

FILED

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF FLORIDAGO AUG -4 TAMPA DIVISION PM 4: 49

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

CAREER HOTLINE, INC., a Florida corporation, SUSAN L. BRIGHT, individually and as an officer of CAREER HOTLINE, INC., and d/b/a UNIOUE FLOWERS,

Defendants.

TEMPORARY RESTRAINING
ORDER WITH ASSET FREEZE AND
OTHER EQUITABLE RELIEF AND
ORDER FOR DEFENDANTS TO
SHOW CAUSE WHY A
PRELIMINARY INJUNCTION
SHOULD NOT ISSUE

Case No.: 8 0900 1483-T 17 Taw

[FILED UNDER SEAL]

Plaintiff, the Federal Trade Commission ("FTC" or "Commission"), having filed a Complaint for a Permanent Injunction and Other Relief, pursuant to Section 5(a) of the Federal Trade Commission Act ("FTC Act"), 15 U.S.C. § 45(a), and having moved for an *Ex Parte* Temporary Restraining Order pursuant to Rule 65 of the Federal Rules of Civil Procedure, Fed. R. Civ. P. 65, and the Court having considered the Complaint, declarations, exhibits, and memorandum of law filed in support, finds that:

- This Court has jurisdiction of the subject matter of this case and there is good cause to believe it will have jurisdiction over all parties hereto;
- Venue in the Middle District of Florida is proper under 15 U.S.C § 53(b) and 28 U.S.C.
 §§ 1391(b) and (c);
- There is good cause to believe that Defendants Career Hotline, Inc., a Florida corporation,
 Susan L. Bright, individually and as an officer of Career Hotline, Inc., and d/b/a

Unique Flowers (collectively, "Defendants"), have engaged and are likely to continue to engage in acts and practices that violate Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), and that the Commission is therefore likely to prevail on the merits of this action;

- 4. There is good cause to believe that immediate and irreparable harm will result from

 Defendants' ongoing violations of the FTC Act in the future unless they are immediately
 restrained and enjoined by Order of this Court;
- 5. There is good cause to believe that immediate and irreparable damage to the Court's ability to grant effective final relief for consumers in the form of monetary redress will occur from the sale, transfer, or other disposition or concealment by Defendants of assets or records if Defendants are provided with advance notice of this Order, and that therefore in accordance with Fed. R. Civ. P. 65(b), the interests of justice require that this order be granted without prior notice to Defendants. There is thus good cause for relieving the Commission of the duty to provide Defendants with prior notice of the Commission's application.
- 6. Weighing the equities and considering the Commission's likelihood of ultimate success, it is in the public interest that the Court enter a Temporary Restraining Order which: (1) enjoins Defendants from making misrepresentations in connection with the offering of employment services; (2) freezes Defendants' assets and requires an accounting of assets; (3) requires Defendants to preserve their business records; and (4) provides other equitable relief; and

7. No security is required of any agency of the United States for issuance of a restraining order. Fed. R. Civ. P. 65(c).

DEFINITIONS

- 1. "Asset" means any legal or equitable interest in, right to, or claim to, any real and personal property, including, but not limited to, "goods," "instruments," "equipment," "fixtures," "general intangibles," "inventory," "checks," "notes" (as these terms are defined in the Uniform Commercial Code), and all chattel, leaseholds, contracts, mail or other deliveries, shares of stock, lists of consumer names, accounts, credits, premises, receivables, funds, reserve funds, and cash, wherever located.
- 2. "Individual Defendant" means Susan L. Bright, individually and as an officer of Career Hotline, Inc., and d/b/a Unique Flowers.
- 3. "Corporate Defendant" means Career Hotline, Inc., a Florida corporation.
- 4. "Defendants" mean the Individual Defendant and Corporate Defendant, individually, collectively, or in any combination.
- 5. "Document" is synonymous in meaning and equal in scope to the usage of the term in Federal Rule of Civil Procedure 34(a), and includes writings, drawings, graphs, charts, Internet sites, Webpages, Websites, electronic correspondence, including e-mail and instant messages, photographs, audio and video recordings, contracts, accounting data, advertisements (including, but not limited to, advertisements placed on the World Wide Web), FTP Logs, Server Access Logs, USENET Newsgroup postings, World Wide Web pages, books, written or printed records, handwritten notes, telephone logs, telephone

scripts, receipt books, ledgers, personal and business canceled checks and check registers, bank statements, appointment books, computer records, and other data compilations from which information can be obtained and translated. A draft or non-identical copy is a separate document within the meaning of the term.

ORDER

I.

PROHIBITION AGAINST VIOLATION OF SECTION 5

IT IS THEREFORE ORDERED that, in connection with the advertising, marketing, promotion, or offering of employment services, Defendants and each of their successors, assigns, members, officers, agents, servants, employees, and attorneys and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any entity, corporation, subsidiary, division, affiliate or other device, are hereby temporarily restrained and enjoined from directly or indirectly misrepresenting, expressly or by implication, or from knowingly assisting others who are misrepresenting that consumers will obtain or are likely to obtain employment through the use of their services.

II.

ASSET FREEZE

IT IS FURTHER ORDERED that Defendants, and each of their successors, assigns, members, officers, agents, servants, employees, and attorneys and those persons in active concert or participation with him who receive actual notice of this Order by personal service or

otherwise, whether acting directly or through any entity, corporation, subsidiary, division, affiliate or other device, are hereby temporarily restrained and enjoined from:

- A. Transferring, liquidating, converting, encumbering, pledging, loaning, selling, concealing, dissipating, disbursing, assigning, spending, withdrawing, granting a lien or security interest or other interest in, or otherwise disposing of any funds, real or personal property, accounts, contracts, consumer lists, shares of stock, lists of consumer names, or other Assets, or any interest therein, wherever located, whether within the United States or within a jurisdiction outside the United States, that are:
- (1) owned or controlled by, or in the actual or constructive possession of, Defendants;
- (2) owned or controlled by, or held for the benefit of, directly or indirectly, Defendants, in whole or in part;
- (3) held by an agent or service provider of Defendants as a retainer for the agent's or service provider's provision of services to Defendants; or
- (4) owned or controlled by, or in the actual or constructive possession or otherwise held for the benefit of, any corporation, partnership, or other entity directly or indirectly owned, managed, or controlled by Defendants, including, but not limited to, any Assets held by, for, or subject to access by, Defendants, at any bank or savings and loan institution, or with any broker-dealer, escrow agent, title company, commodity trading company, precious metals dealer, or other financial institution or depository of any kind;

- B. Opening or causing to be opened, unless accompanied by Counsel for the Commission, any safe deposit boxes titled in the name of Defendants, either individually or jointly, or subject to access by Defendants;
 - C. Obtaining a personal or secured loan encumbering the Assets of Defendants;
- D. Incurring liens or other encumbrances on real property, personal property, or other Assets titled in the name, individually or jointly, of Defendants or of any corporation, partnership, or other entity directly or indirectly owned, managed, or controlled by Defendants;
- E. Incurring charges or cash advances on any credit or debit card, issued in the name, individually or jointly, of the Corporate Defendant or any corporation, partnership, or other entity directly or indirectly owned, managed, or controlled by Defendants; and
- F. Failing to disclose to the FTC, immediately upon service of this Order, information that fully identifies each Asset of Defendants, and each entity holding such Asset, including, without limitation, the entity's name, address, and telephone number, the number of the account, and the name under which the account is held.

IT IS FURTHER ORDERED that the Assets affected by this Paragraph are: (1) all Assets of Defendants existing as of the date this Order was entered, and (2) assets obtained after the time of issuance of this Order if the assets are derived from the conduct alleged in the Commission's Complaint.

III.

FINANCIAL DISCLOSURES

IT IS FURTHER ORDERED that each Defendant, within five (5) days of service of this Order, shall prepare and deliver to counsel for the Commission completed financial statements on the forms attached to this Order as Attachment A (Financial Statement of Individual Defendant), and Attachment B (Financial Statement of Corporate Defendant) for each business entity under which they conduct business or of which they are an officer, and for each trust for which any Defendant is a trustee. The financial statements shall be accurate as of the date of entry of this Order. Each Defendant shall include in the financial statements a full accounting of all funds and assets, whether located inside or outside of the United States, that are: (a) titled in the name of such Defendant, jointly, severally, or individually; (b) held by any person or entity for the benefit of such Defendant; or (c) under the direct or indirect control of such Defendant.

