SEMIANNUAL FEDERAL COURT LITIGATION STATUS REPORT

Office of the General Counsel

Bureau of Competition
Bureau of Consumer Protection

Regional Offices

June 30, 2018

No. 134

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SUMMARY OF CASES

	D. Ct.	Ct. App.*	S. Ct.	Total
PETITIONS FOR REVIEW	0	2	0	2
INJUNCTION AND CONSUMER REDRESS CASES	71	11	0	82
CIVIL PENALTY AND ENFORCEMENT CASES	6	1	0	7
SUBPOENA AND CID ENFORCEMENTS	4	1	0	5
SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION	12	2	0	14
AMICUS CURIAE BRIEFS	1	2	2	5
TOTALS	94	19	2	115

* 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

LABMD, INC. v. FTC, No. 16-16270 (11th Cir.)

Parties: LabMD, Inc.

Assigned Attorneys: Jack Metzler (OGC)
Matthew Hoffman
Joel Marcus

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

Status: Petition for review filed 9/29/16.
Order granting stay entered 11/10/16.
Petitioner's opening brief filed 12/27/16.
Commission's brief filed 2/9/17.
Petitioner's reply brief filed 3/9/17.
Oral argument heard 6/21/17.
Opinion in favor of petitioner, vacating Commission's order, entered 6/6/18.

LOUISIANA REAL ESTATE APPRAISERS BOARD v. FTC, No. 18-60291 (5th Cir.)

Parties: Louisiana Real Estate Appraisers Board

Assigned Attorneys: Mark Hegedus (OGC)
Michele Arington
Joel Marcus

Alleged Conduct: Petition for review of Commission's order denying LREAB's motion to dismiss administrative complaint and granting Complaint Counsel's motion for partial summary decision.

Status: Petition for review filed 4/19/18.
Petitioner's motion to stay administrative proceedings pending appeal filed 6/11/18; Commission's response in opposition filed 6/21/18; Petitioner's reply filed 6/28/18.
Petitioner's opening brief due on 7/5/18.

(B) Rulemakings

(None Pending)

INJUNCTION AND CONSUMER REDRESS CASES

(A) Preliminary Injunctions (Mergers/Acquisitions)

FTC v. SANFORD HEALTH, No. 17-3783 (8th Cir.); No. 1:17-cv-133 (D.N. Dak.)

Parties:	Sanford Health Sanford Bismarck Mid Dakota Clinic, P.C. State of North Dakota (Plaintiff)
Assigned Attorneys:	Kevin Hahm (BC/Mergers IV) Michele Arington (OGC)
Alleged Conduct:	Action for preliminary injunction of Sanford Health's proposed acquisition of Mid Dakota Clinic as a violation of Section 5 of the FTC Act and Section 7 of the Clayton Act.
Status:	Complaint filed 6/22/17. TRO entered 6/22/17. Evidentiary hearing held 10/30/17-11/3/17. Order granting preliminary injunction entered 12/13/17. Notice of appeal filed 12/15/17. Appellants' opening brief filed 1/29/18; Commission's answering brief filed 3/5/18; appellants' reply brief filed 3/22/18.

FTC v. WILHELM WILHELMSEN, No. 1:18-cv-414 (D.D.C.)

Parties:	Wilhelm Wilhelmsen Wilhelmsen Maritime Services Resolute Fund II, L.P. Drew Marine Intermediate II B.V. Drew Marine Group Inc. Wilh, Wilhelmsen Holding ASA
Assigned Attorneys:	Thomas Dillickrath (BC)

Alleged Conduct: Action for an order preliminarily enjoining the proposed acquisition between defendants as a violation of Section 5 of the FTC Act and Section 7 of the Clayton Act.

Status: Complaint filed 2/23/18; amended complaint filed 4/2/18.
TRO entered 2/23/18.
Evidentiary hearing held 5/29/18-6/13/18; closing arguments presented 6/18/18.

(B) Preliminary Injunctions (Other)

(None pending)

(C) Permanent Injunctions/Consumer Redress*

FTC v. 4 STAR RESOLUTION, LLC, No. 1:15-cv-112 (W.D.N.Y.)

Parties: 4 Star Resolution, LLC d/b/a Consumer Recovery Group d/b/a Four Star Capital Services d/b/a Four Star Resolution Services, LLC d/b/a FS Mediation Group
Profile Management, Inc.
International Recovery Service, LLC
Check Solutions Services, Inc.
Check Fraud Service, LLC
Merchant Recovery Service, Inc.
Fourstar Revenue Management, LLC
Travell Thomas
Maurice Sessum
Charles Blakely, III

Assigned Attorneys: Brian N. Lasky (NER)
Karen A. Dahlberg
Robin E. Eichen
Laura Zuckerwise

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

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

Status: Complaint filed 2/9/15.
TRO entered 2/9/15.
Stipulated preliminary injunction entered 6/2/15.
Commission's motion for preliminary injunction with asset freeze filed 8/5/15; memorandum in opposition by Charles Blakely filed 9/15/15; memorandum in opposition by 4 Star Resolution, LLC filed 9/23/15.
Preliminary injunction with asset freeze entered 11/21/15.
Order modifying terms of preliminary injunction with asset freeze and retention of records by financial institutions and other third parties entered 2/17/16.
Stipulated orders for permanent injunction and monetary judgment against all defendants entered 3/20/18.

FTC v. 9140-9201 QUÉBEC INC., No. 1:18-cv-4115 (N.D. Ill.)

Parties: 9140-9201 Quebec Inc. d/b/a Ameteck Group d/b/a Marketing Midwest d/b/a Midwest Marketing d/b/a Midwest Marketing Inc.
Midwest Advertising & Publishing Inc. d/b/a Midwestern Advertising and Publishing d/b/a Global Site Design
The Local Business Pages
Premium Business Pages Inc.
Ametech Group LLC, a dissolved Nev. LLC
Ameteck Group LLC, a Del. LLC
Data Net Technologies, LLC
Remy Munilla
Carol Beaudoin

Assigned Attorneys: William J. Hodor (MWR)
John C. Hallerud

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with defendants' unsolicited calls to small businesses to induce them to pay for unordered Internet directory listings, search engine optimization services or website design and hosting services.

Status: Complaint filed 6/13/18.
TRO entered 6/15/18.
Preliminary injunction with asset freeze and other equitable relief entered 6/29/18.

FTC v. A1 JANITORIAL SUPPLY CORP., No. 1:17-cv-7790 (N.D. Ill.)

Parties: A1 Janitorial Supply Corp. d/b/a A One Janitorial
Century Manufacturing Corp. d/b/a A-1 Janitorial Supply

Commercial Maintenance Chemical Corp. d/b/a CMC
Global Direct Resources, Inc. d/b/a A-1 Janitorial d/b/a Century Manufacturing d/b/a Commercial Maintenance Chemical d/b/a Target Supplies
Eric Sternberg
Matthew Sternberg

Assigned Attorneys: John C. Hallerud (MWR)
Guy G. Ward
Roberto C. Menjivar
Nathaniel Al-Najjar

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the FTC's Telemarketing Sales Rule, and the Unordered Merchandise Statute in connection with in connection with the telemarketing of nondurable office and cleaning supplies.

Status: Complaint filed 10/30/17.
TRO entered 11/1/17.
Stipulated preliminary injunction entered 11/21/17.

FTC v. A1 DOCPREP INC., No. 2:17-cv-7044 (C.D. Cal.)

Parties: A1 Docprep Inc
Stream Lined Marketing d/b/a Project Uplift Students d/b/a Project Uplift America
Bloom Law Group PC d/b/a Home Shield Network d/b/a Keep Your Home USA
Homan Ardalan

Assigned Attorneys: K. Michelle Grajales (BCP/FP)
Lisa Anne Rothfarb
John D. Jacobs (WRLA)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Mortgage Assistance Relief Services Rule in connection with the marketing and sale of student loan debt relief and mortgage assistance relief services.

Status: Complaint filed 9/27/17.
Ex parte TRO with asset freeze, appointment of receiver, and other equitable relief entered 9/28/17.
Stipulated preliminary injunction entered 10/17/17.
Stipulated permanent injunction and monetary judgment as to defendant Bloom Law Group PC entered 5/9/18.
Trial scheduled for 12/18/18.

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 Kara Monahan Peter Taylor
Alleged Conduct:	Unfair methods of competition 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 filed 11/12/14; Commission's brief in opposition filed 12/12/14. Order granting defendants' motion to dismiss Count II of the complaint entered 5/6/15. Commission's motion for entry of judgment under Rule 54(b) filed 6/5/15; response in opposition by Abbott Laboratories, Abbvie, Inc. and Unimed Pharmaceuticals filed 6/25/15; Commission's reply filed 7/2/15. Order holding Commission's pending Rule 54(b) motion in abeyance entered 7/8/15. Commission's motion for reconsideration of dismissal filed 7/20/15; defendant's response filed 7/31/15; reply filed 8/7/15. Motion for reconsideration denied 8/25/15. Motion to direct entry of partial final judgment under Rule 54(b) denied 8/26/15. Defendants' motion for summary judgment on Count 1 of complaint filed 6/5/17; Commission's response in opposition filed 7/11/17; reply filed 7/26/17; order denying motion entered 9/15/17. Commission's motion for partial summary judgment filed 6/5/17; defendants AbbVie, Inc., Abbott Laboratories, Unimed Pharmaceuticals, LLC, and Besins Healthcare, Inc.'s response in opposition filed 7/10/17; reply filed 7/27/17; order granting motion entered 9/15/17. Trial held 2/7/18- 3/1/18. Defendants' motion for reconsideration of 9/15/17 order filed 3/23/18; Commission's response filed 4/4/18; reply filed 4/8/18.

FTC v. ACDI GROUP LLC, No. 3:17-cv-340 (W.D.N.C.)

Parties: ACDI Group LLC
Solutions to Portfolios LLC
Anthony Swatsworth

Assigned Attorneys: Nikhil Singhvi (BCP/FP)
Michael White

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

Status: Complaint filed 6/22/17.
Commission's motion for summary judgment filed 11/16/17; response in opposition filed 12/22/17; reply to response filed 1/12/18; Commission's and defendants' supplemental briefs as to motion filed 5/16/18.
Trial set for 9/10/18

FTC v. ACTAVIS, INC. (formerly WATSON PHARMS., INC.), No. 12-416 (S. Ct.); Nos. 12-16488, No. 10-12729 (11th Cir.); No. 1:09-CV-955 (N.D. Ga.), formerly No. 2:09-CV-598 (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 heard 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 heard 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.

Motion for interlocutory appeal by Paddock Laboratories, Inc. and Par Pharmaceutical Companies, Inc. filed 4/22/14; Commission's opposition filed 5/6/14; oral argument heard 5/9/14; motion denied 5/9/14.

Motion for summary judgment by Actavis Holdco U.S. filed 10/4/16; Commission's opposition filed 12/1/16; reply filed 12/9/16; order denying motion entered 6/2/17.

Commission's unopposed motion to dismiss with prejudice as to defendants Par Pharmaceutical Companies, Inc. and Paddock Holdings LLC entered 2/2/17; order granting motion entered 2/7/17.

Defendant Solvay Pharmaceuticals, Inc's motion for summary judgment filed 9/29/17; notice of joinder by defendants Actavis Holdco U.S., Inc. and Actavis, Inc. filed 9/29/17; response in opposition filed 1/18/18; reply filed 2/20/18; order denying defendant's motion entered 6/14/18.

FTC v. ADEPT MANAGEMENT, INC., No. 1:16-cv-720 (D. Ore.)

Parties:

Adept Management, Inc.
Anchor Publishing Group, Inc.
Associated Publishers Network, Inc.
Atlas Business Consulting, LLC
Clarity Group, LLC
Consolidated Publishers Exchange, Inc. d/b/a Premier Subscription Services, Processing Express Solutions
Crown Resource Management, LLC
Customer Access Services, Inc.
Express Publishers Service, Inc. d/b/a Associated Billing Service, Associated Periodical Network, Associated Publishers Readership, Billing Services of Circulation, Circulation Billing Marketplace, Circulation Network Services d/b/a Global Billing Service d/b/a Lakeshore Publishers Billing, Magazine Billing Network, Magazine Distribution Marketplace, Magazine Payment Processing, National Magazine Network, Publication Network Services, Publishers Billing Marketplace, Publishers Distribution Network, Publishers Magazine Services, Readers Magazine Services, Readers Payment Network, Subscription Billing Agency, Subscription Billing Network, United Billing Service, United Publishers Agency
HCG, Inc.
Henry Cricket Group, LLC
Hoyal & Associates, Inc.
Liberty Publishers Service, Inc. d/b/a Allied Publishing Services, American Consumer Publishers Association, Associated Publishers Services, Billing Services of America, Bradford Publishing Service,

Circulation Billing Services, Global Publishers Center, Lakeshore Publishers Service, Magazine Billing Services, Magazine Distribution Service, Magazine Payment Services, Magazine Subscriber Services, Magazine Subscriptions Center, National Magazine Services, Periodical Billing Services, Platinum Subscription Service, Publication Service Networks, Publishers Access Services, Publishers Billing Services, Publishers Consolidated Subscription Services, Publishers Distribution Center, Publishers Education Services, Publishers Magazine Billing, Publishers Magazine Payment, Publishers Marketplace Services, Publishers Network Exchange, Publishers Payment Services, Publishers Periodical Service, Publishers Processing Service, Publishers Services Exchange, Readers Billing Services, Readers Payment Service, Seascape Publishers Network, Slo Call Center, Subscription Billing Service, Subscription Payment Exchange, Subscription Payment Services, United Publishers Services

Magazine Clearing Exchange
Magazine Link, Inc.
Maximillian, Inc. d/b/a Maxmillian, Inc.
Northwest Data Services, LLC
PPP Magazines, Inc.
Publishers Payment Processing, Inc.
Reality Kats, LLC
Specialties, Inc.
Subscription House Agency, Inc.
United Publishers Exchange, Inc. d/b/a Associated Publishers Network, Circulation Billing Network, Magazine Billing Associates, Premier Subscription Network, Publishers Billing Network, Publishers Magazine Exchange
Wineoceros Wine Club, Inc.
Linda Babb
Shannon Bacon a/k/a Shannon Balero, Shannon Gordon
Jeffrey Hoyal
Lori Hoyal
Colleen Kaylor
Laura Lovrien a/k/a Laura Babb
Noel Parducci a/k/a Noel Littlefield, Noelle Littlefield
Lydia Pugsley a/k/a Lydia Babb
Dennis Simpson
William Strickler

Assigned Attorneys: Krista Bush (NWR)
Laura Solis
Richard McKewen
Connor Shively

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act

in connection with a nationwide campaign relying on misrepresentations to solicit newspaper renewals and new subscriptions from consumers.

Status: Complaint filed 4/27/16.
Motion to dismiss for failure to state a claim filed 6/27/16; Commission's opposition filed 7/11/16; order denying motion to dismiss entered 11/3/16.
Motions for stay pending resolution of criminal proceedings filed 1/27/17; Commission's response filed 1/31/17; replies filed 2/17/17; motions denied 2/23/17.
Motion for summary judgment filed 4/14/17; Commission's opposition filed 5/4/17; reply filed 5/26/17; motion deferred 6/13/17.
Default judgment as to defendants Adept Management, Inc., Anchor Publishing Group, Inc., Associated Publishers Network, Inc., Atlas Business Consulting LLC, Clarity Group, Inc., Consolidated Publishers Exchange, Inc., Crown Resource Management LLC, Customer Access Services, Inc., Express Publishers Service, Inc., HCG, Inc., Henry Cricket Group, LLC, Liberty Publishers Service, Inc., Magazine Clearing Exchange, Inc., Magazine Link, Inc., Maximillian, Inc., North West Data Services LLC, PPP Magazines, Inc., Publishers Payment Processing, Inc., Publishers Payment Processing, Inc., Specialties, Inc., Subscription House Agency, Inc., United Publishers Exchange, Inc., and Wineoceros Wine Club, Inc. ("Defaulting Defendants") entered 8/7/17.
Commission's motion for default judgment and permanent injunction order as to Defaulting Defendants filed 3/13/18; response in opposition to motion by defendants Jeffrey Hoyal, Lori Hoyal, Hoyal & Associates, Inc. filed 3/27/18; Commission's reply filed 3/30/18; response in opposition to motion by defendants Reality Kats, LLC, Dennis Simpson filed 4/6/18; Commission's reply filed 4/12/18.
Trial set for 10/29/18.

