

Exhibit A
**Stipulated Final Judgment and Permanent
Injunction Against Help the Vets, Inc.,
and Neil G. Paulson, Sr.**

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

FEDERAL TRADE COMMISSION;

OFFICE OF THE ATTORNEY GENERAL,
STATE OF FLORIDA, DEPARTMENT OF
LEGAL AFFAIRS;

CALIFORNIA OFFICE OF THE ATTORNEY
GENERAL;

STATE OF MARYLAND BY THE ATTORNEY
GENERAL OF MARYLAND AND THE
SECRETARY OF STATE OF MARYLAND;

STATE OF MINNESOTA BY ITS ATTORNEY
GENERAL LORI SWANSON;

STATE OF OHIO, ex rel. MIKE DEWINE,
OHIO ATTORNEY GENERAL, CHARITABLE
LAW SECTION; and

STATE OF OREGON, BY ELLEN F.
ROSENBLUM, OREGON ATTORNEY
GENERAL,

Plaintiffs,

v.

HELP THE VETS, INC., a Florida Corporation,
also d/b/a AMERICAN DISABLED VETERANS
FOUNDATION, INC., MILITARY FAMILIES
OF AMERICA, VETERANS EMERGENCY
BLOOD BANK, VETERANS FIGHTING
BREAST CANCER, and VETS FIGHTING
BREAST CANCER; and

NEIL G. PAULSON, SR., individually and as an
officer of HELP THE VETS, INC.,

Defendants.

CASE NO. _____

**STIPULATED FINAL JUDGMENT
AND PERMANENT INJUNCTION
AGAINST HELP THE VETS, INC.,
AND NEIL G. PAULSON, SR.**

Plaintiffs the Federal Trade Commission (“FTC” or “Commission”) and the Attorneys General of the States of Florida, California, Maryland, Minnesota, Ohio, and Oregon (“Attorneys General”) (all collectively referred to as “Plaintiffs”) filed their Complaint for Permanent Injunction and Other Relief (“Complaint”) in this matter against Defendants Help the Vets, Inc., also d/b/a American Disabled Veterans Foundation, Military Families of America, Veterans Emergency Blood Bank, Veterans Fighting Breast Cancer, and Vets Fighting Breast Cancer (“Help the Vets”) and Neil G. Paulson, Sr. (“Paulson”) (collectively referred to as “Defendants”) alleging that Defendants violated the Federal Trade Commission Act, 15 U.S.C. § 45 (“FTC Act”), the Telemarketing and Consumer Fraud and Abuse Prevention Act (“Telemarketing Act”), 15 U.S.C. §§ 6101-6108, and the laws of the States of Florida, California, Maryland, Minnesota, Ohio, and Oregon, including the Florida Deceptive and Unfair Trade Practices Act, Chapter 501, Part II, Florida Statutes (“FDUTPA”), Florida’s Solicitation of Contributions Act, Chapter 496, Florida Statutes, the Florida Not for Profit Corporation Act, Chapter 617, and the Florida Trust Code, Chapter 736, Florida Statutes; the California Supervision of Trustees and Fundraisers for Charitable Purposes Act (“California Supervision Act,” Cal. Gov’t Code §§ 12580-12599.8), the California Unfair Competition Law (“California UCL,” Cal. Bus. & Prof. Code §§ 17200-17208); the Maryland Solicitations Act, (“Maryland Solicitations Act”), Md. Code Ann., Bus. Reg. §§ 6-606-608 and Md. Code Ann., Bus. Reg., § 6.5-102(a); the Minnesota Charitable Solicitation Act, Minn. Stat. §§ 309.50-.61; the Ohio Charitable Organizations Act, (“Ohio Organizations Act”), Ohio Rev. Code Ann., Chapter 1716; the Oregon Charitable Solicitations Act, ORS 128.801, et seq., and the Oregon Unlawful Trade Practices

Act, ORS 646.605, et seq. Plaintiffs and Defendants stipulate to the entry of this Stipulated Final Judgment and Permanent Injunction against Help the Vets and Paulson (“Judgment”). This Judgment resolves all matters in dispute in this action between Plaintiffs and Defendants.