REPATRIATION OF ASSETS AND DOCUMENTS

IT IS FURTHER ORDERED that Defendants and each of their successors, assigns, members, officers, agents, servants, employees, and attorneys and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any entity, corporation, subsidiary, division, affiliate or other device, shall:

A. Within three (3) business days following service of this Order repatriate to the United States all funds, Documents, or Assets in foreign countries held either:

- (1) by Defendants;
- (2) held on Defendants' behalf, or for Defendant's benefit, directly or indirectly, or individually or jointly; or
 - (3) under Defendants direct or indirect control, individually or jointly;
- B. Hold and retain all repatriated funds, Documents, and Assets and prevent any transfer, disposition, or dissipation whatsoever of any such Assets or funds;
 - C. Within three (3) business day of any repatriation under subparagraph A above,
- (1) notify the FTC of the name and location of the financial institution or other entity that is the recipient of such funds, Documents, or Assets; and
 - (2) serve this Order on any such financial institution or other entity;
- D. Provide the FTC with a full accounting of all funds, Documents, and Assets outside of the territory of the United States held either: (1) by Defendants; (2) for Defendants' benefit; or (3) under Defendants' direct or indirect control, individually or jointly; and
- E. Provide Plaintiff access to Defendants' records, Documents, and Assets held by financial institutions outside the territorial United States, by signing the "Consent to Release of Financial Records," attached hereto as Attachment C.

V.

NONINTERFERENCE WITH REPATRIATION

IT IS FURTHER ORDERED that Defendants and each of their successors, assigns, members, officers, agents, servants, employees, and attorneys and those persons in active concert or participation with their who receive actual notice of this Order by personal service or otherwise,

whether acting directly or through any entity, corporation, subsidiary, division, affiliate or other device, are hereby temporarily restrained and enjoined from taking any action, directly or indirectly, which may result in the encumbrance or dissipation of foreign Assets, or in the hindrance of the repatriation required by Paragraph IV of this Order, including, but not limited to:

- A. Sending any statement, letter, fax, email or wire transmission, or telephoning or engaging in any other act, directly or indirectly, that results in a determination by a foreign trustee or other entity that a "duress" event has occurred under the terms of a foreign trust agreement until such time that all Assets have been fully repatriated pursuant to Paragraph IV of this Order;
- B. Notifying any trustee, protector or other agent of any foreign trust or other related entities of either the existence of this Order, or of the fact that repatriation is required pursuant to a court order, until such time that all Assets have been fully repatriated pursuant to Paragraph IV of this Order.

VI.

DUTIES OF ASSET HOLDERS

IT IS FURTHER ORDERED that any financial or brokerage institution, any business entity, or any other person having possession, custody, or control of any records of Defendants, or of any account, safe deposit box, or other Asset titled in the name of Defendants, either individually or jointly or held for the benefit of Defendants, or which has maintained any such account, safe deposit box, or other Asset at any time since January 1, 2009, shall:

A. Hold and retain within its control and prohibit the transfer, encumbrance, pledge, assignment, removal, withdrawal, disbursement, dissipation, sale, conversion or other disposal of

any such account or other Asset, except for transfers or withdrawals authorized by further order of this Court:

- B. Deny all persons access to any safe deposit box that is titled individually or jointly in the name of, or otherwise subject to access by Defendants;
- C. Provide to the FTC's counsel, within five (5) business days of notice of this Order, a sworn statement setting forth:
- (1) the identification of each account or Asset titled in the name, individually or jointly, of Borges, or held on behalf of, or for the benefit of, Defendants;
- (2) the balance of each account or a description of the nature and value of each Asset as of the close of business on the day notification of this Order is received, and, if the account or Asset has been closed or moved, the balance or value removed, the date on which was removed, and the person or entity to whom it was remitted; and
- (3) the identification of any safe deposit box titled that is either titled in the name, individually or jointly, of Defendants, or is otherwise subject to access by Defendants; and
- D. Upon request by counsel for the FTC, promptly provide the FTC with copies of all records or other documentation pertaining to such account or Asset, including but not limited to originals or copies of account applications, account statements, signature cards, checks, drafts, deposit tickets, transfers to and from the accounts, all other debit and credit instruments or slips, currency transaction reports, 1099 forms, and safe deposit box logs.

VII.

CONSUMER CREDIT REPORTS

IT IS FURTHER ORDERED that pursuant to Section 604(1) of the Fair Credit
Reporting Act, 15 U.S.C. § 1681b(1), any consumer reporting agency may furnish a consumer
report concerning Defendants to the Commission.

VIII.

IMMEDIATE ACCESS TO BUSINESS OFFICES AND RECORDS

IT IS FURTHER ORDERED that in order to allow the Commission to preserve assets and evidence relevant to this action and to expedite discovery, Plaintiff, and its representatives, agents, and assistants, shall have immediate access to the business premises of the Defendants. Such locations include, but are not limited to, 6212 Seminole Blvd., Seminole, Florida 33772. The Commission and its representatives, agents, and assistants, are authorized to utilize the assistance of other law enforcement officers as they deem necessary to effect service and to implement peacefully the provisions of this Order. The Commission, and their representatives, agents, and assistants, are authorized to remove documents from Defendants' premises in order that they may be inspected, inventoried, and copied for the purpose of preserving discoverable material in connection with this action. The materials subject to this Order of immediate access are: (1) all customer information, including, but not limited to, names, phone numbers, addresses, email addresses, customer complaints, and payment information for all consumers who have purchased Defendants' job placement services; (2) contracts; (3) correspondence, including, but not limited to, electronic correspondence and Instant Messenger communications, that refer or

relate to Defendants' marketing of employment services; (4) copies of all advertisements for Defendants' employment services; (5) accounting information, including, but not limited to profit and loss statements, annual reports, receipt books, ledgers, personal and business canceled checks and check registers, bank statements, appointment books, copies of federal, state or local business or personal income or property tax returns, and 1099 forms since 2008; and (6) any other Documents, computer equipment, and electronically-stored information in Defendants' possession, custody, or control, which contains information about Defendants' employment services and Assets. Plaintiff shall return the documents and computer equipment to Defendants within five (5) business days of completing said inventory and copying.

IT IS FURTHER ORDERED that, Defendants, to the extent they have possession, custody, or control of computer equipment or electronically-stored information described above, shall provide Plaintiff with any necessary means of access to the computer equipment or electronically-stored information, including, but not limited to, computer access codes and passwords.

IT IS FURTHER ORDERED that, Defendants shall, within twenty-four (24) hours of service of this Order, complete and serve on counsel for the FTC the FTC's Electronically Stored Information Statement, attached hereto as Attachment D.

IX.

PRESERVATION OF RECORDS

IT IS FURTHER ORDERED that the Corporate Defendant and Individual Defendant, and each of their successors, assigns, members, officers, agents, servants, employees, and attorneys and those persons in active concert or participation with their who receive actual notice

of this Order by personal service or otherwise, whether acting directly or through any entity, corporation, subsidiary, division, affiliate or other device, are hereby temporarily restrained and enjoined from:

- A. Altering, destroying, mutilating, falsifying, erasing, concealing, writing over, transferring, or otherwise disposing of, in any manner, directly or indirectly, any documents or records of any kind that relate to the business practices or business or personal finances of the Defendants, including but not limited to: any and all computer data and storage media (including but not limited to floppy disks, hard drives, CD-ROMS, zip disks, punch cards, magnetic tape, backup tapes, and computer chips and any and all equipment needed to read any such material), contracts, accounting data, correspondence, advertisements (including, but not limited to, advertisements placed on the World Wide Web or the Internet), FTP logs, Service Access Logs, USENET Newsgroups postings, World Wide Web pages, books, written or printed records, handwritten notes, telephone logs, telephone scripts, receipt books, ledgers, personal and business canceled checks and check registers, bank statements, appointment books, copies of federal, state or local business or personal income or property tax returns, and other documents or records of any kind that relate to the business practices or business or personal finances of the Corporate Defendant or Individual Defendant; and
- B. Failing to create and maintain Documents that, in reasonable detail, accurately, fairly, and completely reflect Defendants' incomes, Assets, disbursements, transactions and use of money with respect to Defendants' employment services.