FTC v. ALLIANCE DOCUMENT PREPARATION, No. 2:17-cv-7048 (C.D. Cal.)

Parties: Alliance Document Preparation d/b/a EZ Doc Preps d/b/a Grads Aid d/b/a First Document Aid
Sbs Capital Group, Inc. d/b/a Grads United Discharge
Sbb Holdings, LLC d/b/a EZ Doc Preps d/b/a Allied Doc Prep d/b/a Post Grad Services
First Student Aid, LLC
United Legal Center, LLC d/b/a Post Grad Aid d/b/a Alumni Aid Assistance d/b/a United Legal Discharge
Elite Consulting Service LLC d/b/a First Grad Aid
Grads Doc Prep, LLC d/b/a Academic Aid Center d/b/a Academic Protection d/b/a Academy Doc Prep d/b/a Academic Discharge

Elite Doc Prep, LLC d/b/a Premier Student Aid
Benjamin Naderi aka Benjamin Pournaderi aka Benjamin Brooks
Shawn Gabbaie aka Shawn Goodman
Avinadav Rubeni aka Avi Rubeni
Michael Ratliff
Ramiar Reuveni aka Rami Reuveni
Farzan Azinkhan
Direct Consulting Service, LLC
Capital Doc Prep, Inc.

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

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the marketing and sale of student loan debt relief services.

Status: Complaint filed 9/27/17.
TRO entered 9/28/2017.
Preliminary injunction and other equitable relief and appointment of receiver entered 11/2/17; amended preliminary injunction as to Alliance Document Preparation, LLC; SBS Capital Group, Inc.; First Student Aid, LLC; Elite Consulting Service, LLC; Elite Doc Prep, LLC; Benjamin Naderi; Direct Consulting Service, LLC; and Capital Doc Prep, Inc. entered 11/3/17; Commission's ex parte application to amend the asset freeze provisions of the preliminary injunction filed 11/20/17; order granting application to amend entered 11/22/17.
Third application for clerk's entry of default against defendant Elite Consulting Service LLC filed 12/11/17; default by clerk entered 12/11/17.

FTC v. AMERICAN FINANCIAL BENEFITS CENTER, No. 4:18-cv-806 (N.D. Cal.)

Parties: American Financial Benefits Center
Ameritech Financial
Financial Education Benefits Center
Brandon Demond Frere

Assigned Attorneys: Sarah Schroeder (WRSF)
Roberta Tonelli
Evan Rose
Boris Yankilovich

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing of student loan debt relief.

Status: Complaint filed 2/7/18.
Commission's motion for preliminary injunction filed 3/2/18; opposition filed 3/30/18.
Defendants' motion to dismiss filed 4/23/18; Commission's opposition filed 5/16/18; defendant's reply filed 5/30/18.

FTC v. AMERICAN HOME SERVICING CENTER, LLC, No. 8:18-cv-597 (C.D. Cal.)

Parties: American Home Servicing Center, LLC
Capital Home Advocacy Center
National Advocacy Center, LLC
Jaime Aburto
Marcus Fierro, Jr.
Eve Christine Rodriguez
Sergio Lorenzo Rodriguez

Assigned Attorneys: Barbara Chun (WRLA)
Elsie B Kappler (BCP/ENF)
Sangjoon Han

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) 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 4/12/18.
Ex parte TRO with asset freeze and appointment of temporary receiver entered 4/13/18.
Preliminary injunction as to defendants American Home Servicing Center, LLC; Capital Home Advocacy Center; National Advocacy Center, LLC; and Marcus Fierro entered 4/27/18.
Preliminary injunction as to defendants Eve Christine Rodriguez and Sergio Lorenzo Rodriguez entered 6/12/18.

FTC v. AMERICAN INDUSTRIAL ENTERPRISES, LLC, No. 1:16-cv-281 (D. Md.)

Parties: American Industrial Enterprises, LLC
Easton Chemical Supply, Inc.
Lighting X-Change Company, LLC
LMS Lighting and Maintenance Solutions, LLC
Werner International Enterprises, Inc.
Benjamin Cox
Vincent Stapleton
John Tharrington
TBC Companies, Inc. (relief defendant)

Assigned Attorneys: Jonathan Kessler (ECR)
Maria Del Monaco
Michael Rose

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule and the Unordered Merchandise Statute in connection with the sale of nondurable office or cleaning supplies through interstate telephone calls.

Status: Complaint filed 2/1/16.
Ex parte TRO with asset freeze entered 2/2/16.
Stipulated preliminary injunction as to defendants John Tharrington and Vincent Stapleton entered 2/29/16.
Preliminary injunction as to defendants Lighting X-Change Company, American Industrial Enterprises, LLC, Easton Chemical Supply, Inc., LMS Lighting & Maintenance Solutions, LLC and Werner International Enterprises entered 2/29/16.
Settlement agreement with defendants Lighting X-Change, Vincent Stapleton and John Tharrington filed 9/23/16.
Stipulated final order for permanent injunction and monetary judgment as to defendant Vincent Stapleton and John Tharrington entered 12/22/16.
Stipulated final order for permanent injunction and monetary judgment as to defendant Benjamin Cox and relief defendant TBC Companies entered 6/8/17.
Default judgment against defendants American Industrial Enterprises, Easton Chemical Supply, LMS Lighting & Maintenance Solutions, and Werner International Enterprises entered 10/4/17.

FTC v. AMERICAN STUDENT LOAN CONSOLIDATORS, LLC, No. 0:17-cv-61862 (S.D. Fla.)

Parties: American Student Loan Consolidators, LLC d/b/a ASLC Processing
Bbnd Marketing, LLC d/b/a United Processing Center, United SL Processing, and United Student Loan Processing
Daniel Upbin
Patrick O'Deady

Assigned Attorneys: Harold E. Kirtz (SER)
Nicholas May

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FTC'S Telemarketing Sales Rule in connection with the marketing and sale of student loan debt relief services.

Status: Complaint filed 9/25/17.

Ex parte motion for TRO, asset freeze, appointment of receiver, and other equitable relief filed 9/25/17; order granting motion and order to show cause why a preliminary injunction should not issue entered 09/26/17.
Stipulated preliminary injunction entered 10/26/17.
Trial set for 3/4/19.

FTC v. AMG SERVICES, INC., Nos. 16-17197, 14-16468 (9th Cir.); No. 2:12-cv-536 (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:
Nikhil Singhvi (BCP/FP)
Iona Rusu
Jason Schall
Jack Metzler (OGC)

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 5/29/14.

Stipulation and order to dismiss defendants Timothy J. Muir and the Muir Law Firm, LLC entered 9/8/14.

Order denying settling defendants' motion to enforce settlement entered 7/16/14; notice of appeal filed 7/30/14; Ninth Circuit order dismissing appeal for lack of jurisdiction entered 10/30/14.

Stipulated permanent injunction and monetary judgment as to defendants AMG Services and MNE Services, Inc. entered 1/23/15.

Stipulated permanent injunction and monetary judgment against defendants Troy Little Axe, Jr., Don Brady and Robert Campbell entered 3/17/15.
Motion for preliminary injunction by the Commission filed 5/8/15; responses filed 5/26/15.
Stipulated orders for permanent injunction and equitable monetary relief as to defendants Red Cedar Services, Inc. and SFS, Inc. entered 11/25/15.
Motion for summary judgment by Commission filed 1/20/16; defendants' opposition filed 2/26/16; Commission's reply filed 3/18/16.
Motion for summary judgment by defendants filed 1/20/16; Commission's opposition filed 2/26/16; defendants' reply filed 3/18/16.
Order granting Commission's motion for summary judgment, denying defendants' motion for summary judgment, and awarding permanent injunction and monetary relief of $1.3 billion entered 9/30/16.
Notice of appeal filed 11/29/16.
Appellant's opening brief filed 7/21/17; Commission's answering brief filed 12/11/17; reply brief filed 1/16/18.
Oral argument set for 8/15/18.

FTC v. APPLY KNOWLEDGE, LLC, No. 2:14-cv-88 (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
Jessia Bjarnson
Phillip Edward Gannuscia
Chad Huntsman
Richard Nemrow
Jeffrey Nicol
Thomas Riskas

Babata Sonnenberg
Ken Sonnenberg

Assigned Attorneys: Connell McNulty (BCP/MP)
Benjamin Davidson
Thomas Biesty
Collot Guerard
Michael D. Bergman (OGC)

Alleged Conduct: Deceptive acts and 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.
Commission's motion to dismiss Sonnenberg defendants' counterclaim filed 5/27/14; motion granted without prejudice on 1/30/15.
Order granting Motion to Dismiss Sonnenberg defendants' counterclaim entered 4/9/15.
Amended complaint filed 5/14/15.
Notice of death of defendant Chad Huntsman filed 6/9/15.
Permanent injunction and monetary judgment as to David Bevan entered 6/24/15.
Stipulated settlement order as to defendants Apply Knowledge, Evertex Solutions, Suppler Source, and Ken Sonnenberg entered 2/17/16.
Stipulated settlement order as to defendant VI Education LLC entered 7/21/16.
Commission's motion for summary judgment against remaining corporate defendants and remaining individual defendants filed 12/5/16; opposition filed 5/27/17; reply filed 6/30/17; oral argument held 12/12/17.
Stipulated order for permanent injunction and monetary judgment as to defendants Dahm International LLC; Dominion of Virgo Investments Inc.; Essent Media LLC; EVI LLC; Nemrow Consulting LLC; Novus North LLC; Purple Buffalo LLC; 365DailyFit LLC; Vensure International LLC; Jessica Bjarnson; Phillip Edward Gannuscia II; Richard Scott Nemrow; Jeffrey Nicol; and Thomas J. Riskas IIII entered 4/27/18.
Final judgment and order for permanent injunction and monetary judgment as to eCommerce Support LLC entered 4/30/18.

FTC v. AT&T MOBILITY LLC, No. 15-16585 (9th Cir.); No. 3:14-cv-4785 (N.D. Cal.)

Parties: AT&T Mobility, LLC

Assigned Attorneys: Evan Rose (WRSF)
Matthew D. Gold
Laura Fremont
Emily Burton
Maricela Segura (WRLA)
Joel Marcus (OGC)
Matthew Hoffman

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.
Motion to dismiss by AT&T Mobility filed 1/5/15.
Order denying motion to dismiss entered 3/31/15.
AT&T Mobility's motion for leave to take interlocutory appeal filed 4/9/15; Commission's response filed 4/23/15; AT&T Mobility's reply filed 4/30/15.
Order granting AT&T Mobility's motion to appeal entered 5/15/15.
Petition to Ninth Circuit for permission to appeal by AT&T Mobility filed 5/26/15; Commission's response filed 6/8/15.
Order granting interlocutory review entered 8/10/15.
Motion to stay pending appeal filed 8/18/15.
Stay denied 9/25/15.
Appellant's opening brief filed 11/18/15; Commission's answering brief filed 2/3/16; Appellant's reply brief filed 2/22/16.
Oral argument heard 6/17/16.
Opinion reversing the district court and ordering that the Commission's complaint be dismissed entered 8/29/16.
Commission's petition for rehearing en banc filed 10/13/16; AT&T's response filed 11/8/16; petition granted 5/9/17.
Oral argument held 9/19/17.
En banc opinion affirming district court's denial of AT&T's motion to dismiss and remanding for further proceedings entered 2/26/18.

FTC v. AWS, LLC, No. 2:18-cv-442 (D. Nev.)

Parties:
Adam S. Bowser
Christopher F. Bowser
Jeffrey A. Gomez
Jody L. Marshall
Adams Consulting, LLC
AWS, LLC
FBA Distributors, LLC
FBA Stores, LLC

Global Marketing Services LLC
Info Pros, LLC
Info Solutions, LLC
Online Auction Learning Center, Inc. (Mass. Corp.)
Online Auction Learning Center, Inc. (Nev. Corp.)

Assigned Attorneys: Roberto Anguizola (BCP/MP)
Miry Kim
Gregory Evans

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and the Business Opportunity Rule by, among other things: making false or unsubstantiated earnings claims regarding defendants' business opportunities; and failing to furnish prospective purchasers of defendants' business opportunities with the required disclosure documents.

Status: Complaint filed 3/12/18.
TRO entered 3/14/18.
Stipulated order for permanent injunction and monetary judgment as to defendants AWS, LLC, FBA Distributors, LLC, FBA Stores, LLC, Info Pros, LLC, Info Solutions, LLC, Online Auction Learning Center, Inc. (Mass. Corp.), and Online Auction Learning Center, Inc. (Nev. Corp.), Christopher F. Bowser, Adam S. Bowser, and Jody L. Marshall entered 6/15/18.

FTC v. BLUE SAGUARO MARKETING, LLC, No. 2:16-cv-3406 (D. Ariz.)

Parties: Blue Saguaro, LLC d/b/a Blue Saguaro Grant Program, Gera Grant, Government Grant Service, Grant Center, Grant Resources
Marketing Ways, LLC d/b/a Amazon.com Associates Program
Max Results Marketing, LLC d/b/a Amazon.com Associates Program, Amazon Affiliate Program, Amazon Associates Central, Gera Grant, Grant Strategy Solutions
Oro Canyon Marketing II, LLC
Paramount Business Services, LLC d/b/a Paramount Business Resources
Stephanie A. Bateluna
Stacey C. Vela
Carl E. Morris, Jr.

Assigned Attorneys: Elsie Kappler (BCP/ENF)
Hong Park

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the sale and offering for sale of grants and home-based internet business opportunities.

Status: Complaint filed 10/7/16.
Ex parte TRO entered 10/11/16.
Order extending ex parte TRO entered 10/25/16.
Preliminary injunction as to defendants Blue Saguaro, Marketing Ways, Max Results Marketing, Oro Canyon Marketing, Paramount Business Services, Carl Morris, Jr., and Stephanie Bateluna entered 10/28/16.
Clerk's entry of default as to Blue Saguaro, Marketing Ways, Max Results Marketing, and Oro Canyon entered 11/28/16.
Order granting joint motion to stay case for 75 days entered 7/26/17; order lifting stay entered 10/16/17.
Stipulated orders for permanent injunctions and monetary judgments as to defendants Stephanie A. Bateluna, Paramount Business Services, LLC, Stacey A. Vela entered 8/11/17.
Stipulated order for permanent injunction and monetary judgment as to defendant Carl E. Morris, Jr. entered 8/30/17.
Motion for default judgment as to defendants Blue Saguaro Marketing LLC, Marketing Ways.com LLC, Max Results Marketing LLC, and Oro Canyon Marketing II LLC filed 9/12/17.

FTC v. BLUEHIPPO FUNDING, LLC, Nos. 11-374, 16-1599, 17-1587, 17-669 (2d Cir.); No. 1:08-cv-1819 (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)
Michele Arington
Imad Dean Abyad

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.
Commission's notice of appeal re contempt order filed 1/28/11.
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.
Oral argument before the district court concerning applicability of presumption of reliance held 6/4/15.
Opinion and order ruling that Commission is entitled to presumption of consumer reliance entered 11/6/15.
Final judgment imposing compensatory contempt sanctions entered 4/19/16.
Notice of appeal by Rensin filed 5/18/16.
Appellant's opening brief filed 8/29/16; Commission's answering brief filed 11/28/16; appellant's reply brief filed 12/9/16.
Suggestion of bankruptcy and automatic stay by Rensin filed 2/15/17; Commission's opposition filed 2/16/17; reply filed 2/27/17.
Order rejecting application of automatic bankruptcy stay entered 3/6/17.
Notice of appeal filed 3/7/17.
Motion to stay contempt proceeding pending appeal filed 3/10/17; Commission's opposition filed 3/23/17; reply filed 3/29/17; temporary stay entered 3/27/17; motion for stay granted 5/2/17.
District court order finding defendant Rensin in contempt, but staying order due to appeals court's temporary stay order entered 3/28/17.
Second Circuit opinion affirming district court judgment imposing compensatory contempt sanctions entered 4/12/17.
Notice of appeal of 3/28/17 order filed by Joseph Rensin on 5/16/17; order holding appeal in abeyance entered 5/31/17.
Appellant's opening brief (No. 17-669) filed 4/10/17; Commission's answering brief filed 6/9/17; reply brief filed 7/6/17.
Oral argument heard on 2/15/18.
Supplemental briefs filed 2/19/18.