THEREFORE, IT IS ORDERED as follows:

FINDINGS

1. This Court has jurisdiction over this matter. This Court has supplemental jurisdiction over the subject matter of the state law claims pursuant to 28 U.S.C. § 1367.
2. Defendants neither admit nor deny any of the allegations in the Complaint, except as specifically stated in this Judgment. Only for purposes of this action, Defendants admit the facts necessary to establish jurisdiction.
3. The Defendants’ activities are in or affecting commerce as respectively defined in Section 4 of the FTC Act, 15 U.S.C. § 44, and Section 501.203(8), Florida Statutes.
4. The Complaint charges that Defendants participated in deceptive acts or practices by making false or misleading claims in charitable solicitations in violation of Section 5 of the FTC Act, 15 U.S.C. § 45. The Complaint further charges that Defendants’ practices violated the following state laws: the FDUTPA; Florida’s Solicitation of Contributions Act; the Florida Not For Profit Corporation Act; California Government Code § 12599.6(a), (f)(1), (2), and (4) of the California Supervision Act; California Business and Professions Code §§ 17203, 17206, 17206.1 of the California UCL; Maryland Solicitations Act, Md. Code Ann., Bus. Reg. §§ 6-606 through 6-608; the Minnesota Charitable

Solicitation Act, Minn. Stat. §§ 309.50-.61; Ohio Organizations Act; the Oregon Charitable Solicitations Act, ORS 128.886, and the Oregon Unlawful Trade Practices Act, ORS 646.608. The Complaint also charges that Defendants violated Section 310.3(b) of the Telemarketing Sales Rule (“TSR”), 16 C.F.R. Part 310.3(b), by assisting and facilitating for-profit fundraisers in making charitable solicitations that violated Sections 310.3(a)(4) and 310.3(d)(1), (3), and (4) of the TSR.

5. Defendants waive any claim that they may have under the Equal Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action through the date of this Judgment, and agree to bear their own costs and attorney’s fees.

6. Defendants waive all rights to appeal or otherwise challenge or contest the validity of this Judgment.

7. Defendants waive and release any claims that relate to this action that they may have against any and all Plaintiffs.

8. Entry of this Judgment is in the public interest.

DEFINITIONS

For the purpose of this Judgment, the following definitions apply:

1. “Charitable Contribution(s)” means any donation or gift of money or any other thing of value.

2. “Defendants” means the corporate defendant Help the Vets, Inc., also d/b/a American Disabled Veterans Foundation, Military Families of America, Veterans Emergency Blood Bank, Veterans Fighting Breast Cancer, and Vets Fighting Breast Cancer, and the individual defendant Neil G. Paulson, Sr. individually, collectively, or in any combination.

3. “Donor” or “Consumer” means any Person solicited to make a Charitable Contribution.

4. “Help the Vets” and “Help the Vets, Inc.,” mean corporate defendant Help the Vets, Inc., also d/b/a American Disabled Veterans Foundation, Military Families of America, Veterans Emergency Blood Bank, Veterans Fighting Breast Cancer, and Vets Fights Breast Cancer, and its successors and assigns.

5. “Fundraising” means a plan, program, or campaign that is conducted to induce Charitable Contributions by mail, telephone, electronic mail, social media, or any other means.

6. “Nonprofit Organization” means any Person that is, or is represented to be, a nonprofit entity, or that has, or is represented to have, a charitable purpose.

7. “Paulson” means individual defendant Neil G. Paulson, Sr.

8. “Person” means a natural person, an organization or other legal entity, including a corporation, partnership, sole proprietorship, limited liability company, association, cooperative, or any other group or combination acting as an entity.

9. “Plaintiff Attorneys General” means the Attorneys General of the States of Florida, California, Maryland, Minnesota, Ohio, and Oregon.

10. “Prize Promotion” means (1) an oral or written express or implied representation that a Person has won, has been selected to receive, or may be eligible to receive a prize or purported prize, or (2) a sweepstakes, contest, or other game of chance.

