UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

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FEDERAL TRADE COMMISSION, Plaintiff, v. DIRECT MARKETING CONCEPTS, INC., et al. Defendants.

Civ. No. 07-CV-11870-GAO

ASSENTED TO MOTION TO DISMISS CASE AGAINST DEFENDANT ROBERT MAIHOS

Plaintiff the Federal Trade Commission ("FTC" or the Commission") respectfully moves

this Court to dismiss with prejudice its case against Defendant Robert Maihos, who passed away

in June 2011.

Respectfully submitted,

/s/ Edward Glennon EDWARD GLENNON SHIRA MODELL HEATHER HIPPSLEY Federal Trade Commission 600 Pennsylvania Avenue, NW, NJ-3212 Washington, DC 20580 (202) 326-3126, -3116 (voice) (202) 326-3259 (fax) eglennon@ftc.gov smodell@ftc.gov ATTORNEYS FOR PLAINTIFF

Dated: November 15, 2012

CERTIFICATION PURSUANT TO LOCAL RULE 7.1

I, Edward Glennon, hereby certify that I conferred with Christopher Robertson, counsel for Defendants Direct Marketing Concepts, Inc., ITV Direct, Inc., ITV Global, Inc., Robert Maihos, and Donald W. Barrett ("Defendants"), concerning the issues raised in this motion and that Defendants have assented to the motion.

/s/ Edward Glennon

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on November 15, 2012.

/s/ Edward Glennon