FTC v. BUNZAI MEDIA GROUP, Nos. 2:17-cv-08374, 2:15-cv-4527 (C.D. Cal.)

Parties:	Bunzai Media Group, Inc., d/b/a Aura Vie, Miracle Face Kit, Attitude Cosmetics Pinnacle Logistics, Inc. DSA Holdings, Inc. Lifestyle Media Brands, Inc. Agoa Holdings, Inc. Zen Mobile Media, Inc. Safehaven Ventures, Inc. Heritage Alliance Group, Inc. AMD Financial Network, Inc. SBM Management, Inc. Media Urge, Inc. Adageo, LLC Calenergy, Inc. Kai Media, Inc. Insight Media, Inc. Alon Nottea Motti Nottea Doron Nottea Igor Latsanovski Oz Mizrahi Roi Reuveni Kristopher Bond Charlene C. Koonce Focus Media Solutions, Inc. Secured Commerce, LLC Secured Merchants, LLC USM Products, Inc. Merchant Leverage Group DMA Media Holdings, Inc. Shalita Holdings, Inc. All Star Beauty Products, Inc. Alan Argaman Paul Medina Chargeback Armor, Inc. (relief defendant)
Assigned Attorneys:	Reid Tepfer (SWR) Luis Gallegos Raymond McKown Burke Kappler (OGC)
Alleged Conduct:	Deceptive acts or practices in violation of Section 5 of the FTC Act, the Restore Online Shoppers' Confidence Act, and the Electronic Fund Transfer Act.

Status: Complaint filed 6/15/15.
TRO entered 6/16/15.
Stipulated preliminary injunction as to Oz Mizrahi entered 7/23/15.
Preliminary injunction as to Alon Nottea and Roi Reveni entered 7/23/15.
Stipulated preliminary injunction as to Doran Nottea and Motti Nottea entered 7/24/15.
Order that TRO will continue as to defendants Calenergy, Inc. and Igor Latsanovski entered 8/6/15.
Default as to Adageo, LLC, Agoa Holdings, Inc, Bunzai Media Group, Inc, also doing business as Aura Vie doing business as Miracle Face Kit doing business as Attitude Cosmetics., DSA Holdings, Inc., Heritage Alliance Group, also doing business as Aura Vie Distribution, Inc, Insight Media, Inc., Kai Media, Inc., Lifestyle Media Brands, Inc, Media Urge, Inc, Safehaven Ventures, Inc, SBM Management, Inc, and Zen Mobile Media, Inc. entered by the clerk 8/13/15.
Preliminary injunction as to defendants Igor Latsanovski and Calenergy, Inc. entered 9/9/15.
Amended complaint filed 10/9/15.
Protective Order entered 2/8/16.
Motion for summary judgment by defendants Igor Latsanovski and Calenergy, Inc. filed 4/18/16.
Stipulated order for permanent injunction and monetary judgment as to Defendants Oz Mizrahi, Motti Nottea, and Paul Median entered 5/17/16.
Commission's motion for partial summary judgment filed 6/6/16.
Stipulated order for permanent injunction and monetary judgment as to defendant Roi Reuveni entered 7/19/16.
Default judgment and order for permanent injunction and other equitable relief as to defendants Bunzai Media Group, Inc., Pinnacle Logistics, Inc., DSA Holdings, Inc., Lifestyle Media Brands, Inc., Agoa Holdings, Inc., Safehaven Ventures, Inc., Heritage Alliance Group, Inc., SBM Management, Inc., Media Urge, Inc., Kai Media, Inc., Insight Media, Inc., Secured Commerce, LLC, Secured Commerce, LLC, Shalita Holdings, Inc., USM Products, Inc., All Star Beauty Products, Inc., AMD Financial Network, Inc., DMA Media Holdings, Inc., Focus Media Solutions, Inc., and Merchant Leverage Group, Inc. entered 8/22/16.
Commission's renewed motion for summary judgment as to defendants Alan Argaman and Secured Merchants, LLC filed 9/19/16.
Stipulated order for permanent injunction and monetary relief as to defendants Adageo, LLC, Calenergy, Inc., Zen Mobile Media, Inc., Alon Nottea, Doron Nottea, and Igor Latsanovski entered 9/26/16.
Clerk's entry of default as to Khristopher Bond entered 1/27/17.
Motion for default judgment as to Khristopher Bond filed 6/14/17.
Default judgement and order for permanent injunction and other equitable

relief as to defendant Kristopher Bond entered 7/27/17.
Notice of bankruptcy petition (No. 1:17-bk-12058) by defendant Secured Merchants, LLC, and automatic stay entered 8/3/17.
Commission's motion for order to determine that automatic bankruptcy stay has no effect on its enforcement action filed 8/28/17; opposition to Commission's motion filed 9/9/17; Commission's reply in support of its motion filed 9/15/17.
Defendant Secured Merchants, LLC's motion in bankruptcy case for sanctions against the Commission for violating the automatic stay filed 9/2/17; Commission's response filed 9/13/17; defendant's reply filed 9/19/17; bankruptcy court's order denying defendant's motion entered 10/2/17.
Notice of appeal to bankruptcy appellate panel (BAP) filed 10/13/17; Commission's statement of election to have defendant's appeal heard by U.S. district court rather than by BAP filed 11/1/17; notice of transfer of appeal to district court (No. 2:17-cv-8374) entered 11/20/2017.
Stipulation to dismiss bankruptcy appeal filed 4/19/18; order dismissing appeal entered 4/25/18.
Stipulated order for permanent injunction and monetary relief as to Defendants Argaman and Secured Merchants, LLC entered 6/27/2018.

FTC v. CELLMARK BIOPHARMA, LLC, No. 2:18-cv-014 (M.D. Fla.)

Parties:	Cellmark Biopharma, LLC Derek E. Vest
Attorneys:	Carolyn Hann (BCP/AP) Edwin Rodriguez
Alleged Conduct:	Deceptive acts or practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the advertising and sale of health products marketed to cancer patients experiencing malnutrition and cognitive dysfunction.
Status:	Complaint filed 1/9/18. Stipulated order for permanent injunction entered 1/12/18. Judgment in favor of the Commission entered 2/27/18.

FTC v. CONSUMER DEFENSE, LLC, No. 18-15462 (9th Cir.); No. 2:18-cv-030 (D. Nev.)

Parties:	Consumer Defense, LLC Consumer Link, Inc. Preferred Law, PLLC American Home Loan Counselors

Consumer Defense Group, LLC (formerly known as Modification Review Board, LLC)
Consumer Defense, LLC
Brown Legal, Inc.
AM Property Management, LLC
Fmg Partners, LLC
Zinly, LLC
Jonathan P. Hanley
Benjamin R Horton
Sandra X Hanley
American Home Loans, LLC

Assigned Attorneys: Adam Wesolowski (BCP/FP)
Gregory Ashe
Imad Abyad (OGC)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Mortgage Assistance Relief Service Rule in connection with the marketing and sale of mortgage assistance relief.

Status:
Complaint filed 1/8/18.
TRO entered 1/10/18.
Preliminary injunction entered 2/20/18.
Defendant Benjamin R Horton's motion to dismiss filed 1/22/18; Commission's response to motion filed 2/5/18; reply filed 2/15/18; motion denied 6/7/18
Defendants AM Property Management, LLC, American Home Loan Counselors, American Home Loans, LLC, Brown Legal, Inc, Consumer Defense Group, LLC, Consumer Defense, LLC, FMG Partners, LLC, Jonathan P. Hanley, Sandra X Hanley, Prefered Law, PLLC, Zinly, LLC's motions to dismiss filed 2/12/18; Commission's responses to motions filed 2/26/18; replies filed 3/5/18; motion denied 6/7/18.
Notice of appeal of preliminary injunction filed 03/21/18.
Appellants' opening brief filed 4/18/18; Commission's answering brief filed 5/16/18; reply brief filed 6/6/18.
Order granting stipulated consent judgment for permanent injunction and monetary judgment as to defendant Benjamin Horton entered 6/5/18.
Ninth Circuit oral argument scheduled for 9/14/18.

FTC v. CONSUMER HEALTH BENEFITS ASS'N, No. 1:10-CV-3551 (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
Richard Holson III
Louis Leo
National Association for Americans
National Benefits Consultants, LLC
National Benefits Solutions, LLC
Ronald K. Werner
Vantage America Solutions
Windi Tow

Assigned Attorneys: Karen Dahlberg O'Connell (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. CREDIT BUREAU CENTER, LLC, No. 1:17-cv-194 (N.D. Ill.)

Parties:	Credit Bureau Center, LLC, f/k/a MyScore, LLC d/b/a efreescore.com, credit updates.com, and freecreditnation.com Michael Brown Danny Pierce Andrew Lloyd
Assigned Attorneys:	Guy Ward (MWR) Douglas McKenney
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Restore Online Shoppers' Confidence Act, and the Fair Credit Reporting Act in connection with the marketing of credit monitoring services.
Status:	Complaint filed 1/10/17. Ex parte TRO entered 1/11/17. Stipulated preliminary injunction as to defendants Danny Pierce and Andrew Lloyd entered 2/8/17. Stipulated preliminary injunction as to defendants Michael Brown and Credit Bureau Center entered 2/21/17. Order finding defendant Michael Brown in civil contempt entered 6/28/17. Stipulated order for permanent injunction and monetary judgment as to defendants Danny Pierce and Andrew Lloyd entered 10/26/17. Commission's motion for summary judgment against remaining defendants Michael Brown and Credit Bureau Center, LLC filed 3/2/18; defendants' response filed 3/12/18; order granting motion for summary judgment entered 6/26/18.

FTC v. DIGITAL ALTITUDE LLC, No. 2:18-cv-729 (C.D. Cal.)

Parties:	Digital Altitude LLC Digital Altitude Limited Aspire Processing LLC Aspire Processing Limited Aspire Ventures Ltd Disc Enterprises Inc. RISE Systems & Enterprise LLC, a Utah LLC RISE Systems & Enterprise LLC, a Nevada LLC Soar International Limited Liability Company The Upside, LLC Thermography for Life, LLC d/b/a Living Exceptionally, Inc. Michael Force Mary Dee Morgan Johnson

Alan Moore
Sean Brown

Assigned Attorneys: Andrew Hudson (BCP/MP)
Jody Goodman
Laura Basford

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing, advertising, promotion, and sale of an online business-coaching scheme.

Status: Complaint filed 1/29/18.
Stipulated preliminary injunctions against defendants Sean Brown, Morgan Johnson, and Alan Moore entered 3/1/18.
Stipulated preliminary injunction against defendant The Upside, LLC entered 3/6/18.
Preliminary injunction against defendants Michael Force, Mary Dee, Thermography For Life, and Digital Attitude entered 3/9/18.
Stay to allow Commission approval of proposed settlements with defendants The Upside, LLC and Morgan Johnson entered 5/3/18.
Motion for default judgements against corporate defendants filed 5/14/18
Application for court approval of stipulated final orders for permanent injunction and monetary judgment against defendants The Upside LLC and Morgan Johnson filed 6/29/18.

FTC v. DIRECTV, INC., No. 4:15-cv-1129 (N.D. Cal.)

Parties: DirecTV, Inc.
DirecTV, LLC

Assigned Attorneys: Eric D. Edmondson (WRSF)
Boris Yankilovich
Erika R. Wodinsky
Stacy R. Procter (WRLA)
Kenneth Abbe
Faye Chen Barnouw

Alleged Conduct: Deceptive acts and practices in violations of Section 5(a) of the FTC Act and Section 4 of the Restore Online Shoppers' Confidence Act in connection with the marketing of multi-channel video programming subscription service.

Status: Complaint filed 3/11/15.
Motion for partial summary judgment by DirecTV filed 10/13/15; Commission's response filed 11/24/15; DirecTV's reply filed 1/25/16.

Oral argument on defendants' partial motion for summary judgment held 3/4/16.
Commission's motion for partial summary judgment filed 9/22/16; order granting in part and denying in part partial motion for summary judgment entered 11/26/16.
Defendants' motion to dismiss, and alternatively, for partial summary judgment filed 12/01/16; Commission's response filed 12/26/16; motion denied 12/27/16.
Trial conducted 8/14/17-8/29/17.
Defendants DIRECTV and DIRECTV, LLC's motion for judgment pursuant to Fed. R. Civ. P. 52(c) filed 9/11/17; Commission's opposition filed 9/25/17.

FTC v. D-LINK SYSTEMS, INC., No. 3:17-cv-039 (N.D. Cal.)

Parties: D-Link Systems, Inc.

Assigned Attorneys: Kevin Moriarty (BCP/DPIP)
Cathlin Tully
Jarad Brown
Katherine McCarron

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act in connection with the design, marketing, and sale of routers and internet protocol cameras.

Status: Complaint filed 1/5/17.
Motion to dismiss filed 1/31/17; Commission's opposition filed 2/14/17; reply filed 2/14/17; order granting in part and denying in part entered 9/19/17.
D-Link Corporation's motion to dismiss for lack of jurisdiction filed 4/3/17; Commission's opposition filed 4/17/17; reply filed 4/24.
Stipulated order dismissing D-Link Corporation without prejudice entered 5/15/17.
Trial set for 1/14/19.

FTC v. DLUCA, No. 0:18-cv-60379 (S.D. Fla.)

Parties: Thomas Dluca
Louis Gatto
Eric Pinkston
Scott Chandler

Assigned Attorneys: Jason Moon (SWR)
M. Hasan Aijaz

Nature of Action: Deceptive cryptocurrency chain referral scheme and earnings representations in violation of Section 5 of the FTC Act.

Status: Complaint filed 2/20/18.
TRO entered 3/12/18.
Preliminary injunction as to defendants Dluca, Gatto, and Chandler entered 4/16/18.
Defendants Chandler and Gatto's motion to dismiss filed 4/19/18
Stipulated preliminary injunction as to defendant Pinkston entered 4/20/18.
Motion for order to show cause why defendant Dluca should not be held in contempt filed 6/14/18.

FTC v. DOTAUTHORITY.COM, INC., No. 0:16-cv-62186 (S.D. Fla.)

Parties: DOTAuthority.com, Inc. d/b/a On-line Registration
DOTFilings.com, Inc.
Excelsior Enterprises International, Inc. d/b/a DOTFilings.com, UCR Registration, UCR Filings, James P. Lamb & Associates
JPL Enterprises International, Inc. d/b/a DOTAuthority.com, DOTFilings.com, On-line Registration, Registration Services Online, James P. Lamb & Associates
James P. Lamb
Uliana Bogash a/k/a Juliana Bogash, Yuliana Bogash, Yana Bogash, Uliana Vogash

Assigned Attorneys: Collot Guerard (BCP/MP)
Connell McNulty
Melissa Dickey
Emily Wu
Karen Hobbs

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Section 4 of the Restore Online Shoppers' Confidence Act in connection with the use of deceptive marketing methods and sales tactics to trick consumers into paying Defendants for so-called registration services.

Status: Complaint filed 9/13/16.
Ex parte TRO entered 9/19/16.
Preliminary injunction hearing held 9/19/16.
Preliminary injunction entered 9/29/16.
Final stipulated judgment as to all parties entered 4/13/18.

FTC v. ELECTRONIC PAYMENT SOLUTIONS OF AMERICA, INC., No. 2:17-cv-2535 (D. Ariz)

Parties:	Electronic Payment Solutions of America, Inc. Electronic Payment Services, Inc. KMA Merchant Services, LLC Dynasty Merchants, LLC Jay Wigdore Michael Abelmesseh aka Michael Stewart Nikolas Mihilli Electronic Payment Systems, LLC Electronic Payment Transfer, LLC John Dorsey Thomas McCann Michael Peterson
Assigned Attorneys:	Bikram Bandy (BCP/MP) Karen Hobbs Michelle Chua
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with telemarketing scheme that told consumers they could earn thousands of dollars by lending money to small businesses.
Status:	Complaint filed 7/28/17. First amended complaint filed 3/9/18. Stipulated order for permanent injunction and monetary judgment against defendants KMA Merchant Services LLC and Michael Abdelmesseh entered 6/13/18.

FTC v. EMP MEDIA, INC., No. 2:18-cv-035 (D. Nev.)

Parties:	EMP Media, Inc., also d/b/a as MyEx.com, Post My Ad, T&A Media, or Internet Secrets Aniello Infante Shad Applegate, a/k/a Shad Cotelli One Or More Unknown Parties d/b/a Yeicox Ltd. Nevada (Plaintiff)
Assigned Attorneys:	Megan Cox (BCP/DPIP) Allison Lefrak
Alleged Conduct:	Deceptive and unfair practices in violation of Section 5(a) of the FTC Act and in violation of state law in connection with the posting of intimate

images of people, together with their personal information, without their consent.

