

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

FEDERAL TRADE COMMISSION,)	
)	
Plaintiff,)	
)	
v.)	No. 3:01-0170
)	JUDGE ECHOLS
VOCATIONAL GUIDES, INC.,)	
a Tennessee corporation,)	
and TIMOTHY SCOTT JACKSON,)	
)	
Defendants.)	

ORDER

For the reasons stated in the Memorandum entered contemporaneously herewith, the Court rules as follows:

(1) Plaintiff's Motion for Order to Show Cause Why Defendant Timothy Scott Jackson, GIS, Inc., and Dora Helena Ortegon Should Not Be Held in Contempt for Violating the Stipulated Final Judgment and Order for Permanent Injunction and in Support of Motion to Modify the Stipulated Final Judgment and Order for Permanent Injunction (Docket Entry No. 45) is hereby GRANTED.

(2) Plaintiff's Proposed Findings of Fact and Conclusions of Law (Docket Entry No. 83) are hereby ADOPTED to the extent they are incorporated into the accompanying Memorandum; otherwise, such Proposed Findings of Fact and Conclusions of Law are REJECTED.

(3) The Proposed Findings of Fact and Conclusions of Law Submitted By Defendant Timothy Scott Jackson and Non-Parties Dora Helena Ortegon and GIS, Inc. (Docket Entry No. 82) are hereby ADOPTED to the extent they are incorporated into the accompanying Memorandum; otherwise, such Proposed Findings of Fact and Conclusions of Law are REJECTED.

(4) Defendant Timothy Scott Jackson is hereby HELD IN CIVIL CONTEMPT for his failure to comply with Paragraphs II.A, XI.A, XII.A, and XII.C of the Stipulated Final Judgment and Order for Permanent Injunction, which he signed on April 17, 2001, individually and as President and Chief Executive Officer of Vocational Guides, Inc., and which the Court entered on July 27, 2001 (Docket Entry No. 36).

(5) GIS, Inc., due to its conduct in active concert and participation with Defendant Timothy Scott Jackson, is hereby HELD IN CIVIL CONTEMPT for its failure to comply with Paragraph II.A of the Stipulated Final Judgment and Order for Permanent Injunction, which the Court entered on July 27, 2001 (Docket Entry No. 36).

(6) Dora Helena Ortegon, as an agent, servant, and/or employee of GIS, Inc. and/or Defendant Timothy Scott Jackson, and due to her conduct in active concert and participation with Timothy Scott Jackson, is hereby HELD IN CIVIL CONTEMPT for her failure to comply with Paragraph II.A of the Stipulated Final Judgment and Order for Permanent Injunction, which the Court entered on July 27, 2001 (Docket Entry No. 36).

(7) To coerce compliance with the Stipulated Final Judgment and Order for Permanent Injunction and as compensation to consumers for Defendant Timothy Scott Jackson's civil contempt, the Court hereby holds Timothy Scott Jackson individually liable for disgorgement in the amount of \$371,506.00, and jointly and severally liable with GIS, Inc., for \$2,373,351.26 in restitution, all of which shall be paid to the U.S. Treasury.

(8) To coerce compliance with the Stipulated Final Judgment and Order for Permanent Injunction and as compensation to consumers for GIS, Inc.'s civil contempt, the Court hereby holds GIS, Inc. jointly and severally liable with Timothy Scott Jackson for \$2,373,351.26 in restitution, which shall be paid to the U.S. Treasury. Of that amount, GIS, Inc. is held jointly and severally liable with Dora Helena Ortegon for \$1,879,694.20 in restitution.

(9) To coerce compliance with the Stipulated Final Judgment and Order for Permanent Injunction and as compensation to consumers for Dora Helena Ortegon's civil contempt, the Court hereby holds Dora Helena Ortegon individually liable for disgorgement in the amount of \$36,494, and jointly and severally liable with GIS, Inc. and Timothy Scott Jackson for \$1,879,694.20 in restitution, all of which shall be paid to the U.S. Treasury.

(10) Plaintiff Federal Trade Commission's request to modify the Stipulated Final Judgment and Order for Permanent Injunction to impose a lifetime ban on telemarketing against Defendant Timothy Scott Jackson is hereby DENIED.

IT IS SO ORDERED.



ROBERT L. ECHOLS
UNITED STATES DISTRICT JUDGE