11. “Telemarketing” means any plan, program, or campaign which is conducted to induce the purchase of goods or services or a Charitable Contribution, by use of one or

more telephones, and which involves more than one interstate telephone call, whether or not covered by the TSR.

ORDER

I. BAN ON SOLICITING CHARITABLE CONTRIBUTIONS

IT IS ORDERED that:

A. Defendant Help the Vets is permanently restrained and enjoined from receiving any payment or other financial benefit from engaging, participating, or assisting in the solicitation of Charitable Contributions.

B. Defendant Paulson is permanently restrained and enjoined from:

1. Receiving any payment or other financial benefit for (a) engaging in, participating in or assisting in the solicitation of Charitable Contributions, directly or indirectly, including by advising, acting as an independent contractor or as a Fundraising consultant, supplying contact or Donor lists, or providing caging, mail processing, or fulfillment services, or (b) controlling, directly or indirectly, or holding a majority ownership interest in, any entity engaged in the business of Fundraising;

2. Establishing, operating, controlling, or managing any Nonprofit Organization or other entity that holds charitable assets, or any program thereof, directly or indirectly, whether compensated or not, including by serving as an officer, director, trustee, chief executive, manager, supervisor, incorporator, or other fiduciary; and

3. Managing, controlling, directing, distributing, or accounting for the use or application of any charitable asset, or engaging, participating or assisting in

managing, controlling, directing, distributing, or accounting for the use or application of any charitable asset, directly or indirectly, whether compensated or not, including by acting as an independent contractor, advisor, or consultant.

Provided that, subject to the limitations of Subsections B.1, B.2, and B.3 above, Defendant Paulson may be employed by or volunteer for any Nonprofit Organization in any capacity not prohibited by the above, such as working in any non-supervisory role unrelated to the solicitation, management, custody, control, or distribution of any charitable asset.

II. PROHIBITION AGAINST MISREPRESENTATIONS

IT IS FURTHER ORDERED that Defendants, Defendants' officers, directors, agents, employees, independent contractors, and attorneys, and all other Persons in active concert or participation with any of them who receive actual notice of this Judgment, whether acting directly or indirectly, in connection with Telemarketing or the advertising, marketing, promotion, offering for sale, selling, or distribution of any good, service, or Prize Promotion, are permanently restrained and enjoined from misrepresenting, or assisting others in misrepresenting, expressly or by implication, any material fact.

III. TELEMARKETING SALES RULE COMPLIANCE

IT IS FURTHER ORDERED that Defendants, Defendants' officers, directors, agents, employees, independent contractors, and attorneys, and all other Persons in active concert or participation with any of them who receive actual notice of this Judgment, whether acting directly or indirectly, are hereby permanently restrained and enjoined from violating, or assisting others in violating, any provision of the TSR, 16 C.F.R. Part 310, attached hereto as Appendix A, and as it hereafter may be amended.

IV. COMPLIANCE WITH STATE LAW

IT IS FURTHER ORDERED that Defendants, Defendants' officers, directors, agents, employees, independent contractors, and attorneys, whether acting directly or indirectly, are hereby permanently restrained and enjoined from violating, or assisting others in violating, any provision of the following state laws: the FDUTPA, Florida's Solicitation of Contributions Act, Chapter 496, the Florida Not For Profit Corporation Act, Chapter 617, and the Florida Trust Code, Chapter 736, Florida Statutes; the California Supervision Act (Cal. Gov't Code §§ 12580-12599.8), the California UCL (Cal. Bus. & Prof. Code §§ 17200-17208); Maryland Solicitations Act, Md. Code Ann., Bus. Reg. §§ 6-601-701; the Minnesota Charitable Solicitation Act, Minn. Stat. §§ 309.50-.61; the Ohio Organizations Act (Ohio Rev. Code Ann., Chapter 1716); the Oregon Nonprofit Corporation Act (ORS Chapter 65), the Oregon Charitable Solicitations Act (ORS 128.801 through ORS 128.995), and the Oregon Unlawful Trade Practices Act (ORS 646.605 through ORS 646.656).