Status: Complaint filed 1/9/18.
Stipulated order for permanent injunction and monetary judgment as to defendant Aniello Infante entered 1/10/18.
Motion for default judgment against defendants EMP Media, Inc. and Shad Applegate filed 6/14/18; motion granted and final order for permanent injunction and monetary judgment entered 6/18/18.

FTC v. FEDERAL CHECK PROCESSING, INC., Nos. 16-3805, 16-3811 (2nd Cir.); No. 1:14-cv-122 (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: Katherine M. Worthman (BCP/FP)
Colin A. Hector
Michele Arington (OGC)

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.
Motion for summary judgment by Commission filed 8/27/15; opposition by William Moses filed 11/4/15; opposition by Mark Briandi filed 12/3/15; Commission's reply filed 1/12/16.
Order granting Commission's motion for summary judgment entered 8/12/16.
Judgment and permanent injunction entered 10/13/16.

Notices of appeal filed 11/8/16.
Briandi's opening brief filed 5/24/17; Commission's brief filed 8/23/17; submission to panel without argument set for 10/3/18.

FTC v. GENIUS TECHS. LLC, No. 3:18-cv-1096 (N.D. Cal.)

Parties:	Genius Technologies, LLC Avangatee Services, LLC Parmjit Singh Brar
Assigned Attorneys:	Sophia Calderon (NWR)
Alleged Conduct:	Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the advertising, marketing, and sale of tech support services.
Status:	Complaint filed 2/21/18. Stipulated order for permanent injunction and monetary judgment against defendant Parmjit Singh Brar entered 6/20/18.

FTC v. GERBER PRODUCTS, CO., No. 2:14-cv-6771 (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:	Victor V. DeFrancis (BCP/AP) Michelle K. Rusk Ella Krainsky Andrew David Wone
Alleged Conduct:	Deceptive acts and practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the marketing of an infant formula purporting to prevent allergies.
Status:	Complaint filed 10/29/14. Case stayed until 2/25/16. Order extending stay of case entered 3/1/16. Final pretrial conference set for 1/16/19.

FTC v. GLOBAL ACCESS TECHNICAL SUPPORT, No. 4:16-cv-1556 (E.D. Mo.)

Parties:	Global Access Technical Support, LLC d/b/a Global S Connect, Yubdata Tech, Technolive Global SMind, LLC d/b/a Global S Connect Source Pundit LLC d/b/a OneSource Tech Support Helios Digital Media LLC

VGlobal Ites Private Limited
Digicare Desk LLC
Rajiv Chhatwal
Rupinder Kaur
Neeraj Dubey
Harinder Singh

Assigned Attorneys: Elizabeth Scott (MWR)
Samantha Gordon
Douglas McKenney

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with a telemarketing scheme that deceives consumers into purchasing unnecessary technical support or computer security services.

Status: Complaint filed 10/3/16.
Ex parte TRO entered 10/4/16.
Order extending ex parte TRO with asset freeze, appointment of a receiver and other equitable relief as to defendants Global SMind, Neeraj Dubey, and VGlobal Ites Private Limited entered 10/14/16.
Preliminary injunction as to defendants Neeraj Dubey, Global SMind, and VGlobal Ites Private Limited entered 10/28/16.
Stipulated preliminary injunction as to defendants Rupinder Kaur, Rajiv Chhatwal, Global Access Technical Support, Source Pundit, and Helios Digital Media entered 11/15/16.
Amended complaint filed 12/20/16.
Stipulated permanent injunction as to defendants Rupinder Kaur and Harinder Singh entered 6/2/17.
Stipulated permanent injunction as to defendants Rajiv Chhatwal, Global Access Technical Support, Source Pundit, Helios Digital Media, and Digicare Desk entered 6/6/17.
Clerk's entry of default as to defendant Global SMind entered 6/7/17.
Motion for clerk's entry of default as to defendants Neeraj Dubey and VGlobal Ites Private Limited filed 6/30/17.
Default judgment and permanent injunction as to defendants Global SMind, LLC, Neeraj Dubey, and VGlobal ITES Private Limited entered 7/27/17.

FTC v. GLOBAL CONCEPTS LTD., INC., No. 0:18-cv-60990 (S.D. Fla.)

Parties: Global Concepts Limited, Inc. d/b/a Global TV Concepts, Ltd.
GCL Product Holdings LLC
MSA 30X LLC
Laurie Braden

Assigned Attorneys: Michael Davis (DAP)
Kristin Williams

Alleged Conduct: Deceptive acts or practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the labeling, advertising, and sale of MSA 30X, a wearable sound amplifier product.

Status: Complaint filed 5/2/18.
Stipulated order for permanent injunction and monetary judgment entered 5/4/18.

FTC v. GLOBAL PROCESSING SOLUTIONS, LLC, No. 1:17-cv-4192 (N.D. Ga.)

Parties: Global Processing Solutions, LLC
Intrinsic Solutions, LLC
North Center Collections, Inc.
Diverse Financial Enterprises, Inc.
American Credit Adjuster, LLC
Advanced Mediation Group, LLC
Apex National Services, LLC
Capital Security Investments, LLC
Mitchell & Maxwell, LLC
Mirage Distribution, LLC
Lamar Snow
Glentis Wallace aka Glen Wallace
Jahaan McDuffie

Assigned Attorneys: Colin Hector (BCP/FP)
Patrick Roy

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

Status: Complaint filed 10/23/17.
Ex Parte TRO entered 10/23/17.
Stipulated preliminary injunction as to defendants Global Processing Solutions, LLC, Intrinsic Solutions, LLC, North Center Collections, Inc., Capital Security Investments, LLC, Diverse Financial Enterprises, Inc., LLC, Lamar Snow, Jahaan McDuffie, and Glentis Wallace entered 11/15/17.
Unopposed preliminary injunction as to defendants American Credit Adjusters, LLC, Advanced Mediation Group, LLC, Apex National Services, LLC, Mitchell & MaxweU, LLC, and Mirage Distribution, LLC entered 11/17/17.

Order granting Commission's motion to stay for 120 days pending final settlement entered 5/21/18.

FTC v. HARDCO HOLDING GROUP LLC, No. 6:17-cv-1257 (M.D. Fla.)

Parties: Hardco Holding Group LLC
S & H Financial Group, Inc.
Daryl M. Hall
Dequan M. Sicard

Assigned Attorneys: Gregory A. Ashe (BCP/FP)
Quinn Martin

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

Status: Complaint filed 07/10/17.
TRO entered 07/17/17.
Stipulated preliminary injunction as to defendants Hardco Holding Group LLC. S&H Financial Group Inc., and Daryl Hall entered 7/25/17.
Preliminary injunction against defendant Dequan Sicard entered 07/25/17.
Commission motion for the clerk to enter default against Dequan Sicard filed 10/05/17; order granting motion for entered 10/05/17; clerk's entry of default entered 10/06/17.
Joint motion to stay the case for 120 days to consider settlement as to defendants Hardco Holding Group LLC, S&H Financial Group Inc., and Daryl Hall filed 10/16/17; order granting in part motion and dismissing with prejudice entered 11/16/17.
Motion to enter final order for permanent injunction and settlement of claims as to defendants Hardco Holding Group LLC, S&H Financial Group Inc, and Daryl Hall filed 11/29/17; order granting motion entered 12/05/17.
Motion for default judgment against defendant Dequan Sicard filed 11/22/17; order denying without prejudice motion entered 12/07/17; second motion default judgment filed 12/07/17; magistrate judge's report and recommendation that motion be granted entered 12/08/17; order adopting recommendations as to second motion for default entered 1/23/18.
Motion for relief from judgment and order for permanent injunction by defendant Dequan M. Sicard filed 12/26/17; response in opposition filed 1/9/18; order denying motion entered 1/23/18.

FTC v. HEALTH RESEARCH LABORATORIES LLC, No. 2:17-cv-467 (D. Me.)

Parties:	Health Research Laboratories LLC Kramer Duhon
Assigned Attorneys:	Elizabeth K. Nach (BCP/AP) James A. Prunty
Nature of Action:	Deceptive acts or practices in violation of Sections 5(a) and 12 of the FTC Act, the FTC's Telemarketing Sales Rule, and the Electronic Fund Transfer Act and its implementing regulation in connection with the marketing and sale of products that purported to cause weight loss; and treat arthritis, joint and back pain, and memory loss.
Status:	Complaint filed 11/30/17. Joint motion for entry of stipulated final judgment and order permanent injunction and other equitable relief filed 11/30/17. Stipulated final judgment and order for permanent injunction and other equitable relief entered 1/17/18.

FTC v. HIGHER GOALS MARKETING LLC, No. 6:17-cv-2048 (M.D. Fla.)

Parties:	Higher Goals Marketing LLC Sunshine Freedom Services LLC Brandun L Anderson Lea A. Brownell Melissa M. Deese Gerald D. Starr, Jr. Travis L. Teel Wayne T. Norris
Assigned Attorneys:	Tejasvi Srimushnam (BCP/MP) Joshua A. Doan Rhonda Perkins
Nature of Action:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with the sale of interest-rate-reduction services to consumers struggling with credit card debt.
Status:	Complaint filed 11/29/17. Stipulated preliminary injunctions against all defendants and order appointing receiver entered 12/28/17. Order granting motion to stay proceedings pending Commission approval of proposed settlements entered 6/8/18.

FTC v. HORNBEAM SPECIAL SITUATIONS, LLC, No. 1:17-cv-3094 (N.D. Ga.)

Parties:	Hornbeam Special Situations, LLC Cardinal Points Holdings, LLC Cardinal Points Management, LLC d/b/a Clear Compass Digital Group Gyroscope Management Holdings, LLC EDebitPay, LLC Platinum Online Group, LLC d/b/a Premier Membership Clubs Clickxchange Media, LLC iStream Financial Services, Inc. Jerry L. Robinson Earl G. Robinson James McCarter Keith Merrill Mark Ward Dale Paul Cleveland William R. Wilson Kris Axberg Richard Joachim Chet Andrews Patricia Brandmeier Robinson [executor of estate of Jerry L. Robinson]
Assigned Attorneys:	R. Michael Waller (BCP/ENF) Korin Felix Elizabeth J. Averill Omolara Joseney Reenah L. Kim Hong Park
Nature of Action:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act, Section 4 of Restore Online Shoppers' Confidence Act, and the FTC's Telemarketing Sales Rule in connection with the marketing of various products or services, including memberships in online discount clubs, to consumers seeking payday, cash advance, or other subprime loans.
Status:	Complaint filed 8/15/17. Consent motion to stay case for 90 days as to defendant Keith Merrill filed 10/6/17; order granting stay entered 10/11/17. Consent motion to stay case and suspend filing obligations upon the death of defendant Jerry L. Robinson filed 11/15/17; order granting consent motion entered 11/21/17. Motion to dismiss amended complaint for lack of subject matter jurisdiction by defendants Chet Andrews, Kris Axberg, Dale Paul Cleveland, EDebitPay,LLC, Richard Joachim, James McCarter, Earl G. Robinson, Patricia Brandmeier Robinson, Mark Ward,

William R. Wilson, iStream Financial Services, Inc. filed 4/20/18; response in opposition filed 5/4/18; reply filed 5/11/18.

FTC v. HYLAN ASSET MANAGEMENT LLC, No. 1:18-cv-710 (W.D.N.Y.)

Parties:	Hylan Asset Management LLC Worldwide Processing Group LLC Worldwide Processing d/b/a Forward Movement Recovery d/b/a FMR Andrew Shaevel Frank A Ungaro, Jr. State of New York (Plaintiff)
Assigned Attorneys:	Michael White (BCP/FP) Matthew Wilshire
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with the collection, marketing, and sale of phony and unauthorized debt portfolios.
Status:	Complaint filed 6/26/18. Stipulated TRO entered 6/29/18.

FTC v. INNOVATIVE DESIGNS, INC., No. 2:16-cv-1669 (W.D. Pa.)

Parties:	Innovative Designs, Inc.
Assigned Attorneys:	Alejandro Rosenberg (BCP/ENF) Omolara Bewaji Joseney
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the advertising of Insultex House Wrap.
Status:	Complaint filed 11/3/16. Trial set for 1/22/19.

FTC v. INTERNET TEACHING & TRAINING SPECIALISTS, LLC, No. 2:17-cv-3047 (D. Nev.)

Parties:	Internet Teaching And Training Specialists, LLC d/b/a ITT Specialists Victoria A. Hansen David R. Coffin, Jr. Devan W. Leonard aka Devin Leonard
Assigned Attorneys:	Darren H. Lubetzky (NER) Savvas S. Diacosavvas Karen Dahlberg O'Connell

Christopher Y. Miller

Nature of Action: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with the sale and use of a business-coaching program.

Status: Complaint filed 12/12/17.
Motion for entry of proposed stipulated order for permanent injunction and monetary judgment filed 12/12/17.
Stipulated permanent injunction and monetary judgment entered 1/2/18.

FTC v. J. WILLIAM ENTERPRISES, LLC, No. 6:16-cv-2123 (M.D. Fla.)

Parties: J. William Enterprises, LLC d/b/a Pro Timeshare Resales
Pro Timeshare Resales of Flagler Beach, LLC
Jess Kinmont
John Wenz, Jr.

Assigned Attorneys: Gideon Sinasohn (SER)
Harold Kirtz

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the marketing of timeshare resale or rental services.

Status: Complaint filed 12/12/16.
Ex parte TRO with injunction, asset freeze, appointment of receiver, and other equitable relief entered 12/13/16.
Stipulated preliminary injunction with asset freeze, appointment of receiver, and other equitable relief entered 12/27/16.
Clerk's entry of default as to defendant Pro Timeshare Resales of Flagler Beach LLC entered 3/9/17.
Commission's motion for summary judgment filed 8/2/17; order granting in part and denying in part motion entered 11/7/17.
Stipulated order for permanent injunction and monetary judgment entered 4/25/18.

FTC v. KUTZNER, Nos. 17-56455, 17-56476 (9th Cir.); No. 8:16-cv-999 (C.D. Cal.)

Parties: Damian Kutzner
Vito Torchia, Jr.
Jonathan Tarkowski
R. Geoffrey Broderick
Charles T. Marshall
Brookstone Law P.C. d/b/a Brookstone Law Group (California)
Brookstone Law P.C. d/b/a Brookstone Law Group (Nevada)

Advantis Law P.C.
Advantis Law Group P.C.
Jeremy Foti

Assigned Attorneys: Benjamin Theisman (BCP/ENF)
Gregory Madden
Thomas Syta (WRLA)
Michael Bergman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Mortgage Relief Services Rule in connection with the marketing of mortgage assistance relief services.

Status: Complaint filed 5/31/16.
Ex parte TRO with asset freeze, appointment of receiver, limited expedited discovery, and other equitable relief entered 6/1/16.
Stipulated preliminary injunction as to Vito Torchia Jr. entered 6/24/16.
Stipulated preliminary injunction as to Damian Kutzner, Charles Marshall, Jonathan Tarkowksi, Advanits Law P.C. and Advantis Law Group P.C. entered 6/24/16.
Preliminary injunction as to Geoffrey Broderick, Brookstone Law P.C. (California and Nevada) entered 6/27/16.
Amended complaint filed 7/6/16.
Preliminary injunction as to Jeremy Foti entered 8/25/16.
Clerk's entry of default as to Brookstone Law (California), Brookstone Law PC (Nevada), Advantis Law, Advantis Law Group entered 9/8/16.
TRO with appointment of temporary receiver entered 10/19/16.
Preliminary injunction with appointment of receiver as to Jeremy Foti entered 11/15/16.
Stipulated order for permanent injunction and other equitable relief as to Jonathan Tarkowski entered 1/6/17.
Order dismissing Damian Kutzner entered 2/1/17.
Stipulated order for permanent injunction and other equitable relief as to Vito Torchia entered 2/15/17.
Stipulated order for permanent injunction and other equitable relief as to R. Geoffrey Broderick entered 4/14/17.
Order granting Commssion's motion for default judgment against defendants Brookstone Law P.C. (California), Brookstone Law P.C. (Nevada), Advantis Law P.C., and Advantis Law Group P.C. entered 8/28/17.
Order granting Commission's motion for summary judgment as to defendants Jeremy Foti and Charles T. Marshall entered 9/5/17.
Final judgment and order for permanent injunction as to defendants Brookstone Law P.C. (California), Brookstone Law P.C. (Nevada),

Advantis Law P.C., and Advantis Law Group P.C.entered entered 9/8/17.
Final judgment and order for permanent injunction as to defendants Jeremy Foti and Charles T. Marshall entered 9/21/17.
Defendant Jeremy Foti's notice of appeal (No. 17-56455) filed 9/25/17; appellant's motion to stay lower court action filed 1/2/18; order denying stay motion entered 1/24/18; order granting appellant Foti's motion to voluntarily dismiss case no. 17-56455 entered 4/9/18.
Defendant Charles T. Marshall's notice of appeal (No. 17-56476) filed 9/28/17; order dismissing appeal for failure to prosecute entered 5/3/18.

