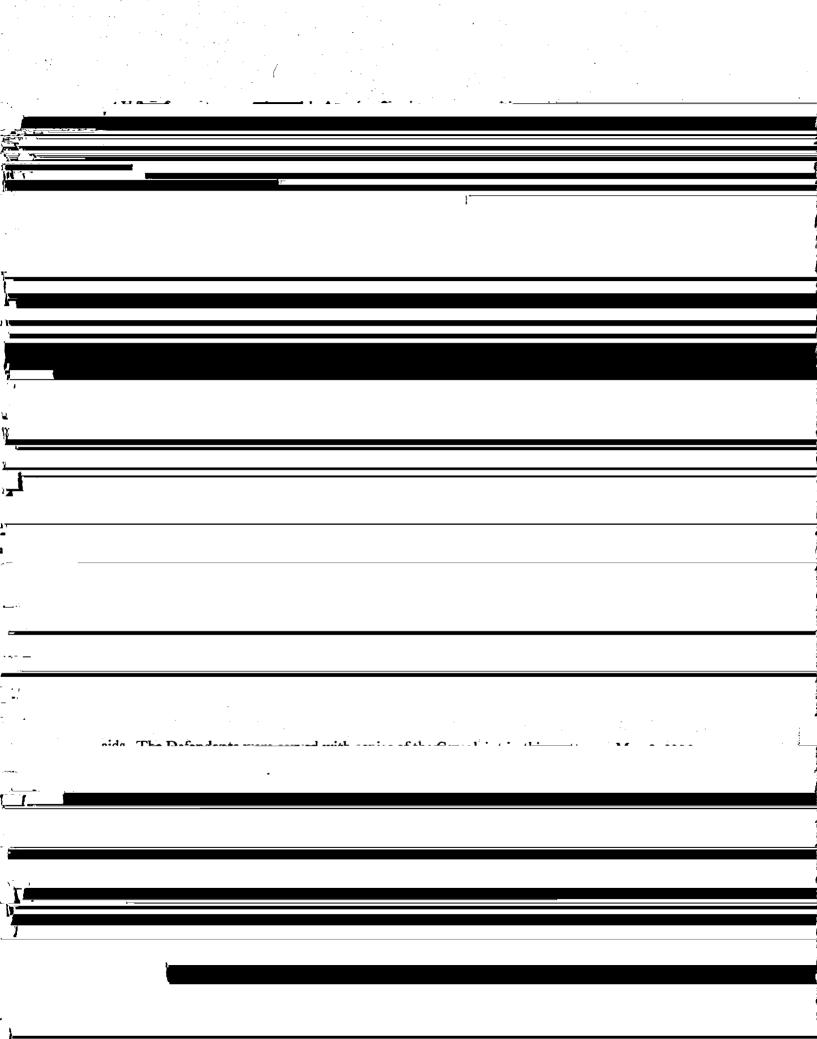
UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA

Case No. 5:03-CV-0140-3-CAR

U.S. DISTRICT COUP MICCLE GEORGIA 03 OCT 14, AM 9: 4:

FEDERAL TRADE COMMISSION, Plaintiff, V. Chil Corter Eller		<u>'</u>	
)	<u>Civil Order Sta</u>	



	9. Defendants enter into this Order freely and without coercion, and acknowledge	•
	that they understand the provisions of this Order and are prepared to abide by them.	
	10. Plaintiff and Defendants have agreed that the entry of this Order resolves all	•
	matters of dispute between them arising from the Complaint in this action, up to the date of entry	
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	contest the validity of this Order. Defendants further waive and release any claim they may have	
	contest the validity of this Order. Defendants further waive and release any claim they may have	

any real or personal property of any Defendant, or held for the benefit of any Defendant, inalyding but not limited to "anada" "instrumente" "aquinment" "furbina" "anami

CONDUCT PROHIBITIONS

I.

PROHIBITION AGAINST FALSE OR MISLEADING STATEMENTS

	IT IS THEDEFORE ADDEDED that in connection with the advantation are matical
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	offering for sale, or sale of any business opportunity or business development aid, Defendants and
	gary pounce an antitrein active acmost an manisipation with them who massive actual water although
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INJUNCTION AGAINST PROVIDING OTHERS WITH THE MEANS AND INSTRUMENTALITIES TO VIOLATE SECTION 5 OF THE FTC ACT

IT IS FURTHER	R ORDERED that in connection with the offering for sale or sale of any
business opportunity or be	usiness development aid, Defendants are hereby restrained and enjoined
from providing to others t	the means and instrumentalities with which to make, expressly or by
implication, orally or in w	riting, any false or misleading statement or representation of material
fact_including but not lin	nited to the following:

- A. Any false or misleading representation that consumers who purchase certain products are likely to earn substantial income from those products; and
- B. Any false or misleading representation that all consumers who purchase certain

