

QUARTERLY FEDERAL COURT
LITIGATION STATUS REPORT

Office of the General Counsel
Bureau of Competition
Bureau of Consumer Protection
Regional Offices

March 31, 2015

No. 123

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SUMMARY OF CASES.....

SUMMARY OF CASES

D. Ct.	Ct. App.	S. Ct.	Total
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Assigned Attorneys: Imad D. Abyad (OGC)

Nature of Action: Petition for review of final Commission order.

Status: Petition filed 3/8/13.
POM and Tupper's opening briefs filed 8/14/13.
Commission's brief in opposition filed 2/7/14.
POM and Tupper's joint reply brief filed 3/4/14.
Oral argument held 5/2/14.
Opinion affirming Commission order issued 1/30/15.
Petition for rehearing due 4/6/15.

PROMEDICA HEALTH SYSTEMS, INC. v. FTC No. 12-3583 (6th Cir.)

Parties: ProMedica Health Systems, Inc.

Assigned Attorneys: Michele Arington (OGC)

Nature of Action: Petition for review of final divestiture order.

Status: Petition filed 5/18/12.
ProMedica's opening brief filed 9/17/12.
Commission's answering brief filed 11/14/12.
ProMedica's reply brief filed 12/12/12.
Oral argument held 3/7/13.
ProMedica's petition for rehearing and rehearing en banc filed 6/3/14;
Commission's response filed 7/7/14.
Order denying petition for en banc rehearing entered 7/24/14.
ProMedica's petition for certiorari filed 12/22/14.
Commission's opposition due 4/1/15.

McWANE, Inc. v. FTC, No. 14-11363 (11th Cir.)

Parties: McWane, Inc.

Assigned Attorneys: Jack Metzler (OGC)

Nature of Action: Petition for review of final Commission order.

Status: Petition filed 3/28/14.
McWane opening brief filed 6/27/14; FTC brief due 8/29/14;
McWane's reply brief filed 9/29/14.
Oral argument held 1/16/15.
McWane's supplemental brief filed 2/17/15.

Briefs of the Commission and the State of Georgia in further support of

Alleged Conduct: Action for preliminary injunction and other equitable relief for violations of Section 5 of the FTC Act and Section 7 of the Clayton Act in conjunction with Sysco Corporation's proposed merger with USF Holding Corp. and US Foods, Inc.

Status: Complaint filed 2/20/15.
TRO entered 2/27/15.

(B) Preliminary Injunctions (Other)

(None pending)

(C) Permanent Injunctions/Consumer Redress*

FTC v. 4 STAR RESOLUTION, LLC, No. 1:15-cv-112 (W.D.N.Y.)

Parties: 4 Star Resolution, LLC d/b/a Consumer Recovery Group d/b/a Four Star Capital Services d/b/a Four Star Resolution Services, LLC d/b/a FS Mediation Group
Profile Management, Inc.
International Recovery Service, LLC
Check Solutions Services, Inc.
Check Fraud Service, LLC
Merchant Recovery Service, Inc.
Fourstar Revenue Management, LLC
Travell Thomas
Maurice Sessum
Charles Blakely, III

Assigned Attorneys: Brian N. Lasky (NER)
Karen A. Dahlberg
Robin E. Eichen
Karen V. Goff

* Unless otherwise noted, cases involve suits for permanent injunction and other equitable

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Federal Debt Collection Practices Act in connection with the collection of debt or purported debt.

Status: Complaint filed 2/9/15.
TRO entered 2/9/15.

FTC v. A TO Z MARKETING, INC., No. 14-56582 (9th Cir.); No. 8:13-cv-00919 (C.D. Cal.)

Parties: A to Z Marketing, Inc.
Apex Members, LLC
Apex Solutions, Inc.
Backend, Inc.
Expert Processing Center, Inc.
Smart Funding Corp.
William D. Goodrich, Atty, Inc.
Ratan Baid
Madhulika Baid
William D Goodrich
Nationwide Law Center, P.C.
United States Law Center, P.C.
Emax Loans, Inc.
Millennium Law Center, P.C.
Legal Marketing Group, Inc.
SC Law Group, P.C.
Interstate Law Group, LLC
Backend Services, Inc.
Top Legal Advocates, P.C.
Evergreen Law Offices, PLLC
Amir (Alex) Montazeran
Business Team LLC (relief defendant)

Assigned Attorneys: Jonathan L Kessler (ECR)
Maria Del Monaco
Stacy Rene Procter
Steven W. Balster

Alleged Conduct: Deceptive acts and practices in violation of Section 5 through the operation of a nationwide scheme regarding mortgage assistance relief services, including loan documentation and transaction services, and loan modification services.

Status: Complaint filed 6/18/13.
TRO entered 6/18/13.
Preliminary injunction against Backend, Inc. entered 7/12/13.

Stipulated preliminary injunction against remaining defendants entered 7/19/13.

Amended complaint adding 11 new defendants and one relief defendant filed 12/16/13.

Commission's motion for summary judgment filed 8/18/14;

Opposition brief filed 8/25/14; Commission's amended motion for summary judgment filed 9/1/14; Commission's reply in support of motion for summary judgment filed 9/2/14.

Final order for permanent injunction against defendants Backend Services, Inc., Emax Loans, Inc., Legal Marketing Group, Inc., Nationwide Law Center, Inc., United States Law Center, P.C., Interstate Law Group, LLC, Millenium Law Center, P.C., William D. Goodrich and William D. Goodrich Atty, Inc. and SC Law Group, P.C. entered 9/2/14.

Order denying motion to set aside default judgment as to defendants Amir Montazeran and Business Team, LLC entered 9/2/14.

Order granting motion for default judgment as to Evergreen and Backend entered 9/2/14.

Stipulated final order for permanent injunction and settlement of claims for defendant Top Legal Advocates, P.

ir Mont

Kara Monahan
Peter Taylor

Alleged Conduct: Unfair methods of competition in violation of Section 5(a) of the FTC Act arising from baseless patent infringement lawsuits against potential generic competitors.

Status: Complaint filed 9/8/14.
Defendants' motion to dismiss for failure to state a claim filed 11/12/14;
Commission's brief in opposition filed 12/12/14.

FTC v. ACQUINITY INTERACTIVE LLC, No. 0:14-cv-60166 (S.D. Fla.), No. 1:13-cv-5380
(N.D. Ill.)

Parties: Acquinity Interactive, LLC
7657030 Canada, Inc.
Gary Jonas

Stipulated final judgment and order for permanent injunction as to remaining defendants entered 10/16/14.

FTC v. ACTAVIS, INC. (formerly WATSON PHARMACEUTICALS, INC.), No. 12-416 (S. Ct.); Nos. 12-16488, No. 10-12729 (11th Cir.); No. 09-CV-00955 (N.D. Ga.), formerly No. 2:09-CV-00598 (C.D. Cal.)

Parties: Watson Pharmaceuticals, Inc.
Par Pharmaceuticals Companies, Inc.
Paddock Laboratories, Inc.
Solvay Pharmaceuticals, Inc.

Assigned Attorneys: Markus Meier (BC)
Saralisa Brau
Cynthia A. Liebes (SER)
Mark S. Hegedus (OGC)

Alleged Conduct: Action for a permanent injunction and other equitable relief for violations of the Sections 1 and 2 of the Sherman Act and Section 5 of the FTC Act in connection with agreement between brand name drug manufacturer and generic manufacturers to delay entry of generic drug.

Status: Complaint in C.D. Cal. filed 1/27/09.
Amended complaint filed 2/12/09.
Defendants' motion to transfer case to Northern District of Georgia filed 2/27/09; Commission's opposition filed 3/16/09; defendants' reply filed 3/23/09; order transferring case to N.D. Ga. entered 4/9/09.
Second amended complaint filed 5/28/09.
Commission's motion to stay proceedings filed 6/15/09; defendants' opposition filed 6/17/09; Commission's reply filed 7/6/09; order denying motion entered 7/17/09.
Defendants' motions to dismiss second amended complaint filed 7/20/09; Commission's opposition filed 8/20/09; defendants' replies filed 9/11/09.
Order granting motion to dismiss Commission's second amended complaint entered 2/22/10.
Judgment dismissing Commission's claim with prejudice entered 4/21/10
Notice of appeal filed 6/10/10.
Commission's opening brief filed 7/26/10.
Defendants' answering brief filed 11/10/10.
Commission's reply brief filed 12/15/10.
Oral argument held 5/13/11.
Opinion affirming district court issued on 4/25/12.
Commission's petition for rehearing en banc filed 6/11/12.
Order denying petition for rehearing en banc entered 7/18/12.

