FRED JINITED STATES DISTRICT CAMPA 270022-9 FN 5:53 AUSTIN DIVISION

defendants Castle Publishing and Treigh Dustin Hubbard, have engaged in and are likely to engage in acts and practices that violate Section 5(a) of the FTC Act, 15 U.S.C. § 45(a).

3. There is good cause to believe that immediate and irreparable damage will be done to the public and to this Court's ability to grant full and effective relief among the parties hereto absent entry of this Order.

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Temporary Restraining Order is in the public interest.

I. PROHIBITED BUSINESS ACTIVITIES

IT IS THEREFORE QRDERED that defendants, in connection with the advertising

II. ASSET FREEZE

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A. Prohibit all persons and entities from transferring, converting, encumbering, selling, concealing, dissipating, disbursing, assigning, spending, withdrawing, or otherwise disposing of any such asset.

	В.	Deny all persons and entities access to any safe deposit box that is titled in the
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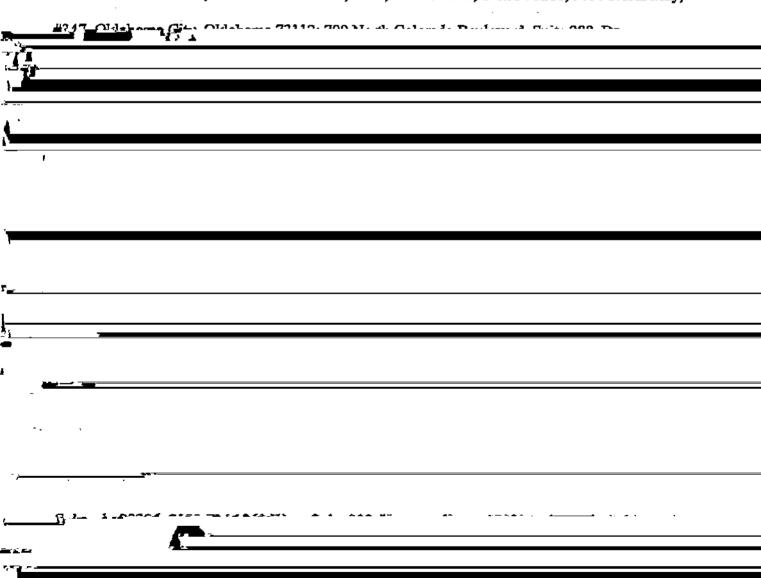
defendant.

- C. Provide to counsel for the FTC, within five (5) business days of receiving a copy of this Order, a certified statement setting forth:
 - 1. the identification number of each account or asset titled in the name, individually or jointly, of any defendant, or held on behalf of, or for the benefit of, any defendant, including all trust accounts managed on behalf of any defendant or subject to any defendant's control;

documentation pertaining to such account or asset described in ¶ III.C above, including but not limited to originals or copies of account applications, account statements, signature cards, checks, drafts, deposit tickets, transfers to and from the accounts, all other debit and credit instruments or slips, currency transaction reports, 1099 forms, and safe deposit box logs.

IV. WITHHOLDING OF MAIL

IT IS FURTHER ORDERED that all commercial mail receiving agencies where defendants maintain accounts, including those at 3639 Midway Drive, Suite B-292, San Diego, California 92110-5254; 11765 West Avenue, #301, San Antonio, Texas 78216; 5030 North May,



but not yet forwarded to defendants. Defendants shall also immediately cease from making any negative credit report on any customer to any credit reporting agency.

