



1 rescission of contracts and restitution, disgorgement of ill-gotten gains, and other equitable relief for  
2 defendants' deceptive acts or practices in violation of Section 5(a) of the FTC Act, 15 U.S.C. § 45 (a).

3 **JURISDICTION AND VENUE**

4 2. This Court has subject matter jurisdiction pursuant to 15 U.S.C. §§ 45(a) and 53(b), and  
5 28 U.S.C. §§ 1331, 1337(a), and 1345.

6 3. Venue in the United States District Court for the Western District of Washington is  
7 proper under 15 U.S.C. § 53(b) and 28 U.S.C. § 1391(b), (c), and (d).

8 **PLAINTIFF**

9 4. Plaintiff FTC is an independent agency of the United States Government created by  
10 statute. 15 U.S.C. §§ 41-58, as amended. The Commission is charged with, *inter alia*, enforcement of  
11 Section 5(a) of the FTC Act, 15 U.S.C. § 45(a), which prohibits unfair or deceptive acts or practices in  
12 or affecting commerce. The Commission is authorized to initiate federal district court proceedings, by  
13 its own attorneys, to enjoin violations of the FTC Act, and to secure such equitable relief, including

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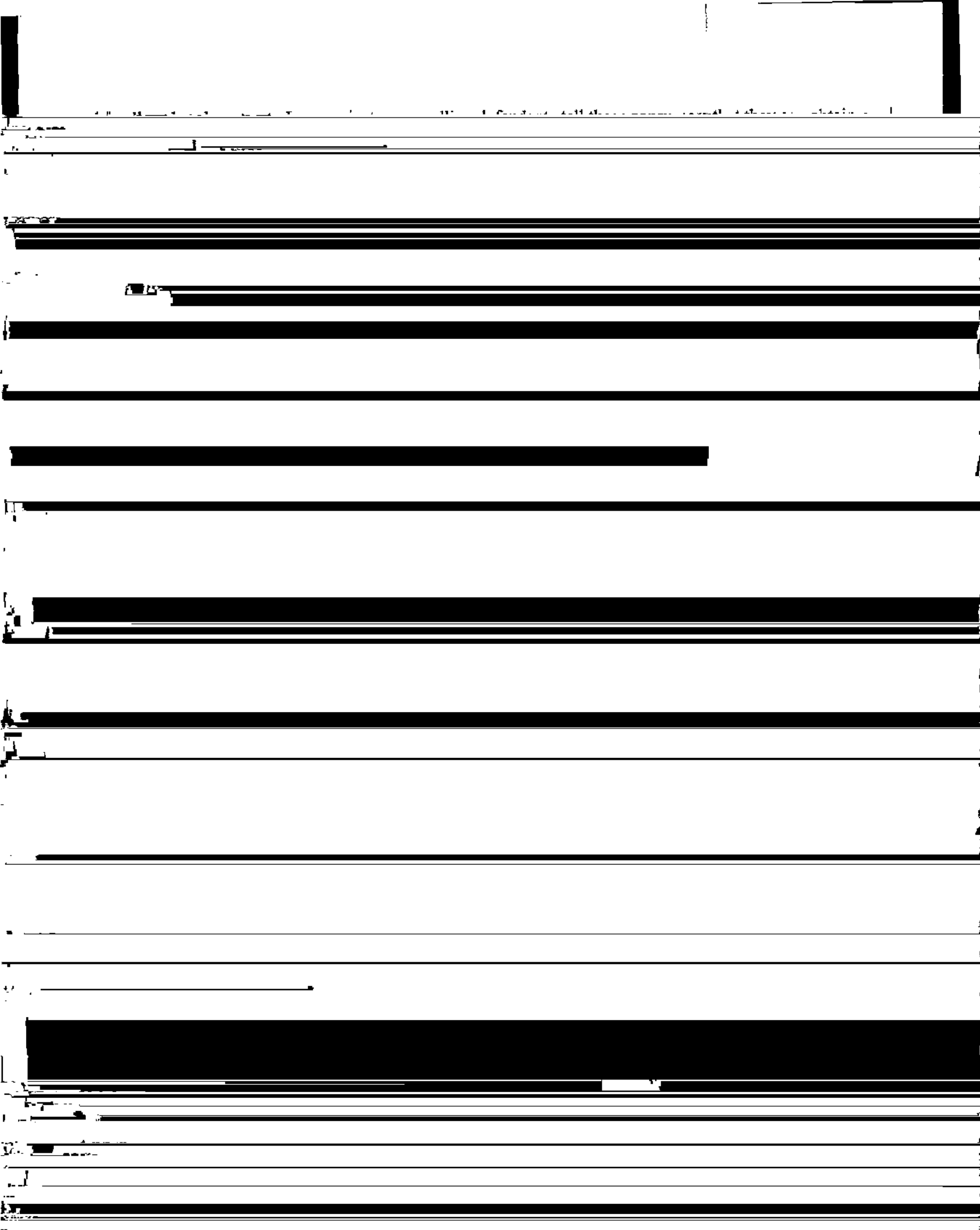
COMMERCE

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13 | At all times relevant to this Complaint, Defendants have maintained a substantial course

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prudently authorized the purchase, as that consumers have a 30-day no-obligation trial period. Thus 1



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29. In truth and in fact, in numerous instances, consumers have not authorized the purchase

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1 equitable relief as the Court may determine to be just and proper.

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3 Dated: \_\_\_\_\_, 2005

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Acting General Counsel

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