In order to preserve all active and inactive computer data, the Corporate Defendant and Individual Defendant shall immediately upon service of this order power down and only then

unplug any and all computers in their control that are being used or have been used in connection with their Internet marketing and distribution activities and shall cease using such computers until they either:

- Within 24 hours of service of this order create and produce to the
 Commission forensically sound mirrored images of all such computers
 Using industry standard compute forensic software; or
- 2. Within 12 hours of service of this order inform the Commission of a time within 24 hours when the Commission can access the computes on site to make forensically sound mirrored images of All such computers using industry standard computer forensic software; or
- 3. Within 24 hours of service of this order and with notice to the Commission produce such computers at the location specified in Attachment E, or at another location agreed to by the Commission so that the Commission can make forensically sound mirrored images of all such computers using industry standard computer forensic software.

X.

EXPEDITE DISCOVERY

IT IS FURTHER ORDERED that all issues related to expedited discovery are REFERRED to Judge Wilson, and Plaintiff shall file a separate motion for expedited discovery for determination by Judge Wilson.

XI.

DEFENDANTS' DUTY TO DISTRIBUTE ORDER

IT IS FURTHER ORDERED that Defendants shall immediately provide a copy of this Order to each of their affiliates, subsidiaries, divisions, sales entities, successors, assigns, officers, directors, employees, independent contractors, client companies, agents, attorneys, spouses and representatives, and shall, within five (5) days from the date of entry of this Order, provide the Commission with a sworn statement identifying the names, titles, addresses, and telephone numbers of the person and entities that Defendants have served with a copy of this Order in compliance with this provision. Furthermore, Defendants shall not take any action that would encourage officers, agents, directors, employees, salespersons, independent contractors, attorneys, subsidiaries, affiliates, successors, assigns or other persons or entities in active concert or participation with him to disregard this Order or believe that they are not bound by its provisions.

XII.

MONITORING

IT IS FURTHER ORDERED that agents or representatives of the FTC may contact

Defendants or Defendants' agents or representatives directly and anonymously for the purpose of
monitoring compliance with Paragraph I of this Order, and may tape record any oral
communications that occur in the course of such contacts.

XIII.

PROHIBITION ON RELEASE OF CUSTOMER INFORMATION OR CUSTOMER LISTS

IT IS FURTHER ORDERED that Defendants and each of their successors, assigns, members, officers, agents, servants, employees, and attorneys and those persons in active concert or participation with him who receive actual notice of this Order by personal service or otherwise, whether acting directly or through any entity, corporation, subsidiary, division, affiliate or other device, are hereby temporarily restrained and enjoined from selling, renting, leasing, transferring, or otherwise disclosing the name, address, telephone number, credit card number, bank account number, email address, or other identifying information of any person who paid money to Defendants for their employment services or who were contacted or are on a list to be contacted by Defendants; *provided* that Defendants may disclose such identifying information to a law enforcement agency or as required by any law, regulation, or court order.

XIV.

SERVICE ON FINANCIAL INSTITUTIONS, ENTITIES, OR PERSONS

IT IS FURTHER ORDERED that copies of this Order may be served by any means, including facsimile transmission, email, and overnight delivery service, upon any financial institution or other entity or person that may have possession, custody, or control of any Documents or Assets of Defendants, or that may otherwise be subject to any provision of this Order. Service upon any branch or office of any financial institution shall effect service upon the entire financial institution. For purposes of service on anyone in possession of records, Assets,

property or property rights, actual notice of this Order shall be deemed complete upon service of pages 1 through 21 of this Order.

XV.

GENERAL SERVICE OF ORDER

IT IS FURTHER ORDERED that pursuant to Fed. R. Civ. P. 4(c)(2), this Order and the initial papers filed in this matter may be served on Defendants, upon the business premises of Defendants, and upon any financial institution or other entity or person that may have possession, custody or control of any Documents or Assets of Defendants, or that may be subject to any provision of this Order, by employees of the FTC, by employees of any other law enforcement agency, by any agent of the FTC, or by any agent of any process service retained by the FTC.

XVI.

CORRESPONDENCE WITH PLAINTIFF

IT IS FURTHER ORDERED that for the purposes of this Order, all service on and correspondence to the FTC shall sent via U.S. Express Mail or Federal Express and be addressed to: David C. Fix, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Room H-286, Washington, DC 20580. Telephone: (202) 326-3298; Facsimile: (202) 326-3395.

XVII.

EXPIRATION OF THIS ORDER

ET IS FURTHER ORDERED that the Temporary Restraining Order granted herein shall expire on August 14th, 2009, at .4.3 PM, unless within such time the Order, for good cause shown, is extended, or unless, Defendants consent that it should be extended for a longer period of time.

XVIII.

ORDER TO SHOW CAUSE REGARDING PRELIMINARY INJUNCTION

IT IS FURTHER ORDERED, pursuant to Federal AT A TIME AN Defendants shall appear before this Court on the day	Rule of Civil Procedure 65(b), that NO DATE TO BE SET IN A SEPARATE NOTKE
Defendants shall appear before this Court on the day	y of, 2009, at
o'clockm., before the Honorable	95 & WIEON, Courtroom
/24 , UNITED STATES DISTRICT COURT, MIDD	LE DISTRICT OF FLORIDA,
TAMPA DIVISION, to show cause, if there is any, why thi	s Court should not enter a Preliminary
Injunction, pending final ruling on the Complaint against D	efendants, enjoining Defendants from
further violations of law alleged in the Commission's Com	plaint, continuing the freeze of his
Assets, and imposing such additional relief as may be appro	opriate.

XIX.

SERVICE OF PLEADING, EVIDENCE & WITNESS LISTS

IT IS FURTHER ORDERED that:

A. Plaintiff, in support of its application for a Preliminary Injunction, may submit supplemental evidence obtained subsequent to the filing of its application for a TRO, as well as a supplemental memorandum. Plaintiff shall file and serve any supplemental evidence by no later than 4:00 p.m. on the fifth business day prior to the Preliminary Injunction hearing as scheduled above. Such documents may be served on Defendants by faxing or delivering the document(s) to the attorney for Defendants, or, if Defendants are not represented by counsel, to a facsimile number previously designated by Defendants in writing to counsel for Plaintiff; if Defendants have not so designated a facsimile number, service may be effected by mailing the documents to

an address designated in writing by Defendants to counsel for the Plaintiff; if no address has been so designated, service shall be complete upon filing of the documents with this Court.

- B. Defendants shall file and serve any opposition to the issuance of a Preliminary Injunction, including any declarations, exhibits, memoranda, or other evidence on which they intend to rely, and objections to any evidence submitted by Plaintiff, no later than 4:00 p.m. of the fourth business day prior to the hearing on the Preliminary Injunction. Such documents shall be served by personal delivery, or by email and confirmed facsimile transmission upon Plaintiff's counsel.
- C. Plaintiff shall file and serve any reply to Defendants' opposition by no later than the second business day prior to the Preliminary Injunction hearing.
- D. The question of whether this Court should enter a preliminary injunction pursuant to Rule 65 of the Federal Rules of Civil Procedure enjoining Defendants during the pendency of this action shall be resolved on the pleadings, declarations, exhibits, and memoranda filed by, and oral argument of, the parties. Live testimony shall be heard only on further order of this Court on motion filed with the Court and served on counsel for the other parties at least five (5) business days prior to the preliminary injunction hearing in this matter. Such motion shall set forth the name, address, and telephone number of each proposed witness, a detailed summary or affidavit revealing the substance of each proposed witness' expected testimony, and an explanation of why the taking of live testimony would be helpful to this Court. Any papers opposing a timely motion to present live testimony or to present live testimony in response to live testimony to be presented by another party shall be filed with this Court and served on the other parties at least three (3) business days prior to the preliminary injunction hearing in this matter; provided that service shall

CASE Na 8:09-UV-1483-T-17T6W

be performed by personal or overnight delivery or by facsimile, and documents shall be delivered so that they shall be received by the other parties no later than 4:00 p.m. (EST) on the appropriate dates listed in subparagraphs A, B, and C.

XX.

RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for all purposes.

SO ORDERED, this 4th day of August, 2009 at 4:31 p.m., Eastern Standard Time.

