

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Federal Trade Commission,  
  
Plaintiff,  
  
vs.  
  
Money Now Funding, LLC, et al.,  
  
Defendants.

No. CV-13-01583-PHX-ROS

**FINAL JUDGMENT AND ORDER FOR  
PERMANENT INJUNCTION AND  
EQUITABLE MONETARY JUDGMENT  
AS TO DEFENDANT LUKEROY K.  
ROSE**

Plaintiff, the Federal Trade Commission (“Commission” or “FTC”), filed its Complaint for Permanent Injunction and Other Equitable Relief (Docket No. 3), subsequently amended by the First Amended Complaint for Permanent Injunction and Other Equitable Relief (Docket No. 194) (as amended, the “Complaint”), pursuant to Sections 13(b) and 19 of the Federal Trade Commission Act (“FTC Act”), 15 U.S.C. §§ 53(b) & 57b. The FTC subsequently filed a Motion for Summary Judgment against Defendant Lukeroy K. Rose (“Defendant Rose”) on all counts of the First Amendment Complaint. For the reasons stated in a separate order (Docket No. 313), the Court granted the FTC’s Motion.

**IT IS THEREFORE ORDERED** as follows.

**FINDINGS**

1. This is an action by the Commission instituted under Sections 13(b) and 19 of the FTC Act, 15 U.S.C. §§ 53(b) and 57b, and the Telemarketing Act, 15 U.S.C. §§ 6101-6108. The Commission has authority to seek the relief contained herein.



- 1                   ii.     Provide Outlets, Accounts, or Customers, including, but not  
2                                   limited to, Internet outlets, accounts, or customers, for the  
3                                   purchaser’s goods or services; or  
4                   iii.     Buy back any or all of the goods or services that the  
5                                   purchaser makes, produces, fabricates, grows, breeds,  
6                                   modifies, or provides, including but not limited to providing  
7                                   payment for such services as, for example, stuffing envelopes  
8                                   from the purchaser’s home.

9           2.     **“Business Opportunity Rule”** means the FTC Rule entitled “Disclosure  
10   Requirements and Prohibitions Concerning Business Opportunities,” 16 C.F.R. Part 437,  
11   as amended.

12           3.     **“Business Opportunity Seller”** means a Person who offers for sale or sells  
13   a business opportunity.

14           4.     **“Corporate Defendants”** means Money Now Funding, LLC, a/k/a Money  
15   Now Funded, a/k/a Cash4Businesses, a/k/a CashFourBusinesses, a/k/a Green Merchant  
16   Funding, a/k/a Nationwide Lending, Rose Marketing, LLC, DePaola Marketing, LLC,  
17   Affiliate Marketing Group, LLC, Legal Doxs, LLC, a/k/a First Business, LLC, US Doc  
18   Assist, LLC, a/k/a First Business, LLC, Affinity Technologies, LLC, Marketing Expert  
19   Solutions, LLC, Strategic Media Advertising, LLC, Global Network Marketing, LLC,  
20   Precise Payroll Services, LLC, and their successors and assigns.

21           5.     **“Defendants”** means the Individual Defendants and Corporate Defendants,  
22   individually, collectively, or in any combination.

23           6.     **“DePaola’s Personal Property”** means Defendant DePaola’s personal  
24   property that was seized by the United States Postal Inspection Service and Maricopa  
25   County in March 2013 at 9389 E. Via Del Sol, Scottsdale, AZ and transferred to the  
26   Receiver in November 2013. Specifically, Defendant DePaola’s personal property  
27   includes the following items listed in the Receiver’s Petition No. 11 dated February 5,  
28   2014 (Doc. 210): iMac computer 21.5in. (Serial Number C02FJ1YJDHJF); red cloth and

1 gold colored chair; gold leaf large mirror; gold colored table with marble top; large gold  
2 and white mirror; red cloth and gold colored sofa; red cloth and gold colored couch; gold  
3 colored loveseat; gold colored coffee table with marble top; Geneva watch with brown  
4 band; hard, white, and silver-colored clasp bracelet; Accutime Watch Corp. black watch;  
5 1 pair of silver-colored hoop earrings; 2 silver-colored necklaces with clear stones; 2  
6 silver-colored bracelets; 2008 black Cadillac Escalade (VIN 1GYFK66877R219882);  
7 Samsung television (Serial Number Z35F3CLD201259); Samsung television (Serial  
8 Number Z5QQ3CSCC35339); and nine rugs.