FTC v. LENDING CLUB CORP., No. 3:18-cv-2454 (N.D. Cal.)

Parties: LendingClub Corporation d/b/a Lending Club

Assigned Attorneys: Katharine Roller (BCP/FP)
Matthew Wilshire
David Lincicum (BCP/DPIP)

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act and the Privacy of Consumer Financial Information Rule in connection with the advertising, promotion, and sale of unsecured loans.

Status: Complaint filed 4/25/18.
Motion to dismiss complaint filed 6/18/18.

FTC v. LIFE MANAGEMENT SERVICES OF ORANGE COUNTY, INC., No. 6:16-cv-982 (M.D. Fla.)

Parties: Life Management Services of Orange County, Inc.
Loyal Financial and Credit Services LLC d/b/a FOC Credit and Reward Services
IVD Recovery LLC
KWP Services LLC
KWP Services of Florida LLC
LPSOFFLA LLC
LPSOFFLORIDA LLC
PW&F Consultants of Florida LLC
UAD Secure Services LLC
UAD Secure Service of Florida LLC
URB Management LLC
YCC Solutions LLC
YFP Solutions LLC
Kevin Guice

Chase Jackowski
Linda McNealy
Clarence Wahl a/k/a Harry Wahl
Karen Wahl
Robert Guice
Timothy Woods
State of Florida (Plaintiff)

Assigned Attorneys: Tejasvi Srimushnam (BCP/MP)
Joshua Doan

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Florida Deceptive and Unfair Trade Practices Act in connection with the sale of debt relief services.

Status: Complaint filed 6/7/16.
Stipulated preliminary injunction entered 6/30/16.
Motion for summary judgment as to defendant Kevin Guice filed 5/1/17; opposition filed 5/30/17; Commission's reply filed 6/14/17.
Notice of stipulated proposed orders for permanent injunction and monetary judgment against all defendants except Kevin Guice filed 9/1/17.

FTC v. LIFEWATCH, No. 16-2310 (7th Cir.); No. 1:15-cv-5781 (N.D. Ill.)

Parties: Lifewatch Inc. d/b/a Lifewatch USA and Medical Alarm Systems
Evan Sirlin
Safe Home Security, Inc.
Medguard Alert, Inc.
Michael May
David Roman

Assigned Attorneys: David O'Toole (MWR)
Marissa Reich
Roberto Menjivar

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Act, and the Telemarketing Sales Rule in connection with robocalls that pitched seniors "free" medical alert systems.

Status: Complaint filed 6/30/15.
Motion for preliminary injunction filed 7/6/15.
Preliminary injunction hearing held 12/14/15.
Preliminary injunction entered 3/31/16.
Notice of appeal filed 5/31/16.

Amended complaint filed 7/14/16.
Order suspending appeal pending court-ordered mediation entered 7/26/16.
Defendants David Roman, Safe Home Security, Inc. and Medguard Alert, Inc.'s and defendant Mitchel May's motions for summary judgment filed 12/27/17; Commission's response in opposition to motions filed 2/26/18.
Commission's motion for summary judgment filed 12/27/17; defendants' opposition filed 2/26/18; Commission's reply filed 3/19/18.

FTC v. LOMBARDO, DANIELS & MOSS, LLC, No. 3:17-cv-503 (W.D.N.C.)

Parties:	Lombardo, Daniels & Moss, LLC Dion Barron d/b/a Barron, Gibson & Phillips d/b/a Murray, Glover & Sellers d/b/a Cohen, Daniels & Moss d/b/a Lombardo, Daniels & Moss Charles R. Montgomery, III d/b/a Lombardo, Daniels & Moss d/b/a Montgomery, Hunter & Associates d/b/a Lombardo Group
Assigned Attorneys:	Gregory Ashe (BCP/FP) Daniel Dwyer
Nature of Action:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with deceptive and abusive debt collection practices.
Status:	Complaint filed 8/21/17. TRO entered 8/25/17. Stipulated order for preliminary injunction as to Lombardo, Daniels & Moss, LLC and Charles R. Montgomery, III entered 9/1/17. Preliminary injunction as to Dion Barron entered 9/1/17. Stipulated final order for permanent injunction and settlement of claims as to defendant Dion Barron entered 6/22/18. Stipulated final order for permanent injunction and settlement of claims as to defendants Lombardo, Daniels & Moss, LLC and Charles Montgomery entered 6/22/18.

FTC v. M & T FINANCIAL GROUP, No. 2:17-cv-6855 (C.D. Cal.)

Parties:	M & T Financial Group d/b/a StuDebt, Student Debt Relief Group, SDRG, Student Loan Relief Counselors, SLRC, and Capital Advocates Group American Counseling Center Corp. d/b/a StuDebt, Student Debt Relief Group, SDRG, Student Loan Relief Counselors, SLRC, and Capital Advocates Group Salar Tahour
Assigned Attorneys:	Joannie Wei (MWR)

Audrey Austin
Roberto Menjivar
Barbara Chun (WRLA)

Nature of Action: Deceptive and abusive telemarketing acts or practices in violation of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with the marketing and sale of student loan debt relief services.

Status: Complaint filed 9/18/17.
Ex parte TRO entered 9/19/17.
Stipulated order for preliminary injunction, asset freeze, and appointment of receiver entered 10/10/17.
Stipulated order for permanent injunction and monetary judgment entered 6/8/18.

FTC v. MAIL TREE, No. 0:15-cv-61034 (S.D. Fla.)

Parties: Awards Research Consultant, LLC
John Leon
MCP Marketing Activities, LLC d/b/a Magellan Mail and Magellan Marketing
Mail Tree Inc.
Mailpro Americas Corp.
Masterpiece Marketing, LLC d/b/a Affiliated Opportunities Group d/b/a Corporate Accounting Authority d/b/a Dispatch Notifications Services d/b/a Information Reporting Group d/b/a Priority Information Exchange
Michael McKay Co.
Matthew Pisoni
Serena Pisoni
Marcus Pradel
Victor Ramirez
Romeria Global, LLC d/b/a Lowenstein Varick and Nagel
Spin Mail, Inc.
Supreme Media, LLC
Trans National Concepts, Inc.
Vernier Holdings, Inc.

Assigned Attorneys: Guy Ward (MWR)
Douglas McKenney

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with sweepstakes scam.

Status: Complaint filed 5/18/15.
Ex parte TRO entered 5/19/15.
Preliminary injunction against all defendants except Marcus Pradel and

Trans National Concepts entered 6/12/15.
Stipulated preliminary injunction as to defendants Marcus Pradel and Trans National Concepts entered 6/12/15.
Order staying case entered 6/12/15.

FTC v. MARCUS, No. 0:17-cv-60907 (S.D. Fla.)

Parties:
Jeremy Lee Marcus
Craig Davis Smith
Yisbet Segrea
Financial Freedom National, Inc. f/k/a Institute for Financial Freedom, Inc., Marine Career Institute Sea Frontiers, Inc. d/b/a 321 Loans, Instahelp America, Inc., Helping America Group, Inc., United Financial Support, Breeze Financial Solutions, 321Financial Education, Credit Health Plan, Credit Specialists of America, American Advocacy Alliance, Associated Administrative Services
321Loans, Inc. f/k/a 321 Loans, Inc., 321Financial, Inc.
Instahelp America, Inc. f/k/a Helping America Team, Inc. d/b/a Helping America Group
Helping America Group LLC f/k/a Helping America Group, Inc.
Breeze Financial Solutions, Inc. d/b/a Credit Health Plan, Credit Maximizing Program
US Legal Club LLC
Active Debt Solutions LLC f/k/a Active Debt Solutions, Inc. d/b/a Guardian Legal Center
Guardian LG LLC d/b/a Guardian Legal Group
American Credit Security LLC f/k/a American Credit Shield LLC
Paralegal Support Group LLC f/k/a Paralegal Staff Support LLC
Associated Administrative Services LLC d/b/a Jobfax
JLMJP Pompano LLC (relief defendant)
1609 Belmont Place LLC (relief defendant)
16 S H Street Lake Worth LLC (relief defendant)
17866 Lake Azure Way Boca LLC (relief defendant)
114 Southwest 2nd Street DBF LLC (relief defendant)
110 Glouchester St. LLC (relief defendant)
72 SE 6th Ave. LLC (relief defendant)
Fast Pace 69 LLC (relief defendant)
Strategic Acquisitions Two LLC (relief defendant)
Halfpay International LLC d/b/a 16 H.S. Street 12Plex LLC, 311 SE 3rd St. LLC, 412 Bayfront Dr. LLC, 110 Glouchester St. LLC, 72 SE 6th Ave. LLC, 114 SW 2nd St. JM LLC, 8209 Desmond Dr. LLC, HLFP LLC (relief defendant)
Halfpay NV LLC d/b/a Halfpay International LLC (relief defendant)
Nantucket Cove of Illinois LLC (relief defendant)
Viking Management Services LLC
Cockburn & Associate LLC

Omni Management Partners LLC
HP Media, Inc.
White Light Media LLC
Discount Marketing USA S.A.
Jack Marcus (relief defendant)
Teresa Duda (relief defendant)
James Marcus (relief defendant)
State of Florida (Plaintiff)

Assigned Attorneys: Valerie Verduce (SER)
Angeleque Linville

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and The Telemarketing Sales Rule in connection with defendants' phony debt relief services.

Status: Complaint filed 5/8/17.
Ex parte TRO with asset freeze, appointment of receiver, and other equitable relief entered 5/9/17.
Preliminary injunction entered 5/17/17.
Clerk's default as to defendants Financial Freedom National, Inc.; 321 Loans, Inc.; Instahelp America, Inc.; Helping America Group, LLC; Breeze Financial Solutions, Inc.; US Legal Club, LLC; Active Debt Solutions, LLC; Guardian LG, LLC; American Credit Security, LLC; Paralegal Support Group LLC; and Associated Administrative Services, LLC; and relief defendants 1609 Belmont Place LLC; 16 S H Street Lake Worth LLC; 17866 Lake Azure Way Boca LLC; 114 Southwest 2nd Street DBF, LLC; 110 Glouchester St., LLC; 72 SE 6th Ave., LLC; Fast Pace 69 LLC; and Strategic Acquisitions Two, LLC entered 7/17/17.
Order directing Clerk to enter defaults and specifying default judgment procedure as to defendants Financial Freedom National, Inc.; 321 Loans, Inc.; Instahelp America, Inc.; Helping America Group, LLC; Breeze Financial Solutions, Inc.; US Legal Club, LLC; Active Debt Solutions, LLC; Guardian LG, LLC; American Credit Security, LLC; Paralegal Support Group LLC; and Associated Administrative Services, LLC; and relief defendants 1609 Belmont Place LLC; 16 S H Street Lake Worth LLC; 17866 Lake Azure Way Boca LLC; 114 Southwest 2nd Street DBF, LLC; 110 Glouchester St., LLC; 72 SE 6th Ave., LLC; Fast Pace 69 LLC; and Strategic Acquisitions Two, LLC entered 7/31/17.
Amended Complaint adding defendants Viking Management Services LLC; Cockburn and Associate LLC; Omni Management Partners LLC; HP Media, Inc.; White Light Media LLC; and Discount Marketing USA S.A.; and relief defendants Jack Marcus; Teresa Duda; and James Marcus filed 9/29/17.

Clerk's default as to defendants Viking Management Services LLC; Cockburn and Associate LLC; Omni Management Partners LLC; HP Media, Inc.; White Light Media LLC; and relief defendant Teresa Duda entered 11/8/17.
Default final judgment as to defendants Viking Management Services LLC; Cockburn and Associate LLC; Omni Management Partners LLC; HP Media, Inc.; White Light Media LLC; and relief defendant Teresa Duda entered 11/15/17.
Clerk's default as to defendant Discount Marketing USA S.A. entered 11/16/17.
Order of final judgment on the pleadings by consent as to relief defendants JLMJP Pompano, LLC; Halfpay International, LLC; Halfpay NV LLC; and Nantucket Cove of Illinois, LLC entered 11/30/17.
Stipulated order for permanent injunction and monetary judgment against defendant Jeremy Lee Marcus entered 4/23/18.
Stipulated order for permanent injunction and monetary judgment against defendants Craig Davis Smith and Yisbet Segrea entered 4/24/18.

FTC v. MARKETING ARCHITECTS INC., No. 2:18-cv-50 (D. Me.)

Parties: Marketing Architects Inc.
State of Maine (Plaintiff)

Assigned Attorneys: James Prunty (BCP/AP)

Alleged Conduct: Deceptive acts or practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the advertising, marketing, distribution, and sale of purported weight-loss products.

Status: Complaint filed 2/5/18.
Stipulated order for permanent injunction and monetary judgment entered 2/16/18.

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

Parties: MDK Media Inc. d/b/a SE Ventures d/b/a GMK Communications d/b/a EMG
Makonnen Demessow Kebede
Tendenci Media LLC
Sarah Brekke
Mindkontrol Industries LLC
Christopher Thomas Denovellis
Anacapa Media LLC
Wayne Calvin Byrd
Bear Communications LLC
James Matthew Dawson

Network One Commerce Inc.
Casey Lee Adkisson
Erdi Development LLC
Erdolo Levy 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)
Maricela Segura
Barbara Y K Chun
Kenneth H. Abbe

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.
Motion to dismiss and motion to strike portions of complaint filed 11/7/14; opposition filed 11/17/14; reply filed 11/24/14; motion denied 12/4/14.
Final orders for permanent injunction and monetary judgment against defendants MDK Media Inc., Makonnen Demessow Kebede, Tendenci Media LLC, Sarah Brekke, Mindkontrol Industries LLC, Christopher Thomas Denovellis, Anacapa Media LLC, Wayne Calvin Byrd II, Bear Communications LLC, James Matthew Dawson, Network One Commerce Inc., and Casey Lee Adkisson entered 5/6/15.
Order granting U.S. Attorney's application to intervene and staying case for 90 days entered 7/23/15.
Order staying case entered 10/20/15.

FTC v. MOBE LTD., No. 6:18-cv-862 (M.D. Fla.)

Parties: MOBE Ltd.
MOBEProcessing.com, Inc.
Transaction Management USA, Inc.
MOBETraining.com, Inc.
MOBE Pro Limited
MOBE Online Ltd.

9336-0311 Quebec, Inc. d/b/a Business Education Training
MattLloydPublishing.com Pty Ltd.
MOBE Inc.
Matthew Lloyd McPhee a/k/a Matt Lloyd
Russell W. Whitney, Jr.
Susan Zanghi

Assigned Attorneys: Bikram Bandy (BCP/MP)
Sung Kim
Benjamin Davidson

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act in connection with the marketing and sale of an online business education program.

Status: Complaint filed 6/4/18.
Ex parte TRO entered 6/5/18; order extending TRO entered 6/19/18.
Motion to approve stipulated preliminary injunction as to defendant Zanghi filed 6/25/18.
Preliminary injunction hearing set for 9/13/18.

FTC v. MONTANO, No. 6:17-cv-2203 (M.D. Fla.)

Parties: Ronnie Montano
Hyong SU Kim aka Jimmy Kim
Martin Schranz
Montano Enterprises LLC
JK Marketing LLC
GSD Master AG

Assigned Attorneys: Christopher E. Brown (BCP/MP)
Claire Wack
James Evans

Nature of Action: Deceptive acts and practices in violation of Section 5 of the FTC Act and the CAN-SPAM Act in connection with the marketing of software to consumers looking to make money from home.

Status: Complaint filed 12/28/17.
Stipulated permanent injunction and monetary judgment as to all defendants entered 6/29/18.