V. COOPERATION

IT IS FURTHER ORDERED that Defendants must:

A. Fully cooperate with Plaintiffs' representatives in this case and in any investigation related to or associated with the transactions or the occurrences that are the subject of the Complaint. Defendants must provide truthful and complete information, evidence, and testimony. Individual Defendant Paulson must appear, and Corporate Defendant Help the Vets must cause its officers, employees, representatives, or agents to appear for interviews, discovery, hearings, trials, and any other proceedings that any Plaintiff's representative may reasonably request upon 5 days' written notice, or other

reasonable notice, at such places and times as any Plaintiff's representative may designate, without the service of a subpoena; and

B. Defendant Help the Vets shall cooperate with and not contest the revocation or suspension of any state registration related to soliciting Charitable Contributions.

VI. DONOR INFORMATION

IT IS FURTHER ORDERED that Defendants, Defendants' officers, directors, agents, independent contractors, employees, and attorneys, and all other Persons in active concert or participation with any of them, who receive actual notice of this Judgment, whether acting directly or indirectly:

A. Are permanently restrained and enjoined from disclosing, using, or benefitting from any information about or list of Donors to Help the Vets, including the name, address, telephone number, email address, social security number, other identifying information, or any data that enables access to a Donor's account (including a credit card, bank account, or other financial account), that was obtained prior to entry of this Judgment;

B. Shall destroy, or cause to be destroyed, all information related to Donors, including any list of Donors to Help the Vets in their possession, custody or control, in all forms within 10 days after entry of this Judgment, and

C. Shall, within 7 days after entry of this Judgment:

1. Send a copy of this Judgment and provide clear and conspicuous notice of the prohibitions in this Section VI to each fundraiser, telemarketer, independent contractor, list management company, escrow agent, or other third party

with possession, custody, or control of any such information about Donors to Help the Vets; and

2. Direct that each such Person or party immediately destroy, or cause to be destroyed, all such Donor information in its possession, custody, or control and provide a sworn notice to Help the Vets within 30 days of receipt of the Judgment attesting to its destruction.

Provided, however, that Donor information need not be disposed of, and may be disclosed, to the extent requested by a government agency or required by law, regulation, or court order.

VII. MONETARY JUDGMENT AND PARTIAL SUSPENSION

IT IS FURTHER ORDERED that:

A. Judgment in the amount of Twenty Million Four Hundred Five Thousand Two Hundred Eighty-Seven Dollars and No Cents (\$20,405,287.00) (“Judgment Amount”) is entered in favor of Plaintiffs against corporate Defendant Help the Vets and individual Defendant Paulson, jointly and severally, as equitable monetary relief.

B. Defendant Help the Vets is ordered to make the following payments:

1. In partial satisfaction of the Judgment Amount, and as directed by the Attorneys General of the States of Florida, California, Maryland, Ohio, and Oregon (“Participating Attorneys General”), Defendant Help the Vets is ordered to pay Seventy-Two Thousand One Hundred Twenty-Two Dollars and Thirty-Six Cents (\$72,122.36). This sum will be paid to one or more Nonprofit Organizations as a Charitable Contribution or Charitable Contributions as set forth in Subsections

VII.B.2, VII.B.3, VII.F, VII.G, and VII.H, following subsequent motion by the Participating Attorneys General and an order of this Court.

2. Defendant Help the Vets stipulates that its undersigned counsel, Pamela Marsh, Esquire, holds this sum in escrow for no purpose other than payment to the Florida Department of Legal Affairs Escrow Fund (“Florida Escrow Fund”) which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions.

3. The monies owed by Defendant Help the Vets pursuant to Subsection VII.B.1 and held in escrow by Pamela Marsh, Esquire, shall be transferred within 3 days of entry of this Judgment to the Florida Escrow Fund which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions. This transfer shall be made by wire transfer, cashier’s check or other certified funds payable to the Florida Department of Legal Affairs Escrow Fund.