INTER STATES DISTRICT JUDGE

ELIZABETH A. KOVACHEVICH UNITED STATES DISTRICT JUDGE

FEDERAL TRADE COMMISSION

FINANCIAL STATEMENT OF INDIVIDUAL DEFENDANT

Instructions:

- 1. Complete all items. Enter "None" or "N/A" ("Not Applicable") where appropriate. If you cannot fully answer a question, explain why.
- 2. "Dependents" include your live-in companion, dependent children, or any other person, whom you or your spouse (or your children's other parent) claimed or could have claimed as a dependent for tax purposes at any time during the past five years.
- 3. "Assets" and "Liabilities" include <u>ALL</u> assets and liabilities, located within the United States or elsewhere, whether held individually or jointly.
- 4. Attach continuation pages as needed. On the financial statement, state next to the Item number that the Item is being continued. On the continuation page(s), identify the Item number(s) being continued.
- 5. Type or print legibly.
- 6. Initial each page in the space provided in the lower right corner.
- 7. Sign and date the completed financial statement on the last page.

Penalty for False Information:

Federal law provides that any person may be imprisoned for not more than five years, fined, or both, if such person:

- (1) "in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry" (18 U.S.C. § 1001);
- (2) "in any . . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code, willfully subscribes as true any material matter which he does not believe to be true" (18 U.S.C. § 1621); or
- (3) "in any (... statement under penalty of perjury as permitted under section 1746 of title 28, United States Code) in any proceeding before or ancillary to any court or grand jury of the United States knowingly makes any false material declaration or makes or uses any other information . . . knowing the same to contain any false material declaration" (18 U.S.C. § 1623).

For a felony conviction under the provisions cited above, federal law provides that the fine may be not more than the greater of (i) \$250,000 for an individual or \$500,000 for a corporation, or (ii) if the felony results in pecuniary gain to any person or pecuniary loss to any person other than the defendant, the greater of twice the gross gain or twice the gross loss. 18 U.S.C. § 3571.

BACKGROUND INFORMATION

<u>Item 1.</u>	Information About You		
Your Full Nam	ne	Social	Security No.
Place of Birth	Date of Birth	D	rivers License No.
Current Addres	SS		From (Date)
Rent or Own?	Telephone No.	Facsim	ile No.
E-Mail Addres	s	Internet Home Page	ge
Previous Addre	esses for past five years:		
Address		_ Rent or Own?	From/Until
Address		Rent or Own?	From/Until
Identify any ot	her name(s) and/or social security number(s)	you have used, and th	e time period(s) during which they
were used			
Item 2. Spouse/Compa	Information About Your Spouse or Live- union's Name	•	Security No.
during which the	her name(s) and/or social security number(s)		
Address (if diff	ferent from yours)		
From (Date) _	Rent or Own?_	Telepho	ne No
Employer's Na	ame and Address		
Job Title	Years in Present Job	Annual G	ross Salary/Wages \$
Item 3. Previous Spous	Information About Your Previous Spousese's Name & Address		
	Social Security		
Item 4.	Contact Information		

Page 2

		Telephone No.
<u>ltem 5.</u> Information 2	About Dependents Who L	ive With You
Name		Date of Birth
Relationship		Social Security No.
Name		Date of Birth
Relationship		Social Security No.
Name		Date of Birth
Relationship		Social Security No.
	About Dependents Who D	o Not Live With You
Date of Birth	Relationship	Social Security No
Name Address		
Date of Birth	Relationship	Social Security No
Name & Address		
Date of Birth	Relationship	Social Security No
Item 7. Employment	Information	
which you were a director, off "Income" includes, but is not I	icer, employee, agent, contribution imited to, any salary, communich you did not pay (e.g.,	d for each of the previous five full years, for each company of actor, participant or consultant at any time during that period. nissions, draws, consulting fees, loans, loan payments, dividends health insurance premiums, automobile lease or loan payments.
•Company Name & Address _		
Dates Employed: From (Mont	th/Year)	To (Month/Year)

Income Received: This year-to-date: \$: \$
20: S	: \$
: \$	
►Company Name & Address	
Dates Employed: From (Month/Year)	To (Month/Year)
Positions Held with Beginning and Ending Dates	
Income Received: This year-to-date: \$: \$
20: \$: \$
: \$: \$
Company Name & Address	
Dates Employed: From (Month/Year)	To (Month/Year)
Positions Held with Beginning and Ending Dates	
Income Received: This year-to-date: \$: S
20: \$: \$
: \$	
<u>Item 8.</u> Pending Lawsuits Filed by You or Your S	pouse
List all pending lawsuits that have been filed by you or your lawsuits that resulted in final judgments or settlements in Iter	
Opposing Party's Name & Address	
Court's Name & Address	
Docket No Relief Requested	Nature of Lawsuit
Status	
<u>Item 9.</u> Pending Lawsuits Filed Against You or You	our Spouse
List all pending lawsuits that have been filed against you or y	your spouse in court or before an administrative agency. (Lis
Page 4	Initials
rage 7	

lawsuits that resulted in final judgme	nts or settlements in Items	s 16 and 25).	
Opposing Party's Name & Address _			
Court's Name & Address			
Docket No Re	ief Requested	Nature of Lawsuit	
	Status		
Item 10. Safe Deposi	t Boxes		
•		elsewhere, held by you, your spouse, o se, or any of your dependents. On a se	
Owner's Name	Name & Address of I	Depository Institution	Box No.
Item 11. Business Interests List all businesses for which you, you	ur spouse, or your depend	lents are an officer or director.	
Business' Name & Address			
Business Format (e.g., corporation)		Description of Business	····
	Position(s) Held, and B	y Whom	
Business' Name & Address			
Business Format (e.g., corporation)		Description of Business	
	Position(s) Held, and B	y Whom	
Business' Name & Address			
Business Format (e.g., corporation)		Description of Business	
***************************************	Position(s) Held, and B	y Whom	

FINANCIAL INFORMATION: ASSETS AND LIABILITIES

REMINDER: "Assets" and "Liabilities" include <u>ALL</u> assets and liabilities, located within the United States or elsewhere, whether held individually or jointly.

•	he term "cash" includes currency and uncashed checks.	_	
Cash on Hand \$	Cash Held For Your Benefit	\$	
Name on Account	Name & Address of Financial Institution	Account No.	Current Balance
			_\$
			_\$
			\$
			\$
Item 13.	U.S. Government Securities		
	ent securities, including but not limited to, savings bonds, tre our dependents, or held by others for the benefit of you, you		
Name on Account	Type of Obligation	Security Amount	Maturity Date
		\$	
		\$	_
		•	

Initials _____

Page 6

municipal bonds, and mutual funds, you, your spouse, or your dependen		ndents, or held by others for the benefit of
►lssuer	Type of Security	No. of Units Owned
Name on Security	Current Fair Market Value \$	Loan(s) Against Security \$
Broker House, Address		Broker Account No.
•Issuer	Type of Security	No. of Units Owned
Name on Security	Current Fair Market Value \$	Loan(s) Against Security \$
Broker House, Address		Broker Account No.
Item 15. Other Business In	terests	
liability corporations ("LLCs"), gen	eral or limited partnership interests, join	porations, subchapter-S corporations, limited it ventures, sole proprietorships, and oil and iters for the benefit of you, your spouse, or
Business Format	Business' Name & A	Address
		Ownership %
Owner (e.g., self, spouse)	Current l	Fair Market Value \$
Business Format	Business' Name & A	Address
		Ownership %
Owner (e.g., self, spouse)	Current I	Fair Market Value \$
Item 16. Monetary Judgme	ents or Settlements Owed to You, You	r Spouse, or Your Dependents
List all monetary judgments or settl	ements owed to you, your spouse, or you	ur dependents.
◆Opposing Party's Name & Addres	s	
Court's Name & Address		Docket No.
Nature of Lawsuit	Date of Judgment	Amount \$
Opposing Party's Name & Addres	s	
Court's Name & Address		Docket No.
Nature of Lawsuit	Date of Judgment Date to You, Your Spouse, or Your De	Amount \$ pendents

Initials _____

Page 7

List all publicly traded securities, including but not limited to, stocks, stock options, registered and bearer bonds, state and

List all other amounts owe	d to you, your spouse, or your dependents.	
Debtor's Name, Address, &	& Telephone No	
Original Amount Owed \$_	Current Amount Owed \$	Monthly Payment \$
Item 18. Life Insur	rance Policies	
List all life insurance polic	ies held by you, your spouse, or your depen	ndents.
Insurance Company's Na	me, Address, & Telephone No.	
Insured	Beneficiary	Face Value \$
Policy No.	Loans Against Policy \$	Surrender Value \$
►Insurance Company's Na	me, Address, & Telephone No.	
	Beneficiary	Face Value \$
Policy No.	Loans Against Policy \$	Surrender Value \$
List all deferred income ar plans, 401(k) plans, IRAs,		eferred annuities, pensions plans, profit-sharing d by you, your spouse, or your dependents, or held
Name on Account	Type of Plan	Date Established
Trustee or Administrator's	Name, Address & Telephone No.	
	Surrender Value \$	
Name on Account	Type of Plan	Date Established
Trustee or Administrator's	Name, Address & Telephone No.	
-	Surrender Value \$	
Item 20. Personal	Property	
List all personal property,	by category, whether held for personal use	or for investment, including but not limited to,
Page 8		Initials

furniture and household goods of value, computer equipment, electronics, coins, stamps, artwork, gemstones, jewelry, bullion, other collectibles, copyrights, patents, and other intellectual property, held by you, your spouse, or your dependents, or held by others for the benefit of you, your spouse, or your dependents.