9 7. **“Designated Person”** means any Person, other than the Business  
10 Opportunity Seller, whose goods or services the Business Opportunity Seller suggests,  
11 recommends, or requires that the purchaser use in establishing or operating a New  
12 Business.

13 8. **“Individual Defendants”** means Lukeroy K. Rose, a/k/a Luke Rose,  
14 Cordell Bess, Cynthia Miller, a/k/a Cynthia Metcalf, Solana DePaola, Jennifer Beckman,  
15 William D. Claspell, a/k/a Bill Claspell, Richard Frost, Dino Mitchell, Clinton Rackley,  
16 Lance Himes, a/k/a Lance R. Himes, a/k/a Raymond L. Himes, Leary Darling, Donna F.  
17 Duckett, Della Frost, also d/b/a Zoom Docs, Christopher Grimes, also d/b/a Elite  
18 Marketing Strategies, Alannah M. Harre, also d/b/a National Marketing Group, Ronald  
19 W. Hobbs, a/k/a Ron Hobbs, also d/b/a Ron Hobbs & Associates, Janine Lilly, also d/b/a  
20 Doc Assistant, Michael McIntyre, also d/b/a McIntyre Marketing, Benny Montgomery,  
21 also d/b/a Montgomery Marketing, Virginia Rios, also d/b/a V&R Marketing Solutions  
22 and Kendrick Thomas, also d/b/a KT Advertising.

23 9. **“National Do Not Call Registry”** means the registry of telephone numbers  
24 maintained by the FTC, pursuant to the Telemarketing Sales Rule, 16 C.F.R.  
25 § 310.4(b)(1)(iii)(B), of Persons who do not wish to receive Outbound Telephone Calls to  
26 induce the purchase of goods or services.

27 10. **“New Business”** means a business in which the prospective purchaser is  
28 not currently engaged, or a new line or type of business.

1           11.    **“Outbound Telephone Call”** means a telephone call initiated by a  
2 Telemarketer to induce the purchase of goods or services or to solicit a charitable  
3 contribution.

4           12.    **“Person”** means a natural person, organization, or other legal entity,  
5 including a corporation, partnership, proprietorship, association, cooperative, government  
6 or governmental subdivision or agency, or any other group or combination acting as an  
7 entity.

8           13.    **“Provide Locations, Outlets, Accounts, or Customers”** means to furnish  
9 a prospective purchaser with existing or potential locations, outlets, accounts, or  
10 customers; requiring, recommending, or suggesting one or more locations or lead  
11 generation companies; providing a list of locator or lead generating companies; collecting  
12 a fee on behalf of one or more locators or lead generating companies; offering to furnish  
13 a list of locations; or otherwise assisting the prospective purchaser in obtaining his or her  
14 own locations, outlets, accounts, or customers.

15           14.    **“Receiver”** means Peter S. Davis of Simon Consulting, LLC, the  
16 permanent receiver appointed by this Court in Section XIII of the August 19, 2013  
17 Preliminary Injunction Order (Doc. 56) and any deputy receivers named by the  
18 permanent receiver.

19           15.    **“Representatives”** means Defendant Rose’s officers, agents, servants,  
20 employees, and attorneys, and all other Persons in active concert or participation with any  
21 of them, who receive actual notice of this Order.

22           16.    **“Required Payment”** means all consideration that the purchaser must pay  
23 to the Business Opportunity Seller or an affiliate, either by contract or by practical  
24 necessity, as a condition of obtaining or commencing operation of the Business  
25 Opportunity. Such payment may be made directly or indirectly through a third party.