4. Defendant Help the Vets releases any interest in and directs that any remaining monies held in the attorney retainer, escrow, or trust account of Ausley McMullen on behalf of Help the Vets, after all reasonable costs and attorney’s fees have been paid, shall be paid to the Florida Escrow Fund which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions. This amount shall be determined and paid within 30 days after entry of this Judgment. All payments to the Florida Escrow Fund must be made

by wire transfer, cashier's check or other certified funds payable to the Florida Department of Legal Affairs Escrow Fund.

5. Upon completion of the payments listed in Subsections VII.B.1 and VII.B.4, the remainder of the Judgment Amount is suspended as to Defendant Help the Vets, subject to Subsection VII.D below.

C. Defendant Paulson is ordered to make the following payments:

1. In partial satisfaction of the Judgment Amount, and as directed by the Participating Attorneys General, Defendant Paulson is ordered to pay a total of One Million Seven Hundred Fifty Thousand Dollars and No Cents (\$1,750,000.00)

("Total Paulson Payment"), in the following increments:

a. Five Hundred Thousand Dollars and No Cents (\$500,000.00) payable upon entry of this Judgment ("Initial Paulson Payment") as set forth in Subsections VII.C.2 and VII.C.3, below;

b. Five Hundred Thousand Dollars and No Cents (\$500,000.00) on or before 60 days following entry of this Judgment payable to the Florida Escrow Fund, which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions;

c. Three Hundred Seventy-Five Thousand Dollars and No Cents (\$375,000.00) on or before 120 days following entry of this Judgment payable to the Florida Escrow Fund, which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions;

and,

d. Three Hundred Seventy-Five Thousand Dollars and No Cents (\$375,000.00) on or before 180 days following entry of this Judgment payable to the Florida Escrow Fund, which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions.

The Total Paulson Payment will be paid to one or more Nonprofit Organizations as a Charitable Contribution or Charitable Contributions as set forth in Subsections VII.F, VII.G, and VII.H, and following a subsequent motion by the Participating Attorneys General and an order of this Court.

2. Defendant Paulson stipulates that his undersigned counsel, Vincent Citro, Esquire, holds the Initial Paulson Payment for no purpose other than payment to the Florida Escrow Fund, which shall hold this amount for no purpose other than for future payment as a Charitable Contribution or Charitable Contributions.

3. The Initial Paulson Payment held in escrow by Vincent Citro, Esquire, shall be transferred within 3 days of entry of this Judgment to the Florida Escrow Fund, which shall hold this amount for no purpose other than future payment as a Charitable Contribution or Charitable Contributions. This transfer shall be made by wire transfer, cashier's check or other certified funds payable to the Florida Department of Legal Affairs Escrow Fund.

4. Upon completion of all payments and requirements listed in Subsections VII.C.1, the remainder of the Judgment Amount is suspended as to Defendant Paulson, subject to Subsection VII.D below.

5. The Plaintiffs' agreement to this Judgment is expressly premised upon the promise by Defendant Paulson to make timely payments as described in Subsection VII.C.1, above. If, upon motion by any Plaintiff, the Court finds that Defendant Paulson has defaulted on any obligation to make a payment as required by Subsection VII.C.1, above, then the suspension of the Judgment Amount shall be lifted. If the suspension of the Judgment Amount is lifted, the Judgment Amount becomes immediately due as to Defendant Paulson in the amount specified in Subsection VII.A above (which the parties stipulate only for purposes of this Section represents the consumer injury alleged in the Complaint), less any payment previously made pursuant to this Section, plus interest computed from the date of entry of this Judgment.

D. Plaintiffs' agreement to the suspension of part of the Judgment Amount as set forth in Subsections VII.B.5 and VII.C.4 is expressly premised upon the truthfulness, accuracy, and completeness of Defendants' sworn financial statements and related documents (collectively referred to as "Financial Representations") submitted to the Plaintiffs, namely:

1. The financial statement of Defendant Help the Vets, signed by Sherwood Shoff, president, on June 8, 2018, including the attachments; and,
2. The financial statement of Defendant Neil G. Paulson, Sr., signed by Paulson on June 14, 2018, including the attachments and additional documents submitted to Plaintiffs in June 2018.

