opposition filed 2/4/13; United States' reply filed 2/15/13; defendants' opposition filed 3/4/13.
Order denying plaintiff's motion for preliminary injunction entered 7/31/13.
United States' motion for summary judgment filed 4/25/14; opposition filed 6/2/14; reply filed 6/16/14; oral argument on motion held 6/30/14.
Order granting plaintiff's motion for summary judgment entered 9/18/14.

(B) Competition

(None pending)

SUBPOENA AND CID ENFORCEMENT PROCEEDINGS

IN RE AEGIS MOBILE, LLC, No. 1:13-MC-524 (D.Md)

Parties: Aegis Mobile, LLC

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

Alleged Conduct: Application for an order pursuant to 28 U.S.C. § 1782 to obtain information from Aegis Mobile LLC on behalf of the Competition Bureau, Canada, for use in foreign proceedings.

Status: Application filed 11/1/13; granted 11/1/13.
Commission's motion to compel compliance with subpoena filed 1/28/14; granted 1/31/14.
Motion to vacate court's 1/31/17 order filed 2/4/14; Commission's response filed 2/6/14; Aegis Mobile's reply filed 2/7/14; order granting motion in part entered 2/10/14.
Aegis Mobile's opposition to Commission's motion to compel compliance with subpoena filed 2/14/14; Commission's surreply filed 3/14/14; Aegis Mobile's response to surreply filed 3/21/14.
Hearing held 6/5/14.
Order denying Aegis Mobile's motion to vacate, denying in part and granting in part Aegis Mobile's motion to quash entered 8/4/14.

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

Parties: Boehringer Ingelheim Pharmaceuticals, Inc.

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

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

Status: Petition filed 10/23/09.

Order to show cause entered 12/4/09.
Matter transferred to magistrate judge 12/1/10.
Status conference held on 10/24/11.
Hearing on merits held 12/09/11.
Order denying Commission's petition as to financial analysis documents and ordering Boehringer to redact and produce the remaining records entered 9/27/12.
Order holding that Boehringer failed to conduct an adequate search of its electronically stored information, and ordering Boehringer to run additional searches entered 10/16/12.
Commission's notice of appeal filed 12/11/12.
Boehringer's motion to dismiss appeal filed 1/28/13; Commission's response in opposition filed 2/11/13; Boehringer's reply filed 2/22/13; order denying motion to dismiss entered 4/12/13.
Commission's initial brief filed 6/28/13; appellees' brief filed 8/28/13; Commission's reply brief filed 9/11/13; appellee's final brief filed 10/3/13.
Argument held 10/14/14.

FTC v. PAGLIA, No. 2:14-cv-1480 (D. Nev.)

Parties: Ralph Paglia

Assigned Attorneys: Blaine T. Welsh (AUSA)
Imad D. Abyad (OGC)
Leslie T. Melman

Alleged Conduct: Petition for an order to enforce CID.

Status: Petition filed 9/12/14.
Order enforcing CIDs entered 10/28/14.

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

Parties: Reckitt Benckiser Pharmaceuticals, Inc.

Assigned Attorneys: Burke W. Kappler (OGC)
Robert P. McIntosh (AUSA)

Alleged Conduct: Petition for an order to enforce a CID

Status: Petition filed 8/8/14.
Reckitt Benckiser Pharmaceuticals' motion to transfer filed 9/3/14;
Commission's brief in opposition to motion to transfer filed 9/12/14;

Order denying motion to transfer entered 9/24/14.
Commission's motion to enforce CID filed 11/24/14; Reckitt's brief in
opposition filed 12/8/14; Commission's reply brief filed 12/15/14.

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

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

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

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

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

SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION

AYUDA INC. ET AL. v. FTC, No. 13-1266 (D.D.C)

Parties: Ayuda, Inc.
Catholic Charities of the Archdiocese of Washington DC
Catholic Legal Immigration Network, Inc.
Legal Aid Justice Center

Assigned Attorneys: Michelle Lo (AUSA)
Jack Metzler (OGC)

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

Status: Complaint filed 8/20/13
Amended complaint filed 12/2/13.
Commission's motion for summary judgment filed on 2/12/14; Ayuda's opposition and cross-motion for summary judgment filed 4/8/14; Commission's reply/cross-opposition due 7/17/14; Ayuda's reply to opposition to cross-motion for partial summary judgment filed 7/31/14.
Order granting in part and denying in part the Commission's motion for summary judgment and denying Ayuda's cross-motion for partial summary judgment entered 9/30/14.