Commission's petition for writ of certiorari filed 10/4/12.
 Petition granted 12/7/12.
 Commission's petition to district court to unseal document filed 12/10/12;
 motion granted and temporary stay pending appeal entered 12/19/12.
 Notice of appeal of order unsealing document by AbbVie Products filed
 12/21/12; emergency motion to expedite briefing and stay unsealing
 order filed 12/26/12; granted 1/10/13.
 Commission's Supreme Court rehearing brief filed 1/22/13.
 AbbVie Products' opening brief in 11th Circuit filed 1/31/13; Commission's
 response filed 2/7/13; AbbVie Products' reply filed 2/19/13.
 Respondents' Supreme Court briefs filed 2/21/13.
 Commission's Supreme Court reply brief filed 3/18/13.
 Oral argument in 11th Circuit held 3/20/13.
 11th Circuit opinion affirming district court order lifting seal and dissolving
 stay filed 3/21/13.
 Supreme Court grant of Solicitor General's motion to lift seal on sealed
 volume of joint appendix entered 3/22/13.
 Supreme Court oral argument held 3/25/13.
 Supreme Court decision in favor of the FTC, reversing the
 Eleventh Circuit Court of Appeals and remanding the case for further
 proceedings consistent with its opinion entered 6/17/13.
 Eleventh Circuit order vacating the district court judgment and remanding the
 case to the district court entered 9/9/13.
 Order making Eleventh Circuit's mandate judgment of the district court
 entered 11/15/13.
 Motion to dismiss for failure to state a claim filed 1/15/14; Commission's
 opposition filed 2/14/14; defendant's reply brief filed 3/3/14.
 Order denying motion to dismiss entered 4/21/14.

FTC v. ALCOHOLISM CURE CORP., No. 12-14039 (11th Cir.), No. 13-10-CV-00266 (M.D. Fla.)

Parties: Alcoholism Cure Corporation, d/b/a Alcoholism Cure Foundation
 Robert Douglas Krotzer

Assigned Attorneys: Karen Mandel (BCP/AP)
 Serena Viswanathan
 Jack Metzler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 involving false
 advertising claims in connection with cures for alcoholism and related
 unauthorized billing.

Status: Complaint filed 3/29/10.
 Final judgment and order for permanent injunctive and other equitable relief
 entered 7/3/12.

Contempt proceedings filed 3/19/14.
Show cause hearing held 10/15/14.

FTC v. ALLSTAR MARKETING GROUP, LLC, No. 1:15-cv-1945 (N.D. Ill.)

Parties: Allstar Marketing Group, LLC

Assigned Attorneys: Rozina C. Bhimani (MWR)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with “buy-one-get-one-free” promotions.

Status: Complaint filed 3/4/15.
Joint stipulated order for permanent injunction and monetary judgment filed 3/17/15.

German Lebedev
Publication A.Y.B., Inc.

Assigned Attorneys: John C. Hallerud (MWR)

Alleged Conduct: Violations of Section 5(a) of the FTC Act in connection with deceptive acts and advertising regarding listings in business directories.

Status: Complaint filed 3/9/15.
TRO entered 3/10/15.
Preliminary injunction entered 3/25/15.

FTC v. AMG SERVICES, INC.,

Stipulated preliminary injunction entered 12/27/12.
Commission's amended motion for ~~part~~ summary judgment filed 3/7/13;
defendants' responses

filed 5/27/14; motion granted without prejudice on 1/30/15.

FTC v. AT&T MOBILITY, LLC , No. 3:14-cv-04785 (N.D. Cal.)

Parties: AT&T Mobility, LLC

Assigned Attorneys: David M. Newman (WRSF)
Eric David Edmonson
Kerry O'Brien
Laura Fremont
Linda K. Badger
Matthew D. Gold
Evan Rose

Alleged Conduct: Deceptive and unfair facts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing of wireless broadband internet access service for smartphones.

Status: Complaint filed 10/28/14.
Motion to dismiss by AT&T Mobility filed 1/5/15.
Order denying motion to dismiss entered 3/31/15.

FTC v. BAYVIEW SOLUTIONS, LLC, No. 1:14-cv-01830 (D.D.C.)

Parties: Bayview Solutions, LLC
Aron Tomko
Jonathan Ortiz

Assigned Attorneys: Thomas J. Widor (BCP/FP)
Michael D. White
Katherine Ripley White (DPIP)

Alleged Conduct: Violations of Section 5(a) of the FTC Act in connection with defendants' unfair public disclosure of consumers' sensitive personal and financial information.

Status: Complaint filed 10/31/14.
Notice of voluntary dismissal of Jonathan Ortiz filed 12/18/14.
Order granting stay entered 2/2/15.

FTC v. BF LABS, INC. No. 4:14-cv-815 (W.D. Mo.)

Parties: BF Labs, Inc.

Darla Drake
Nasser Ghoseiri
Sonny Vleisides
Kyle Alexander
Dylan Symington

Assigned Attorneys: Helen Wong (BCP/FP)
Leah Frazier
Teresa N. Kosmidis

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the marketing and sale of Bitcoin mining machines.

Status: Complaint filed 9/15/14.
TRO entered 9/18/14.
Motions to dismiss entered 10/10/14.
Order denying motions to dismiss entered 12/23/14.
Commission's motion to dismiss counterclaims for lack of jurisdiction filed 3/10/15.

FTC v. BLUEHIPPO FUNDING, LLC, No. 11-374 (2d Cir.); No. 1:08-CV-01819 (S.D.N.Y.)

Parties: BlueHippo Funding, LLC
BlueHippo Capital LLC
Joseph K. Rensin

Assigned Attorneys: Amanda C. Basta (BCP/ENF)

entered 3/18/15.

FTC v. BROADWAY GLOBAL MASTER, INC., No. 2:12-CV-00855 (E.D. Cal.)

Parties: Broadway Global Master, Inc.
In-Arabia Solutions Inc.
Kirit Patel

Assigned Attorneys: Austin A.B. Ownbey (WRSF)
Kerry O'Brien
Sarah Schroeder

Alleged Conduct: Unfair and deceptive acts or practices in violation of Section 5 and the
FDCPA related to debt collection practices.

Status: Complaint filed 4/3/12.
TRO entered 4/5/12.
Preliminary injunction and asset freeze entered 4/26/12.
Kirit Patel indicted on 21 counts of mail and wire fraud on 8/23/12
Order granting six-month stay entered 9/17/12.
Orders extending stay entered 3/7/13, 7/8/13, and 11/18/13.
Orders extending stay entered 7/24, 4/30/14, 8/4/14, and 12/8/14.

FTC v. CARDFLEX, INC., No. 3:14-cv-397 (D. Nev.)

Parties: Cardflex, Inc.
Blaze Processing, LLC
March 1 Merchanting, LLC
Andrew M. Phillips
John S. Blaugrund
Shane Fisher
Jeremy Livingston

Assigned Attorneys: Karen S. Hobbs (BCP/MP)
Benjamin Robert Davidson
Blaine T. Welsh (AUSA)

Alleged Conduct: Violations of Section 5 of the FTCF Act in connection with unauthorized
charges to consumer's debit and credit accounts.

Status: Complaint filed 7/30/14.
Permanent injunction and final order against defendants Blaze Processing,
LLC, Mach 1 Merchanting, LLC and Shane Fisher entered 10/27/14.
Permanent injunction and final order against defendant Jeremy Livingston

entered 1/2/15.
Order granting 60 day stay proceedings entered 1/26/15.

FTC v. CARIBBEAN CRUISE LINE, No. 0:15-cv-60423 (S.D. Fla.)

Parties: Caribbean Cruise Line, Inc.
Linked Services Solutions, LLC
Economic Strategy, LLC
Pacific Telecom Communications Group
International Telephone Corporation
International Telephone, LLC
T M Caller ID, LLC
Telephone Management Corporation
Scott Broomfield
Jason Birkett
Jacob Dejongh
Fred A. Accuardi
Steve Hamilton

Assigned Attorneys: Bikram Bandy (BCP/MP)
Emily C. Burton

Alleged Conduct: Violations of Section 5(a) of the FTC Act and the Telemarketing Sales Rule
in connection with robocalls.

Status: Complaint filed 3/3/15.
Motion by Commission to approve consent judgment as to defendants
Caribbean Cruise Line, Inc., Linked Services Solutions, LLC,
Scott Broomfield, Jason Birkett, Economic Strategy, Jacob Dejongh
and Steve Hamilton filed 3/3/15.

FTC v. CD CAPITAL INVESTMENTS, LLC, 8:14-CV-1033 (C.D. Cal.)

FTC v. CEPHALON, INC, No. 2:08-CV-02141 (E.D. Pa.), formerly No. 1:08-CV-00244
(D.D.C.)

Parties: Cephalon, Inc.

Assigned Attorneys: Markus H. Meier (BC)
Bradley S. Albert
Garth W. Huston
Suzanne Munck

Alleged Conduct: Violations of Section 5 in connection with inducing generic companies to abandon patent challenge and agreeing to refrain from producing a generic form of the drug Provigil.

Status: Complaint for injunctive relief in D.D.C. filed 2/13/08.
Order granting defendant's motion to transfer case to E.D. Pa. entered 4/28/08.
Defendant's motion to dismiss filed 5/2/08; Commission's opposition to motion filed 6/2/08; defendant's reply filed 6/20/08.
First amended complaint filed 8/12/09.
Defendant's motion to dismiss filed 8/31/09; Commission's response in opposition filed 9/14/09; oral argument held 10/21/09.
Order and memorandum denying motion to dismiss entered 3/29/10.
Order staying case pending Supreme Court resolution of pay-for-delay pharmaceutical litigation settlements entered 8/29/12.
Notice by Commission of Supreme Court decision *FTC v. Actavis* filed 6/19/13.
Motion for partial summary judgment by the Commission filed 9/20/13; defendant's opposition filed 11/19/13; Commission's reply filed 12/20/13.
Motion to dismiss for lack of jurisdiction by Cephalon, Inc. filed 9/20/13; Commission's response filed 11/18/13; defendant's response filed 12/20/13.

