

**NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

FEDERAL TRADE COMMISSION,)

Plaintiff,)

v.)

ECONOMIC RELIEF)

TECHNOLOGIES, LLC,)

a Nevada limited liability company,)

SAFERIDE WARRANTY LLC,)

a Florida limited liability company,)

VP MARKETING, LLC,)

a Georgia limited liability company,)

JASON JAMES EYER,)

KARA SINGLETON ADAMS, and)

JAMES A. SCHOENHOLZ,)

Defendants.)

Case No. 1:09-cv-03347-TCB

Plaintiff's Response to
Defendant Schoenholz'
Motion to Have this Action
Removed

Plaintiff, the Federal Trade Commission, files this response to defendant Schoenholz' motion to have this action removed. Defendant Schoenholz asks this Court to remove the civil action pending against him. Defendant Schoenholz fails to submit any grounds for his request to remove the case and Plaintiff is unable to find any basis for this Court to grant his request. Under certain circumstances, a defendant may remove a case to federal court. *See e.g.*, 28 U.S.C § 1441 (2005). However, Plaintiff can find no corresponding authority that would permit a defendant to remove an action from federal court. Plaintiff therefore requests that the Court deny defendant Schoenholz' request to remove the case.

Respectfully submitted this 18th day of May, 2010

FEDERAL TRADE COMMISSION
WILLARD K. TOM
General Counsel

/s/ Valerie M. Verduce
GA Bar No. 727066
Atty. for Federal Trade Commission
225 Peachtree Street
Atlanta, Georgia 30303
Tel. (404) 656-1355
Email: vverduce@ftc.gov

CERTIFICATE OF SERVICE

The undersigned certifies that on May 18, 2010 she served a copy of the attached upon each of the following Defendants by first class U.S. mail, with postage fully prepaid, to their last known addresses:

Economic Relief Technologies, LLC
1820 Water Place, Suite 250
Atlanta, Georgia 30339

SafeRide Warranty, LLC
1820 Water Place, Suite 255
Atlanta, Georgia 30339

VP Marketing, LLC
1820 Water Place, Suite 195
Atlanta, Georgia 30339

Jason James Eyer
6244 Blue Cay Court
Orlando, Florida 32819
and
4230 Arley Court
Marietta, Georgia 30062

Kara Singleton Adams
R.A. Deyton Detention Facility
11866 Hastings Bridge Road
Lovejoy, Georgia 30250
and
4230 Arley Court
Marietta, Georgia 30062

James A. Schoenholz
#44240039
P.O. Box 730
Lovejoy, Georgia 30250

Further, on the same date, Plaintiff served a copy of the attached upon the court-appointed Receiver, attorney Pat Huddleston, II, through the Court's electronic court filing/ ECF system.

/s/ Valerie M. Verduce
Valerie M. Verduce
Attorney for Plaintiff
Federal Trade Commission
225 Peachtree Street, Suite 1500
Atlanta, Georgia 30303
Georgia Bar No. 727066