BASIC RESEARCH v. FTC, No. 2:09-CV-00779 (D. Utah)

Parties: Basic Research
A.G. Waterhouse
Sovage Dermalogic Laboratories
Carter-Reed Company, LLC
Dynakor Pharmacal
Dennis Gay
Mitchell K. Friedlander

Assigned Attorneys: Lemuel Dowdy (BCP/ENF)
Frank Gorman
Mark Hegedus (OGC)
Gerald Kell (DOJ/CPB)
Jeannette Swent (AUSA)

Nature of Action: Declaratory judgment action claiming violations of plaintiffs' free speech and due process constitutional rights in connection with advertising for weight loss products.

Status: Complaint filed 8/31/09.
Motion to dismiss complaint filed 10/30/09; plaintiffs' response in opposition filed 12/23/09; Commission's reply filed 1/22/10; plaintiffs' sur-reply filed 4/1/10.
Plaintiffs' motion to consolidate case with *United States v. Basic Research, L.L.C.*, No. 2:09-CV-00972 (D. Utah) filed 11/6/09; Commission's response in opposition filed 11/23/09; plaintiffs' reply filed 12/14/09.
Oral argument on pending motions held 5/6/10.
Memorandum decision denying motion to dismiss complaint and granting motion to consolidate case with *United States v. Basic Research, L.L.C.*, No. 2:09-CV-00972 entered 5/23/11.
Plaintiffs' motion for partial summary judgment filed 8/17/11; Commission's opposition filed on 9/28/11; reply filed 11/01/11; order granting motion for partial summary judgment entered 6/1/12; hearing held 5/31/12.
Commission's motion for partial summary judgment filed 5/24/12.
Plaintiff's motion for summary judgment and opposition to Commission's motion for partial summary judgment filed 9/12/12; Commission's response filed 1/31/13; plaintiff's reply memorandum filed 3/29/13.
Hearing on pending summary judgment motions held 5/22/13.
Judgment in favor of the plaintiff and dismissing the Commission's complaint and claims with prejudice entered 12/18/14.

CAUSE OF ACTION v. FTC, No. 13-5335 (D.C. Cir.); No. 1:12-CV-00850 (D.D.C.)

Parties: Cause of Action

Assigned Attorneys: Mitchell Zeff (AUSA)
Michael Bergman (OGC)
Dione Stearns

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

Status: Complaint filed 5/25/12.
Commission's motion for summary judgment filed 9/28/12; plaintiff's opposition brief filed 11/28/12; Commission's reply brief filed 1/25/13.
Opinion and order granting in part and denying in part the Commission's motion for summary judgment entered 8/19/13.
Final consent judgment entered 9/12/13.
Notice of appeal filed 11/12/13.
Appellant's brief filed 5/6/14; Commission's answering brief due 8/6/14; appellant's reply brief filed 9/24/14.
Oral argument scheduled for 1/13/15.

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

Parties: Center for Digital Democracy

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

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

Status: Complaint filed 12/11/14.

COFIELD v. UNITED STATES, Nos. 14-cv-55 (D.D.C); 2013-CA-008202 (D.C. Super. Ct.)

Parties: Keenan K Cofield

Assigned Attorneys: Kimberly J. Duplechain (AUSA)
Jack Metzler (OGC)

Nature of Action: Action alleging that the government gave the Internet Corporation for Assigned Names and Numbers an unfair monopoly over the internet, domain names, and web addresses, and asserting a FOIA claim against the FTC.

Status: Complaint filed 12/9/13.
Government motion to dismiss, or in the alternative for summary judgment filed 2/14/14; Cofield response filed 2/21/14; government reply filed 2/25/14.
Cofield motion for summary judgment 3/6/2014.
Cofield motion to compel filed 3/14/2014; government opposition filed 3/26/2014.
Cofield motion for judgment on the pleadings filed 6/4/2014; government opposition filed 6/20/2014.
Order granting government's motion to dismiss entered 8/20/14.
Order remanding case to D.C. Superior Court entered 9/10/14.

