

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

**YOUR YELLOW BOOK INC, a
corporation, also d/b/a/ YOUR
YELLOW BOOK,**

**BRANDIE MICHELLE LAW,
individually and as an officer or
director of YOUR YELLOW BOOK
INC,**

**DUSTIN R. LAW, individually and as
an officer or director of YOUR
YELLOW BOOK INC, and**

**ROBERT RAY LAW, individually and
as an officer or director of YOUR
YELLOW BOOK INC,**

Defendants.

**Civil Action No. CIV-14-786
Judge Timothy D. DeGiusti**

**STIPULATED ORDER FOR PERMANENT INJUNCTION
AND MONETARY JUDGMENT**

Plaintiff, the Federal Trade Commission (“Commission”), filed its Complaint for Permanent Injunction and Other Equitable Relief (“Complaint”) pursuant to Section 13(b) of the Federal Trade Commission Act (“FTC Act”), 15 U.S.C. §53(b). The Commission and Defendants stipulate to the entry of this Stipulated Order for Permanent Injunction and Monetary Judgment (“Order”) to resolve all matters in dispute in this action between them.

THEREFORE, IT IS ORDERED as follows:

FINDINGS

1. This Court has jurisdiction over this matter.
2. The Complaint charges that Defendants participated in deceptive acts or practices in violation of Section 5 of the FTC Act, 15 U.S.C. § 45, in the sale of Internet business-directory listings.
3. Defendants neither admit nor deny any of the allegations in the Complaint, except as specifically stated in this Order. Only for purposes of this action, Defendants admit the facts necessary to establish jurisdiction.
4. Defendants waive any claim that they may have under the Equal Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action through the date of this Order, and agree to bear their own costs and attorney fees.
5. Defendants and the Commission waive all rights to appeal or otherwise challenge or contest the validity of this Order.

DEFINITIONS

For purposes of this Order, the following definitions apply:

- A. **“Consumer”** includes any individual, group, unincorporated association, limited or general partnership, corporation, or other business entity.
- B. **“Defendants”** means all of the Individual Defendants and the Corporate Defendant, individually, collectively, or in any combination.
 1. **“Corporate Defendant”** means Your Yellow Book Inc, also d/b/a/ Your Yellow Book, and its successors and assigns.

2. **“Individual Defendants”** means Brandie Michelle Law, also known as Brandie M. Jordan, Dustin R. Law, and Robert Ray Law.

ORDER

I. BAN ON CERTAIN ACTIVITIES

IT IS ORDERED that Defendants are permanently restrained and enjoined from advertising, marketing, promoting, offering for sale, selling, or assisting in the advertising, marketing, promoting, offering for sale, or sale of, business directories and/or listings in business directories in any format.

II. PROHIBITION AGAINST MISREPRESENTATIONS

IT IS FURTHER ORDERED that Defendants, Defendants’ officers, agents, servants, employees, and attorneys, and all other persons in active concert or participation with any of them, who receive actual notice of this Order, whether acting directly or indirectly, in connection with the advertising, marketing, promoting, offering for sale, or sale of any good or service, are permanently restrained and enjoined from misrepresenting, or assisting others in misrepresenting, expressly or by implication:

A. that consumers have a preexisting business relationship with any Defendant or other person;

B. that consumers have agreed to purchase a good or service;

C. that consumers owe money for a good or service;

D. the nature of any Defendant’s or other person’s relationship with consumers;

E. the purpose of any communication with consumers; or

F. any fact material to consumers concerning any good or service, such as: the total cost; any material restrictions, limitations, or conditions; or any material aspect of its performance, efficacy, nature, or central characteristics.

III. PROHIBITION AGAINST COLLECTING ACCOUNTS

IT IS FURTHER ORDERED that Defendants, Defendants' officers, agents, servants, employees, attorneys, and assigns, and all other persons in active concert or participation with any of them, who receive actual notice of this Order, whether acting directly or indirectly, are permanently restrained and enjoined from attempting to collect or collecting payment for any listing in any Internet directory, and from selling, assigning, or otherwise transferring any right to collect payment for any listing in any Internet directory.

IV. MONETARY JUDGMENT AND ORDER TO PAY

IT IS FURTHER ORDERED that:

A. Judgment in the amount of SEVEN HUNDRED FIFTEEN THOUSAND FOUR HUNDRED SEVENTY-SIX DOLLARS (\$715,476) is entered in favor of the Commission against Corporate Defendant Your Yellow Book Inc and Individual Defendants Brandie Michelle Law, Dustin R. Law, and Robert Ray Law, jointly and severally, as equitable monetary relief.