Assigned Attorneys: David M. Newman (WRSF)
Eric D. Edmondson
Michele Arington (OGC)

Alleged Conduct: Unfair and deceptive acts and practices in violation of Section 5 in connection with the marketing and sale of Online Auction Starter Kits and automatic debiting of monthly charges to consumer credit cards.

Status: Complaint filed 11/10/09.
Stipulated final orders for permanent injunction and monetary relief against Commerce Planet, Inc., Michael Hill, and Aaron Gravitz entered 11/18/09. Motion to dismiss as to defendant Charles Gugliuzza filed 1/19/10; Commission's opposition to

relief filed 6/29/11.
Defendant Charles Gugliuzza's motion for summary judgment filed 7/27/11; Commission's opposition filed 8/22/11; reply filed 8/29/11; order denying motion for summary judgment entered 9/08/11.
Trial held 1/31/12-2/28/12.
Post-trial briefs submitted 3/23/12.
Appellant filed his reply 1/31/14.
Memorandum of decision in favor of the Commission and directing Commission to file proposed permanent injunction and judgment entered 6/22/12.
Final order and permanent injunctions to all defendants entered 7/17/12.
Defendant Charles Gugliuzza's notice of appeal filed 11/13/12.
Appellant's opening brief filed 7/5/13; Commission's answering brief filed 11/18/13; appellant's reply brief filed 1/31/14.
Notice of defendant Charles Gugliuzza's appeal to the 9th Circuit filed 9/6/14.
Order dismissing appeal as duplicate of pending appeal 12-57064 entered 9/19/14; Gugliuzza's motion for reconsideration filed 9/25/14.
Notice regarding appeal (No. 8:14-01529) from bankruptcy court's ruling that Gugliuzza's debt to the Commission is nondischargeable entered 9/22/14.
Gugliuzza's opening brief in bankruptcy appeal filed 12/5/14; Commission's answering brief due 1/16/15; Gugliuzza's reply brief due 1/30/15.
Oral argument in merits appeal held 2/9/15.
Oral argument in district court regarding bankruptcy appeal held 2/26/15.
Order by district court affirming in substantial part and reversing in part the bankruptcy court's order on nondischargeability entered 3/12/15.

FTC v. CONSUMER COLLECTION ADVOCATES, CORP. No. 0:14-cv-62491 (S.D Fla.)

Parties: Consumer Collection Advocates, Corp.
Michael R. Ettus

Assigned Attorneys: Barbara E. Bolton
Marcela C. Mateo

Company, Richard Holson, III, Barbara Taube, Vantage America Solutions, Inc. filed 11/6/13; cross motions for summary judgment by Rita Werner, GTL, Vantage, Century, Rick Holson, Jeff Burman, and Barbara Taube filed 9/4/13, 9/5/13 and 9/6/13.
Order granting motion by the Commonwealth of Massachusetts to modify the stipulated order of preliminary injunction entered 12/5/13.

FTC v. CREAM GROUP, INC.No. 2:13-cv-8843 (C.D. Cal.)

Parties: Cream Group, Inc., d/b/a Tena, TNT, Inc., d/b/a CRM, Inc.
Sami Charchian, d/b/a Oro Matka, d/b/a Modo, d/b/a Modo Industry, d/b/a Oro Max, d/b/a Casa de Oro, d/b/a Casa de Moda, d/b/a Oro Mundo, d/b/a Mation/Modo
John Charchian, a/k/a Djahangir Charchian, a/k/a Jahangir John Charchian
Norma Rae Ramos

Assigned Attorneys: Julie K. Mayer (NWR)
Laura M. Solis
Raymond E. McKown (WRLA)

Alleged Conduct: Violations of Section 5 and the Telemarketing Sales Rule, in connection with the sale of purported brand name merchandise for resale.

Status: Complaint filed 12/3/13.
TRO entered 12/3/13.
Stipulated preliminary injunction entered 1/9/14.
Default by clerk against Cream Group entered 3/18/14.
Amended complaint filed 4/2/14.
Default judgment as to relief defendants Bahareh Ramin and Spring Acres, LLC entered 7/8/14.
Final order for permanent injunction and monetary judgment against defendants Cream Group, Inc., John Charchian, and Sami Charchian and for monetary relief defendants Spring Acres, LLC and Bahareh Ramin entered 12/22/14.

FTC v. CWB SERVICES, LLCNo. 4:14-cv-783 (W.D. Mo.)

Parties: CWB Services, LLC
Orion Services, LLC
Sandpoint Capital, LLC
Basseterre Capital, LLC
Namakan Capital, LLC
Vandelier Group, LLC
St. Armands Group, LLC

Anasazi Group, LLC
Anasazi Services, LLC
Longboat Group, LLC
Orlead Group
Timothy A. Coppinger
Frampton Rowland, III

Assigned Attorneys: Rebecca M. Unruh (BCP/FP)
Charles M. Thomas
Lisa Rothfarb
Matthew Wilshire

Alleged Conduct: Unfair and deceptive practices, violation of Section 5 of the FTC Act, the Truth in Lending Act, and the Electronic Fund Transfer Act in connection with the offering or extension of payday loans.

Status: Complaint filed 9/5/14.
TRO entered 9/9/14.
Stipulated preliminary injunction entered 9/23/14.
Bench trial scheduled for 2/22/16.

FTC v. DAYTON FAMILY PRODUCTIONS, INC., No. 13-17448 (9th Cir.); No. 2:97-CV-00750 (D. Nev.)

Parties: Glen E. Burke, d/b/a American Health Associates, LLC

Assigned Attorneys: Reenah L. Kim (BCP/ENF)
Sarah Waldrop
Joel Marcus-Kurn (OGC)
Blaine T. Welsh (AUSA)

Alleged Conduct: Deceptive acts and practices, violation of a 1998 order for permanent injunction in connection with telemarketing by misrepresenting to consumers that they have won a valuable prize and requiring payment in order to retrieve the alleged prize.

Status: Complaint filed 6/20/97.
Permanent injunction entered 10/1/98.
Motion for contempt and stipulated preliminary injunction filed 1/28/13.
Order granting preliminary injunction entered 3/5/13.
Hearing held 9/5/13.
Order finding civil contempt liability entered 9/27/13.
Notice of appeal filed 11/26/13.
Commission's motion in district court for an indicative ruling and to

clarify judgment filed 2/10/14.
Commission's motion in court of appeals to suspend briefing schedule
and stay proceeding filed 2/11/14; order by court of appeals staying
case entered 2/14/14.
Commission's motion in court of appeals for remand filed 3/4/14;
order remanding case entered 3/14/14.
Order by district court reaffirming its 9/27/13 order of contempt entered
7/28/14.
Appellant's opening brief filed 10/23/14; Commission's answering brief filed
12/24/14; appellant's reply brief filed 12/31/14.

FTC v. DEBTPRO 123, LLC No. 8:14-cv-0693 (C.D. Cal.)

Parties: Debtpro 123, LLC
Allstar Processing Corp.
Allstar Debt Relief, LLC
Redwave Management Group
BET Companies, Inc.
Bryan E. Taylor, a/k/a B. Edward Taylor
Ryan Foland, a/k/a R Eugene Foland
Stacey Frion
Kara Taylor

Assigned Attorneys: Stacy Rene Procter (WRLA)
Benjamin J. Theisman (BCP/ENF)
Miriam R. Lederer

Alleged Conduct: Unfair and deceptive acts and practices in violation of Section 5 of the
FTC Act, the Telemarketing Sales Rule, and the Credit Repair Organization
Act in relation to advertising and business practices by credit repair
organizations.

Status: Complaint filed 5/2/14.

FTC v. DERMADOCTOR, INC., No. 4:14-cv-01129 (W.D. Mo.)

Parties: DERMAdoctor, Inc.
Audrey Kunin, MD

Assigned Attorneys: Christine DeLorme
Elizabeth Nach (BCP/AP)
Thomas M. Larson (AUSA)

Alleged Conduct: Violations of Sections 5(a) and 12 of the FTC Act in connection with the

advertising, marketing, distribution, and sale of DERMAdoctor line of cosmetic products.

Status: Complaint filed 12/23/14.
Stipulated final judgment and order for permanent injunction and other equitable relief entered 12/29/14.

FTC v. DIRECTV, INC., No. 3:15-cv-01129 (N.D. Cal.)

Parties: DirecTV, Inc.
DirecTV, LLC

Assigned Attorneys: Eric D. Edmondson (WRSF)
Boris Yankilovich
Erika R. Wodinsky
Jacob A. Snow
Raymond E. McKown (WRLA)
Stacy R. Procter

Alleged Conduct: Decemptive actis and practices in

Status: Complaint filed 9/16/14.
TRO entered 9/16/14.
Preliminary injunction entered 9/30/14.
Stipulation Order for Permanent Injunction and Monetary Judgment as to
defendants Maria Garcia, ID Services LLC, Alexander Wolfram,

FTC v. EWING, No. 2:07-cv-00479-PMP-GWF (D. Nev.)