COMPASSION OVER KILLING v. FTC, No. 4:13-cv-01385 (N.D. Cal.)

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

Humberto Retana

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

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

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

Status: Complaint filed 3/28/13.
Amended complaint filed 3/27/14.
Plaintiffs' motion for summary judgment due 7/23/14; government's opposition due 8/27/14; defendant's response filed 9/26/14; Commission's reply brief filed 10/27/14.
Order denying plaintiff's motion for summary judgment and granting the Commission's motion for summary judgment entered 12/23/14.

FRANKEL v. UNITED STATES, No. 1:13-546 (Fed. Cl.)

Parties: David Frankel

Assigned Attorneys: Jessica R. Toplin (DOJ)
Olga Vaytsman (OGC)

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

Status: Complaint filed 8/6/13.
Motion to dismiss by USA filed 10/28/13; defendant's response filed 11/7/13; reply filed 11/26/13; sur-reply filed 12/3/13.
Opinion granting in part and denying in part motion to dismiss entered 8/27/14.

LABMD v. FTC, No. 14-12144 (11th Cir.); No. 1:14-cv-0810 (N.D. Ga.)

Parties: LabMD

Assigned Attorneys: David Sieradzki (OGC)
Lauren E. Fascett (DOJ/CPB)

Nature of Action: Action for declaratory and injunctive relief in connection with the FTC's proceedings against LabMD regarding its patient-information data securing practices.

Status: Complaint and motion for preliminary injunction by LabMD filed 3/20/14. Commission's motion to dismiss filed 4/7/14; LabMD's response filed 4/11/14.
Order granting Commission's motion to dismiss entered 5/12/14.
Notice of appeal by LabMD filed 5/14/14.
LabMD's emergency motion for injunction pending appeal filed 5/15/14; Commission's opposition filed 5/19/14; motion denied 5/19/14.
LabMD's opening brief filed 6/24/14; Commission's responsive brief due 7/28/14; LabMD's reply brief filed 8/11/14.
Oral argument held 12/9/14.

MPHJ TECHNOLOGY INVESTMENTS, LLC v. FTC, No. 6:14-cv-0011 (W.D. Tex.)

Parties: MPHJ Technology Investments, LLC

Assigned Attorneys: Perham Gorji (DOJ)
Mark Hegedus (OGC)

Nature of Action: Action challenging the FTC's jurisdiction regarding patent

infringement. Status: Complaint filed 1/13/14.
Commission's motion to dismiss filed 3/28/14; response filed 4/18/14;
Commission's reply filed 5/5/14.
Order granting motion to dismiss entered 9/16/14.

PHARMACEUTICAL RESEARCH AND MANUFACTURERS OF AMERICA v. FTC, No. 14-5182 (D.C. Cir.); No. 1:13-cv-01974 (D.D.C)

Parties: Pharmaceutical Research and Manufacturers of America

Assigned Attorney: Michele Arington (OGC)

Nature of Action: Action for injunctive and declaratory relief under the Administrative Procedure Act challenging the FTC's issuance of a rule that addresses when a transaction involving the transfer of rights to a patent in the pharmaceutical industry is reportable under the HSR Act.

Status: Complaint filed 12/12/13.
Motion for Summary Judgment filed by PhRMA 2/7/14; Commission's

opposition and cross-motion for summary judgment filed 3/10/14;
PhRMA's reply and opposition to cross-motion filed 3/24/14;
Commission's reply brief filed 3/31/14.
Memorandum Opinion denying PhRMA's motion for summary judgment
and granting Commission's cross-motion for summary judgment
entered 5/30/14.
Notice of appeal filed 7/25/14.
PhRMA's brief due 11/10/14; Commission's brief filed 12/10/14; reply brief
filed 12/24/2014.
Oral argument scheduled for 3/24/15.

AMICUS CURIAE BRIEFS or PARTIAL INTERVENTIONS

BATMAN v. FACEBOOK, No. 13-16819 (9th Cir.)