B. In partial satisfaction of the monetary judgment set forth in Subsection A above, Corporate Defendant Your Yellow Book Inc and Individual Defendants Dustin R. Law and Robert Ray Law are ordered to, within 7 days of entry of this Order, pay the Commission the full balance of the following accounts: (a) checking account at Chase

Bank ending in 2689 in the name of Your Yellow Book Inc with a current balance of approximately SEVENTEEN THOUSAND EIGHT HUNDRED SEVEN DOLLARS (\$17,807); (b) checking account at Chase Bank ending in 5539 in the name of Pro RDB with a current balance of approximately THIRTY-SEVEN THOUSAND FOUR HUNDRED EIGHTY-NINE DOLLARS (\$37,489); (c) checking account at Communication Federal Credit Union ending in 9294 in the name of Robert Law with a current balance of approximately TWELVE THOUSAND ONE HUNDRED SEVENTY-TWO DOLLARS (\$12,172); (d) E*Trade account ending in 2630 in the name of Robert Law with a current balance of approximately TWENTY-THREE THOUSAND SIXTY-EIGHT DOLLARS (\$23,068); (e) PayPal account ending in 966 in the name of Robert Law with a current balance of approximately THREE THOUSAND ONE HUNDRED FIFTY-THREE DOLLARS (\$3,153); and (f) checking account at Chase Bank ending in 1047 in the name of Dustin Law with a current balance of approximately TWO THOUSAND SIX HUNDRED TWENTY DOLLARS (\$2,620). Such payment must be made by electronic funds transfer in accordance with instructions previously provided by a representative of the Commission.

C. In further partial satisfaction of the monetary judgment set forth in Subsection A above, Individual Defendant Dustin R. Law is ordered to, within 90 days of entry of this Order, take specific steps, as set forth below, to sell all interests in the 2001 Coach camper, Oklahoma registration number 831212214023A; the 1989 Galaxie boat, Oklahoma registration number 142490156005H; and the 2004 GMC Yukon, VIN

number 143004259007C (hereinafter, "Vehicles") identified in the September 3, 2014 financial statement provided by Dustin R. Law to the FTC:

1. Sell the Vehicles by advertising them for sale through an online auction service and selling them to the highest bidder, or by placing the Vehicles for sale through a third-party broker or listing service;

2. Defendants shall in no way profit directly or indirectly from the sale of the Vehicles, including by sharing in any sales commission or fee, or by receiving anything of value of any kind; and

3. Within 7 days of receipt of the net proceeds from the sale of each of the Vehicles, Individual Defendant Dustin R. Law shall cause to be wired to the Commission the net proceeds from each sale in accordance with instructions provided by a representative of the Commission, and shall identify in writing the sales price and the name, address and telephone number of the purchaser of each Vehicle.

D. The judgment against Individual Defendant Brandie Michelle Law is suspended in its entirety, subject to the Subsections below.

E. The Commission's agreement to the suspension of all of the judgment against Individual Defendant Brandie Michelle Law is expressly premised upon the truthfulness, accuracy, and completeness of her sworn financial statement and related documents (collectively, "financial representations") submitted to the Commission under her name, Brandie M. Jordan, and signed on September 7, 2014.

F. The suspension of the judgment against Individual Defendant Brandie Michelle Law will be lifted if, upon motion by the Commission, the Court finds that she

failed to disclose any material asset, materially misstated the value of any asset, or made any other material misstatement or omission in the financial representations identified above.

G. If the suspension of the judgment is lifted against Individual Defendant Brandie Michelle Law, the judgment becomes immediately due in the amount specified in Subsection A above (which the parties stipulate, only for purposes of this Section, represents the consumer injury alleged in the Complaint), less any payment previously made according to this Section, plus interest computed from the date of entry of this Order.

V. TURNOVER OF ASSETS HELD BY THIRD PARTIES

IT IS FURTHER ORDERED that any financial institution, business entity, or person that holds, controls, or maintains custody of any account or asset of Corporate Defendant Your Yellow Book Inc, Individual Defendant Dustin R. Law, or Individual Defendant Robert Ray Law, or any account or asset held on behalf of, or for the benefit of, such Defendant, or any account or asset frozen pursuant to the Findings of Fact, Conclusions of Law and Order (“Preliminary Injunction”), entered in this matter on August 21, 2014 (DKT #50), shall turn over such account or asset to the Commission, by wire transfer pursuant to directions provided by counsel for the Commission, or as otherwise directed in writing by counsel for the Commission, within 14 days of receiving notice of this Order by any means, including, but not limited to, via facsimile.