26           17.    **“Rose’s Personal Property”** means Defendant Rose’s personal property  
27 that was seized by the United States Postal Inspection Service and Maricopa County in  
28 March 2013 at 9389 E. Via Del Sol, Scottsdale, AZ and transferred to the Receiver in

1 November 2013. Specifically, Defendant Rose's personal property includes the following  
2 items listed in the Receiver's Petition No. 11 dated February 5, 2014 (Doc. 210): wood  
3 mirror; Joe Rodeo watch; head pendant; ice trend red and yellow watch; 2 silver-colored  
4 bracelets with clear stones; black cross with clear stones; black necklace with clear  
5 stones; yellow and silver-colored necklace; black necklace with red stones; black  
6 necklace with yellow stones; Techno King black and gold watch (Number 5564G); silver  
7 bracelet with pink stones; Montres Carlo black and gold watch (Number 33354); silver  
8 bracelet with pink and clear stones; thick yellow-colored necklace; gold bracelet with  
9 clear colored stones; silver necklace with clear stones; silver necklace with clear stones;  
10 yellow and silver-colored necklace; silver-colored link necklace; Pronto-Uomo blue and  
11 white striped cuff links; Pronto-Uomo yellow-colored cuff links with clear stones; black  
12 Diamond King watch; Pronto-Uomo black and yellow cuff links; Nixon watch; Kenneth  
13 Cole watch; 2 silver-colored necklaces with cross/clear stones; Bart Simpson pendant  
14 with stones; 2008 Chevrolet Corvette (VIN 1G1YY2GW685129256); 2007 Ford F150  
15 (VIN 1FTRW12547FA23423); Yamaha Raptor ATV; Sharp TV (Serial Number  
16 111819172); Dynatek TV (Serial Number MB01041232); Panasonic TV (Serial Number  
17 MJ11940856); Panasonic TV (Serial Number LB02500562); Panasonic TV (Serial  
18 Number MA13180151); TV (Serial Number 13180152); Panasonic TV (Serial Number  
19 C22208T15289A2); Toshiba CT-90325 black TV remote control; Philips black TV  
20 remote control; and Magnavox black TV remote control.

21 18. **"Telemarketing"** means any plan, program, or campaign which is  
22 conducted to induce the purchase of goods or services by use of one or more telephones,  
23 and which involves a telephone call, whether or not covered by the TSR.

24 19. **"Telemarketing Seller"** means any Person who, in connection with a  
25 Telemarketing transaction, provides, offers to provide, or arranges for others to provide  
26 goods or services to a customer in exchange for consideration whether or not such Person  
27 is under the jurisdiction of the Commission.

28



1 Opportunity, including, but not limited to, website development, advertising, marketing,  
2 sale of leads or lead generation, social media promotion, search engine optimization,  
3 training, and business establishment services; and

4 B. Holding any ownership interest, share, or stock in any business, other than  
5 a publicly traded company that engages in or assists in advertising, marketing, promoting,  
6 or offering for sale of any (1) Business Opportunity, (2) Work-at-home Opportunity, or  
7 (3) service to assist in the creation, advertising, marketing, promotion, or operation of a  
8 Business Opportunity or Work-at-home Opportunity, including, but not limited to,  
9 website development, advertising, marketing, sale of leads or lead generation, social  
10 media promotion, search engine optimization, training, and business establishment  
11 services.

### 12 III.

#### 13 Prohibition Against Misrepresentations

14 **IT IS FURTHER ORDERED** Defendant Rose and his Representatives, whether  
15 acting directly or indirectly in connection with the advertising, marketing, promotion,  
16 offering for sale, or sale of any products or services other than those banned by Sections I  
17 or II of this Order, are **permanently restrained and enjoined from** misrepresenting or  
18 assisting others in misrepresenting, expressly or by implication:

19 A. That Defendant Rose or any other Person offers, sells, or provides loans or  
20 cash advances;

21 B. The amount of income, earnings, or profits that a Person may or is likely to  
22 earn, or that other Persons have earned;