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

Parties: Mytel International, Inc.
Gilbert N. Michaels

Gerald Feldman

Assigned Attorneys: Reenah L. Kim (BCP/ENF)
Elsie B. Kappler
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 4/17/14.
Defendants motion to stay filed 6/16/14.
Order granting stay entered 11/6/14.
Order lifting stay entered 4/15/15.

FTC v. NATIONAL UROLOGICAL GROUP, INC., No. 10-125 (S. Ct); Nos. 17-15695, 14-13131, 14-13972, 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 2/14/12; 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.

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.

Second motion to purge contempt defendants or release contempt defendants pending determination of less restrictive mean to purge contempt filed 10/16/14; Commission's response filed 1/13/15; granted 1/20/15.

Motion to stay execution of judgment pending appeal entered 10/30/14; denied 1/23/15.

Appellants' briefs (No. 14-13131) filed 10/30/14.

Order that the US Marshal's Service release Jared Wheat and Stephen Smith from incarceration entered 11/10/14.

Commission's answering brief (No. 14-13131) filed 1/9/15; appellants' reply briefs filed 2/17/15.

Oral argument in Eleventh Circuit held 4/17/15.

Opinion vacating district court's judgment of contempt and remanding case to district court for further proceedings entered 5/5/15.

Commission's motion for clarification filed 6/4/15; Hi-Tech Pharmaceuticals response filed 6/18/15.

Commission's motion for entry of contempt judgement relating to Hi-Tech Pharmaceuticals, Inc., Jared Wheat, and Stephen Smith's

violation of section VI and motion for compensatory sanctions filed 8/20/15; opposition filed 10/9/15; Commission's reply filed 10/26/15; order denying motion with leave to refile entered 11/4/15.

Contempt hearing held 3/27/17 - 4/7/17.

Final judgment against defendants Hi-Tech Pharmaceuticals, Inc., Jared Wheat, and Stephen Smith, and Terrill Mark Wright entered 10/31/17.

Defendants Hi-Tech Pharmaceuticals, Inc., Stephen Smith and Jared Wheat's notice of appeal filed 12/21/17; appellants' briefs filed 3/30/18; Commission's answering brief filed 6/14/18; reply briefs due on 7/30/18.

FTC v. NEOVI, INC., Nos. 15-56730, 12-56658, 12-56735, 09-55093 (9th Cir.); No. 3:06-cv-1952 (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.
Final order for permanent injunction and other equitable relief as to defendant James Danforth entered 9/1/15.
Order granting in part and denying in part Commission's motion to modify final order entered 9/9/15.
Order finding that defendant have failed to purge their non-compliance and imposing sanctions entered 9/9/15.
Notice of appeal by Thomas Villwock filed 11/6/15.
Appellant's opening brief filed 11/1/16; Commission's answering brief filed 1/19/17; appellant's reply brief filed 3/2/17.
Opinion affirming district court's contempt order entered 12/28/17; mandate issued 2/22/18.

FTC v. NEXT-GEN, INC., No. 4:18-cv-128 (W.D. Mo.)

Parties:
Next-Gen, Inc. d/b/a Award Notification Services d/b/a Cash Claim Advisors d/b/a Central Award Distribution d/b/a International Award Services d/b/a National Award Commission d/b/a Prize Notification Services Foundation d/b/a Security Dispatch, Ltd.
Westport Enterprises, Inc. d/b/a Cash Claim Advisors d/b/a Security Dispatch, Ltd. d/b/a Award Prize Advisory d/b/a Award Review Board d/b/a National Awards Commission
Opportunities Unlimited Publications, Inc. d/b/a Entertainment Awards Center d/b/a International Award Payment Center d/b/a North American Awards Center d/b/a Puzzle Mania
Opportunities Management Co.
Summit Management Team, LLC
Contest America Publishers, Inc. d/b/a Entertainment Award Company d/b/a International Awards Payment Center
Reveal Publications, LLC d/b/a National Research Company d/b/a Fortune Research Bureau d/b/a Financial Report Services

	Aosr Corporation d/b/a Subscription Reporter Corporation (formerly known as Sweepstakes Reporter Co., Inc.) d/b/a American Sweepstakes Publisher d/b/a National Bureau Lighthouse Fla Enterprises, LLC Gamer Designs, LLC Kevin R. Brandes William J. Graham State of Missouri (Plaintiff)
Assigned Attorneys:	Sarah Shifley (NWR) Richard McKewen
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the worldwide distribution of deceptive sweepstakes and other prize mailers.
Status:	Complaint filed 2/20/18. Motion for TRO filed 2/20/18; Commission's brief in support of motion filed 2/23/18; brief in opposition filed 3/8/18; reply filed 3/22/18. Motion to dismiss case filed 3/29/18; brief in support filed 3/29/18; Commission's brief in opposition filed 4/1/18; reply filed 4/26/18. Trial set for 4/1/19.

FTC v. NEXTGEN NUTRITIONALS, LLC, No. 8:17-cv-2807 (M.D. Fla.)

Parties:	Nextgen Nutritionals, LLC Strictly Health Corporation, LLC Cyber Business Technology, LLC Anna Mclean Robert Mclean
Assigned Attorneys:	Janet M. Evans (BCP/AP)
Nature of Action:	Deceptive acts or in violation of Sections 5(a) and 12 of the FTC Act in connection with the advertising, labeling, promotion, sale, or distribution of five dietary supplements.
Status:	Complaint filed 11/20/17. Joint motion for entry of stipulated final order for permanent injunction and other equitable relief filed 11/21/17. Stipulated order for permanent injunction and monetary judgment entered 1/9/18; judgment in favor of the Commission entered 1/11/18.

FTC v. OMICS GROUP, INC., No. 2:16-cv-2022 (D. Nev.)

Parties:	OMICS Group, Inc. d/b/a OMICS Publishing Group iMedPub, LLC Conference Series, LLC Srinubabu Gedela
Assigned Attorneys:	Iona Rusu (BCP/FP) Gregory Ashe
Alleged Conduct:	Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with the publishing of online publications styled as academic journals.
Status:	Complaint filed 8/25/16. Commission's motion for preliminary injunction filed 9/8/16. Defendants' motion to dismiss or, in alternative, summary judgment, filed 1/6/17; Commission's opposition filed 1/19/17; reply filed 2/2/17. Commission's motion for summary judgment filed 5/1/18; response to motion filed 6/22/18. Defendants' motion for summary judgment filed 5/1/18; Commission's response to motion filed 5/22/18.

FTC v. POINTBREAK MEDIA, LLC, No. 0:18-cv-61017 (S.D. Fla.)

Parties:	PointBreak Media, LLC d/b/a Point Break Media d/b/a Point Break Solutions d/b/a Kivanni Marketing DCP Marketing, LLC d/b/a Point Break Modern Spotlight Group LLC Modern Spotlight Modern Spotlight LLC Modern Internet Marketing LLC Modern Source Media, LLC Modern Source Perfect Image Online LLC Dustin Pillonato Justin Ramsey Aaron Michael Jones aka Michael Aaron Jones aka Mike Jones Ricardo Diaz Michael Pocker Steffan Molina Allstar Data, LLC National Business Listings, LLC Pinnacle Presence LLC Vincent Yates Daniel Carver Stephanie Watt (Relief Defendant) Jennefer Ramsey (Relief Defendant)

Assigned Attorneys: Brian M. Welke (BCP/ENF)
Christopher J. Erickson
Evan M. Mendelson

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in the course of marketing, offering for sale, and selling Google listing or search engine optimization services.

Status: Complaint filed 5/7/18.
TRO entered 5/8/18.
Preliminary injunction as to defendant Ricardo Diaz entered 5/25/18.
Preliminary injunction as to defendants Steffan Molina and Perfect Image Online LLC entered 6/6/18.
Clerk's entry of default as to defendants PointBreak Media; DCP Marketing, LLC; Modern Source Media, LLC; and Aaron Michael Jones entered 6/28/18.
Trial set for 4/15/19.

FTC v. PUBLISHERS BUSINESS SERVICES, INC., Nos. 17-15600; 11-17270 (9th Cir.); No. 2:08-cv-620 (D. Nev.)

Parties: Publishers Business Services, Inc.
Ed Dantuma Enterprises, Inc. d/b/a Publishers Direct Services d/b/a Publishers Business Services
Persis Dantuma
Brenda Dantuma Schang
Dries Dantuma
Dirk Dantuma
Jeffrey Dantuma
Edward Fred Dantuma

Assigned Attorneys: Faye Chen Barnouw (WRLA)
Maricela Segura
Karen Goff (WRSF)
Leslie Melman (OGC)
Joel Marcus

Alleged Conduct: Deceptive acts and practices in violation of section 5(a) and the Telemarketing Sales Rule in connection with the marketing and sale of magazine subscriptions.

Status: Complaint filed 5/14/08.
Amended complaint filed 2/5/09.
Commission's motion for summary judgment filed 7/31/09; opposition filed 11/23/09; reply filed 12/7/09.

Order granting the Commission's motion for summary judgment entered 4/7/10.
Order for permanent injunction as to all defendants entered 4/7/10.
Commission's opening brief on the issue of damages filed 4/20/10.
Final judgment as to all defendants entered 7/25/11.
Commission's opening brief filed 2/13/12; defendants' answering brief filed 4/13/12; reply brief filed 5/11/12.
Memorandum disposition remanding case to district court entered 9/19/13.
Petition for writ of certiorari filed 2/27/14.
Petition for writ of certiorari denied 6/9/14.
Commission's motion for monetary judgment filed 5/31/16; defendants' brief on damages filed 7/19/16; Commission's reply filed 8/9/16.
Order granting Commission's motion for judgment entered 3/2/17.
Notice of appeal filed 3/31/17.
Appellants' opening brief filed 8/30/17; Commission's answering brief filed 10/30/17; reply brief filed 12/20/17.
Oral argument scheduled for 8/15/18.

FTC v. QUALCOMM, INC., No. 5:17-cv-220 (N.D. Cal.)

Parties: Qualcomm, Inc.

Assigned Attorneys: J. Alexander Ansaldo (BC/ACP)
Dana Abrahamsen
Joseph Baker
Wesley Carson
Kente Cox
Rajesh James
Philip Kehl
Lin Kahn (WRSF)

Alleged Conduct: Unfair methods of competition in violation of Section 5(a) of the FTC Act in connection with defendant's maintenance of a monopoly in baseband processors and semiconductor devices.

Status: Complaint filed 1/17/17.
Motion to dismiss filed 4/3/17; Commission's opposition filed 5/12/17; reply filed 5/16/17; order denying motion entered 6/26/17.
Trial set for 1/4/19.

FTC v. QUINCY BIOSCIENCE HOLDING CO., INC., No. 17-3745 (2nd Cir.); No. 1:17-cv-124 (S.D.N.Y.)

Parties: Quincy Bioscience Holding Company, Inc.
Quincy Bioscience, LLC

Prevagen, Inc. d/b/a Sugar River Supplements
Quincy Bioscience Manufacturing, LLC
Mark Underwood
Michael Beaman
State of New York (Plaintiff)

Assigned Attorneys: Michelle Rusk (BCP/AP)
Annette Soberatas
Bradley D. Grossman (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) and 12 of the FTC Act, the New York Executive Law, and the New York General Business Law, in connection with the marketing of defendants' purported memory improvement supplement, Prevagen.

Status: Complaint filed 1/9/17.
Motion to dismiss for failure to state a claim filed 4/6/17; Commission's opposition filed 4/25/17; reply filed 5/5/17; order granting motion entered 9/29/17.
Commission's notice of appeal filed 11/21/17.
Commission's opening brief filed 2/28/18; appellees' brief filed 5/30/18; Commission's reply filed 6/13/18; appellees' corrected brief filed 6/15/18.

FTC v. REPAIR ALL PC LLC, No. 1:17-cv-869 (N.D. Ohio)

Parties: Repair All PC LLC
Pro PC Repair LLC
I FIX PC LLC
Webtech World LLC
Online Assist LLC
Datadeck LLC
I Fix PC d/b/a Techers247, I FIX PC 247
Jessica Marie Serrano
Dishant Khanna
Mohit Malik
Romil Bhatia
Lalit Chadha
Roopkala Chadha
State of Ohio (Plaintiff)

Assigned Attorneys: Fil de Banate (ECR)
Amy Hocevar
Adrienne Watson

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Consumer Sales Practices Act in connection with the advertising,

marketing, and sale of computer security and tech support services.

Status: Complaint filed 4/24/17.
Ex parte TRO entered 4/24/17.
Stipulated preliminary injunction as to defendants Jessica Marie Serrano, Dishant Khanna, Repair All PC LLC, Pro PC Repair LLC, I FIX PC LLC, Mohit Malik, WebTech World LLC, and Online Assist LLC entered 6/20/17.
Stipulated preliminary injunction as to defendants Romil Bhatia and Datadeck LLC entered 6/21/17.
Stipulated preliminary injunction as to defendants Lalit Chadha, Roopkala Chadha, and I Fix PC entered 6/22/17.
Stipulated permanent injunction as to defendants Repair All PC, LLC; Pro PC Repair LLC; I Fix PC LLC; Jessica Maria Serrano; and Dishant Khana entered 11/15/17.
Default judgment as to I Fix PC LLC entered 12/18/17.
Stipulated permanent injunctions as to defendants Lalit Chadha, Roopkala Chadha, Datadeck LLC, Romil Bhatia, WebTech World LLC, Online Assist LLC, and Mohit Malik entered 1/26/18.

FTC v. REVMOUNTAIN, LLC, No. 2:17-cv-2000 (D. Nev.)

Parties: RevMountain, LLC; RoadRunner B2C, LLC, d/b/a RevGo; Wave Rock, LLC; Juniper Solutions, LLC; Jasper Woods, LLC; Wheeler Peak Marketing, LLC; ROIRunner, LLC; Cherry Blitz, LLC; Flat Iron Avenue, LLC; Absolutely Working, LLC; Three Lakes, LLC; Bridge Ford, LLC; How and Why, LLC; Spruce River, LLC; TrimXT, LLC; Elation White, LLC; IvoryPro, LLC; Doing What's Possible, LLC; RevGuard, LLC; RevLive!, LLC; Blue Rocket Brands, LLC; Convertis, LLC; Convertis Marketing, LLC; Turtle Mountains, LLC; Boulder Black Diamond, LLC; Mint House, LLC; Thunder Avenue, LLC; University & Folsom, LLC; Boulder Creek Internet Solutions, Inc.; Walnut Street Marketing, Inc.; Snow Sale, LLC; Brand Force, LLC; Wild Farms, LLC; Salamonie River, LLC; Indigo Systems, LLC; Night Watch Group, LLC; Newport Crossing, LLC; Greenville Creek, LLC; Brookville Lane, LLC; Anasazi Management Partners, LLC; Honey Lake, LLC; Condor Canyon, LLC; Brass Triangle, LLC; Solid Ice, LLC; Sandstone Beach, LLC; Desert Gecko, LLC; Blizzardwhite, LLC; Action Pro White, LLC; First Class Whitening, LLC; Spark Whitening, LLC; Titanwhite, LLC; Dental Pro At Home, LLC; Smile Pro Direct, LLC; Circle of Youth Skincare, LLC; DermaGlam, LLC; Sedona Beauty Secrets, LLC; Bellaathome, LLC; SkinnyIQ, LLC; Body Tropical, LLC (hereinafter collectively referred to as "Entity Defendants")
Blair McNea

Danielle Foss
Jennifer Johnson

Assigned Attorneys: Michelle Schaefer (BCP/ENF)
Sarah Waldrop

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and Section 4 of the Restore Online Shoppers' Confidence Act in connection with the online marketing of personal care products.

Status: Complaint filed 7/24/17.
TRO entered 7/25/17.
Preliminary injunction as to Entity Defendants, Blair McNea, and Jennifer Johnson entered 9/1/17.
Stipulated preliminary injunction as to defendant Danielle Foss entered 9/7/17.
Stipulated orders for permanent injunction and other equitable relief entered 4/10/18.

FTC v. ROCA LABS, INC., No. 8:15-cv-2231 (M.D. Fla.)

Parties: Roca Labs, Inc.
Roca Labs Nutraceutical USA, Inc.
Don Juravin
George C. Whiting

Assigned Attorneys: Carl H. Settlemyer (BCP/AP)
Paul Bryan Spelman

Alleged Conduct: Violations of Sections 5(a) and 12 of the FTC Act in connection with the deceptive marketing of weight loss products.