Parties: Crystal A. Ewing
Consumer Direct Enterprises, LLC
Top Choice, Inc.
Classic Productions, LLC
Response Processing, LLC
David F. Ewing
Top Choice, Inc., d/b/a Sweepstakes Information Reporting Services,
Cash Claim Information Center, Consumer Award Advisory
Service, Mega Marketing Group, and Prize Distribution Center

Assigned Attorneys: Kathryn Decker (NWR)
Mary Benfield

Alleged Conduct: Violation of Section 5 in connection with deceptive sweepstake claims.
Status: Complaint for injunctive and other equitable relief filed 4/11/07.
Consent judgment and order for permanent injunction in favor of
Commission entered 6/14/07.
Commission's contempt motion against Crystal Ewing filed 5/1/14.
Consent judgment, final judgment, order for compensatory contempt relief,
and modified order for permanent injunction and other equitable
relief as to Crystal Ewing entered 2/3/15.

FTC v. EWING, No. 2:14-cv-0683 (D. Nev.)

Parties: Crystal Ewing
Classic Productions, LLC
Health Nutrition Products, LLC d/b/a W8-B-Gone, Quick & Easy
Howard Raff, a/k/a Howard Bruce
David Raff
Omni Processing Center
MBE Management, LLC
Shirley Murphy
Ronald Boyde
Global Access Management Systems, Inc.
Ricki Black

Assigned Attorneys: Alejandro Rosenberg (BCP/ENF)
Elsie B. Kappler
Korin Ewing Felix

Alleged Conduct: Violations of Sections 5 and 12 of the FTC act in connection with the
advertising, marketing and sale of purported weight loss pills.

Status: Complaint filed 5/1/14.
Default judgment as to defendants Ricki Black and Global Access Management Systems, Inc. entered 6/23/14; Defendants' motion to set aside entry of default filed 7/6/14; Commission's stipulation of no opposition to Ricki Black only filed 7/8/14.
Default judgment as to Omni Processing Center and MBE Management, LLC entered 7/18/14.

FTC v. FEDERAL CHECK PROCESSING, INC.No. 1:14-cv-0122 (W.D.N.Y.)

Parties: Federal Check Processing, Inc.
Federal Recoveries, LLC
Federal Processing Services, Inc.
Federal Processing, Inc.

1164047236 Quebec Inc., d/b/a Madicon Inc.
Ari Tietolman
Marc Ferry
Charles W. Borie
Robert Barczai

Assigned Attorneys: David R. Spiegel (BCP/MP)

Alleged Conduct: Unfair and deceptive acts or practices in violation of Section 5 and the Telemarketing Sales Rules in connection with marketing of supposed fraud protection, legal protection and pharmaceutical benefit services.

Status: Complaint filed 3/18/14.
Ex parte

Alleged Conduct: Violations of Section 5(a) of the FTC Act and Section 404 of the Credit Repair Organization Act in connection with the deceptive advertising, marketing, promotion offering for sale, sale of credit repair services.

Status: Complaint filed 3/16/15.
TRO entered 3/16/15.

FTC v. FMC COUNSELING SERVICES, INC.No. 0:14-cv-61545 (S.D. Fla.)

Parties: FMC Counseling Services, Inc.
FDC Assoc Group, Inc.
FDC Business, Inc.
FMC Review Corporation, Inc.
NDR Group, Inc.
FMC Consultants Group, Inc.
Jonathan L. Herbert

Assigned Attorneys: Elizabeth C. Stout (MWR)
James Davis

Alleged Conduct: Violations of Section 5 of the FTC Act and the Mortgage Assistance Relief Services Rule in connection with the marketing and sale of mortgage assistance relief services.

Status: Complaint for permanent injunction and other equitable relief filed 7/7/14.
Preliminary injunction with asset freeze and other equitable relief as to Jonathan L. Herbert entered 7/17/14.
Final judgment adopting parties' proposed stipulated final order for permanent injunction and monetary relief entered 12/12/14.

FTC v. GENESIS TODAY, INC.No. 1:15-cv-62 (W. D. Tex.)

Parties: Genesis Today, Inc.
Pure Health, LLC
Lindsey Duncan

Assigned Attorneys: Carl H. Settlemyer, III (BCP/AP)
Edward Glennon

Alleged Conduct: Violations of Sections 5 and 12 of the FTC Act in connection with the deceptive advertising, marketing, and sale of green coffee bean extract.

Status: Complaint filed 1/26/15.
Stipulated final judgment and order for permanent injunction entered

1/27/15.

FTC v. GERBER PRODUCTS, CO., No. 2:14-cv-06771 (D.N.J.)

Parties: Gerber Products Co. d/b/a Nestle Nutrition, d/b/a Nestle Infant Nutrition,
d/b/a Nestle Nutrition North America

Assigned Attorneys: Michelle K. Rusk (BCP/AP)
Victor V. DeFrancis
Ella Krainsky

Alleged Conduct: Deceptive acts and practices in violation of Sections 5(a) and 12 of the FTC
Act in connection with the labeling, advertising, marketing, distribution, and
sale of an infant formula purporting to prevent allergies.

Status: Complaint filed 10/29/14.

FTC v. HEALTH FORMULAS, LLC, No. 2:14-cv-01649 (D. Nev.)

Parties: Health Formulas, LLC d/b/a Simple Pure Nutrition
Pure Vitamins, LLC
Longhorn Marketing, LLC
Method Direct, LLC
Weight Loss Dojo, LLC d/b/a Fitness Dvds
VIP Savings d/b/a VIP Savings Center
DJD Distribution, LLC
MDCC, LLC d/b/a Method Direct Call Center
Chapnick, Smuckler & Chapnick, Inc.
Brandon Chapnick
Keith Smuckler

D. Nev.)

Stipulated preliminary injunction as to defendants Chapnick, Smukler & Chapnick, Inc., Brandon Chapnick, and Keith Smukler entered 11/18/14.

FTC v. HISPANIC GLOBAL WAY, CORP. No. 1:14-cv-22018 (S.D. Fla.)

Parties:

- Hispanic Global Way, Corp.
- Hispanic Global Way, LLC
- Hispanic Global Way Venez Corp., d/b/a TVO
- Hispanic Global Way Venez I Corp.
- Gold Lead USA Corp.
- Sky Advance Choices Corp.
- Sky Advance, LLC
- First Airborne Service Trading Corp., d/b/a Fast Solutions, L'Nature Lab, Movil English F.A.S.T, Molding Motion 5 First Airborne
- Hispanic Network Connctions, LLC, d/b/a Lo Vi En TV
- Fast Solutions Plus Corp.
- Grand Team Service Corp.
- B orTc .12 52
- B orTc .12 52

FTC v. HOLD BILLING SERVICES, LTD., No. 5:98-CV-00629-FB (W.D. Tex.)

Parties: Hold Billing Services, Ltd.
 HBS, Inc.
 Avery Communications, Inc.
 Veterans of America Association, Ltd.
 Thomas M. Lyons
 Keith C. Calil
 Milford H. Balaban
 Billings Services Group Limited (Contempt Defendant)
 Billing Services Group North America, Inc. (Contempt Defendant)
 HBS Billing Services Company (Contempt Defendant)
 Enhanced Billing Services, Inc. (Contempt Defendant)
 Billing Concepts, Inc. (Contempt Defendant)
 ACI Billing Services, Inc. (Contempt Defendant)

Assigned Attorneys: Douglas Wolfe (BCP/ENF)

Alleged Conduct: Unfair and deceptive billing practices in cramming bills for services upon
 telephone line subscribers in sweepstakes promotion.

Status: Complaint filed 7/1 ,i.8
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Alleged Conduct: Violations of Section 5 of the FTC Act and the Mortgage Assistance Relief Services Rule in connection with the marketing and sale of mortgage assistance relief services.

Status: Complaint filed 7/14/14.
Preliminary injunction entered 7/18/14.
Stipulated order for permanent injunction and monetary judgment entered 3/6/15.

FTC v. IAB MARKETING ASSOCIATES, LP, No. 12-16265 (11th Cir.); No. 3:14-cv-00458-L (N.D. Tex.); No. 0:12-CV-61830 (S.D. Fla.)

Parties: IAB Marketing Associates
Independent Association of Businesses
Healthcorp International, Inc.
JW Marketing Designs, LLC
International Marketing Agencies LP
International Marketing Management, LLC
Wood, LLC
Health Services Providers, Inc.
Magnolia Technologies Corporation
Fav Marketing Inc.
James C. Wood
James J. Wood
Michael J. Wood
Gary D. Wood
Roy D. Hamilton
Judy M. Hamilton

other defendants filed 12/3/12.
Stipulated final order as to Health Service Providers Inc., Magnolia
Technologies Corporation, FM Marketing Inc., Magnolia Health
Management Corporation, Roy D. Hamilton, and Judy M. Hamilton
entered 2/19/13.
Commission's amended complaint adding two relief defendants filed
3/4/13.
Motion to dismiss the amended complaint filed by IAB defendants and
relief defendant Tressa Wood filed 4/8/13; FTC's response filed
4/22/13.
Appellant's brief filed 3/8/13; Commission's responsive brief filed 5/10/13;
appellants' reply brief filed 5/28/13.
Motion by IAB defendants and relief defendant Tressa Wood to transfer

Avanix, LLC
Fiscal Fitness, LLC
Steven Sunyich
Michael Sunyich
Christopher Sunyich
Shawn Sunyich
Melissa Sunyich Gardner
Kent Brown
Shane Mosher
Jared Mosher
Thomas W. McNamara

Assigned Attorneys: Megan Bartley (BCP/ENF)
Richard Michael Waller

Alleged Conduct: Deceptive acts and practices in violation of Section 5 in connection with a scheme to debit and charge consumers without authorization.