E. The suspension of the Judgment Amount will be lifted as to either Defendant if, upon motion by any Plaintiff, the Court finds that such Defendant failed to disclose any material asset, materially misstated the value of any asset, or made any other material misstatement or omission in the Financial Representations identified above. If the suspension of the Judgment Amount is lifted, the Judgment Amount becomes immediately due as to that Defendant in the amount specified in Subsection VII.A, above (which the parties stipulate only for purposes of this Section represents the consumer injury alleged in the Complaint), less any payment previously made pursuant to this Section, plus interest computed from the date of entry of this Judgment.

F. The Participating Attorneys General shall identify one or more Nonprofit Organizations to recommend to this Court as a suitable recipient or recipients of the Charitable Contribution or Charitable Contributions. The Participating Attorneys General shall submit to this Court a motion and proposed order recommending such proposed recipient(s) of the Charitable Contribution(s), the amount(s) to be paid, and the manner and timeframe for such payment(s). All monies paid by Help the Vets and Paulson and held in the Florida Escrow Fund shall be distributed only as authorized and directed by this Court. Defendants Help the Vets and Paulson shall have no right to challenge any recommendations regarding any Charitable Contribution(s) or monetary distribution(s) made by the Participating Attorneys General.

G. Defendants understand that the Charitable Contribution(s) described in Subsections VII.B, VII.C, and VII.F will be paid at the direction of the Participating Attorneys General in relation to the violations of state law discussed herein, and not on

behalf of Defendants Help the Vets or Paulson. Therefore, Defendants stipulate that neither Defendant Help the Vets nor Defendant Paulson will claim any tax deduction, credit, or other benefit related to any Charitable Contribution(s) discussed in this Judgment.

H. Pursuant to applicable state law, the Attorney General of the State of Minnesota is not a participant in or with respect to, and has no control over, the relief reflected in Subsections VII.B, VII.C, VII.F, and VII.G above.

VIII. ADDITIONAL MONETARY PROVISIONS

IT IS FURTHER ORDERED that:

A. Defendants relinquish dominion and all legal and equitable right, title, and interest in all assets transferred pursuant to this Judgment and may not seek the return of any assets.

B. The facts alleged in the Complaint will be taken as true, without further proof, in any subsequent civil litigation by or on behalf of any Plaintiff, including in a proceeding to enforce their rights to any payment or monetary judgment pursuant to this Judgment, such as a nondischargeability complaint in any bankruptcy case.

C. The facts alleged in the Complaint establish all elements necessary to sustain an action by any Plaintiff pursuant to Section 523(a)(2)(A) of the Bankruptcy Code, 11 U.S.C. § 523(a)(2)(A), and this Judgment will have collateral estoppel effect for such purposes.

D. Defendants acknowledge that their Taxpayer Identification Numbers (Social Security Numbers and/or Employer Identification Numbers), which Defendants previously

submitted to Plaintiffs, may be used for collecting and reporting on any delinquent amount arising out of this Judgment, in accordance with 31 U.S.C. § 7701.

IX. ORDER ACKNOWLEDGMENTS

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

A. Each Defendant, within 7 days of entry of this Judgment, must submit to the Commission an acknowledgment of receipt of this Judgment sworn under penalty of perjury.

B. For 10 years after entry of this Judgment, Defendant Paulson, for any business that he, individually or collectively with Defendant Help the Vets, is the majority owner, or which he controls directly or indirectly, and Defendant Help the Vets must deliver a copy of this Judgment to: (1) all principals, officers, directors, and LLC managers and members; (2) all employees having managerial responsibilities for conduct related to the subject matter of the Judgment and all agents and representatives who participate in conduct related to the subject matter of the Judgment; and (3) any business entity resulting from any change in structure as set forth in the Section titled Compliance Reporting. Delivery must occur within 7 days of entry of this Judgment for current personnel. For all others, delivery must occur before they assume their responsibilities.