23 C. That Defendant Rose or any other person will provide, locate, or obtain  
24 leads containing the names or contact information of Persons potentially interested in  
25 products or services Defendant Rose or any other Person purports to offer;

26 D. That Defendant Rose or any other Person will contact, sell, or provide  
27 services to businesses consumers refer;

28 E. The total cost to purchase, receive, or use any products or services; or



1 F. Any material aspect of the performance, efficacy, nature, or central  
2 characteristics of any product or service.

3 **IV.**

4 **Monetary Judgment**

5 **IT IS FURTHER ORDERED** that:

6 A. Judgment in the amount of seven million, three hundred seventy-five  
7 thousand, two hundred fifty-eight dollars and eighty-four cents (\$7,375,258.84) is  
8 entered in favor of the Commission against Defendant Rose as equitable monetary relief.  
9 Defendant Rose's liability for the judgment shall be joint and several with any and all  
10 other Defendants against whom the Court may enter judgment, jointly and severally, for  
11 equitable monetary relief.

12 B. All payments under this Order must be made by electronic fund transfer in  
13 accordance with instructions provided by a representative of the Commission.

14 C. In partial satisfaction of this judgment, the following assets held by third  
15 parties shall be transferred to the Commission as follows.

- 16 1) Wells Fargo Bank, N.A. is ordered, within seven (7) days of entry of  
17 this Order, to transfer the funds held in the following accounts to the  
18 Commission by electronic fund transfer in accordance with  
19 instructions provided by a representative of the Commission:  
20 (1) Account No. xxx-xxx5626, held in the name of Lukeroy Rose;  
21 (2) Account No. xxx-xxx5634, held in the name of Lukeroy Rose;  
22 and (3) Account No. xxx-xxx7357, held in the name of Lukeroy  
23 Rose. Defendant Rose is ordered to fully cooperate with Wells Fargo  
24 Bank, N.A. and the Commission in transferring such funds to the  
25 Commission, including promptly signing any document necessary or  
26 appropriate to transfer such funds to the Commission.
- 27 2) The Receiver is authorized to promptly liquidate Defendant Rose's  
28 Personal Property without further order of this Court and transfer the

1 proceeds of the liquidation to the Commission, less any amount  
2 deducted pursuant to Subsection C(4), below. Defendant Rose shall  
3 take all steps necessary to assist the Commission and the Receiver in  
4 the liquidation of such property, including signing any documents  
5 necessary to transfer ownership. In the event that it is necessary for  
6 Defendant Rose to execute documents to facilitate the liquidation of  
7 such property, he shall execute and return such documents within  
8 three (3) days of a request from the Commission or the Receiver.

9 3) The Receiver is ordered to transfer to the Commission any funds  
10 previously held in the name of Lukeroy K. Rose or L&M  
11 Productions, LLC that were transferred to the Receiver from  
12 Maricopa County in November 2013, less any amount deducted  
13 pursuant to Subsection C(4), below. This includes funds previously  
14 held in (1) Arizona Federal Credit Union account number xx9296 in  
15 the name of Lukeroy K. Rose; and (2) Arizona Federal Credit Union  
16 account number xx9565 in the name of LM Productions LLC.

17 4) The Receiver and all personnel hired by the Receiver, including  
18 counsel to the Receiver and accountants, are entitled to reasonable  
19 compensation for the performance of duties prescribed by  
20 Subsections C(2)-(3), above, from the assets that are the subject of  
21 those Subsections. The Receiver shall apply to the Court for  
22 approval of specific amounts of compensation and expenses and  
23 must not increase the hourly rate used as the bases for such fee  
24 applications without prior approval of the Court.

25 D. Defendant Rose relinquishes all rights and claims he has to any asset  
26 currently in the possession, custody, or control of the Receiver, including, but not limited  
27 to, any computers or servers and all funds transferred to the Receiver from any bank  
28 accounts held in the name of any Defendant, Defendant DePaola's Personal Property,

1 Defendant Rose's Personal Property, and proceeds from the sale of Defendant DePaola's  
2 Personal Property and Defendant Rose's Personal Property.

