UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

Case No. 10-0060CV-W-FJG

REAL WEALTH, INC., a corporation, also d/b/a American Financial Publications, Emerald Press, Financial Research, National Mail Order Press, Pacific Press, United Financial Publications, Wealth Research Marketing Group, and Wealth Research Publications, and

LANCE MURKIN, individually and as an officer of REAL WEALTH, INC.,

Defendants.

PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

Plaintiff Federal Trade Commission ("FTC"), pursuant to Federal Rule of Civil Procedure

56(a) and Local Rules 7.0(i) and 56.1, moves for summary judgment against all of the

Defendants named, and on each of the claims alleged in the Complaint for Permanent Injunction

and Other Equitable Relief [Doc. No. 1] ("Complaint"). In support of its motion, the FTC

presents Plaintiff's Suggestions in Support of Its Motion for Summary Judgment.

WHEREFORE, Plaintiff respectfully requests that the Court grant the FTC's Motion for

Summary Judgment and enter a Final Judgment and Order for Permanent Injunction and Other

Equitable Relief, substantially in the form of the proposed order filed concurrently with this motion.

Dated: February 28, 2011

Respectfully submitted,

By: s/ Kathleen Benway

Kathleen Benway, DC Bar #474356 Kelly A. Horne, CA Bar #242675 Margaret L. Lassack, DC Bar #974679 Federal Trade Commission 600 Pennsylvania, Ave, NW Washington, DC 20580 (202) 326-2024 - <u>Kbenway@ftc.gov</u> (202) 326-3031 - <u>KHorne@ftc.gov</u> (202) 326-3713 - <u>Mlassack@ftc.gov</u>

Charles M. Thomas, MO Bar #28522 Assistant United States Attorney Charles Evans Whittaker Courthouse 400 East Ninth Street, Room 5510 Kansas City, MO 64106 Telephone: (816) 426-3130 Telephone: (816) 426-3165 Email: charles.thomas@usdoj.gov

Attorneys for Plaintiff Federal Trade Commission

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing document was filed electronically with the above-captioned court, with notice of case activity to be generated and sent electronically by the Clerk of said court (with a copy to be mailed to any individuals who do not receive electronic notice from the Clerk) this 28th day of February 2011.

> <u>/s/ Kathleen Benway</u> Attorney for Plaintiff