Property Category (e.g., artwork, jewelry)	Name of Owner	Property Location	n <u>Acquisit</u> <u>Cost</u>	
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
			\$	\$
List all cars, trucks, motorcycles, bedependents, or held by others for the Vehicle Type	poats, airplanes, and othe he benefit of you, your s	pouse, or your dependent	ated by you, your sp s.	·
Registered Owner's Name				
Address of Vehicle's Location				
Purchase Price \$	_Current Value \$	Account/Loa	n No.	
Lender's Name and Address				
Original Loan Amount \$	Current Loan B	alance \$	_ Monthly Payment	\$
► Vehicle Type	Make	Model		Year
Registered Owner's Name		Registration State & No)	
Address of Vehicle's Location				
Purchase Price \$	_Current Value \$	Account/Loa	n No	
Lender's Name and Address				.
Original Loan Amount \$	Current Loan Ba	alance \$	Monthly Payment	\$
Item 21. Continued				
► Vehicle Type	Make	Model		_ Year

Page 9

Initials

Registered Owner's Name	Registration State & No.		
Address of Vehicle's Location			
Purchase Price \$	Current Value \$	Account/Loan No.	
Lender's Name and Address		 	
Original Loan Amount \$	Current Loan Bala	nce \$ Monthly Payment \$	
Item 22. Real Property			
List all real estate held by you, your dependents.	your spouse, or your depender	nts, or held by others for the benefit of you, your spouse, or	
►Type of Property	Pro	operty's Location	
Name(s) on Title and Ownershi	p Percentages		
Acquisition Date	Purchase Price \$	Current Value \$	
Basis of Valuation		Loan or Account No	
Lender's Name and Address			
Current Balance On First Mort	gage \$ N	Monthly Payment \$	
Other Loan(s) (describe)		Current Balance \$	
Monthly Payment \$	Rental Unit?	Monthly Rent Received \$	
►Type of Property	Pro	operty's Location	
Name(s) on Title and Ownership	ip Percentages		
Acquisition Date	Purchase Price \$	Current Value \$	
Basis of Valuation		Loan or Account No.	
Lender's Name and Address			
		Aonthly Payment \$	
Other Loan(s) (describe)		Current Balance \$	
Monthly Payment \$	Rental Unit?	Monthly Rent Received \$	
Item 23. Credit Cards			
List each credit card held by yo or your dependents use.	u, your spouse, or your depend	dents. Also list any other credit cards that you, your spouse,	

Name of Credit Card (e.g., Visa, MasterCard, Department Store)	Account No.	Name(s) on Account	Current Balance	Minimum Monthly Payment
			\$	\$
			_ \$	\$
			\$	\$
			_ \$	\$
			_\$	\$
			_ \$	\$
Type of Tax	\$\$ \$			_
Item 25. Judgments or Settl List all judgments or settlements ow Opposing Party's Name & Address	ed by you, your spous	•		
Court's Name & Address				cket No
Nature of Lawsuit				

ltem 26. Other Loan	s and Liabilities	
List all other loans or liabilit	ies in your, your spouse's, or your dependen	ts' names.
Name & Address of Lender	-/Creditor	
Nature of Liability	Name(s) on Liability
Date of Liability	Amount Borrowed \$	Current Balance \$
Payment Amount \$	Frequency of Payment	
Name & Address of Lende	r/Creditor	
Nature of Liability	Name(s) on Liability
Date of Liability	Amount Borrowed \$	Current Balance \$
Payment Amount \$	Frequency of Payment	
dependents. Provide a copy <u>Tax Year</u>	of each signed tax return that was filed duri Name(s) on Return	ing the last three years. Refund Expected
		\$
		\$
Item 28. Application	s for Credit	
	loans or other extensions of credit that you, rovide a copy of each application, including	your spouse, or your dependents have submitted all attachments.
Name(s) on Applica	tion Name &	& Address of Lender

Trusts and Escrows

<u>Item 29.</u>

List all funds or other assets that are being held in trust or escrow by any person or entity for you, your spouse, or your dependents. Also list all funds or other assets that are being held in trust or escrow by you, your spouse, or your dependents, for any person or entity. *Provide copies of all executed trust documents*.

Trustee or Escrow Agent's Name & Address	<u>Date</u> Establishe	<u>Gran</u> ed	tor <u>Be</u>	neficiaries	Present Market Value of Assets
					\$
					\$
			 -		.\$
				· · · · · · · · · · · · · · · · · · ·	\$
					\$
Item 30. Transfers of Assets					
List each person to whom you have transprevious three years by loan, gift, sale, o that period.					
Transferee's Name, Address, & Relation		Property ransferred	Aggregate Value	<u>Transfer</u> <u>Date</u>	Type of Transfer (e.g., Loan, Gift)
		\$			
		\$			
		\$			
		\$			
		\$			
		\$			
		\$			

Page 13

SUMMARY FINANCIAL SCHEDULES

Item 31. Combined Balance Sheet for You, Your Spouse, and Your Dependents

<u>ASSETS</u>		<u>LIABILITIES</u>	
Cash on Hand (Item 12)	\$	Credit Cards (Item 23)	\$
Cash in Financial Institutions (Item 12)	\$	Motor Vehicles - Liens (Item 21)	\$
U.S. Government Securities (Item 13)	\$	Real Property - Encumbrances (Item 22)	\$
Publicly Traded Securities (Item 14)	\$	Loans Against Publicly Traded Securities (Item 14)	\$
Other Business Interests (Item 15)	\$	Taxes Payable (Item 24)	\$
Judgments or Settlements Owed to You (Item 16)	\$	Judgments or Settlements Owed (Item 25)	\$
Other Amounts Owed to You (Item 17)	\$	Other Loans and Liabilities (Item 26)	s
Surrender Value of Life Insurance (Item 18)	\$	Other Liabilities (Itemize)	
Deferred Income Arrangements (Item 19)	\$		\$
Personal Property (Item 20)	\$		\$
Motor Vehicles (Item 21)	s		\$
Real Property (Item 22)	\$		\$
Other Assets (Itemize)			\$
	\$		\$
	s		\$
	\$		\$
	\$		\$
Total Assets	\$	Total Liabilities	\$

Page 14

<u>Item 32.</u> Combined Average Monthly Income and Expenses for You, Your Spouse, and Your Dependents for the Last 6 Months

Provide the average monthly income and expenses for you, your spouse, and your dependents for the last 6 months. Do not include credit card payments separately; rather, include credit card expenditures in the appropriate categories.