The accounts and assets to be turned over to the Commission pursuant to this Section include: (1) the balance in the checking account at Chase Bank ending in 2689 in

the name of Your Yellow Book Inc; (2) the balance in the checking account at Chase Bank ending in 5539 in the name of Pro RDB; (3) the balance in the checking account at Communication Federal ending in 9294 in the name of Robert Law; (4) the balance in the E*Trade account ending in 2630 in the name of Robert Law; (5) the balance in the PayPal account ending in 966 in the name of Robert Law; and (6) the balance in the checking account at Chase Bank ending in 1047 in the name of Dustin Law.

VI. ADDITIONAL MONETARY PROVISIONS

IT IS FURTHER ORDERED that:

A. Defendants relinquish dominion and all legal and equitable right, title, and interest in all assets transferred pursuant to this Order and may not seek the return of any assets.

B. The facts alleged in the Complaint will be taken as true, without further proof, in any subsequent civil litigation by or on behalf of the Commission, including in a proceeding to enforce its rights to any payment or monetary judgment pursuant to this Order, such as a nondischargeability complaint in any bankruptcy case.

C. The facts alleged in the Complaint establish all elements necessary to sustain an action by the Commission pursuant to Section 523(a)(2)(A) of the Bankruptcy Code, 11 U.S.C. § 523(a)(2)(A), and this Order will have collateral estoppel effect for such purposes.

D. Defendants acknowledge that their Taxpayer Identifying Numbers (Social Security Numbers or Employer Identification Numbers), which Defendants previously

submitted to the Commission, may be used for collecting and reporting on any delinquent amount arising out of this Order, in accordance with 31 U.S.C. § 7701.

E. All money paid to the Commission pursuant to this Order may be deposited into a fund administered by the Commission or its designee to be used for equitable relief, including consumer redress and any attendant expenses for any redress fund. If a representative of the Commission decides that direct redress to consumers is wholly or partially impracticable or money remains after redress is completed, the Commission may apply any remaining money for such other equitable relief (including consumer information remedies) as it determines to be reasonably related to Defendants' practices alleged in the Complaint. Any money not used for such equitable relief is to be deposited to the U.S. Treasury as disgorgement. Defendants have no right to challenge any actions the Commission or its representatives may take pursuant to this Subsection.

F. The asset freeze imposed by the Preliminary Injunction is modified to permit the payments and transfers identified in the Section titled Monetary Judgment and Order to Pay. Upon completion of those payments and transfers, the asset freeze is dissolved. Following entry of this Order, a financial institution may rely on a letter from the Commission stating that an asset freeze on a Defendant has been dissolved.

VII. DISPOSITION OF UNCASHED CHECKS

IT IS FURTHER ORDERED that Defendants relinquish dominion and all legal and equitable right, title, and interest in all uncashed checks and other negotiable instruments sent by consumers in response to Defendants' sale of Internet business-directory listings. The Commission shall not cash any uncashed checks and other

negotiable instruments forwarded to the Commission pursuant to the Ex Parte Temporary Restraining Order with Asset Freeze and Other Equitable Relief; Notice of Preliminary Injunction Hearing (DKT #10), or the Preliminary Injunction issued in this action. The Commission may dispose of such uncashed checks and other negotiable instruments in any manner that the Commission, in its sole discretion, determines to be appropriate. Defendants have no right to challenge any actions the Commission or its representatives may take pursuant to this Section.

VIII. CONSUMER INFORMATION

IT IS FURTHER ORDERED that Defendants, Defendants' officers, agents, servants, employees, and attorneys, and all other persons in active concert or participation with any of them, who receive actual notice of this Order, are permanently restrained and enjoined from directly or indirectly:

A. failing to provide sufficient consumer information to enable the Commission to efficiently administer consumer redress. If a representative of the Commission requests in writing any information related to redress, Defendants must provide it, in the form prescribed by the Commission, within 14 days;

B. disclosing, using, or benefitting from consumer information, including the name, address, telephone number, email address, Social Security Number, other identifying information, or any data that enables access to a consumer's account (including a credit card, bank account, or other financial account), that any Defendant obtained prior to entry of this Order in connection with the sale of Internet business-directory listings; and

C. failing to destroy such consumer information in all forms in their possession, custody, or control within 30 days after receipt of written direction to do so from a representative of the Commission.