3 E. Defendant Rose relinquishes dominion and all legal and equitable right,  
4 title, and interest in all assets transferred pursuant to this Order and may not seek the  
5 return of any assets.

6 F. Defendant Rose acknowledges that his Taxpayer Identification Numbers  
7 (Social Security Numbers or Employer Identification Numbers), which Defendant Rose  
8 previously submitted to the Commission, may be used for collecting and reporting on any  
9 delinquent amount arising out of this Order, in accordance with 31 U.S.C. §7701.

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

21 **V.**

22 **Lifting of Asset Freeze**

23 **IT IS FURTHER ORDERED** the asset freeze set forth in the Preliminary  
24 Injunction Order (Doc. 56) entered by this Court on August 19, 2013, is modified to  
25 permit the payments and transfers identified in Section IV of this Order, and upon  
26 completion of all such payments and transfers, the asset freeze as to Defendant Rose is  
27 dissolved.

28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**VI.**

**Customer Information**

**IT IS FURTHER ORDERED** Defendant Rose and his Representatives, whether acting directly or indirectly, are **permanently restrained and enjoined from:**

A. Failing to provide sufficient customer information to enable the Commission to efficiently administer consumer redress. If a representative of the Commission requests in writing any information related to redress, Defendant Rose must provide it, in the form prescribed by the Commission, within fourteen (14) days.

B. Disclosing, using, or benefitting from customer information, including the name, address, telephone number, email address, social security number, other identifying information, or any data that enables access to a customer’s account (including a credit card, bank account, or other financial account) that any Defendant obtained prior to entry of this Order; and

C. Failing to destroy such customer information in all forms in Defendant Rose’s possession, custody, or control within thirty (30) days after receipt of written direction to do so from a representative of the Commission.

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

**VII.**

**Cooperation**

**IT IS FURTHER ORDERED** Defendant Rose must fully cooperate with representatives of the Commission in this case and in any investigation related to or associated with the transactions or the occurrences that are the subject of the Complaint. Defendant Rose must provide truthful and complete information, evidence, and testimony. Defendant Rose must appear for interviews, discovery, hearings, trials, and any other proceedings that a Commission representative may reasonably request upon

1 five (5) days written notice, or other reasonable notice, at such places and times as a  
2 Commission representative may designate, without the service of a subpoena.

3 **VIII.**

4 **Order Acknowledgments**

5 **IT IS FURTHER ORDERED** Defendant Rose shall obtain acknowledgments of  
6 receipt of this Order as follows.

7 A. Defendant Rose, within seven (7) days of entry of this Order, must submit  
8 to the Commission an acknowledgment of receipt of this Order sworn under penalty of  
9 perjury.

10 B. For five (5) years after entry of this Order, Defendant Rose, for any  
11 business that Defendant Rose is the majority owner or controls directly or indirectly,  
12 must deliver a copy of this Order to: (1) all principals, officers, directors, and LLC  
13 managers and members; (2) all employees, agents, and representatives who participate in  
14 conduct related to the subject matter of the Order; and (3) any business entity resulting  
15 from any change in structure as set forth in the Section titled Compliance Reporting.  
16 Delivery must occur within seven (7) days of entry of this Order for current personnel.  
17 For all others, delivery must occur before they assume their responsibilities.

18 C. From each individual or entity to which Defendant Rose delivered a copy  
19 of this Order, Defendant Rose must obtain, within thirty (30) days, a signed and dated  
20 acknowledgment of receipt of this Order.

21 **IX.**

22 **Compliance Reporting**

23 **IT IS FURTHER ORDERED** that Defendant Rose make timely submissions to  
24 the Commission as follows.