<u>INCOME</u>		<u>EXPENSES</u>	
Salary - After Taxes	\$	Mortgage Payments for Residence(s)	\$
Fees, Commissions, and Royalties	\$	Property Taxes for Residence(s)	\$
Interest	\$	Rental Property Expenses, Including Mortgage Payments, Taxes, and Insurance	\$
Dividends and Capital Gains	\$	Car or Other Vehicle Lease or Loan Payments	\$
Gross Rental Income	\$	Food Expenses	\$
Profits from Sole Proprietorships	\$	Clothing Expenses	\$
Distributions from Partnerships, S-Corporations, and LLCs	\$	Utilities	\$
Distributions from Trusts and Estates	\$	Medical Expenses, Including Insurance	\$
Distributions from Deferred Income Arrangements	\$	Other Insurance Premiums	\$
Social Security Payments	S	Other Transportation Expenses	\$
Alimony/Child Support Received	\$	Other Household Expenses	\$
Gambling Income	\$	Other Expenses (Itemize)	
Other Income (Itemize)			\$
	\$		s
	\$		\$
	\$		\$
Total Income	\$	Total Expenses	\$

Page 15 Initials ____

ATTACHMENTS

Item 33. Documents Attached to this Financial Statement

(Date)

List all documents that are being submitted with this financial statement. **Description of Document** Item No. Document Relates To I am submitting this financial statement with the understanding that it may affect action by the Federal Trade Commission or a federal court. I have used my best efforts to obtain the information requested in this statement. The responses I have provided to the items above are true and contain all the requested facts and information of which I have notice or knowledge. I have provided all requested documents in my custody, possession, or control. I know of the penalties for false statements under 18 U.S.C. § 1001, 18 U.S.C. § 1621, and 18 U.S.C. § 1623 (five years imprisonment and/or fines). I certify under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on:

Page 16 Initials _____

Signature

FEDERAL TRADE COMMISSION

FINANCIAL STATEMENT OF CORPORATE DEFENDANT

Instructions:

- 1. Complete all items. Enter "None" or "N/A" ("Not Applicable") where appropriate. If you cannot fully answer a question, explain why.
- 2. In completing this financial statement, "the corporation" refers not only to this corporation but also to each of its predecessors that are not named defendants in this action.
- 3. When an Item asks for information about assets or liabilities "held by the corporation," include <u>ALL</u> such assets and liabilities, located within the United States or elsewhere, held by the corporation or held by others for the benefit of the corporation.
- 4. Attach continuation pages as needed. On the financial statement, state next to the Item number that the Item is being continued. On the continuation page(s), identify the Item number being continued.
- 5. Type or print legibly.
- 6. An officer of the corporation must sign and date the completed financial statement on the last page and initial each page in the space provided in the lower right corner.

Penalty for False Information:

Federal law provides that any person may be imprisoned for not more than five years, fined, or both, if such person:

- (1) "in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry" (18 U.S.C. § 1001);
- (2) "in any . . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code, willfully subscribes as true any material matter which he does not believe to be true" (18 U.S.C. § 1621); or
- (3) "in any (... statement under penalty of perjury as permitted under section 1746 of title 28, United States Code) in any proceeding before or ancillary to any court or grand jury of the United States knowingly makes any false material declaration or makes or uses any other information . . . knowing the same to contain any false material declaration." (18 U.S.C. § 1623)

For a felony conviction under the provisions cited above, federal law provides that the fine may be not more than the greater of (i) \$250,000 for an individual or \$500,000 for a corporation, or (ii) if the felony results in pecuniary gain to any person or pecuniary loss to any person other than the defendant, the greater of twice the gross gain or twice the gross loss. 18 U.S.C. § 3571.

BACKGROUND INFORMATION

Item 1. General Inform	nation
Corporation's Full Name	
Primary Business Address	From (Date)
Telephone No.	Fax No.
E-Mail Address	Internet Home Page
All other current addresses & pr	revious addresses for past five years, including post office boxes and mail drops:
Address	From/Until
Address	From/Until
Address	From/Until
All predecessor companies for p	past five years:
Name & Address	From/Until
Name & Address	From/Until
Name & Address	From/Until
<u>Item 2.</u> Legal Informa	tion
Federal Taxpayer ID No	State & Date of Incorporation
State Tax ID No.	State Profit or Not For Profit
Corporation's Present Status: A	active Dissolved
If Dissolved: Date dissolved	By Whom
Reasons	
Fiscal Year-End (Mo./Day)	Corporation's Business Activities
Item 3. Registered Age	ent
Name of Registered Agent	
Address	Telephone No.

Page 2

<u>Item 4.</u>	Principal Stockholders	
List all perso	ons and entities that own at least 5% of the corporation's stock.	
	Name & Address	% Owned
Item 5.	Board Members	
	bers of the corporation's Board of Directors.	
	Name & Address % Owned	Term (From/Until)
List all of th whose titles	Officers e corporation's officers, including <i>de facto</i> officers (individuals with significant mando not reflect the nature of their positions).	nagement responsibility
	Name & Address	% Owned
		

Item 7. Businesses Related to the Co	orporation			
List all corporations, partnerships, and other b	usiness entities in which th	nis corporation has a	n ownership in	terest.
Name & Ade	<u>dress</u>	Busine	ess Activities	% Owned
State which of these businesses, if any, has ev				
Item 8. Businesses Related to Indiv	iduals			
List all corporations, partnerships, and other bemembers, or officers (i.e., the individuals listed			•	ders, board
	ness Name & Address		ness Activities	% Owned
State which of these businesses, if any, have of				
<u>Item 9.</u> Related Individuals				
List all related individuals with whom the coryears and current fiscal year-to-date. A "relat stockholders, board members, and officers (i.e.	ed individual" is a spouse,	sibling, parent, or ch		
Name and Address		Relationship	Business	<u>Activities</u>