Provided, however, that consumer information need not be disposed of, and may be disclosed, to the extent requested by a government agency or required by a law, regulation, or court order.

IX. ORDER ACKNOWLEDGMENTS

IT IS FURTHER ORDERED that Defendants obtain acknowledgments of receipt of this Order:

A. Each Defendant, within 7 days of entry of this Order, must submit to the Commission an acknowledgment of receipt of this Order sworn under penalty of perjury.

B. For 20 years after entry of this Order, each Individual Defendant for any business that such Defendant, individually or collectively with any other Defendants, is the majority owner or controls directly or indirectly, and Corporate Defendant, must deliver a copy of this Order to: (1) all principals, officers, directors, and LLC managers and members; (2) all employees, agents, and representatives who participate in conduct related to the subject matter of the Order; and (3) any business entity resulting from any change in structure as set forth in the Section titled Compliance Reporting. Delivery must occur within 7 days of entry of this Order for current personnel. For all others, delivery must occur before they assume their responsibilities.

C. From each individual or entity to which a Defendant delivered a copy of this Order, that Defendant must obtain, within 30 days, a signed and dated acknowledgment of receipt of this Order.

X. COMPLIANCE REPORTING

IT IS FURTHER ORDERED that Defendants make timely submissions to the Commission:

A. One year after entry of this Order, each Defendant must submit a compliance report, sworn under penalty of perjury:

1. Each Defendant must: (a) identify the primary physical, postal, and email address and telephone number, as designated points of contact, which representatives of the Commission may use to communicate with Defendant; (b) identify all of that Defendant's businesses by all of their names, telephone numbers, and physical, postal, email, and Internet addresses; (c) describe the activities of each business, including the goods and services offered, the means of advertising, marketing, and sales, and the involvement of any other Defendant (which Individual Defendants must describe if they know or should know due to their own involvement); (d) describe in detail whether and how that Defendant is in compliance with each Section of this Order; and (e) provide a copy of each Order Acknowledgment obtained pursuant to this Order, unless previously submitted to the Commission.

2. Additionally, each Individual Defendant must: (a) identify all telephone numbers and all physical, postal, email and Internet addresses, including all residences; (b) identify all business activities, including any business for which such

Defendant performs services whether as an employee or otherwise and any entity in which such Defendant has any ownership interest; and (c) describe in detail such Defendant's involvement in each such business, including title, role, responsibilities, participation, authority, control, and any ownership.

B. For 20 years after entry of this Order, each Defendant must submit a compliance notice, sworn under penalty of perjury, within 14 days of any change in the following:

1. Each Defendant must report any change in: (a) any designated point of contact; or (b) the structure of any Corporate Defendant or any entity that Defendant has any ownership interest in or controls directly or indirectly that may affect compliance obligations arising under this Order, including: creation, merger, sale, or dissolution of the entity or any subsidiary, parent, or affiliate that engages in any acts or practices subject to this Order.

2. Additionally, each Individual Defendant must report any change in: (a) name, including aliases or fictitious name, or residence address; or (b) title or role in any business activity, including any business for which such Defendant performs services whether as an employee or otherwise and any entity in which such Defendant has any ownership interest, and identify the name, physical address, and any Internet address of the business or entity.

C. Each Defendant must submit to the Commission notice of the filing of any bankruptcy petition, insolvency proceeding, or similar proceeding by or against such Defendant within 14 days of its filing.

D. Any submission to the Commission required by this Order to be sworn under penalty of perjury must be true and accurate and comply with 28 U.S.C. § 1746, such as by concluding: “I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on: _____,” and supplying the date, signatory’s full name, title (if applicable), and signature.

E. Unless otherwise directed by a Commission representative in writing, all submissions to the Commission pursuant to this Order must be emailed to DEbrief@ftc.gov or sent by overnight courier (not the U.S. Postal Service) to: Associate Director for Enforcement, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20580. The subject line must begin: *FTC v. Your Yellow Book Inc (X140045)*.