Status: Complaint filed 9/24/15.
Stipulated TRO entered 9/29/15.
Preliminary injunction entered 10/29/15.
Order granting joint motion to stay case for 120 days entered 4/20/16.
Stipulated TRO entered 8/22/16.
Stipulated preliminary injunction with asset freeze and other equitable relief entered 9/13/16.
Commission's motion for summary judgment as to all defendants filed 3/24/17; defendants opposition filed 5/9/17; reply filed 5/22/17; Commission's notice to court of pending motion filed 12/8/17.
Defendants' motion for partial summary judgment filed 3/24/17; Commission's opposition filed 4/24/17; reply filed 5/22/17.
Order staying all remaining case deadlines entered 7/26/17.
Suggestion of bankruptcy by Roca Labs, Inc filed 11/18/17; response by

Commission filed 11/21/17.
Commission's amended motion for summary judgment as to all defendants filed 4/26/18; defendants' opposition to motion filed 5/29/18; Commission's reply filed 6/12/18.

FTC v. SHIRE VIROPHARMA, INC., No. 18-1807 (3rd Cir.); No. 1:17-cv-131 (D. Del.)

Parties:	Shire ViroPharma, Inc.
Assigned Attorneys:	Bradley Albert (BC/HC) June Im Meredyth Andrus Josepth Matthias Steve Vieux James Weingarten Matthew Hoffman (OGC)
Alleged Conduct:	Unfair methods of competition in violation of Section 5(a) of the FTC Act in connection with Defendant's serial, sham petitioning to the FDA to delay generic competition to its branded prescription drug, Vancocin HCI Capsules.
Status:	Complaint filed 2/7/17. Motion to dismiss filed 4/10/17; Commission's opposition filed 5/25/17; reply filed 6/26/17. Order granting motion to dismiss entered 3/20/18. Commission's notice of appeal filed 4/11/18.

FTC v. SPRINGTECH 77376, LLC, No. 3:12-CV-04631 (N.D. Cal.)

Parties:	Springtech 77376, LLC, also d/b/a Cedarcide.com and cedarsidestore.com Cedarcide Industries, Inc. Chemical Free Solutions LLC Cedar Oil Technologies Corp. David Glassel
Assigned Attorneys:	Kerry O'Brien (WRSF) Linda K. Badger
Alleged Conduct:	Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with advertising, marketing, and sale of pest control products.
Status:	Complaint filed 9/5/12. Stipulated orders for permanent injunction and monetary judgment as to Dave Glassel and Chemical Free Solutions entered 7/18/13. Commission's motion for civil contempt against David Glassel filed

1/9/18.
Stipulated modified order for permanent injunction, monetary judgment, and compensatory contempt relief as to defendant Chemical Free Solutions entered 1/26/18.

FTC v. STRATEGIC STUDENT SOLUTIONS LLC, No. 9:17-cv-80619 (S.D. Fla.)

Parties:	Strategic Student Solutions LLC Strategic Credit Solutions LLC Strategic Debt Solutions LLC Strategic Doc Prep Solutions LLC Student Relief Center LLC Credit Relief Center LLC Dave Green DG Investment Properties LLC (relief defendant)
Assigned Attorneys:	Miya Tandon (SER) Adam Wesolowski
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Credit Repair Organizations Act in connection with the marketing and sale of student loan debt relief and credit repair services
Status:	Complaint filed 5/15/17. Ex parte TRO with asset freeze, appointment of receiver, and other equitable relief entered 5/15/17. Stipulated preliminary injunction entered 5/26/17. Stipulated permanent injunction and monetary judgment as to all defendants entered 5/29/18.

FTC v. STUDENT DEBT DOCTOR, LLC, No. 0:17-cv-61937 (S.D. Fla.)

Parties:	Student Debt Doctor, LLC Gary Brent White, Jr.
Assigned Attorneys:	Hans Clausen (SER) R. Michael Waller (BCP/ENF)
Alleged Conduct:	Deceptive acts or practices in violation of Section 5(a) of the FTC Act, and the FTC's Telemarketing Sales Rule in connection with the marketing and sale of student loan debt relief services.
Status:	Complaint filed 10/2/17. TRO entered 10/3/17. Stipulated preliminary injunction entered 10/16/17.

Clerk's entry of default as to defendant Student Debt Doctor, LLC entered 12/8/17.

FTC v. TRIANGLE MEDIA CORP., No. 3:18-cv-1388 (S.D. Cal.)

Parties: Triangle Media Corporation aka Triangle CRM aka Phenom Health aka Beauty and Truth aka E-Cigs
Jasper Rain Marketing, LLC aka Phenom Health aka Cranium Power
Hardwire Interactive, Inc. aka Phenom Health aka Beauty and Truth aka E-Cigs
Brian Phillips

Assigned Attorneys: Samantha Gordon (MWR)
Matthew H. Wernz

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Restore Online Shoppers' Confidence Act, and the Electronic Fund Transfer Act in connection with the online advertising and sale of skincare products, e-cigarettes, and dietary supplements.

Status: Complaint filed 6/25/18.
Ex parte TRO with asset freeze and receivership entered 6/29/18.

FTC v. VANTAGE POINT SERVICES, No. 1:15-cv-006 (W.D.N.Y.)

Parties: Vantage Point Services, LLC
Payment Management Solutions, Inc.
Bonified Payment Solutions, Inc.
Gregory Mackinnon
Megan Vandeviver
Angela Burdorf
Joseph Ciffa

Assigned Attorneys: Colin Hector (BCP/FP)
Nikhil Singhvi

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

Status: Complaint filed 1/5/15.
TRO entered 1/5/15.
Preliminary injunction with asset freeze entered 5/15/15.
Commission's motion for summary judgment filed 8/19/16; opposition by defendants filed 11/3/16; Commission's reply filed 11/30/16; motion denied 7/17/17.

Motion for contempt against defendant Joseph Ciffa filed 12/13/16.
Second TRO entered 12/14/16.
Stipulated preliminary injunction as to defendant Joseph Ciffa filed 1/17/17.
Stipulated final order for permanent injunction and settlement of claims as to defendant Megan Vandeviver entered 2/7/18.
Defendants Angela Burdorf, Gregory Mackinnon, Vantage Point Services, LLC, and Payment Management Solutions, Inc.'s motion to vacate the preliminary injunction, dissolve the asset freeze order, and allocate money for attorney's fees filed 3/28/18; Commission's response in opposition filed 4/10/18; defendants' reply filed 4/18/18; order denying motion entered 5/8/18.
Trial set for 7/10/18.

FTC v. VISION SOLUTION MARKETING, No. 2:18-cv-356 (D. Utah)

Parties: Vision Solution Marketing d/b/a VSM Business Services d/b/a VSM Group d/b/a VSMHUB.COM
Vsm Group LLC
Ryze Services d/b/a Business Finance Pro
Specialized Consulting Solutions
Jared Rodabaugh
Justin Larsen

Assigned Attorneys: Darren H. Lubetzky (NER)
Christopher Y. Miller
Savvas S. Diacosavvas

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with the marketing and sale of work-at-home programs and business coaching services.

Status: Complaint filed 5/1/18.
Stipulated TRO against defendants Justin Larsen, Specialized Consulting Solutions, and VSM Group LLC entered 5/4/18.
Stipulated TRO against defendants Jared Rodabaugh, Vision Solution Marketing, and Ryze Services entered 5/14/18.

FTC v. VYLAH TEC LLC, No. 17-13481 (11th Cir.); No. 2:17-cv-228 (M.D. Fla.)

Parties: Vylah Tec LLC d/b/a VTec Support
Express Tech Help LLC
Tech Crew Support LLC
Angelo J. Cupo
Robert Cupo
Dennis Cupo

State of Florida (Plaintiff)

Assigned Attorneys: Robin Rock (SER)
Sana Chriss
Mark Hegedus (OGC)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the adverting, marketing, distribution, and sale of computer technical support services and security software.

Status: Complaint filed 5/1/17.
TRO entered 5/12/17.
Preliminary injunction order entered 6/4/17.
Notice of appeal to 11th Cir. filed 8/1/17.
Appellants' opening brief filed 9/25/17; Appellee's brief filed 11/7/17; reply filed 11/21/17;
Opinion affirming entry of preliminary injunction, but partially vacating and remanded for additional findings on application of asset freeze to individual defendants, entered 3/8/18.
Defendant Dennis Cupo's motion for summary judgment filed 6/5/18; Commission's response filed 6/20/18; Dennis Cupo's objection to Commission's response filed 6/27/18.

FTC v. WORLD PATENT MARKETING, INC., No. 1:17-cv-20848 (S.D. Fla.)

Parties: World Patent Marketing, Inc.
Desa Industries, Inc. d/b/a World Patent Marketing
Scott Cooper

Assigned Attorneys: Colleen Robbins (BCP/MP)
James Evans
Jody Goodman

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with Defendants' invention-promotion services.

Status: Complaint filed 3/6/17.
Ex parte TRO entered 3/7/17.
Amended complaint filed 5/25/17.
Motion to dismiss filed 6/15/17; Commission's opposition filed 6/23/17; motion denied 8/17/17.
Preliminary injunction entered 8/16/17.
Motion to strike affirmative defenses and jury demand filed 9/22/17; motion granted 10/31/17.
Stipulated final order for permanent injunction and monetary judgment entered 5/16/18.

FTC v. WV UNIVERSAL MANAGEMENT, LLC, Nos. 16-17727, 15-11500, 15-13380 (11th Cir.); No. 6:12-cv-1618 (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:	Christopher Panek (ECR) Fil M. de Banate Jonathan Kessler Michael Milgrom Mark Hegedus (OGC) Theodore Metzger
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; affidavit in opposition by Hal Smith filed 8/1/14.

Permanent injunction and final judgment as to defendant Ramon Sanchez-Ortega entered 10/6/14.

Order granting Commission's motion for summary judgment entered 11/18/14.

Stipulated permanent injunction and final order as to Derek Depuydt entered 11/19/14.

Stipulated order for permanent injunction and final judgment as to defendants, Jonathon Warren, Business First Solutions Inc. and Voiceonyx Corp. entered 11/19/14.

Permanent injunction and final judgment as to defendants Hal E. Smith and HES Merchant Services Company, Inc. entered 2/11/15.

Order granting motion for equitable monetary relief judgment against defendants Hal E. Smith, HES Merchant Services Company, Inc., and Universal Processing Services of Wisconsin, LLC entered 2/11/15.

Permanent injunction and final monetary judgment as to defendant Universal Processing Services of Wisconsin, LLC entered 5/19/15.

Notice of appeal of summary judgment by Universal Processing Services of Wisconsin, LLC filed 7/17/15.

Appellant UPS's opening brief filed 10/20/15; Appellant HES's opening brief filed 10/21/15; Commission's responsive brief filed 12/23/15; UPS's reply brief filed 1/19/16.

Oral argument heard 5/18/16.

Per curiam decision affirming district court's summary judgment order and monetary relief against HES, but vacating the order of monetary relief against UPS and remanding case to district court for further findings on appropriateness of joint and several liability against UPS, entered 6/14/16.

Notice of appeal filed 12/21/16.

Appellant's opening brief filed 2/27/17; Commission's answering brief filed 4/17/17; Appellant's reply brief filed 5/18/17.

Oral argument held 10/24/17.

Opinion affirming the district court's decision issued 12/13/17.

UPS's petition for writ of certiorari filed 3/13/18; Commission's opposition filed 5/16/18; UPS's reply filed 6/1/18; cert denied 6/25/18.

CIVIL PENALTY AND ENFORCEMENT CASES*

(A) Consumer Protection

FTC v. JAMES CHRISTIANO, No. 8:18-cv-936 (C.D. Cal.)

Parties: James Christiano
NetDotSolutions, Inc.
TeraMESH Networks, Inc.
Andrew Salisbury
World Connection, LLC
World Connection USA, LLC
World Connection, SA

Assigned Attorneys: James Evans (BCP/MP)
Ian Barlow

Alleged Conduct: Violations of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with defendants' facilitating of robocalls, calls to phone numbers on the National Do-Not-Call Registry, calls with spoofed caller IDs, and abandoned calls.

Status: Complaint filed 5/31/2018.

UNITED STATES v. DISH NETWORK LLC, No. 17-3111 (7th Cir.); 13-2282 (7th Cir.); 3:09-CV-3073 (C.D. Ill.)

Parties: Dish Network L.L.C.

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

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

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

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.

Order granting partial summary judgment for United States and partial summary judgment for Dish Network entered 12/12/14.

Motion for sanctions by United States and state plaintiffs filed 7/20/15; memorandum in opposition filed 8/21/15; reply filed 9/10/15; order granting motion in part and denying in part entered 10/13/15.

Trial on civil penalties held 1/19/16-2/17/16.

Trial on permanent injunctive relief held 10/25/16-11/2/16.

Stipulated order for permanent injunction and civil penalty judgment entered 6/5/17.

Defendant's notice of appeal filed 10/6/17.

Appellant-defendant's brief filed 2/22/18; United States' brief filed 6/22/18.

UNITED STATES v. FEATURE FILMS FOR FAMILIES, INC., Nos. 2:12-cv-811, 2:11-cv-419 (D. Utah); No. 4:11-cv-197 (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)
Jared C. Bennett
Daniel M. Baeza (DOJ/CPB)
Michael Tankersley (BCP/MP)
Arturo DeCastro

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act 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 2/14/14; defendants' reply to supplemental memorandum filed 3/7/14.
Order granting in part and denying in part defendants' motion for partial summary judgment and granting in part and denying in part United States' motion for partial summary judgment entered 3/31/15.
Trial held 5/17 - 5/25/16.
Jury verdict for Commission entered 5/26/16.
United States' motion for entry of permanent injunction based on jury verdict filed 7/8/16; response by Corporation for Character filed

7/22/16; opposition by Forrest Sandusky Baker, III, Family Films of Utah Inc, and Feature Films for Families, Inc. filed 6/8/17; United States' reply filed 6/22/17.

Stipulated final order for permanent injunction and civil penalty judgment entered 3/23/18.

FTC v. GOTRA, No. 1:18-cv-10548 (D. Mass.)

Parties: Jasjit Gotra
Alliance Security Inc. f/k/a Versatile Marketing Solutions, Inc. f/k/a VMS Alarms f/k/a VMS f/k/a Alliance Home Protection f/k/a AH Protection
Jessica Merrick a/k/a Jessica Bright a/k/a Jessica Dudlicek
Defend America LLC
Kevin Klink
Power Marketing Promotions LLC d/b/a J Tele Alarms

Assigned Attorneys: Danielle M. Estrada (BCP/MP)
Ian L. Barlow

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC, the FTC's Telemarketing Sales Rule, and the Fair Credit Reporting Act in connection with the marketing and sale of home security systems and monthly alarm monitoring services.

Status: Complaint filed 3/22/18.
Consent motions to approve stipulated final orders for permanent injunctions and civil penalty judgments as to defendants Kevin Klink and Power Marketing Promotions LLC, and as to Jessica Merrick and Defend America LLC filed 3/22/2018.
Motion for preliminary injunction as to defendants Jasit Gotra and Alliance Security filed 3/23/18.
Defendant Jasit Gotra's motion to dismiss filed 5/14/18; Commission's opposition filed 5/24/18.

UNITED STATES v. INFOCISION, INC., No. 5:18-cv-64 (N.D. Ohio)

Parties: Infocision, Inc.

Assigned Attorneys: Kathryn A. Schmidt (DOJ)
Michelle L. Heyer

Alleged Conduct: Violations of Section 5(a) of the FTC Act and the FTC's Telemarketing Sales Rule in connection with defendant's telemarketers calling consumers on behalf of charitable organizations and falsely saying they were not calling to solicit donations.

Status: Complaint filed 1/10/18.
Stipulated order for permanent injunction and civil penalty judgment entered 1/11/18.

UNITED STATES v. PRIME SITES, INC., No. 2:18-cv-199 (D. Nev.)

Parties: Prime Sites, Inc. d/b/a Explore Talent

Assigned Attorneys: Kathryn Schmidt (DOJ)
Matthew Wernz (MWR)
Roberto Menjivar

Alleged Conduct: Violations of the COPPA Rule and Section 5 of the FTC Act in connection with advertising, promoting, and sale of membership in a casting and talent search network.

Status: Complaint filed 2/5/18.
Consent order for permanent injunction and judgment entered 2/12/18.