Status: Complaint filed 1/28/13.
TRO entered 1/30/13.
Preliminary injunction entered 2/15/13.
FTC's amended complaint and motion for preliminary injunction and asset freeze against Jared Mosher filed 4/10/13.
Preliminary injunction and asset freeze against Jared Mosher entered 5/10/13.
Settlement agreement between the Commission and Shawn Sunyich filed 3/12/14.
Commission's motion for summary judgment filed 3/19/14.
Consent judgment and permanent injunction against defendants Kent Brown and Shawn Sunyich entered 6/5/14.
Clerk's entry of default against Ascot Crossing, LLC, Avanix, LLC, Bracknell Shore, Ltd., Chalon Group, Inc., Fiscal Fitness, LLC,

Paul M. Herdsman

Assigned Attorneys: Colleen B. Robbins (BCP/MP)
Emily C. Burton

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act and the Telemarketing Sales Rule in connection with the marketing, advertising, and sale of computer security technical support services.

Status: Complaint filed 11/10/14.
TRO entered 11/12/14.
Order granting preliminary injunction entered 12/23/14.
Trial scheduled for 5/2/16.

FTC v. INSTANT RESPONSE SYSTEMS, LLC No. 1:13-CV-00976 (E.D.N.Y.)

Parties: Instant Response Systems, LLC
B.B. Mercantile, Ltd.
Medical Alert Industrial
Medical Alert Services
Jason Abraham

Assigned Attorneys: Arturo DeCastro (BCP/MP)
Paul Spelman

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act, Telemarketing Sales Rule, and the Unauthorized Merchandise Statute in connection with unsolicited calls to elderly consumers to sell medical alert services.

Status: Complaint filed 2/25/13.
TRO entered 2/25/13.
Preliminary injunction entered 3/18/13.
Default judgment against defendant Instant Response Systems entered 1/31/14.
Commission's motion for summary judgment filed 6/6/14; Jason Abraham's motion to strike filed 7/24/14; Commission's reply in support of motion for summary judgment filed 8/15/14; Jason Abraham's informational supplement to motion to strike filed 12/10/14; Commission's reply in opposition to informational supplement of Abraham filed 12/15/14.

FTC v. IVY CAPITAL, INC., No. 13-16052 (9th Cir.), No. 2:11-CV-00283 (D. Nev.)

Parties:	Ivy Capital Inc.	Virtual Profit, LLC
	Fortune Learning Systems, LLC.	Dream Financial
	Fortune Learning, LLC.	ICI Development Inc.
	Vianet, Inc.	Ivy Capital, LLC
	Enrich Wealth Group, LLC	Logic Solutions, LLC
	Business Development Div., LLC	Oxford Debts Holdings, LLC
	Nevada Credit Division, LLC	Revsynergy LLC
	Corporate Credit Division, LLC	Sell IT Visions, LLC
	Tax Planning Division, LLC	Kyle Kirchbaum
	Zyzac Commerce Solutions, Inc.	John Harrison
	The Shipper, LLC	Steven Lyman
	3 Day MBA, LLC	Benjamin Hoskins
	Global Finance Group, LLC	Christopher Zelig
	Steven Sonnenberg	James Hanchett
	Joshua Wickman	Cherrytree Holdings, LLC

Order granting summary judgment entered 3/26/13.
Notice of appeal by Ben Hoskins, Dream Financial, Leanne Hoskins, and
Oxford Financial filed 5/23/13.
Order holding appeal in abeyance until judgment motion in district court
is resolved entered 5/29/13.
Order granting FTC's motion for default judgment against Business
Development Division, Corporate Credit Division, Credit Repair
Division, and Tax Planning

Premier Performance, Inc.	Pro Internet Services, Inc.
Razor Processing, Inc.	Rebate Deals, Inc.
Revive Marketing, Inc.	Ryan Riddle
Simcor Marketing, Inc.	Terrason Spinks
Success Marketing, Inc.	Summit Processing, Inc.
Tran Voyage, Inc.	TranFirst, Inc.
Unlimited Processing, Inc.	Xcel Processing, Inc.
eCom Success, Inc.	

Assigned Attorneys: Collot Guerard (BCP/MP)
 J. Ronald Brooke
 Burke Kappler (OGC)

Alleged Conduct: Deceptive acts and practices in violation of Section 5, the Electronic Fund Transfer Act, and Regulation E in connection with the advertisement of government grants and money-making opportunities.

Status: Complaint filed 12/21/10.
 TRO and asset freeze entered 1/13/11.
 Preliminary injunction entered 2/10/11.
 Notice of interlocutory appeal by defendant Jeremy Johnson (Appeal No. 11-17265) filed 9/22/11; dismissed 6/27/12.
 Notice of interlocutory appeal by defendant Diane Fielding, Anthon Holdings Corp., and Network Agenda, LLC (Appeal No. 11-17265) filed 9/23/11; dismissed on appellant's motion 11/17/11.
 Notice of appeal of order granting first motion for sale (Appeal No. 12-15778) filed 4/6/12; appellant's opening brief due but not filed 7/16/12; dismissed by 9th Cir. 11/5/12.
 Notice of appeal of order granting respondent's motion for fees (Appeal No. 12-16213) filed 5/21/12; appellant's opening brief due but not filed 9/7/12.
 Appeal dismissed for failure to prosecute, 12/20/12.
 Notices of appeal of order clarifying preliminary injunction (Nos. 13-15768 and 13-15778) filed 4/18/13 and 4/19/13; appeals consolidated and appellants' opening brief filed 5/17/13; Commission's responsive brief filed 6/28/13; reply brief filed 7/15/13.
 Notice of appeal (No. 13-15822) filed 4/24/13; appellants' opening brief filed 6/26/13; Commission's answering brief filed 8/7/13.
 Motion for summary judgment against liability and relief defendants filed 11/26/13.
 Motion for partial summary judgment by relief defendants filed 11/29/13.
 Voluntary dismissal of appeal 13-15822 entered 1/21/14.
 Oral argument in appeals 13-15768 and 13-15778 held 2/3/14.
 Stipulated final order for permanent injunction against defendants Big Bucks Pro, Inc., Blue Net Progress, Inc., Bolt Marketing, Inc., Business Loan Success, Inc., CS Processing, Inc., GGL Rewards, Inc.,

Highlighting Marketing, Inc., MisMarketing, Inc., Net Discounts,

Order granting Commission's motion for summary judgment and ordering supplemental briefing on scope of injunctive relief and monetary damages entered 4/20/12; Commission's brief filed 5/7/12; defendants' response brief filed 4/12; Commission's reply brief filed 5/21/12.

Final order granting permanent injunction and other equitable relief entered 8/23/12.

Defendant Beck's notice of appeal filed 9/7/12.

Defendant Beck's motion for a stay pending appeal filed 10/9/12; denied 10/9/12.

Appellant's brief filed 2/19/13; Commission's responsive brief filed 4/18/13; reply brief filed 5/2/13.

Oral argument held 2/9/15.

FTC v. LANIER LAW, LLC, No. 15-11263 (11th Cir.); No. 3:14-cv-786 (M.D. Fla.)

Parties: Lanier Law, LLC
 Fortress Law Group, LLC
 Surety Law Group, LLC

FTC v. LASAROW, No. 1:15-cv-1614 (N.D. Ill.)

Parties: Avrom Boris Lasarow
L Health Ltd.
Kristi Z. Kimball
New Consumer Solutions, LLC

Assigned Attorneys: Karen J. Mandel (BCP/AP)
Guy G. Ward

Alleged Conduct: Deceptive acts or practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the marketing of mobile device software applications called Mole Detective for the purported detection of melanoma.

Status: Complaint filed 2/23/15.

FTC v. LEANSPA LLC, No. 13-653 (2d Cir.); No. 3:11-CV-01715 (D. Conn.)

Parties: LeanSpa, LLC
NutraSlim, LLC
NutraSlim U.K. LTD
Boris Mizhen
Leadclick Media, Inc.
Richard Chiang
Angelina Strano, Relief Defendant
CoreLogic, Inc., Relief Defendant

Assigned Attorneys: Darren Lubetzky (NER)
Michael Bergman (OGC)

Alleged Conduct: Deceptive acts or practices in violation of Section 5 and the Electronic Fund Transfer Act in connection with the advertising, marketing, promotion, offering for sale, or sale of weight-loss and related health products through various websites.

Status: Complaint filed 11/07/11.
TRO granted in part 11/14/11.
Preliminary injunction entered 11/22/11.
Amended complaint filed 7/26/12.
Motion for preliminary injunction against defendant Richard Chiang and relief defendant Angelina Strano filed 11/19/12; opposition by Angelina Strano filed 11/15/12; Commission's reply filed 11/29/12.
Motion for stipulated preliminary injunction against Richard Chiang filed 11/15/12.