XI. RECORDKEEPING

IT IS FURTHER ORDERED that Defendants must create certain records for 20 years after entry of this Order, and retain each such record for 5 years. Specifically, Corporate Defendant and each Individual Defendant for any business that such Defendant, individually or collectively with any other Defendants, is a majority owner or controls directly or indirectly, must create and retain the following records:

- A. accounting records showing the revenues from all goods or services sold;
- B. personnel records showing, for each person providing services, whether as an employee or otherwise, that person’s: name; addresses; telephone numbers; job title or position; dates of service; and (if applicable) the reason for termination;

C. records of all consumer complaints and refund requests, whether received directly or indirectly, such as through a third party, and any response;

D. all records necessary to demonstrate full compliance with each provision of this Order, including all submissions to the Commission; and

E. a copy of each unique advertisement or other marketing material.

XII. COMPLIANCE MONITORING

IT IS FURTHER ORDERED that, for the purpose of monitoring Defendants' compliance with this Order, including the financial representations upon which the judgment against Individual Defendant Brandie Michelle Law was suspended, and any failure to transfer any assets as required by this Order:

A. Within 14 days of receipt of a written request from a representative of the Commission, each Defendant must: submit additional compliance reports or other requested information, which must be sworn under penalty of perjury; appear for depositions; and produce documents for inspection and copying. The Commission is also authorized to obtain discovery, without further leave of court, using any of the procedures prescribed by Federal Rules of Civil Procedure 29, 30 (including telephonic depositions), 31, 33, 34, 36, 45, and 69.

B. For matters concerning this Order, the Commission is authorized to communicate directly with each Defendant. Defendant must permit representatives of the Commission to interview any employee or other person affiliated with any Defendant who has agreed to such an interview. The person interviewed may have counsel present.

C. The Commission may use all other lawful means, including posing, through its representatives as consumers, suppliers, or other individuals or entities, to Defendants or any individual or entity affiliated with Defendants, without the necessity of identification or prior notice. Nothing in this Order limits the Commission's lawful use of compulsory process, pursuant to Sections 9 and 20 of the FTC Act, 15 U.S.C. §§ 49, 57b-1.

D. Upon written request from a representative of the Commission, any consumer reporting agency must furnish consumer reports concerning Individual Defendants, pursuant to Section 604(1) of the Fair Credit Reporting Act, 15 U.S.C. §1681b(a)(1).

XIII. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court retains jurisdiction of this matter for purposes of construction, modification, and enforcement of this Order.

IT IS SO ORDERED this 2nd day of December, 2014.



TIMOTHY D. DeGIUSTI
UNITED STATES DISTRICT JUDGE

SO STIPULATED AND AGREED:

FOR PLAINTIFF:

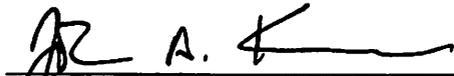
FEDERAL TRADE COMMISSION



REID TEPFER
Texas Bar No. 24079444
THOMAS B. CARTER
Texas Bar No. 03932300
Attorneys for Plaintiff
Federal Trade Commission
1999 Bryan Street, Suite 2150
Dallas, Texas 75201
(214) 979-9395; rtepfer@ftc.gov
(214) 979-9372; tcarter@ftc.gov
(214) 953-3079 (fax)

Date: 11/21/14

FOR DEFENDANTS:



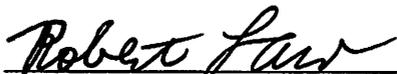
KEVIN E. KRAHL, OBA #11126
JOHN A. KRAHL, OBA #31124
FULLER, TUBB, BICKFORD & KRAHL, PLLC
201 Robert S. Kerr, Suite 1000
P.O. Box 887
Oklahoma City, OK 73101-0887
Telephone: (405) 235-2575
Fax: (405) 232-8384
krahl@fullertubb.com
jkrahl@fullertubb.com

*Attorneys for Defendants Your Yellow Book Inc,
Brandie Michelle Law, Dustin R. Law, and Robert Ray Law*

Date: 9/24/2014

DEFENDANTS:

YOUR YELLOW BOOK INC



By: Robert Ray Law, President of
YOUR YELLOW BOOK INC

Date: 9/24/14

BRANDIE MICHELLE LAW



BRANDIE MICHELLE LAW, Individually, and as an
officer or director of YOUR YELLOW BOOK INC

Date: 9/24/14

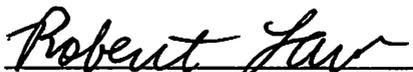
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officer or director of YOUR YELLOW BOOK INC

Date: 9/24/14

ROBERT RAY LAW



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