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	of consumers to ensure that no misrepresentations were made; and ascertaining the number and
	nature of any consumer complaints concerning any marketing material used by Defendants or the
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	material used by Defendants. Defendants shall, for a period of five (5) years, submit to the
	Commission on an approval basis no later than fifteen (15) down after the sominance of the day of
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	B. Upon timely making the payment provided in this Paragraph, the remainder of the	٠.
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	administered by the Commission as its asset to be used for a mitable will first the first	
	administered by the Commission or its agent to be used for equitable relief, including but not	•
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	limited to consumer redress and any attendant expenses for the administration of any redress fund.	
	In the event that direct redress to consumers is wholly or partially impracticable or funds remain	
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after redress is completed, the Commission may pay any remaining funds for such other equitable

relief (including consumer information remedies) as it determines to be reasonably related to the

	D. Defendants amos that the feats of all and in the Organizate filed in this cation
	unpaid balance.
	rate prescribed under 28 U.S.C. § 1961, as amended, shall immediately begin to accrue on the
	shall become immediately due and payable by any such defendant, and interest computed at the
	hv Defendants. This amount less the sum of navments made by all Defendants to this action
•.	numose of enforcement of this provision of the Order is the amount of consumer injury caused
-	the amount of \$634,222.45, which Defendants and the Commission stipulate, for the sole
	shall enter a modified judgment holding that any such defendant is liable to the Commission in
	omitted material information concerning their respective financial condition, then the Court

IT IS FIRTHER ORDERED that the Defendants are hereby normanently restrained and

enjoined from selling, renting, leasing, transferring or otherwise disclosing the name, address, telephone number, credit card number, bank account number, e-mail address, or other identifying information of any person who paid any money to any Defendant for any product known as "Instant Internet Empires" at any time prior to entry of this Order, in connection with the advertising, promotion, offering for sale, or sale of any business opportunity or business

	business days after receipt of this Order, and thereafter within three (3) business days of	
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	emploving any such person for any husiness that any Defendant directly or indirectly manages	
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	controls, or has a majority ownership interest in, that is engaged in the sale or distribution of any	
	commonly or man a majority of the contract my than to engage in the bare of distribution of tary	
	business opportunity or business development aid, or assisting others engaged in these activities;	
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	make available to representatives of the Commission, the original signed and dated	
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acknowledgments of receipt of copies of the summary of this Order, as required in Subsection A

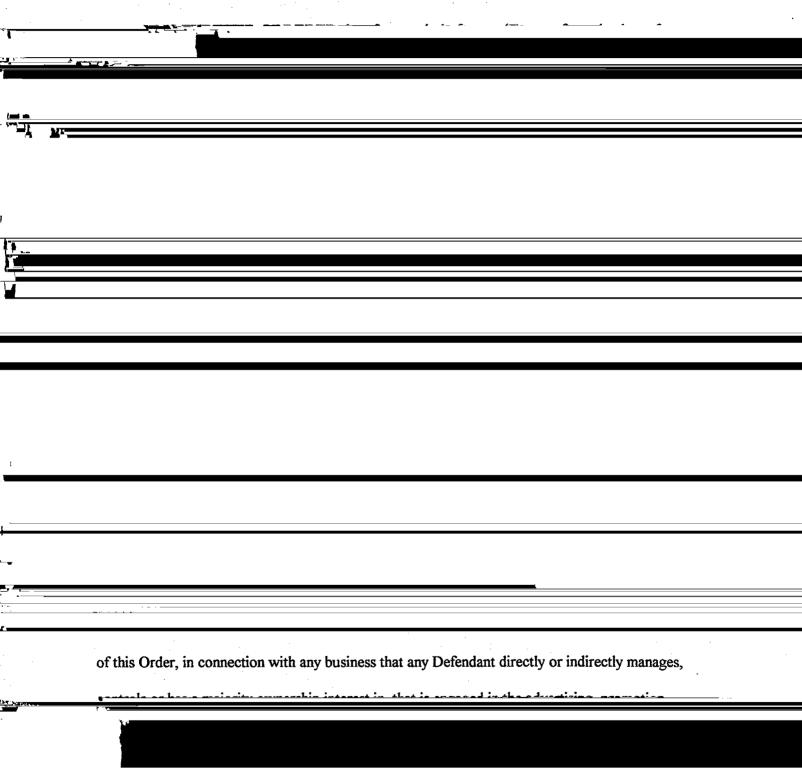
of this Benegon hered

	3. Any proposed change in the structure of any business entity that any	· ·
	Defendant directly or indirectly manages, controls, or has a majority ownership interest in, such	
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	any other change that may affect compliance obligations arising out of this Order, thirty (30) days	
	prior to the effective date of any such change, or if the Defendants learn of any such change less	
	than thirty (30) days prior to the effective date of any such change, as soon as is practicable, but in	
	no event later than forty-eight (48) hours prior to the effective date of any such change;	•
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	(20) days' notice with respect to any conduct that is subject to this Order;	
	D. For the purposes of this Order, Defendants shall, unless otherwise directed by a	
	representative of the Commission, identify all written notifications to the FTC as provided in this	
	Eileen Harrington, Associate Director Federal Trade Commission 600 Pennsylvania Ave. N.W - Rm. H-238 Washington, DC 20580	
	E. For the purposes of this Paragraph, "employment" includes the performance of	
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RECORD-KEEPING PROVISIONS



XIII.