Preliminary injunction against Richard Chiang entered 1/17/13.
Preliminary injunction against relief defendant Angelina Strano entered
1/29/13.
Second amended complaint filed 2/19/13.
Notice of appeal by relief defendant Angelina Strano filed 2/21/13.
Appellant Strano's opening brief filed 2/22/13; Commission'

Casey Lee Adkisson
Erdi Development, LLC
Erdolo Ley Eromo
Ocean Tactics, LLC
Fraser R. Thompson
Phwoar, LLC
Darcy Michael Wedd
Concise Consulting, Inc.
Mmjax Consulting, Inc.
Michael Peter Pajaczkowski

Assigned Attorneys: Faye C. Barnouw (WRLA)
Marciela Segura
Barbara Y K Chun
Nicholas M. May

Alleged Conduct: Unfair and deceptive practices in violation of Section 5 of the FTC Act in connection with placing unauthorized third-party charges on consumers' mobile phone bills, or "cramming."

Status: Complaint filed 7/3/14.
TRO entered 7/3/14.
First amended complaint filed 10/6/14.
Motion to dismiss and motion to strike portions of complaint filed 11/7/14;
opposition filed 11/17/14; reply filed 11/24/14; motion denied
12/4/14.

FTC v. MIDWAY INDUSTRIES, LLC, No. 1:14-cv-2312 (D. Md.)

Parties: Midway Industries, LLC d/b/a Midway Industries of Delray Beach, LLC
Commercial Industries, LLC d/b/a State Electric & Power, LLC, d/b/a
Commercial Industries of Palm Beach, LLC
National, LLC d/b/a National Lighting & Maintenance d/b/a National and
National of Delray Beach, LLC
State Power & Lighting, LLC
Essex Industries, LLC
Johnson Distributing, LLC, d/b/a Johnson Distributing MD d/b/a Johnson
Distributors
Hansen Supply, LLC
Environment Industries, LLC
Mid Atlantic Industries, LLC
B & E Industries, LLC
Eric A. Epstein
Brian K. Wallen
Midway Management, LLC

Assigned Attorneys: Amy C. Hocevar (ECR)
Harris A. Senturia
Marci Fredrick

Alleged Conduct: Violations of Section 5 of the FTC Act, the Telemarketing Sales Rule and the Unordered Merchandise Statute in connection with sale of light bulbs and cleaning supplies.

Status: Complaint filed 7/21/14.
TRO entered 7/21/14.
Order granting preliminary injunction with continued appointment of receiver, asset freeze, and accounting entered 10/29/14.

FTC v. MONEY NOW FUNDING LLC., No. 2:13-cv-1583 (D. Ariz)

Parties: Money Now Funding LLC, a/k/a Cash4Businesses, a/k/a
CashFourBusinesses
Rose Marketing LLC
Depaola Marketing LLC
Affiliate Marketing Group LLC
Legal Doxs LLC, a/k/a First Business LLC
US Doc Assist LLC, a/k/a First Business LLC
Affinity Technologies LLC
Marketing Expert Solutions LLC
Lukeroy K Rose, a/k/a Luke Rose
Cordell Bess, a/k/a Blaine Thompson d/b/a JJB Marketing
Solana Depaola

Kendrick Thomas, d/b/a KT Advertising
Global Network Marketing, LLC
Precise Payroll Services, LLC
Strategic Media Advertising, LLC
Cynthia Miller, individually and as manager of Global Network Marketing
and Precise Payroll Services, LLC, a/k/a Cynthia Metcalf

Assigned Attorneys: Janet Ammerman (BCP/MP)
Rhonda Perkins
James Evans (BCP/AP)

Alleged Conduct: Violations of Sections 5 of the FTC Act, the Business Opportunity Rule, and the Telemarketing Sales Rule concerning a telemarketing scheme offering consumers business opportunities under a variety of names.

Status: Complaint filed 8/5/13.
TRO entered 8/5/13.
Preliminary injunction order entered 8/19/13.
Preliminary injunction as to defendant Cordell Bess, Clinton Rackley and Ronald Hobbs entered 9/13/13.
Motion to hold defendants Lukeroy Rose, Cordell Bess, Ronald Hobbs, Clinton Rackley, Della Frost, Richard Frost, Donna Duckett, Janine Lilly, and Dino Mitchell in contempt filed 10/18/13.
Amended complaints adding defendant Cynthia Miller, Global Network Marketing, LLC, Precise Payroll Services, LLC, and Strategic Media Advertising, LLC filed 1/9/14.
Preliminary injunction modified 2/13/14.
Preliminary injunction order with asset freeze and other equitable relief as to defendants Cynthia Miller, Global Network Marketing, LLC, and Precise Payroll Services, LLC entered 4/28/14.
Default as to Global Network Marketing, LLC, Cynthia Miller, Precise Payroll Services, LLC, and Strategic Media Advertising, LLC entered 4/30/14.
Second motion to hold defendant Lukeroy Rose in contempt filed 6/10/14.
Order holding defendant Lukeroy Rose in civil contempt of preliminary Injunction entered 8/27/14.
Motion to strike defendant Benny Montgomery's answer to complaint filed 11/21/14.
Order granting motion to strike defendant Benny Montgomery's answer and directing clerk to enter default against Benny Montgomery entered 12/10/14.
Motion for summary judgment against defendants Lukeroy Rose, Solana DePaola, Lance Himes, Leah Darling, Jennifer Beckman, William Claspell and Clinton Rackley filed 12/15/14.
Application for entry of default as to Montgomery filed 12/17/14.

Motion to stay all further proceedings as to defendants Himes and Claspell until 4/27/15 filed 1/13/15.
Motion to stay all further proceedings as to defendant Jennifer Beckman until 4/27/15 filed 1/20/15.
Order granting stay until 4/27/15 as to defendants Beckman, Himes and Claspell entered 1/21/15.
Motion to stay all further proceedings as to defendant Solana DePaola until 4/27/15 filed 2/11/15.
Order granting stay until 4/27/15 as to defendant Solana DePaola entered 2/12/15.
Order granting in part summary judgment against defendants Rose, Darling and Rackley entered 3/17/15.

FTC v. MORTGAGE RELIEF ADVOCATES, LLC, No. 2:14-cv-5434 (C.D. Cal.)

Parties: Mortgage Relief Advocates, LLC
National Forensic Loan Audit Services, LLC
Evertree, LLC
Key Stone real Estate, LLC
Pablo Rodriguez
Michael Rodriguez

Assigned Attorneys: Christian V. Tusan (WRLA)
Jason D. Schall (BCP/FP)
Yaa A. Apori

Alleged Conduct: Violations of Section 5 of the FTC Act and the Mortgage Assistance Relief Services in connection with the marketing and sale of mortgage assistance relief services.

Status: Complaint filed 7/14/14.
Preliminary injunction entered 8/22/14.
Commission's motion for summary judgment as to all claims filed 3/27/15.

FTC v. MYTEL INTERNATIONAL, INC., No. 2:87-cv-07259 (C.D. Cal.)

Parties: Mytel International, Inc.
Gilbert N. Michaels
Gerald Feldman

Assigned Attorneys: Elsie B. Kappler (BCP/ENF)
Reenah L. Kim
John D. Jacobs (WRLA)

Mark S. Hegedus (OGC)

Alleged Conduct: Violation of 1988 permanent injunction order regarding deceptive acts and Practices in connection with the sale of photocopier toner.

Jared Wheat
Thomasz Holda
Michael Howell
Stephen Smith
Terrill Mark Wright, M.D.

Notice of appeal from coercive contempt order and emergency motion for a stay by defendants Wheat and Smith filed 9/4/14; Commission's opposition filed 9/5/14; motion for stay denied 9/5/14; motion to voluntarily dismiss appeal filed 9/8/14; appeal no. 14-13972 dismissed 10/15/14.

Motion to purge contempt defendant contempt filed 9/26/14; Commission's opposition filed 9/26/14.

Second motion to purge contempt defendant for release contempt defendants pending determination of less restrictive mean to purge contempt filed 10/16/14; Commission's response filed 1/13/15; granted 1/20/15.

Motion to stay execution of judgment pending appeal entered 10/30/14; denied 1/23/15.

Appellants' briefs (No.14-13131) filed 10/30/14.

Order that the US Marshal's Service release Jared Wheat and Stephen Smith from incarceration entered 11/10/14.

Commission's answering brief (No. 14-13131) filed 1/9/15; appellants' reply briefs filed 2/17/15.

Oral argument scheduled for 4/17/15.

FTC v. NEOVI, INC., Nos. 12-56658, 12-56735, 09-55093 (9th Cir.); No. 3:06-CV-01952 (S.D. Cal.)

Parties: Neovi, Inc., d/b/a NeoData Corporation and Qchex.com
G7 Productivity Systems, Inc., d/b/a Qchex.com
James M. Danforth
Thomas Villwock
iProlog Corporation
FreeQuick Wire Corporation

Assigned Attorneys: Korin Ewing Felix (BCP/ENF)
John D. Jacobs (WRLA)
Leslie Melman (OGC)
Jack Metzler

Alleged Conduct: Unfair practices in violation of Section 5 in connection with the offering and sale of online check services.