<u>Name</u>	Firm Name	<u>Address</u>	<u>CPA/PA?</u>
~~~			
-	ration's Recordkeeping in the corporation with responsibil	ity for keeping the corporation's fin	ancial books and records
	Name, Address, & Telephone	<u>Number</u>	Position(s) Held
tem 12. Attorne			
	eys		
List all attorneys retaine	eys d by the corporation during the las	et three years.	
List all attorneys retaine	eys d by the corporation during the las	et three years.	

## <u>Item 13.</u> Pending Lawsuits Filed by the Corporation

List all pending lawsuits that have been filed by the corporation in court or before an administrative agency. (List lawsuits that resulted in final judgments or settlements in favor of the corporation in Item 25).

Opposing Party's Nam	e & Address		
Court's Name & Addre	ess		
Docket No	Relief Requested	Nature of Lawsuit	
	Status		
Opposing Party's Nam	e & Address		
Court's Name & Addre	ess		
Docket No	Relief Requested	Nature of Lawsuit	
	Status		
Opposing Party's Nam	e & Address		
		Nature of Lawsuit	
	Status		
Opposing Party's Nam	e & Address		
		Nature of Lawsuit	
	Status		
Opposing Party's Nam	e & Address		
Court's Name & Addre	ess		
Docket No	Relief Requested	Nature of Lawsuit	<u></u>
	Status		
Opposing Party's Nam	e & Address		
		Nature of Lawsuit	

Page 6

# Item 14. Current Lawsuits Filed Against the Corporation

List all pending lawsuits that have been filed against the corporation in court or before an administrative agency. (List lawsuits that resulted in final judgments, settlements, or orders in Items 26 - 27).

Opposing Party's Name	e & Address		
Court's Name & Addre	ess		
Docket No	Relief Requested	Nature of Lawsuit	
	Status		
Opposing Party's Nam	e & Address		
		Nature of Lawsuit	
	Status		
	ess		
		Nature of Lawsuit	
		Nature of Lawsuit	
	ess		
		Nature of Lawsuit_	
		. Training of Edward.	
		N. A	
		Nature of Lawsuit	
	Status		

Page 7

<u>item 15.</u>	Bankrup	tcy informatio	n					
List all state in	nsolvency ai	nd federal bankı	ruptcy proce	edings involv	ing t	he corporation	on.	
Commenceme	ent Date		Terminat	ion Date			Docket No.	
If State Court	: Court & Co	ounty		If Fee	deral	Court: Distri	ct	
Disposition _								
<u>Item 16.</u>	S	afe Deposit Bo	xes					
		, located within On a separate					e corporation, or held by	others for th
Owner's Nam	<u>ne N</u>	lame & Address	s of Deposit	ory Institution	<u>1</u>			Box No.
			DIBLA NA	crit wino		TION:		
				<u>CIAL INFO</u>		<u>-</u>		
ALL such as	sets and lial		within the				eld by the corporation, eld by the corporation	
<u>Item 17.</u>	Tax Retu	ırns						
List all federa	al and state c	orporate tax ret	urns filed fo	r the last thre	e con	nplete fiscal	years. Attach copies of c	ıll returns.
Federal/ State/Both	Tax Year	<u>Tax Due</u> <u>Federal</u>	<u>Tax Paid</u> <u>Federal</u>	Tax Due State	-	<u>Γax Paid</u> <u>State</u>	Preparer's Nam	<u>e</u>
		\$	S	\$	_ \$			
•		_ \$ \$	S	\$	_ \$			
		_ \$ \$	3	\$	_ \$			
<u>Item 18.</u>	Cinanaia	l Statements						
1,0111 10.	r mancia	. Dracemettr2						

Initials _____

Page 8

		ts that were prepared for a copies of all statements,				ars and for th	e current
<u>Year</u>	Balance Shee	et Profit & Loss Statem	nent Cash Flo	w Statement	Changes in Own	ner's Equity	Audited?
		-			-		
					-		
Item 19.		i Summary			-		
	profit and loss	complete fiscal years and statement in accordance					
		Current Year-to-Date	1 Year A		2 Years Ago	·	irs Ago
Gross Re	<u>venue</u>	\$					
Expenses		\$					
Net Profit	t After Taxes	\$				rica di Arterna di Palatan di Arteria	877, Haz (Zeroan)
<u>Payables</u>		\$ \$		ng promise sa			
Receivab					100		
<u>Item 20.</u>	Cash, Ba	nk, and Money Market	Accounts				
		money market accounts d by the corporation. Th					ccounts, a
Cash on H	and \$	Ca	sh Held for the	Corporation'	s Benefit \$		
Name &	Address of Fi	nancial Institution	Signator(s)	on Account	Accoun	it No.	Current Balance
	<del></del>					\$	
					<del></del>	\$	
						\$	<del> </del>
						\$	
			blicly Traded				

Initials _____

Page 9

List all U.S. Government obligations, including but not limited to, savings bonds, treasury bills, or treasury notes, held by the corporation. Also list all publicly traded securities, including but not limited to, stocks, stock options, registered and bearer bonds, state and municipal bonds, and mutual funds, held by the corporation.

lssuer	Type of Security/O	bligation
No. of Units Owned	Current Fair Market Value \$	Maturity Date
lssuer	Type of Security/O	bligation
No. of Units Owned	Current Fair Market Value \$	Maturity Date
ltem 22. Real Estate	e	
List all real estate, including	g leaseholds in excess of five years, held	by the corporation.
Type of Property	Property's	s Location
Name(s) on Title and Owne	rship Percentages	
Current Value \$	Loan or Account No.	
Lender's Name and Address	S	
Current Balance On First M	ortgage \$ Monthly P	ayment \$
Other Loan(s) (describe)		Current Balance \$
Monthly Payment \$	Rental Unit?	Monthly Rent Received \$
Type of Property	Property's	s Location
Name(s) on Title and Owne	rship Percentages	
Current Value \$	Loan or Account No	
Lender's Name and Address	s	
Current Balance On First M	ortgage \$ Monthly Pa	ayment \$
Other Loan(s) (describe)		Current Balance \$
Monthly Payment \$	Rental Unit?	Monthly Rent Received \$

### Item 23. Other Assets

Page 10

List all other property, by category, with an estimated value of \$2,500 or more, held by the corporation, including but no	ot
limited to, inventory, machinery, equipment, furniture, vehicles, customer lists, computer software, patents, and other	
intellectual property.	

Property Category	Property Location	<u>Acqui</u> <u>Co</u>	
		\$	\$
		\$	
		\$	\$
		\$	\$
		\$	\$
		\$	
		\$	<u> </u>
		\$	
		\$	\$
		Ф <u></u>	J
Item 24. Trusts and Escrows  List all persons and other entities holding fu  Trustee or Escrow Agent's  Name & Address		trust for the co	
Item 24. Trusts and Escrows  List all persons and other entities holding fu  Trustee or Escrow Agent's	nds or other assets that are in escrow or in	trust for the co	orporation.  Present Market
Item 24. Trusts and Escrows  List all persons and other entities holding fu  Trustee or Escrow Agent's  Name & Address	nds or other assets that are in escrow or in	trust for the co	orporation.  Present Market
Item 24. Trusts and Escrows  List all persons and other entities holding fu  Trustee or Escrow Agent's  Name & Address	nds or other assets that are in escrow or in  Description and Location of As	trust for the co	orporation.  Present Market
Item 24. Trusts and Escrows  List all persons and other entities holding fu  Trustee or Escrow Agent's  Name & Address	nds or other assets that are in escrow or in  Description and Location of As	trust for the co	Present Market Value of Assets
List all persons and other entities holding fu  Trustee or Escrow Agent's Name & Address	nds or other assets that are in escrow or in  Description and Location of As	trust for the co	Present Market Value of Assets
List all persons and other entities holding fu  Trustee or Escrow Agent's  Name & Address	nds or other assets that are in escrow or in  Description and Location of As	trust for the co	Present Market Value of Assets

Monetary Judgments and Settlements Owed To the Corporation

List all monetary judgments and settlements, recorded and unrecorded, owed to the corporation.

Page 11

<u>Item 25.</u>

Opposing Party's Name & Address		
Court's Name & Address		Docket No
Nature of Lawsuit	Date of Judgment	Amount \$
Opposing Party's Name & Address		
Court's Name & Address		Docket No
Nature of Lawsuit	Date of Judgment	Amount \$
Item 26. Monetary Judgments an	d Settlements Owed By the Corporation	on
List all monetary judgments and settlemen	ts, recorded and unrecorded, owed by the	e corporation.
Opposing Party's Name & Address		
Court's Name & Address	· · · · · · · · · · · · · · · · · · ·	Docket No
Nature of Lawsuit	Date	Amount \$
Opposing Party's Name & Address		
Court's Name & Address		Docket No
Nature of Lawsuit	Date of Judgment	Amount \$
Opposing Party's Name & Address		
Court's Name & Address		Docket No
Nature of Lawsuit	Date of Judgment	Amount \$
Opposing Party's Name & Address		
Court's Name & Address		Docket No
Nature of Lawsuit	Date of Judgment	Amount \$
Opposing Party's Name & Address		
Court's Name & Address		
Nature of Lawsuit	Date of Judgment	Amount \$
Item 27. Government Orders and	Settlements	
List all existing orders and settlements bety	ween the corporation and any federal or	state government entities.
Name of Agency	Contact Pe	rson

Address _			Telephone No.			
Agreemen	nt Date	Nature of Agreem	ent			
<u>Item 28.</u>	Credit Cards					
List all of	the corporation's cree	dit cards and store cha	rge accounts ar	nd the individuals aut	horized to use them.	
	Name of Credit Car	d or Store	<u>Name</u>	es of Authorized User	rs and Positions Held	
	Compensation	of Employees				
independe fiscal year consulting but are no	ent contractors, and cors and current fiscal y g fees, bonuses, divide	onsultants (other than ear-to-date. "Compenends, distributions, royan payments, rent, car	those individua sation" includ yalties, pension	Is listed in Items 5 ares, but is not limited s, and profit sharing	nighly compensated employees, and 6 above), for the two previous to, salaries, commissions, plans. "Other benefits" include, whether paid directly to the	
	Name/Position	Current Fiscal Year-to-Date	1 Year Ago	2 Years Ago	Compensation or Type of Benefits	
		\$	. \$	\$		
		\$	\$	\$		
		\$	\$	\$		
		\$	. \$			
		\$	\$			
Item 30.	-	of Board Members		t		
					ted in Items 5 and 6, for the but is not limited to, salaries,	

the individuals, or paid to others on their behalf.

commissions, consulting fees, dividends, distributions, royalties, pensions, and profit sharing plans. "Other benefits" include, but are not limited to, loans, loan payments, rent, car payments, and insurance premiums, whether paid directly to

Name/Position	Current Fisc Year-to-Dat		2 Years Ago	· · · · · · · · · · · · · · · · · · ·	npensation or pe of Benefits
	\$	\$	_ \$		· · · · · · · · · · · · · · · · · · ·
	\$	\$	_ \$		
