

UNITED STATES OF AMERICA BEFORE
FEDERAL TRADE COMMISSION



PUBLIC

**Pamela Jones Harbour
Jon Leibowitz
William E. Kovacic
J. Thomas Rosch**

In the Matter of

WIRELY SOURCE, INC.

NOV 27 2006

PARAGRAPH 1. Respondent MiRealSource, Inc., is a corporation organized,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

PARAGRAPH 6. The acts and practices of Respondent, including the acts and practices alleged herein, have been or are in or affecting commerce as "commerce" is defined in the Federal Trade Commission Act, as amended, and Respondent is subject to the jurisdiction of the Federal Trade Commission. Answer: ~~that the Respondent~~

acts and practices:

(A) Affect the purchase and sale of real estate by persons moving into and out of ~~the Respondent's~~

Southeastern Michigan; and

(B) Affect the transmission of real estate listing information to public real estate web sites that are intended for a national audience, including Realtor.com.

Answer: Admitted

sellers. Unbundled Real Estate Brokerage Services are lawful arrangements pursuant to
which the listing broker will cause the property offered for sale to be listed on the MLS

but the listing broker will not provide some or all of the additional services offered by
traditional real estate brokers or will only offer such additional services as may be

chosen from a menu of services for a fee.

Answer: MiRealSource is unable to admit or deny the allegation in the form stated.

well aware that these alternative business models used Exclusive Agency Listings to offer a menu of services that a home seller could choose from at a significantly lower price. Respondent believed that these alternative business models were gaining ground with home sellers and home buyers during this time period and adopted rules in response to this additional competition.

Answer: Denied.

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precludes the acceptance of any listings into the MiRealSource MLS other than Exclusive Right to Sell listings (the "Exclusion Policy"). The Exclusion Policy became

effective on or about August 8, 2003. The Exclusion Policy was aimed at precluding Exclusive Agency Listings from the MiRealSource MLS.

~~Answer: MiRealSource admits that since on or about the date stated, its rules for its~~

becoming an increasing problem

[REDACTED]

PARAGRAPH 17. In or about August 2004, MiRealSource amended its Rules

and Regulations to contain the following language: "Each Shareholder representing MLC

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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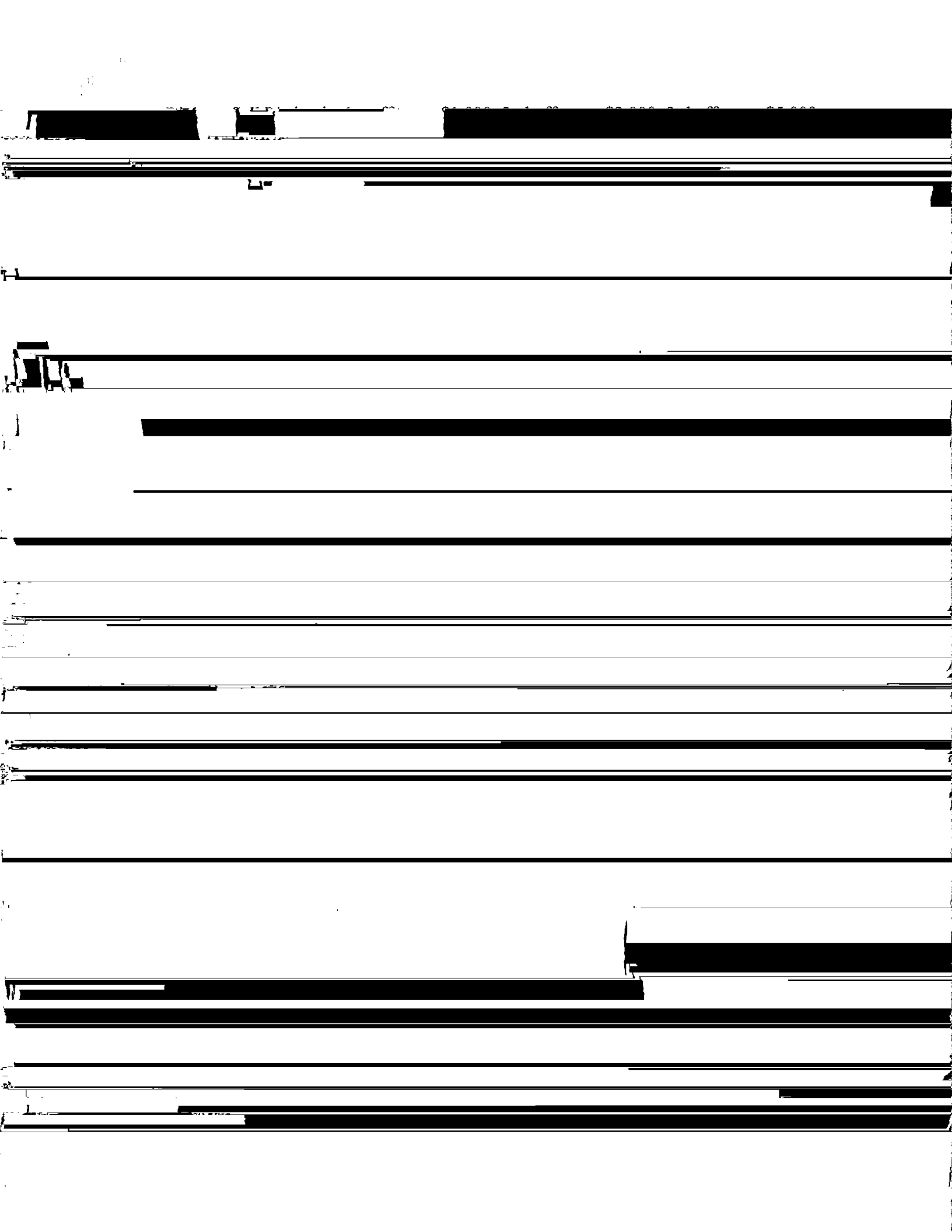
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



Answer: Denied.

PARAGRAPH 31. The purposes, capacities, tendencies, or effects of the

policy, practices, or operations of MIPoSource and its members as described herein have

been and are unreasonably to restrain competition among brokers, and to injure consumers, in the market for provision of residential real estate brokerage services

Respectfully submitted,

BUTZEL LONG, P.C.

By: Sheldon Klein (BKS)

Sheldon H. Klein (P41062)

Attorneys for Respondent

150 W. Jefferson, Suite 100


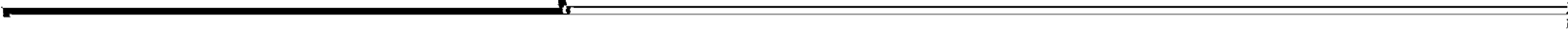




Detroit, MI 48225

(313) 225-7000

CERTIFICATE OF SERVICE

I, Marilyn Gardner, hereby certify that on November 20, 2006, have cause a copy of this proof of service, as well as the attached Answer to be served on the following persons by First Class mail:

Office of the Secretary
Federal Trade Commission



Room H-135
600 Pennsylvania Avenue, NW
Washington, D.C. 20580

Sean P. Gates, Esq.
601 New Jersey Avenue, NW-Rm NJ-6219
Washington, D.C. 20001


Marilyn Gardner