Status: Complaint filed 9/19/06.
Final order for permanent injunction and other equitable relief entered 1/7/09.
Notice of appeal by defendants filed 1/16/09.
Motion for order to show cause why Thomas Villwock, James M.

Danforth, G7 Productivity Systems, iProlog Corporation, and FreeQuick Wire Corporation should be held in contempt filed 10/15/09.

Order requiring Commission to show cause why contempt motion should not be dismissed entered 10/19/09; Commission's response filed 10/21/09

Order by district court staying contempt proceedings pending appeal entered 1/19/10.

Opinion affirming district court order entered 5/14/10; amended 6/15/10. Contempt proceedings reopened 5/14/10.

Final order finding defendants NeoProductivity Systems, Thomas Villwock, and James M. Danforth in contempt entered 7/11/12.

Notice of appeal by defendants filed 8/7/12; Commission's cross appeal filed 9/21/12.

Order by the Ninth Circuit requiring defendants to show cause why appellate jurisdiction exists entered 9/24/12.

Commission's memorandum on jurisdiction filed 10/24/13.

Order dismissing appeal for lack of appellate jurisdiction entered 1/22/13.

Contempt hearing in district court held 8/12/13.

Order finding that defendants failed to purge their noncompliance with court's 1/7/09 final order, and granting them 30 days to comply entered 1/10/14.

Commission's motion to modify final order filed 2/10/14; defendant's opposition filed 3/6/14; Commission's reply filed 3/13/14.

Order denying Commission's motion to modify entered 8/25/14.

Commission's renewed motion to modify final order filed 12/1/14.

Olympus Advertising, Inc.
JMD Advertising, Inc.
Signature Group, LLC
Sermo Group, LLC
Nicholas Scott Congleton
Paul Daniel Pascual
Bryan Benjamin Walsh

FTC v. PAIRSYS, INC. No. 1:14-cv-1192 (N.D. N.Y.)

Parties: Pairsys, Inc.
Tiya Bhattacharya
Uttam Saha

Assigned Attorneys: Gideon E. Sinasohn (SER)

Alleged Conduct: Deceptive acts or practices in violation of Section 5 of the FTC Act and the Telemarketing Sales Rule in connection with the sale of computer security services.

Status: Complaint filed 9/30/14.
TRO entered 9/30/14.
Stipulated preliminary injunction order entered 10/9/14.
Clerk's entry of default as to Pairsys, Inc. entered 12/22/14.
Bench trial set for 2/9/16.

FTC v. PARTNERS IN HEALTH

FTC v. PHILIP DANIELSON, LLC, No. 2:14-cv-896 (D. Nev.)

Parties: Philip Danielson, LLC
Foundation Business Solutions, LLC
Emerchant, LLC d/b/a Full Biz Solutions
Linden Financial Group, LLC
Acutus Law, P.C.
Direct Results Solutions, LLC
Strata G Solutions, LLC
Philip J. Danielson
Tony D. Norton
Sean J. Coberly
Tanya L. Hawkins a/k/a Tonya Hawkins
Chad E. Vansickle
Jennifer B. Danielson
April D. Norton

Assigned Attorneys: Adam M. Wesolowski (BCP/FP)
Thomas J. Widor

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and Mortgage Assistance Relief Services connection with phony mortgage relief scheme.

Status: Complaint filed 6/9/14.
TRO entered 6/23/14.
Stipulated preliminary injunction as to Linden Financial Group, LLC entered 8/4/14.
Commission's notice of voluntary dismissal of Jennifer B. Danielson filed 8/19/14; order of dismissal entered 8/19/14.
Default as to Acutus Law. P.C. Sean J. Coberly, Philip J. Danielson,

FTC v. PSC ADMINISTRATIVE, LLC, No. 1:15-cv-84 (S.D. Ala.)

Parties: PSC Administrative, LL

filed 3/26/15.

FTC v. SUN BRIGHT VENTURES, LLC, No. 5:14-cv-2153 (M.D. Fla.)

Parties: Sun Bright Ventures, LLC
Citadel ID Pro, LLC
Benjamin Todd Workman
Trident Consulting Partners, LLC (relief defendant)
Glenn Erikson

Assigned Attorneys: Russel Deitch (BCP/MP)
Thomas M. Biesty
Tracey T. Gronniger

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5 of the FTC Act, the Telemarketing and Consumer Fraud and Abuse Prevention Act in connection with soliciting consumers about free products and services.

Status: Complaint filed 7/1/14.
TRO entered 9/4/14.
Stipulated preliminary injunctions entered 9/18/14.
Trial set for 11/30/15.

FTC v. TRACFONE, No. 3:13-cv-03440 (N.D. Cal.)

Parties: Tracfone Wireless, Inc. d/b/a Simple Mobile,
d/b/a Telcel America

Assigned Attorneys: Steven Spencer Elg (SERA)
Anna M. Burns

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the sale of "unlimited" mobile data service.

Status: Complaint filed 1/28/15.
Stipulated order for permanent injunction and monetary judgment entered 2/20/15.

FTC v. TRUDEAU, No. 12-6 (S. Ct.); Nos. 08-249, 10-2418, 10-1383, 13-1746, 13-1747, and 13-1898 (7th Cir.); Nos. 1:03-cv-03904, 1:98-CV-00168 (N.D. Ill.)

Parties: Kevin Trudeau
Shop America (USA), LLC

Robert Barefoot
Deonna Enterprises, Inc.
Karbo, Inc.
Karbo Enterprises, Inc.
Shop America Marketing Group
TruStar Global Media
K.T. Corp.
TruCom, LLC
Law Offices of Marc J. Lane
Winston & Strawn LLP
Website Solutions USA (WSU)
Global Information Network USA (GIN USA)
KT Radio Network (KTRN)
Nataliya Babenko

Assigned Attorneys: Michael P. Mora (BCP-ENF)
Jonathan Cohen
David O'Toole (MWR)
David Sieradzki (OGC)

Alleged Conduct: Deceptive practices in violation of Sections 5 and 12 in connection with the sale of a dietary supplement; civil contempt for violations of a 1998 stipulated permanent injunction against Kevin Trudeau in connection with infomercial sales of a weight loss book; civil contempt for failure to comply with 2010 contempt sanction.

Status: Complaint filed 6/9/03.
Stipulated final order for permanent injunction and settlement of claims for monetary relief as to defendants Kevin Trudeau, Shop America (USA), LLC, Shop America Marketing Group, LLC, TruStar Global Media, Limited and Relief defendant K.T. Corporation, Limited and TruCom, LLC, including monetary relief of approximately \$2.1 million entered 9/3/04.

* * * * *

Motion to show cause why defendant Trudeau should not be held in civil contempt for violating permanent injunction, filed 9/13/07.
Order finding Trudeau in contempt for violating permanent injunction entered 11/16/07.
Hearing on remedy for violating permanent injunction held 7/22-25/08.
Judgment confirming 11/16/07 order, requiring monetary payment by Trudeau, and providing for other relief entered 8/7/08.
Commission's motion to amend/correct judgment filed 8/21/08; response by Trudeau filed 9/22/08; Commission's reply filed 10/7/08, corrected 10/21/08.

Corrected supplemental order modifying the stipulated order for permanent injunction and awarding monetary relief entered 6/2/10.
Notice of appeal (10-2418) of supplemental and corrected supplemental orders filed 6/11/10.
Trudeau's emergency motion for staying pending appeal filed 6/15/10;
Commission's response filed 6/23/10; Trudeau's reply filed 6/28/10;
order denying motion filed 7/14/10.
Trudeau's brief filed 7/23/10; Commission's brief filed 8/23/10; Trudeau's reply filed 9/13/10.
Oral argument held 9/24/10.
Seventh Circuit opinion affirming contempt sanctions and modification of decree, issued 11/29/11.
Trudeau's petition for rehearing denied 1/13/12; denied 1/30/12.
Trudeau's petition of certiorari filed 6/28/12; Commission's brief in opposition filed 8/27/12; Trudeau's reply brief filed 9/11/12.
Certiorari denied 10/9/12.

* * * * *

Motion for coercive contempt order to compel Trudeau to comply with 6/2/10 order requiring payment of

Trudeau appellants' motion for stay pending appeal filed with 7th Circuit on 4/12/13; Commission's opposition filed 4/17/13; 7th Circuit order vacating emergency stay issued 4/19/13; Trudeau appellants' motion to reconsider filed 4/19/13; 7th Circuit order denying reconsideration issued 7/24/13.

Trudeau appellants' motion to dismiss case as moot filed 4/26/13; appeals (13-1746 and 13-1747) dismissed 4/29/13.

* * * * *

Trudeau bankruptcy petition filed 4/22/13.

Trudeau motion to stay discovery in district court contempt proceeding filed 4/23/13; Commission's opposition brief and motion for ruling that automatic stay does not apply to contempt proceeding, filed 4/24/13; Trudeau opposition to Commission's motion filed 4/25/13; District court order granting Commission's motion issued 4/26/13.

Notice of appeal (13-1898) filed by Trudeau 4/26/13; Trudeau's motion for stay pending appeal filed 4/26/13; Commission's opposition filed 4/29/13.

Seventh Circuit order denying stay issued 4/30/13.

Trudeau's appeal voluntarily dismissed 5/24/13.

Bankruptcy proceeding dismissed 5/28/13.

