

1 WILLARD K. TOM
General Counsel

E-mailing

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DEFENDANTS

1
2 Defendant DR Phone Communications, Inc. ("Corporate Defendant"), also
3 doing business as DRphonecom.com, is a New York

4 In the Northern District of California
5 enforcements concerning advertising and/or in
6 created, advertised, marketed, distributed, or sold
7 the United States.

8 "Rosenthal") is the founder, president, and Chief

9 Corporate Defendant transacts or has transacted business
10 and throughout the United States. At all times and
11 concert with others, Corporate Defendant has
12 prepaid calling cards to consumers through

13 Defendant David Rosenthal



1 These disclosures are in contrast to the large and prominent dis-

for the use of the cards.

4 provide you with adequate information about the true costs and fees

5 For example, the English-language disclosure on the Call

3 Surcharges and fees will affect actual number of minutes delivered. International calls made to cellular



1 39. Therefore, the making of the representation as set forth in Paragraph 37 of this
2 Complaint constitutes a deceptive act or practice in or affecting commerce in violation of
3 Section 5(a) of the FTC Act, 15 U.S.C. § 45(a).

4 **Count II**
5 **Deception—Failure to Disclose Fees**



1. In addition, may expect ancillary relief.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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