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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

FEDERAL TRADE COMMISSION,)
)
 Plaintiff,)
)
 vs.)
)
 PUBLISHERS BUSINESS SERVICES,)
 INC., a corporation; ED DANTUMA)
 ENTERPRISES, INC., a corporation,)
 also dba PUBLISHERS DIRECT)
 SERVICES and PUBLISHERS)
 BUSINESS SERVICES; PERSIS)
 DANTUMA; EDWARD DANTUMA;)
 BRENDA DANTUMA SCHANG;)
 DRIES DANTUMA; DIRK)
 DANTUMA; and JEFFREY)
 DANTUMA, individually and as)
 officers or managers of publishers)
 Business Services, Inc., or Ed Dantuma)
 Enterprises, Inc.,)
)
 Defendants.)

2:08-CV-00620-PMP-PAL

**ORDER RE:
EQUITABLE DAMAGES**

Plaintiff FTC commenced this action on May 14, 2008, by filing a
Complaint for Injunctive and other Equitable Relief (Doc. #1). FTC amended its
Complaint (Doc. #62) on February 5, 2009. Named as Defendants are Publishers
Business Services, Inc., a corporation; Ed Dantuma Enterprises, Inc., a corporation,
also dba Publishers Direct Services and Publishers Business Services; Persis
Dantuma; Edward Dantuma; Brenda Dantuma Schang; Dries Dantuma; Dirk

1 Dantuma; and Jeffrey Dantuma, individually and as officers, directors, or manager of
2 Publishers Business Services, Inc., or Ed Dantuma Enterprises, Inc.

3 FTC alleges that between January 1, 2004 and August 31, 2008,
4 Defendants garnered \$34,419,363.00 in gross revenues through consistent,
5 widespread, deceptive, and abusive sales and collection practices relating to
6 telemarketing sales of magazine subscriptions. Pursuant to Sections 13(b) and 19 of
7 the FTC Act, 15 U.S.C. §§ 53(b) and 57b, Section 6(b) of the Telemarketing Act, 15
8 U.S.C. § 6105(b), FTC sought a permanent injunction to prevent future violations of
9 the FTC Act and the Telemarketing Sales Rule (“TSR”) by Defendants. FTC also
10 sought restitution, the refund of monies paid, and the disgorgement of profits to
11 redress injury to consumers resulting from Defendants’ alleged violations of the FTC
12 Act and the TSR.

13 On June 3, 2008, the Court approved the Stipulation reached by the parties
14 for a Preliminary Injunction enjoining Defendants from, directly or indirectly,
15 engaging in deceptive or abusive sales and collection practices in relation to the sale
16 of magazine subscriptions. This Preliminary Injunction effectively caused
17 Defendants to cease their telemarketing business.

18 Following the completion of discovery in this action, the Court entered
19 Orders granting FTC’s Motion for Summary Judgment (Doc. #151) and for
20 Permanent Injunction (Doc. #152) on April 7, 2010. The Orders contained a detailed
21 statement of the allegations of the parties and the Court’s findings, and need not be
22 repeated here. In its Order on Summary Judgment (Doc. #151) the Court furthered
23 ordered an evidentiary hearing on the issue of equitable damages to be awarded, if
24 any.

25 Considerable disagreement ensued between the parties concerning the
26 scope of permissible additional discovery, and evidence to be presented at the

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1 or impracticable to locate and reimburse those individual customers. FTC v. Pantron

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1 **IT IS THEREFORE ORDERED** that Defendants' Publishers Business
2 Services, Inc., a corporation; Ed Dantuma Enterprises, Inc., a corporation, also dba
3 Publishers Direct Services and Publishers Business Services; Edward Dantuma; and
4 Dries Dantuma shall pay to Plaintiff Federal Trade Commission (FTC) the sum of
5 **\$191,219.00** as and for equitable damages.

6 **IT IS FURTHER ORDERED** that Clerk of Court shall forthwith enter
7 **JUDGMENT** accordingly.

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9 DATED: July 25, 2011.

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12 PHILIP M. PRO
13 United States District Judge
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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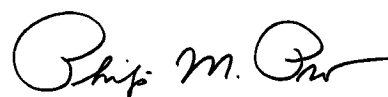
FEDERAL TRADE COMMISSION,)
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Plaintiff,)
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DANTUMA; and JEFFREY)
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officers or managers of publishers)
Business Services, Inc., or Ed Dantuma)
Enterprises, Inc.,)
)
Defendants.)

2:08-CV-00620-PMP-PAL

JUDGMENT

IT IS ORDERED that Judgment is hereby entered in favor of Plaintiff Federal Trade Commission (FTC) and against Defendants' Publishers Business Services, Inc., a corporation; Ed Dantuma Enterprises, Inc., a corporation, also dba Publishers Direct Services and Publishers Business Services; Edward Dantuma; and Dries Dantuma in the sum of **\$191, 219.00** as and for equitable damages.

DATED: July 25, 2011.



PHILIP M. PRO
United States District Judge