	\$	\$	\$		
	\$	\$	_\$	-	
	\$	\$	\$	_	
	\$	\$	_ \$		
	\$	\$	\$	-	
	\$	\$	_\$	_	
Transferee's Name, Address, &	Relationship	Property Transferred	Aggregate Value	<u>Transfer</u> <u>Date</u>	Type of Transfer (e.g., Loan, Gift)
			. \$		
			.\$		
		·	.\$		
			\$		
			. \$		· <del></del>
Item 32. Documents Atta	ched to the Fina	ncial Statement			

<u>Item No. Document</u> <u>Description of Document</u> <u>Relates To</u>

		<del></del>
Commission or a federa responses I have provide notice or knowledge. I penalties for false staten	nis financial statement with the understanding that it may affect action by the Federa court. I have used my best efforts to obtain the information requested in this statement to the items above are true and contain all the requested facts and information of we provided all requested documents in my custody, possession, or control. I know nts under 18 U.S.C. § 1001, 18 U.S.C. § 1621, and 18 U.S.C. § 1623 (five years im der penalty of perjury under the laws of the United States that the foregoing is true and the states of the United States that the foregoing is true and the states of the United States that the foregoing is true and the states of the United States that the foregoing is true and the states of the United States that the states of the United States the States of the United States that the states of the United States the United States that the states of the United States that the states of the United St	ent. The hich I have of the prisonment
Executed on:		
(Date)	Signature	
	Corporate Position	

Page 15 Initials _____

# ATTACHMENT C CONSENT TO RELEASE OF FINANCIAL RECORDS

I,, do hereby direct any bank, savings and loan
association, credit union, depository institution, finance company, commercial lending company,
credit card processor, credit card processing entity, automated clearing house, network
transaction processor, bank debit processing entity, brokerage house, escrow agent, money
market or mutual fund, title company, commodity trading company, trustee, or person that holds,
controls or maintains custody of assets, wherever located that are owned or controlled by me or
at which I have an account of any kind, or at which a corporation or other entity has a bank
account of any kind upon which I am authorized to draw, and its officers, employees and agents,
to disclose all information and deliver copies of all documents of every nature in your possession
or control which relate to the said accounts to any attorney of the Federal Trade Commission,
and to give evidence relevant thereto, in the matter of Federal Trade Commission versus Career
Hotline, Inc., a Florida corporation, Susan L. Bright, individually and as an officer of Career
Hotline, Inc., and d/b/a Unique Flowers, Civ. No, now pending in the United
States District Court for the Middle District of Florida, Tampa Division, and this shall be
irrevocable authority for so doing.
This direction is intended to apply to the laws of countries other than the United States of
America which restrict or prohibit the disclosure of bank or other financial information without
the consent of the holder of the account, and shall be construed as consent with respect thereto,
and the same shall apply to any of the accounts for which I may be a relevant principal.
Dated: [Signature]
[Signature]
[Print Name]



**Definitions and Instructions:** 

# **Federal Trade Commission**

Statement of Electronically Stored Information (ESI) -Instructions & Information

1. Compete the enclosed FTC-ESI Statement(s):							
☐ Statement of Electronically Stored Information (ESI) -Overview							
☐ Statement of Electronically Stored Information (ESI) -Electronic Devices							
☐ Statement of Electronically Stored Information (ESI) -Servers & Network Storage							
2. Complete all items. Enter "None" or "N/A" ("Not Applicable") in the first field only of any item that does not apply to you. If you cannot fully answer a question, explain why.							
3. Attach continuation pages as needed. If you require more space than allotted, you may attach a Microsoft Word or Adobe PDF document to fully explain each answer. For continued items, state next to the question that your answer is being continued. On the continuation page(s), identify the question, IT# (Device Item Number), and form being continued.							
4. Attach all network diagrams, schematics, and ISP hosting information to this statement.							
5. List in detail the names, versions, locations, and manufacturer for all software and applications requested. If the software is non-commercial or proprietary include the developer's company, contact information, and web site address.							

### Penalty for False Information:

6. Type or print legibly.

Federal law provides that any person may be imprisoned for not more than five years, fined, or both, if such person:

7. Sign and date the completed Statement of Electronically Stored Information (ESI) at the bottom of this page.

- (1) "in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States, knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or devise a material fact; makes any materially false, fictitious or fraudulent statement or representation; or makes or uses any false writing or document knowing the same to contain any materially false, fictitious or fraudulent statement or entry" (18 U.S.C. § 1001);
- (2) "in any . . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code, willfully subscribes as true any material matter which he does not believe to be true" (18 U.S.C. § 1621); or
- (3) "in any ( . . . statement under penalty of perjury as permitted under section 1746 of title 28, United States Code) in any proceeding before or ancillary to any court or grand jury of the United States knowingly makes any false material declaration or makes or uses any other information . . . knowing the same to contain any false material declaration" (18 U.S.C. § 1623).

For a felony conviction under the provisions cited above, federal law provides that the fine may be not more than the greater of (i) \$250,000 for an individual or \$500,000 for a corporation, or (ii) if the felony results in pecuniary gain to any person or pecuniary loss to any person other than the defendant, the greater of twice the gross gain or twice the gross loss. 18 U.S.C. § 3571.

I am submitting this statement of electronically stored information (ESI) and enclosed FTC ESI Statements with the understanding that it may affect action by the Federal Trade Commission or a federal court. I have used my best efforts to obtain the information requested in this statement. The responses I have provided to the items above are true and contain all the requested facts and information of which I have notice or knowledge. I have provided all requested documents, information, and ESI in my custody, possession, or control. I know of the penalties for false statements under 18 U.S.C. § 1001, 18 U.S.C. § 1621, and 18 U.S.C. § 1623 (five years imprisonment and/or fines). I certify under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Print Full Name:	Signature:	
Position/Company:	Date:	



# **Federal Trade Commission**

Statement of Electronically Stored Information (ESI) -Overview

A	Name/Position: Date:	CONTACT INFORMATION
D D	Company:	Corporate Owner or CIO:
R E	Address:	Name:
S S	City: State: Zip:	Ofc #:
D	Total Number of Electronic Device(s) with ESI:	Cell #:
E V	Desktops: Servers:	E-mail:
C	PDAs: Cell Phones:	System Administrator:
E S	USB Drives: BlackBerrys:	Name:
0		Company:
S	Operating Systems Used:   MS Windows   Apple/Mac   Linux/Unix	Ofc #:
DA	List type and location of all	Cell #:
A	customer, call logs, sales, refund, and transaction	E-mail:
	databases:	Database or Web Administrator:
E	List type, size, number of	Name:
Ε	mail boxes, and location of all e-mail servers and	Company:
M A	databases:	Ofc #:
	List all corporate web sites, and their account names,	Cell #:
W	JRLs, passwords, locations, type of data hosted (FTP/	E-mail:
	HTTP/SQL), and hosting companies:	Corporate Accountant or CPA:
		Name:
A A	ist all corporate	Company:
C T	nccounting packages, on- ine banking sites, and their	Office #:
ı	ocations:	E-mail:
K	ist all disaster recovery policies; back-up/archive methods and software/ systems used.	



Federal Trade Commission
Statement of Electronically Stored Information (ESI) -Electronic Devices

CMN		
Company:	Location of Device	ss:
City:	State:	Zip Code:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
IT#: Device:	Manufacturer:	User/Position:
Operating System:	Total Storage (Gb):	Serial Number:
Comments:		



Federal Trade Commission
Statement of Electronically Stored Information (ESI) -Servers & Network Storage

Server Name:				Operating System:		Manufacturer:			
Physical Address:					Hosting Company:				
Administrator:			Server Type:		Model:				
E V Serial Number:				Total Storage (Gb):	Installation Date:				
# of Hard Drives:		RAID:		Used Storage (Gb):		Decommission	n Date:		
E List Device IT# and all Programs and Services running on this server:									
Server Name:				Operating System:		Manufacturer:			
Physical Address:					Hosting Company:				
Administrator:				Server Type:		Model:			
E V Serial Number: I				Total Storage (Gb):		Installation Date:			
D # # of Hard Drives:		RAID:		Used Storage (Gb):		Decommission	n Date:		
E List Device IT# and and Services runn server:									
Server Name:				Operating System:		Manufacturer:			
Physical Address:					Hosting Company:				
Administrator:				Server Type:		Model:			
Serial Number:			· · · · · · · · · · · · · · · · · · ·	Total Storage (Gb):	Installation Da		te:		
# of Hard Drives:		RAID:		Used Storage (Gb):		Decommission	Date:		
C List Device IT# and all Programs and Services running on this server:									
Comments:									

## Attachment E

4 . . . 10

# **ADDRESS FOR TURNOVER**

Contact FTC Attorney David C. Fix at (202) 326-3298 to arrange for a time that materials can be dropped off at the following office:

U.S. Postal Inspection Service 5102 West Laurel Street, Suite 100 Tampa, Florida 33607