C. From each individual or entity to which a Defendant delivered a copy of this Judgment, that Defendant must obtain, within 30 days, a signed and dated acknowledgment of receipt of this Judgment.

X. COMPLIANCE REPORTING

IT IS FURTHER ORDERED that Defendants make timely submissions to the Commission and the Florida Attorney General, on behalf of the other Plaintiff Attorneys General:

A. One year after entry of this Judgment, each Defendant must submit a compliance report, sworn under penalty of perjury:

1. Each Defendant must: (a) identify the primary physical, postal, and email address and telephone number, as designated points of contact, which representatives of the Plaintiffs may use to communicate with Defendant; (b) identify all of that Defendant's businesses by all of their names, telephone numbers, and physical, postal, email, and Internet addresses; (c) describe the activities of each business, including the goods, services, and Prize Promotions offered, the means of advertising, marketing, and sales, and the involvement of any other Defendant (which Defendant Paulson must describe if he knows or should know due to his own involvement); (d) describe in detail whether and how that Defendant is in compliance with each Section of this Judgment; and (e) provide a copy of each Judgment Acknowledgment obtained pursuant to this Judgment, unless previously submitted to the Commission and the Florida Attorney General;

2. Additionally, Defendant Paulson must: (a) identify all telephone numbers and all physical, postal, email and Internet addresses, including all residences; (b) identify all his business activities, including any business for which he performs services whether as an employee or otherwise and any entity in which he

has any ownership interest; and (c) describe in detail his involvement in each such business, including title, role, responsibilities, participation, authority, control, and any ownership; and

3. For any activity with any Nonprofit Organization, Defendant Paulson must: (a) identify each such Nonprofit Organization by all of its names, telephone number(s), and physical, postal, email, and Internet addresses; (b) describe in detail his involvement in each such Nonprofit Organization, including any title, role, responsibilities, participation, authority, and control; and (c) describe in detail whether and how Paulson is in compliance with each Section of this Judgment.

B. For 20 years after entry of this Judgment, each Defendant must submit a compliance notice, sworn under penalty of perjury, within 14 days of any change in the following:

1. Each Defendant must report any change in: (a) any designated point of contact; or (b) the structure of Defendant Help the Vets or any entity that Paulson has any ownership interest in or controls directly or indirectly that may affect compliance obligations arising under this Judgment, including: creation, merger, sale, or dissolution of the entity or any subsidiary, parent, or affiliate that engages in any acts or practices subject to this Judgment

2. Additionally, Defendant Paulson must report any change in: (a) name, including aliases or fictitious names, or residence address; or (b) title or role in any business activity, including any business for which he performs services whether as an employee or otherwise, and any entity in which he has any ownership interest or

which he controls, directly or indirectly, and identify the name, physical address, and any Internet address of the business or entity.

C. Each Defendant must submit to the Commission and the Florida Attorney General notice of the filing of any bankruptcy petition, insolvency proceeding, or similar proceeding by or against such Defendant within 14 days of its filing.

D. Any submission required by this Judgment to be sworn under penalty of perjury must be true and accurate and comply with 28 U.S.C. § 1746, such as by concluding: “I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on: [date] at [location]” and supplying the date, signatory’s full name, title (if applicable), and signature.

E. Unless otherwise directed by a Commission representative in writing, all submissions to the Commission pursuant to this Judgment must be emailed to DEbrief@ftc.gov or sent by overnight courier (not the U.S. Postal Service) to:

Associate Director for Enforcement
Bureau of Consumer Protection
Federal Trade Commission
600 Pennsylvania Avenue NW
Washington, DC 20580

The subject line must begin: FTC et al. v. Help the Vets, Inc., et al., Case No. _____.

F. Unless otherwise directed by a representative of the Florida Attorney General in writing, all submissions to the Florida Attorney General pursuant to this Judgment must be emailed to oag.ec.ori@myfloridalegal.com or sent to:

Florida Office of the Attorney General
Consumer Protection Division
135 W. Central Blvd., Suite 1000
Orlando, Florida 32801

The subject line must begin: FTC et al. v. Help the Vets, Inc., et al., Case No. _____.