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

- 27 1) Identify all telephone numbers and all physical, postal, email and  
28 Internet addresses, including all residences, and identify the primary

- 1 physical, postal, and email address and telephone number, as  
2 designated points of contact, which representatives of the  
3 Commission may use to communicate with Defendant Rose;
- 4 2) Identify all business activities, including any business for which  
5 Defendant Rose performs services whether as an employee or  
6 otherwise and any entity in which Defendant Rose has any  
7 ownership interest;
- 8 3) Describe in detail Defendant Rose's involvement in each such  
9 business, including title, role, responsibilities, participation,  
10 authority, control, and any ownership;
- 11 4) Identify all of Defendant Rose's businesses by all of their names,  
12 telephone numbers, and physical, postal, email, and Internet  
13 addresses;
- 14 5) Describe the activities of each business, including the goods and  
15 services offered, the means of advertising, marketing, and sales, and  
16 the involvement of any other Defendant in the case of *FTC v. Money*  
17 *Now Funding* (which Defendant Rose must describe if he knows or  
18 should know due to his own involvement);
- 19 6) Describe in detail whether and how Defendant Rose is in  
20 compliance with each Section of this Order; and
- 21 7) Provide a copy of each Order Acknowledgment obtained pursuant to  
22 this Order, unless previously submitted to the Commission.

23 B. For twenty (20) years after entry of this Order, Defendant Rose must  
24 submit a compliance notice, sworn under penalty of perjury, within fourteen (14) days of  
25 any change in the following:

- 26 1) Name, including aliases or fictitious name, or residence address;  
27 2) Any designated point of contact;

28

- 1                   3)     Title or role in any business activity, including any business for  
2                                which Defendant Rose performs services whether as an employee or  
3                                otherwise and any entity in which Defendant Rose has any  
4                                ownership interest, and identify the name, physical address, and any  
5                                Internet address of the business or entity; and
- 6                   4)     The structure of any entity that Defendant Rose has any ownership  
7                                interest in or controls directly or indirectly that may affect  
8                                compliance obligations arising under this Order, including: creation,  
9                                merger, sale, or dissolution of the entity or any subsidiary, parent, or  
10                               affiliate that engages in any acts or practices subject to this Order.

11           C.     Defendant Rose must submit to the Commission notice of the filing of any  
12 bankruptcy petition, insolvency proceeding, or similar proceeding by or against  
13 Defendant Rose, within fourteen (14) days of its filing.

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

19           E.     Unless otherwise directed by a Commission representative in writing, all  
20 submissions to the Commission pursuant to this Order must be emailed to  
21 DEbrief@ftc.gov or sent by overnight courier (not the U.S. Postal Service) to:

22                   Associate Director for Enforcement  
23                   Bureau of Consumer Protection  
24                   Federal Trade Commission  
25                   600 Pennsylvania Avenue NW  
26                   Washington, DC 20580

27           The subject line must begin: FTC v. Lukeroy K. Rose, X130063.

28

1 **X.**

2 **Recordkeeping**

3 **IT IS FURTHER ORDERED** Defendant Rose must create certain records for  
4 twenty (20) years after entry of the Order, and retain each such record for five (5) years.  
5 Specifically, Defendant Rose, for any business that Defendant Rose is a majority owner  
6 or controls directly or indirectly, must create and retain the following records.

7 A. Accounting records showing the revenues from all goods or services sold;

8 B. Personnel records showing, for each person providing services, whether as  
9 an employee or otherwise, that person's: name; addresses; telephone numbers; job title or  
10 position; dates of service; and (if applicable) the reason for termination;

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

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

15 E. A copy of each unique advertisement or other marketing material.

16 **XI.**

17 **Compliance Monitoring**

18 **IT IS FURTHER ORDERED** that, for the purpose of monitoring Defendant  
19 Rose's compliance with this Order, including the financial representations upon which  
20 part of the judgment was suspended and any failure to transfer any assets as required by  
21 this Order:

22 A. Within 14 days of receipt of a written request from a representative of the  
23 Commission, Defendant Rose must submit additional compliance reports or other  
24 requested information, which must be sworn under penalty of perjury; appear for  
25 depositions; and produce documents for inspection and copying. The Commission is also  
26 authorized to obtain discovery, without further leave of court, using any of the procedures  
27 prescribed by Federal Rules of Civil Procedure 29, 30 (including telephonic depositions),  
28 31, 33, 34, 36, 45, and 69.