Assigned Attorneys: Imad Abyad (OGC)

Nature of Action: Private action concerning Facebook's use of users' names and images for advertisements without their consent.

Status: Brief of Federal Trade Commission as amicus curiae disagreeing with district court's view of federal preemption regarding the Children's Online Privacy Protection Act filed 3/21/14.

BUCHANAN v. NORTHLAND GROUP, INC., No. 13-2523 (6th Cir.)

Assigned Attorneys: Jack Metzler (OGC)

Nature of Action: Private action addressing the practice of sending debt collection notices for time-barred debts.

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amici curiae in support of the district court's denial of Northland Group's motion to dismiss filed 9/4/13. Commissions' amicus motion requesting leave to appear at oral argument filed 8/25/14; order granting motion entered 9/23/14. Oral argument held 10/7/14.

IN RE LAMICTAL DIRECT PURCHASER ANTITRUST LITIGATION, No. 14-1243 (3rd Cir.);
No.2:12-CV-00995 (D.N.J.)

Assigned Attorneys: Markus Meier (BC)
Jamie R. Towey
Melanie J. Brown
Mark S. Hegedus (OGC)

Nature of Action: Private action involving antitrust claims that an exclusive license that effectively prevents a branded company from launching an authorized generic constitutes a payment-for-delay in restraint of trade.

Status: Brief of the FTC as amicus curiae, opposing defendants' motion to dismiss, filed 10/5/12.
Order granting motion to dismiss filed 12/6/12.
Notice of appeal filed 12/21/12.

Order, staying appeal pending the Supreme Court's decision in *FTC v. Actavis, Inc.* entered 2/26/13.
Defendants motion to remand case back to district court filed 6/20/13;
appellants' response filed 6/25/13.
Court of appeals order remanding the case to the district court for further proceedings entered 7/2/13.
District court order reaffirming order of dismissal entered 1/24/14.
Notice of appeal docketed 1/30/14.
Commission's brief as amicus curiae in support of appellants filed 4/28/14.
Commission's motion for leave to participate in oral argument filed 7/16/14.
Oral argument held 11/19/14.

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

Assigned Attorney: Jack Metzler (OGC)

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

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amici curiae filed in support of plaintiff's Section 605(a) claim filed on 10/7/13.
Argument scheduled for 2/2/15.

MOTOROLA MOBILITY, LLC V. AU OPTRONICS CORP., No. 14-8003 (7th Cir.);
No. 1:09-cv-06610 (E.D. Ill.)

Assigned Attorneys: Mark S. Hegedus (OGC)

Nature of Action: DOJ action involving the standard for assessing effects on U.S. commerce in applying the Foreign Trade Antitrust Improvements Act.

Status: Brief of the United States and the Federal Trade Commission as amicus curiae in support of petition for rehearing en banc filed 6/27/14.
Order granting panel rehearing entered 7/1/14.
Brief of the United States and the Federal Trade Commission as amicus curiae on the merits of the case filed 9/5/14.
Oral argument held 11/13/14.
Opinion affirming district court entered 11/26/14.
Motorola Mobility's petition for rehearing en banc filed 12/17/14.

MYLAN PHARMACEUTICALS, INC v. CELGENE CORP., No. 2:14-cv-02094 (D.N.J.)

Assigned Attorneys: Kara L. Monahan (BC)

Nature of Action: Private action addressing the question of whether, and to what extent, antitrust law places limits on a private company's ability to block generic access to its brand product.

Status: Brief of the FTC as amicus curiae in opposition to defendant's motion to dismiss filed 6/17/14.

SYKES v. MEL S. HARRIS AND ASSOCIATES LLC, No. 13-2742 (2d Cir.)

Assigned Attorneys: Jack Metzler (OGC)
David M. Gossett (CFPB)

Nature of Action: Class action suit brought by consumers against a group of affiliated debt-buying companies, alleging violations of the Fair Debt Collection Practices Act.

Status: Brief of Federal Trade Commission and the Consumer Financial Protection Bureau supporting plaintiffs filed 11/13/13.
Oral argument held 2/7/14.