VI. MAINTENANCE OF RECORDS BY DEFENDANTS

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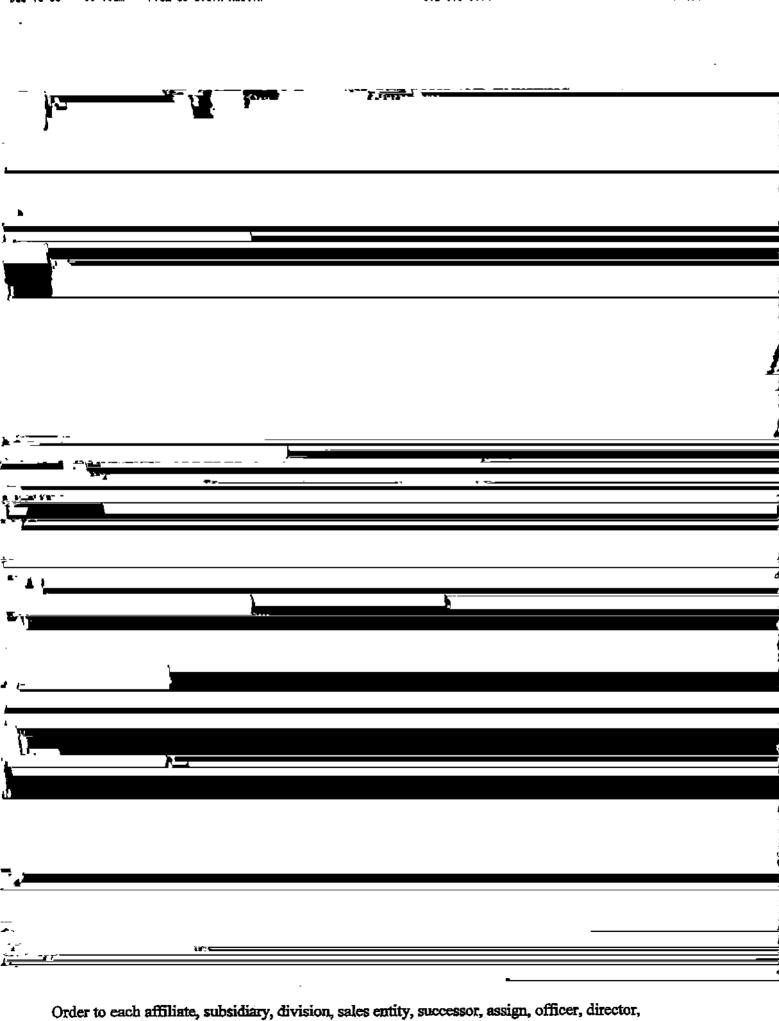
acting directly or through any entity, corporation, subsidiary, division or other device and all persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, are hereby temporarily restrained and enjoined from:

A. Failing to create and maintain books, records, and accounts which, in reasonable detail, accurately, fairly, and completely reflect the incomes, disbursements, transactions and use

X. THIRD PARTY DISCOVERY

IT IS FURTHER ORDERED that the FTC is granted leave, at any time after service of this Order, to take the deposition of any person or entity for the purpose of discovering the nature, location, status, and extent of assets of Castle Publishing, The Brigadier Group, LLC, and Treigh Dustin Hubbard, and the location of documents reflecting the business transactions of these defendants, and to demand the production of documents from any person or entity relating to the nature, status, and extent of these defendants' assets and the location of documents reflecting the business transactions of these defendants; forty-eight (48) hours notice shall be deemed sufficient for any such deposition and five (5) days notice shall be deemed sufficient for the production of any such documents. Expedited discovery for any other purpose shall not be allowed except by order of the Court for good cause shown. The limitations and conditions set forth in Fed. R. Civ. P. 30(a)(2) regarding subsequent depositions of an individual shall not apply to depositions taken pursuant to this paragraph.

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	XV. EXPIRATION
	IT IS FURTHER ORDERED that the Temporary Restraining Order granted herein
	expires ten (10) days after entry unless, within that time, the Order, for good cause shown, is
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XVIII. RETENTION OF JURISDICTION

IT IS FURTHER ORDERED that this Court shall retain jurisdiction of this matter for all purposes.

purposes.	
SO ORDERED, this 4th day of Blue	nles, 2003, at <u>4:45 p.m</u> .
Ţ	Sam Sparke United States District Judge
PRESENTED BY:	
RANDALL H. BROOK (WSBA #4860) ELEANOR DURHAM (Md. Bar) Attorneys for Plaintiff Federal Trade Commission 915 2nd Avenue, Suite 2896 Spattle WA 98174	
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