

JURISDICTION AND VENUE

2. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 1331, 1337(a), and 1345, and 15 U.S.C. §§ 53(b), 57b, 6102(c), and 6105(b).

3. Venue in the Northern District of Georgia, Atlanta Division, is proper under 28 U.S.C. §§ 1391(b) and (c), and 15 U.S.C. §§ 53(b), and 6103(e).

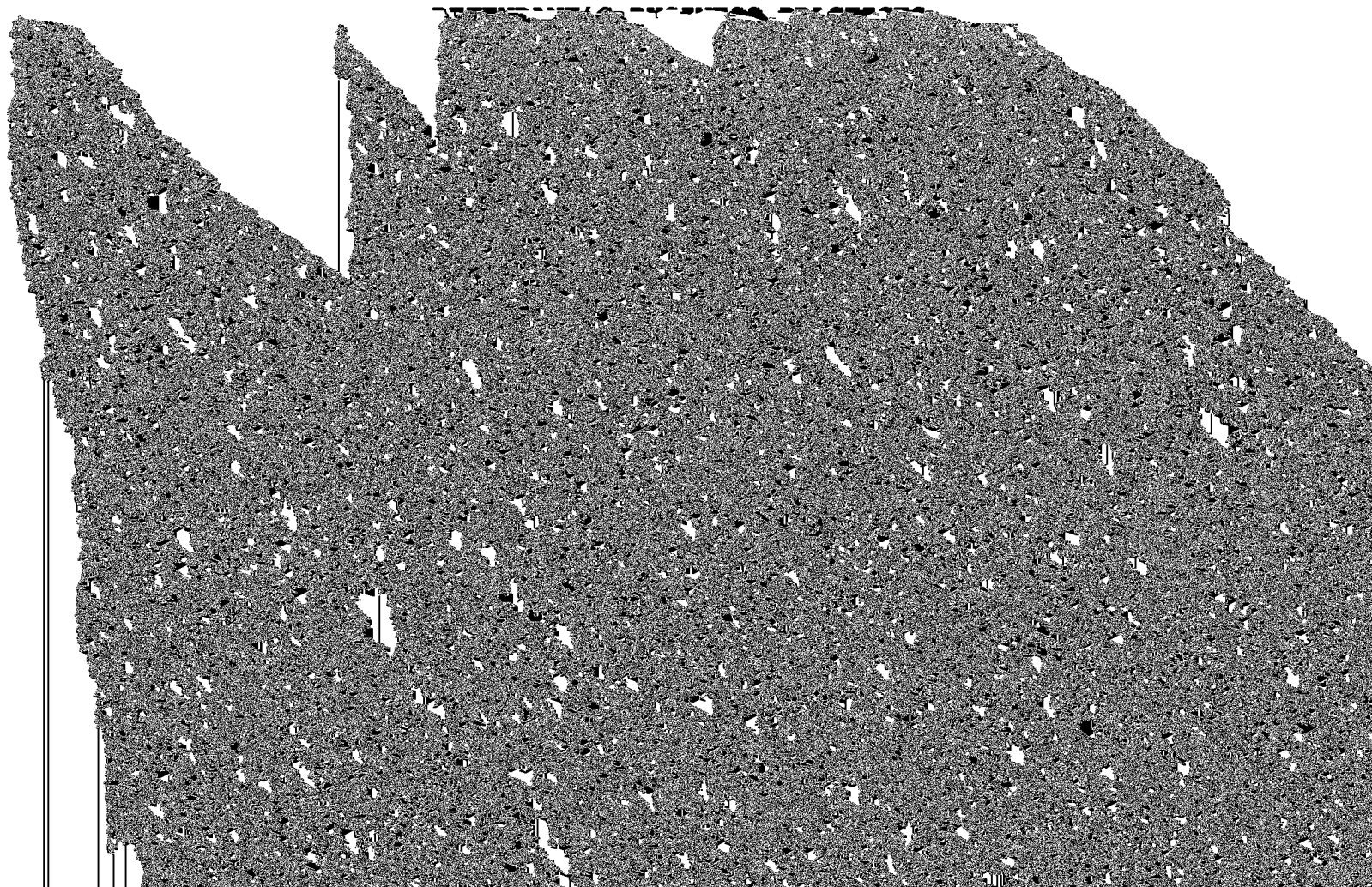
PLAINTIFF

4. Plaintiff, FTC, is an independent agency of the United States Government created by statute. 15 U.S.C. § 41 *et seq.* The Commission is charged, *inter alia*, with enforcement of Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), which prohibits unfair or deceptive acts or practices in or affecting commerce. The Commission is authorized to initiate federal district court

offices in the United States at 2440 Cobb Parkway, Smyrna, GA 30080, and 237 Park Avenue, New York, NY 10017. Tracker's office in Canada is located at 180 Dundas Street West, Suite 1502, Toronto, Ontario, Canada. Tracker transacts or has transacted business in the Northern District of Georgia.

COMMERCE

6. At all times relevant to this complaint, defendant has maintained a substantial course of trade in the offering for sale and sale, through telemarketing, of credit card protection services, in or affecting commerce, as "commerce" is defined in Section 4 of the FTC Act, 15 U.S.C. § 44.



16 1005 the Commission promulgated the MSP 16 C.F.R. Part 210