UNITED STATES v. VTECH ELECTRONICS LTD., No. 1:18-cv-114 (N.D. Ill.)

Parties: Vtech Electronics Ltd.
Vtech Electronics North America, LLC

Assigned Attorneys: Joshua David Rothman (DOJ)

Alleged Conduct: Violations of the COPPA Rule and Section 5 of the FTC Act stemming from the storage and transmittal of personal information collected by some of defendant's electronic toys, and failing to provide notice or obtain consent.

Status: Complaint filed 1/8/18.
Stipulated order for permanent injunction and civil penalty judgment entered 1/23/18.

(B) Competition

(None Pending)

SUBPOENA AND CID ENFORCEMENT PROCEEDINGS

FTC v. BARTOLI, No. 6:18-mc-027 (M.D. Fla.)

Parties: Derek J. Bartoli

Assigned Attorneys: Burke Kappler (OGC)

Alleged Conduct: Petition for order to enforce a CID.

Status: Petition file 4/16/18.
Order granting petition entered 5/23/18.

FTC v. BOEHRINGER INGELHEIM PHARMACEUTICALS, INC., No. 16-5357 (D.C. Cir.); No. 1:09-MC-564 (D.D.C.)

Parties: Boehringer Ingelheim Pharmaceuticals, Inc.

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

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.
Opinion reversing and remanding to district court entered 2/20/15.
Boehringer's petition for rehearing en banc filed 4/6/15; Commission's response filed 5/19/15; denied 6/4/15.
Boehringer's motion to stay pending a petition for certiorari filed 6/11/15; Commission's opposition filed 6/22/15.
Order denying motion to stay mandate 7/2/15.
Petition for writ of certiorari filed 10/2/15; Commission's opposition brief filed 12/16/15; order denying petition for writ of certiorari entered 1/19/16.
Order by district court directing Boehringer to file brief discussing new evidence entered 12/2/15; Boehringer's brief filed 12/23/15; Commission's response filed 1/20/16; Boehringer's motion to file reply brief filed 1/28/16; Commission's response in opposition filed 2/1/16.
Opinion and order by district court directing Boehringer to produce documents for which it has claimed only work product protection entered 9/27/16.
Order granting request for extension and for a protective order stating that Boehringer's production of documents under the 9/27/16 order will not waive work-product protection entered 10/20/16.
Commission's notice of appeal filed 11/23/16.
Boehringer's cross-appeal and request that court stay compliance pending appeal filed 11/28/16; Commission's opposition to stay filed 12/9/16.
Commission's opening brief filed 3/27/17; Boehringer's answering brief filed 5/26/17; reply filed 7/17/17.
Oral argument held 11/15/17.
Per curiam opinion affirming the district court's judgment entered 6/19/18.

FTC v. DONOR RELATIONS, LLC, No. 2:18-cv-183 (D. Nev.)

Parties: Donor Relations, LLC
Courtesy Call, Inc.

Assigned Attorneys: Burke W. Kappler (OGC)

Alleged Conduct: Petition to enforce a CID.

Status: Petition filed 2/1/18.
Order granting Commission's motion for order to show cause entered 2/1/18;
Motion to dismiss filed 2/6/18; Commission's response filed 2/13/18; reply filed 2/15/18; order denying motion entered 2/16/18.
Show cause hearing held and oral order to produce entered 2/20/18.

FTC v. FULLY ACCOUNTABLE, LLC, No. 5:18-mc-054 (N.D. Ohio)

Parties: Fully Accountable, LLC

Assigned Attorneys: Burke W. Kappler (OGC)

Alleged Conduct: Petition to enforce a CID.

Status: Petition filed 6/8/18.
Order to show cause entered 6/13/18.
Show cause hearing set for 8/9/18.

FTC v. REDWOOD SCIENTIFIC TECHNOLOGIES, No. 2:17-cv-7921 (C.D. Cal.)

Parties: Redwood Scientific Technologies

Assigned Attorneys: Burke Kappler (OGC)
Stacy Procter (WRLA)

Nature of Action: Petition for an order to enforce a CID.

Status: Petition filed 10/30/17.
Order compelling compliance with CID entered 1/25/18.

SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION

AMERICAN FINANCIAL BENEFITS CENTER v. FTC, No. 18-16034 (9th Cir.); No. 4:17-cv-4817 (N.D. Cal.)

Parties: American Financial Benefits Center
Ameritech Financial
Financial Education Benefits Center
Brandon Frere (Appellant)

Assigned Attorneys: Imad Abyad (OGC)
Roberta Tonelli (WRSF)
Sarah Schroeder

Nature of Action: Action seeking a judicial declaration that the debt relief provision of the Telemarketing Sales Rule (TSR) will not apply to plaintiffs' businesses, or, alternatively, that plaintiffs are fully complying with the legal requirements outlined by the TSR.

Status: Complaint filed 8/18/17; amended complaint filed 11/2/17.
Commission's motion to dismiss for lack of jurisdiction filed 10/20/17; motion to dismiss amended complaint filed 11/16/17; response in opposition to motion filed 11/30/17; reply to opposition filed 12/7/17; order granting motion to dismiss entered 5/29/18.
Defendants' notice of appeal filed 6/5/18.
Appellants' opening brief due on 10/1/18; Commission's answering brief due 12/10/18.

CARTER HAYES, LLC v. FTC, No. 1:18-cv-165 (E.D. Va.)

Parties: Carter Hayes, LLC

Assigned Attorneys: John Victor Coghlan (DOJ)

Alleged Conduct: Action seeking damages and injunctive relief and a declaratory judgment directing the release of agency records withheld under the Freedom of Information Act.

Status: Complaint filed 2/13/18.
Commission's motions to dismiss for lack of jurisdiction and for failure to state a claim filed 3/23/18; order granting motions entered 4/27/18.

CAUSE OF ACTION INSTITUTE v. FTC, No. 1:18-cv-580 (D.D.C.)

Parties: Cause of Action Institute

Assigned Attorneys: Melanie Hendry (DOJ)

Alleged Conduct: Action under the Freedom of Information Act seeking access to agency records withheld by the Commission.

Status: Complaint filed 3/15/18.
Commission scheduled to release first set of non-exempt records by 8/13/18.

CAUSE OF ACTION INSTITUTE v. FTC, No. 1:17-cv-1649 (D.D.C.)

Parties: Cause of Action Institute

Assigned Attorneys: Eric B. Beckenhauer (DOJ)

Nature of Action: Action under the Freedom of Information Act, seeking access to agency records, an order declaring that the FTC improperly withheld the requested agency records, and other relief.

Status: Complaint filed 8/15/17.
Stipulated dismissal entered 2/14/18.

CONSUMERS FOR AUTO RELIABILITY & SAFETY v. FTC, No. 1:17-cv-540 (D.D.C.)

Parties: Consumers for Auto Reliability and Safety
Center for Auto Safety
U.S. Public Interest Research Group, Inc.

Assigned Attorneys: Leslie Melman (OGC)

Nature of Action: Action for declaratory and injunctive relief under the Administrative Procedure Act in connection with the Commission's consent orders with General Motors and two dealerships regarding the advertising of used motor vehicles.

Status: Complaint filed 3/24/17.
Amended complaint filed 5/2/17.
Commission's motion to hold case in abeyance or, in the alternative, for an extension of time filed 5/16/17; opposition filed 5/30/17; motion to stay granted 6/13/17.
Commission's motion dismiss filed 9/8/17; response in opposition filed 10/5/17; Commission's reply filed 10/27/17.
Motion hearing set for 9/18/18.

DOE v. FTC, No. 4:16-cv-071 (W.D. Mo.)

Parties: John Doe
Jane Doe

Assigned Attorneys: Jeffrey Ray (AUSA)
Leslie Melman (OGC)

Nature of Action: Action seeking damages under the Privacy Act in connection with the disclosure of private and sensitive identifying information.

Status: Complaint filed 1/28/16.
Amended complaint filed 10/21/16.
Commission's motion to dismiss for failure to state a claim filed 11/22/16; plaintiff's opposition filed 12/21/16; reply filed 1/17/17; order denying motion entered 9/11/17.

ELECTRONIC PRIVACY INFORMATION CENTER v. FTC, No. 1:18-cv-942 (D.D.C.)

Parties: Electronic Privacy Information Center

Assigned Attorneys: William Nebeker (DOJ)

Alleged Conduct: Action under the Freedom of Information Act for injunctive and other relief to secure the release of agency records.

Status: Complaint filed 4/20/18.
Joint status report filed 6/26/18.

ENDO PHARMACEUTICALS INC. v. FTC, Nos. 2:16-cv-5599, 2:16-cv-5600 (E.D. Pa.)

Parties: Endo Pharmaceuticals Inc.
Endo International, PLC
Impax Laboratories, Inc.
Watson Laboratories, Inc.
Allergan Finance, LLC

Assigned Attorneys: Bradley Albert (BC/HC)
Jamie Towey
Matthew Hoffman (OGC)

Nature of Action: Action seeking declaratory judgment that Section 13(b) of the FTC Act does not authorize the Commission to pursue its claims against them in federal court.

Status: Complaint filed 10/26/16.
Commission's motion to dismiss for lack of subject matter jurisdiction filed 12/30/16; opposition filed 1/13/17; Commission's reply filed 1/20/17.
Order consolidating case with *Allergan Finance v. FTC*, No. 2:17-cv-00406, entered 2/1/17.
Notice of voluntary dismissal by Endo Pharmaceuticals, Inc and Endo International PLC entered 2/2/17.
Consolidated amended complaint by Allergan and Watson filed 2/15/17.
Commission's motion to dismiss for lack of subject matter jurisdiction, or in the alternative, failure to state a claim, filed 3/2/17; plaintiffs' opposition filed 3/16/17; Commission's reply filed 3/23/17; plaintiffs' sur-reply filed 3/30/17; order denying without prejudice entered 12/28/17.
Motion for summary judgment filed 5/9/17; Commission's opposition filed 5/23/17; reply filed 5/31/17; Commission's sur-reply filed 6/7/17.
Commission's motions to dismiss for lack of jurisdiction and for failure to state a claim filed 1/30/18; Watson's response filed 6/5/18.

FOWLER v. SPRINT SPECTRUM L.P., No. 8:18-cv-615 (C.D. Cal.)

Parties: Jamarlin Fowler (Plaintiff)
Sprint Spectrum L.P. (Defendant)
Federal Communications Commission
Federal Trade Commission

Assigned Attorneys: Joel Marcus (OGC)

Alleged Conduct: Action by former Sprint customer seeking damages for copyright infringement, breach of contract, and conversion, and alleging government inaction in response to his complaints.

Status: Complaint filed 4/13/18.

LAMB v. FTC, No. 1:17-cv-2783 (D.D.C.)

Parties: James P. Lamb

Assigned Attorneys: April Denise Seabrook (DOJ)
Ashley Gum (OGC)

Nature of Action: Action for declaratory and injunctive relief under the FOIA in connection with the FTC's denials of plaintiff's requests and subsequent appeals for access to certain agency records.

Status: Complaint filed 12/27/17.
Plaintiff's notice of voluntary dismissal filed 1/23/18.

OKLAHOMA KEEPERS v. STATE FARM MUTUAL INSURANCE COMPANY, No. 5:17-cv-1221 (W.D. Okla.)

Parties: Oklahoma Keepers
E L Dugan
MW Dugan
H L Dugan
C I Dugan
FC Dugan

Assigned Attorneys: Rebecca A Frazier (DOJ)

Nature of Action: Action for injunctive and declaratory relief, alleging that numerous governmental entities, officials, and insurance companies engaged in fraud, extortion, and other wrongful activities in violation of the Racketeer Influenced and Corrupt Organizations Act.

Status: Complaint filed 11/14/17.
Order granting governmental defendants'motion to dismiss for lack of subject matter jurisdiction and for failure to state a claim entered 4/3/18.

SOUNDBOARD ASSOCIATION v. FTC, No.17-5093 (D.C. Cir.); No. 1:17-cv-150 (D.D.C.)

Parties: Soundboard Association

Assigned Attorneys: Bradley Grossman (OGC)
Matthew Hoffman

Nature of Action: Action seeking declaratory judgment, challenging an FTC staff opinion letter advising that the TSR's restrictions on "prerecorded messages" apply to soundboard technology.

Status: Complaint filed 1/23/17.
Motion for preliminary injunction by Soundboard Association filed 1/24/17; Commission's opposition filed 2/17/17; reply filed 2/24/17.
Hearing held 3/3/17.
Order granting summary judgment in favor of the Commission entered 4/24/17.
Notice of appeal filed 4/27/17.
Appellant's opening brief filed 6/28/17; Commission's answering brief filed 7/28/17; appellant's reply brief filed 8/11/17.
Oral argument held 11/6/17.
Opinion and order vacating district court's decision and dismissing complaint, entered 4/27/18.
Appellant's corrected petition for rehearing en banc filed 6/8/18.

TRONOX LTD. v. FTC, No. 1:18-cv-010 (N.D. Miss.)

Parties: Tronox Limited

Assigned Attorneys: Burke Kappler (OGC)

Alleged Conduct: Action for a declaratory judgment in connection with the Commission's Part 3 proceeding challenging plaintiff's proposed acquisition of another company.

Status: Complaint filed 1/23/18.
Plaintiff's voluntary dismissal filed 3/7/18.

WORLD CONNECTION, LLC v. FTC, No. 1:18-cv-202 (D. Idaho)

Parties: World Connection, LLC

Assigned Attorneys: James Evans (BCP/MP)

Alleged Conduct: Action for declaratory judgment and injunctive relief to prevent the Commission from asserting that plaintiff is a "common enterprise" with other entities that the agency has charged with violating its Telemarketing Sales Rule.

Status: Complaint filed 5/8/18.

AMICUS CURIAE BRIEFS or PARTIAL INTERVENTIONS

APPLE INC. v. ROBERT PEPPER, No. 17-204 (S. Ct.)

Assigned Attorney: Michael Bergman (OGC)
Mark Hegedus

Nature of Action: Private action raising question whether indirect purchasers of app distribution services that Apple provided directly to app developers have standing to sue for damages under Section 4 of the Clayton Act.

Status: Brief for the United States as amicus curiae supporting petition for certiorari filed 5/8/18.
Petition for writ of cert granted 6/18/18.

U.S. CHAMBER OF COMMERCE v. CITY OF SEATTLE, No.17-35640 (9th Cir.)

Assigned Attorneys: Michele Arington (OGC)

Nature of Action: Private action raising the question whether a Seattle ordinance that allows Uber, Lyft, and other for-hire drivers working as independent contractors to collectively bargain with ride-referral service companies is exempt from the Sherman Act under the state action doctrine.

Status: Brief of the U.S. Department of Justice and the Federal Trade Commission as amici curiae filed in support of appellants filed 11/3/17.
Oral argument held 2/5/18.
Opinion reversing district court's state action ruling issued 5/11/18.
Seattle's petition for panel rehearing or rehearing en banc filed 6/25/18.

INTELLECTUAL VENTURES I LLC v. CAPITAL ONE FINANCIAL CORP., No. 18-1367 (Fed. Cir.)

Assigned Attorney: Mark Hegedus (OGC)
John Dubiansky (OPP)

Nature of Action: Private action alleging patent infringement claims and antitrust counterclaims, raising question of *Noerr-Pennington* doctrine's application to allegedly anticompetitive conduct that includes patent-litigation activity.

Status: Corrected brief of the Justice Department and the Commission as amici curiae filed in support of in support of neither party filed 5/11/18.

SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT & POWER DISTRICT v. SOLARCITY CORP., No. 17-368 (S. Ct.)

Assigned Attorney: Michele Arington (OGC)

Nature of Action: Action raising the question of whether a public entity has the right to an immediate appeal under the collateral-order doctrine from a district court's decision that the entity's conduct is not state action beyond the reach of the Sherman Act.

Status: Brief for the United States as amicus curiae supporting respondent filed 2/20/18.

TAKEDA PHARMACEUTICAL COMPANY LTD. v. ZYDUS PHARMACEUTICALS (USA) INC., No. 3:18-cv-1994 (D.N.J.)

Assigned Attorney: Kara Monahan (BC/HC)

Nature of Action: Action alleging patent infringement and counterclaims alleging patent-infringement lawsuit is a sham, and raising issue about the application of the *Noerr-Pennington* doctrine in the pharmaceutical industry

Status: Commission's motion for leave to file an amicus brief filed 6/6/18.