XI. RECORDKEEPING

IT IS FURTHER ORDERED that Defendants must create certain records for 10 years after entry of this Judgment, and retain each such record for 5 years. Specifically, Defendants Help the Vets and Paulson, for any business or Nonprofit Organization of which he is a majority owner or controls directly or indirectly, must create and retain the following records:

- A. Accounting records showing the revenues from all goods or services sold, billed, or received through Prize Promotions or Charitable Contributions.
- B. Personnel records showing, for each Person providing services, whether as an employee or otherwise, that Person's name, address, telephone number, job title or position, dates of service, and reason for termination (if applicable).
- C. Records of all Consumer complaints and refund requests, whether received directly or indirectly, such as through a third party, and any response.
- D. All records necessary to demonstrate full compliance with each provision of this Judgment, including all submissions to the Commission and any Plaintiff State.
- E. A copy of each unique advertisement, Prize Promotion material, charitable solicitation, or other marketing material.

XII. COMPLIANCE MONITORING

IT IS FURTHER ORDERED that, for the purpose of monitoring Defendants' compliance with this Judgment, including the Financial Representations upon which part of the Judgment was suspended:

A. Within 14 days of receipt of a written request from a representative of any Plaintiff, each Defendant must: submit additional compliance reports or other requested information, which must be sworn under penalty of perjury; appear for depositions; and produce documents for inspection and copying. Each Plaintiff is also authorized to obtain discovery, without further leave of court, using any of the procedures prescribed by Federal Rules of Civil Procedure 29, 30 (including telephonic depositions), 31, 33, 34, 36, 45, and 69.

B. For matters concerning this Judgment, each Plaintiff is authorized to communicate directly with each Defendant. Each Defendant must permit representatives of any Plaintiff to interview any employee or other Person affiliated with any Defendant who has agreed to such an interview. The Person interviewed may have counsel present.

C. Any Plaintiff may use all other lawful means, including posing, through its representatives as Consumers, suppliers, or other individuals or entities, to Defendants or any individual or entity affiliated with Defendants, without the necessity of identification or prior notice. Nothing in this Judgment limits the Commission's lawful use of compulsory process pursuant to Sections 9 and 20 of the FTC Act, 15 U.S.C. §§ 49, 57b-1.

D. Upon written request from a representative of any Plaintiff, any consumer reporting agency must furnish a consumer report concerning Paulson pursuant to Section 604(1) of the Fair Credit Reporting Act, 15 U.S.C. § 1681b(a)(1).

XIII. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court retains jurisdiction of this matter for purposes of construction, modification, and enforcement of this Judgment.

SO ORDERED this ___ day of _____, 2018.

UNITED STATES DISTRICT JUDGE

SO STIPULATED AND AGREED:

FOR DEFENDANTS:


COUNSEL for Help the Vets, Inc.



Pamela C. Marsh
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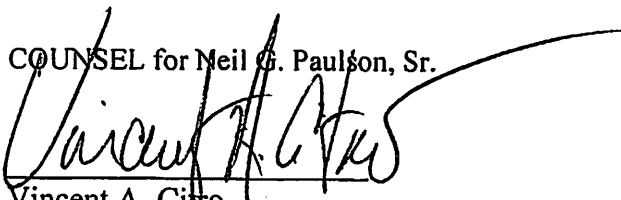
Date: June 29, 2018

Help the Vets, Inc.,


SHERWOOD SHOFF, PRESIDENT
ON BEHALF OF HELP THE VETS, INC.


Date: 6-29-2018

COUNSEL for Neil G. Paulson, Sr.



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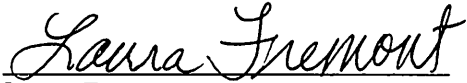
Date: 6-29-2018

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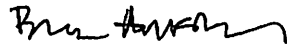
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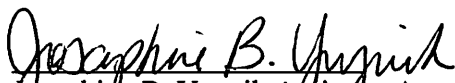
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