ACCESS TO BUSINESS PREMISES

IT IS FURTHER ORDERED that for a period of five (5) years from the date of entry of this Order, for the purposes of determining or securing compliance with its provisions,

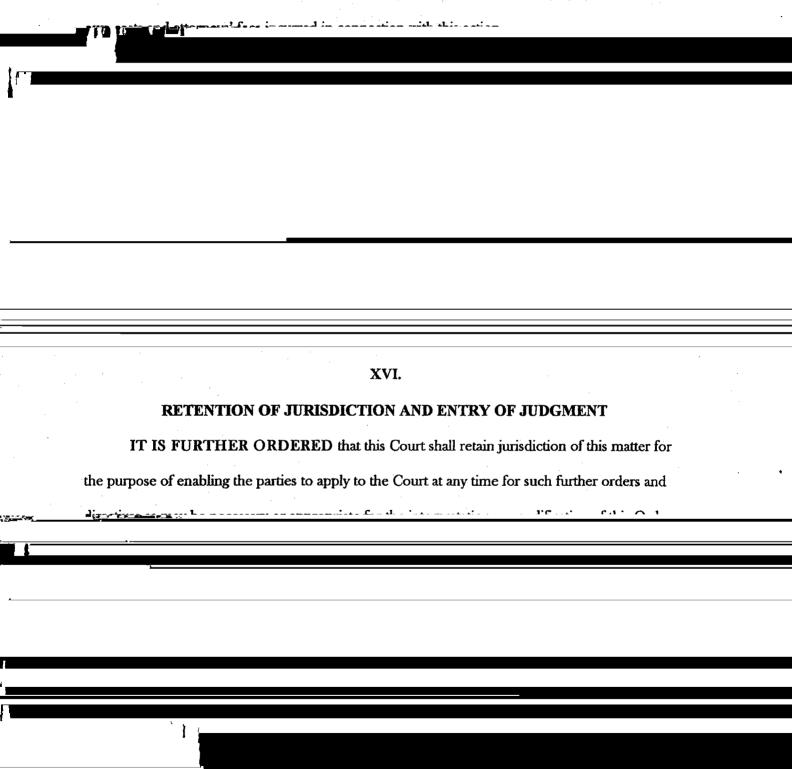
receipt of written notice from the Commission:

1. Access during normal business hours to any office or facility storing documents of any business that any Defendant directly or indirectly manages, controls, or has a majority ownership interest in, that is engaged in the advertising, promotion, offering for sale, or sale of any business opportunity or business development aid, or assisting others engaged in such

Commission for good cause shown, the Court may enter an ex parte order granting immediate access to Defendants' business premises for the purposes of inspecting and copying all documents relevant to any matter contained in this Order. XIV. **AUTHORITY TO MONITOR COMPLIANCE**

FEES AND COSTS

IT IS FURTHER ORDERED that each party to this Order hereby agrees to bear its



	SO STIPULATED:	
	FOR THE PLAINTIFF: FOR THE DEFENDANTS:	
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APPENDIX A

UNITED STATES DISTRICT COURT

Case No. 5:03-CV-1040-3-CAR

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

K4 GLOBAL PUBLISHING, INC.,
dba
Instant Internet Empires,

EXPERIMENT TO A RATE BY TO REPORT TO THE PARTY OF THE PAR

	Affidavit.					· ,	
•	2. I am a	Defendant in the	e above-caption	ed case.			
	3. On	Į,	received a copy	of the Stipulated	l Judgment and Or	der for	
	Permanent Injunction	ı, which was sigr	ned by the Hono	rable	and entered	by the	
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	Affidavit.		•				
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	I declare unde	er penalty of perj	ury under the la	ws of the United	States that the for	egoing	
	is true and correct.				•		j z
						•	
			Irwin F. Kern, I	V	·		e.
			n win i . ixom, i				
	Executed on	, 2003,	at	····	[city and state]	•	

County of

Appendix B

UNITED STATES DISTRICT COURT FOR THE MINNI E DISTRICT OF CEOPCIA

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	FEDERAL TRADE COMMISSION,)
	Plaintiff,)
	V.))
	K4 GLOBAL PUBLISHING, INC., dba)))
	Latent Intonict Commission	
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	KERN FAMILY ENTERPRISES, LLC	(C_{\bullet})
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	dba Instant Internet Empires,)
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	dba Instant Internet Empires, and IRWIN F. KERN, IV, aka Frank Kern,))))))))))))

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	F. "C	hain Marketing Sch	eme" means any	program, plan, p	roduct, or service in	
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