* * * * *

Motion to hold defendant in contempt filed 7/13/12; evidentiary hearings before district court on Commission's motion to hold Trudeau in contempt for failing to pay civil contempt sanction, held 5/21/13 and 6/26-27/13.

Writ ne exeat ordering Trudeau to surrender passport and not to leave the United States until further order of court issued 6/25/13.

Order partially granting motion to hold Trudeau in contempt entered 7/26/13.

Order finding Trudeau in contempt of court and directing the US Marshall to take him into custody entered 9/18/13; order releasing Trudeau from custody entered 9/19/13.

Order finding Trudeau in contempt of court and ordering him incarcerated entered 10/17/13; order releasing Trudeau from custody to prepare for criminal contempt trial entered 10/28/13.

Order directing that Trudeau be incarcerated to ensure compliance with court's prior orders, such as coercive incarceration to be independent of any incarceration resulting from Trudeau's recent conviction for criminal contempt, entered 11/21/13.

Order suspending Trudeau's civil sentence pending completion of his criminal sentence entered 3/19/14.

FTC v. VANTAGE POINT SERVICES, No. 1:15-cv-00006 (W.D.N.Y)

Parties: Vantage Point Services, LLC
Payment Management Solutions, Inc.
Bonified Payment Solutions, Inc.
Gregory Mackinnon
Megan Vandeviver
Angela Burdorf
Joseph Ciffa

Assigned Attorneys: Colin A. Hector (BCP/FP)
Jason Adler
Peter W. Lamberton

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection debt collection activities.

Status: Complaint filed 1/5/15.
TRO entered 1/5/15.

FTC v. WEALTH EDUCATORS, INC., No. 2:15-cv-2357 (W.D. Cal.)

Parties: Wealth Educators, Inc. d/b/a Family 1st Preservations, d/b/a Family 1st Home Loans, d/b/a Legal Affiliates & Associates, d/b/a Legal Educators & Co., d/b/a Family 1st Home Prevention, d/b/a Legal Educators USA & Co., d/b/a State Mutual & Associates, d/b/a

Chris Lenyszyn

Assigned Attorneys: Marcela C. Mateo (SER)
Robin L. Rock

Alleged Conduct: Deceptive and unfair facts or practices in violation of Section 5(a) of the FTC Act and the Fair Debt Collection Practices Act in connection with abusive and deceptive debt collection.

Status: Complaint filed 5/27/14.
TRO with asset freeze entered 5/28/14.
Stipulated preliminary injunction entered 6/19/14.
Amended complaint filed 9/24/14.
Commission's motion to hold defendant John Williams in contempt for violations of the stipulated preliminary injunction order filed 11/10/14; granted 12/2/14.
Clerk's entry of default as to John Williams; Williams Scott & Associates; and WSA LLC entered 12/12/14.
Order imposing contempt sanctions against defendants John Williams; Williams Scott and Associates LLC and WSA LLC, as well as Sterling Ross and entities associated with it, entered 12/22/14.
Commission's motion for default judgment against defendants John Williams, Williams, Scott & Associates LLC, and WSA, LLC filed 3/6/15.

FTC v. WORLDWIDE INFO SERVICES INC., No. 6:14-cv-0008 (M.D. Fla.)

Parties: Worldwide Info Services, Inc.
Elite Information Solutions, Inc.
Absolute Solutions, Inc.
Global Interactive Technologies, Inc.
Global Service Providers, Inc.
The Credit Voice, Inc.
Live Agent Response, LLC
Arcagen, Inc.
American Innovative Concepts, Inc.
Unique Information Services Inc.
Michael Hilgar
Gary Martin
Joseph Settecase
National Life Network, Inc.
Yuluisa Nieves

Assigned Attorneys: David A. O'Toole (MWR)
Marissa J. Reich

Alleged Conduct: Deceptive acts and practices in violation of Section 5 and the Telemarketing Sales Rules in connection with rolls to senior citizens marketing a Purportedly free medical alert system.

Status: Complaint filed 1/6/14.
Order granting temporary restraining order and asset freeze entered 1/7/14.
Stipulated preliminary injunction entered 1/24/14.
Amended complaint filed 2/25/14.
Stipulated preliminary injunction with asset freeze, appointment of a receiver, and other equitable relief to defendants national Life Network, Inc. and Yuluisa Nieves entered 5/12/14.
Order dismissing without prejudice defendant The Credit Voice entered 5/14/14.
Permanent injunction and judgment in favor of the Commission entered 11/13/14.
Motion for default judgment against Live Agent Response 1 LLC entered 12/5/14.
Order granting motion for default judgment in part and ordering permanent injunctive and monetary relief against Live Agent entered 3/6/15.

FTC v. WRIGHT, No. 2:14-cv-258 (D. Utah); No. 2:13-cv-2215 (D. Ariz.)

Parties: Kevin Wright
HCG Platinum LLC
Right Way Nutrition LLC
Weekes Holdings LLC (relief defendant)
Primary Colors LLC (relief defendant)
Kmart Holdings LLC (relief defendant)
Nutrisport Holdings LLC (relief defendant)
Ty D. Mattingly (relief defendant)
Julie Mattingly (relief defendant)
Annette Wright (relief defendant)

Assigned Attorneys: James Anthony Prunty (BCP/AP)

Alleged Conduct: Deceptive acts and practices in violation of Sections 5 and 12 of the FTC Act, in connection with the sale of products HCG and other weight-loss products.

Status: Complaint filed 10/30/13.
Motion to change venue and transfer case to D. Utah filed 2/21/14;
Commission's opposition filed 3/7/14; reply filed 3/14/14.
Order granting motion to transfer venue to D. Utah entered 4/9/14.
Stipulated final money judgment and final order for permanent injunction as to defendants Kevin Wright, HCG Platinum, LLC, and Right Way Nutrition, LLC entered 12/09/14.

Order of dismissal relief defendants entered 1/9/15.

FTC v. WV UNIVERSAL MANAGEMENT, LLC, No. 6:12-CV-01618 (M.D. Fla.)

Parties: WV Universal Management, LLC, d/b/a Treasure Your Success
Leading Products

Stipulated permanent injunction and final order as to Derek Depuydt entered 11/20/14.

Stipulated order for permanent injunction and final judgment as to defendants, Jonathon Warren, Business First Solutions Inc. and Voiceonyx Corp. entered 11/20/14.

Permanent injunction and final judgment as to defendants Hal E. Smith and HES Merchant Services Company, Inc. entered 2/11/15.

Order granting motion for equitable monetary relief judgment against defendants Hal E. Smith, HES Merchant Services Company, Inc., and Universal Processing Services of Wisconsin, LLC entered 2/11/15.

FTC v. WYNDHAM WORLDWIDE CORP. No. 14-3514 (USCA Third Cir.); No. 2:13-CV-01887; 3:13-cv-1887 (D.N.J.); No. 2:12-CV-1365 (D. Ariz.)

Parties: Wyndham Worldwide Corp.
Wyndham Hotel Group, LLC
Wyndham Hotels and Resorts, LLC
Wyndham Hotel Management Inc.

Assigned Attorneys: John A. Krebs (BCP/PIP)
Katherine E. McCarron
Kevin H. Moriarty
Kristin K. Cohen
Lisa N.W. Schifferle
Jonathan Zimmerman
Andrea Arias

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act in connection with failing to maintain reasonable level of appropriate data security of consumer for consumers sensitive information.

Status: Complaint filed 6/26/12.
Defendants' motion to dismiss filed 2/27/12; Commission's response filed 10/1/12; defendants' reply filed 10/23/12.
Motion for leave to file amicus curiae briefs filed by the Chamber of Commerce and the International Franchise Association filed 10/5/12.
Defendants' motion to transfer venue to the District of New Jersey granted 3/25/13.
Order denying defendants' motions to dismiss and amici's motions to file briefs, subjecter venue

entered 6/23/14.
Notice of appeal filed 8/5/14.
Wyndham's opening brief filed 10/6/14; Commission's answering brief filed
11/5/14; Wyndham's reply brief filed 12/8/14.
Oral argument held 3/3/15.
Supplemental memoranda requested by the Court during oral argument
filed 3/27/15.

FTC v. YOUR YELLOW BOOK, INC.No. 5:14-cv-786 (W. D. Okla.)

Parties: Your Yellow Book, Inc.
Brandie Michelle Law
Dustin R. Law
Robert Ray Law

Assigned Attorneys: Reid A. Tepfer (SWR)
Thomas B. Carter
James E. Elliott

Alleged Conduct: Violations of Section 5 of the FTC Act in connection with selling internet
business-directory services.

Status: Complaint filed 7/24/14.
TRO entered 7/25/14.
Commission's motion for contempt order to show cause filed 8/15/14.
Order granting stay entered 9/30/14.
Stipulated order for permanent injunction and monetary judgment entered
12/2/14.

FTC v. YOUR YELLOW PAGES, INC.No. 1:14-cv-22129 (S.D. Fla.)

Parties: Your Yellow Pages, Inc., d/b/a EBS Collections
Rapid Pages, Inc., d/b/a Rapid Yellow Pages
City Pages, Inc., d/b/a Online City Yellow Pages
Donovan B. Hinds, a/k/a Donavan B. Hinds
Andrew Beitler
Ernest Baxter, a/k/a Ernest Baster, a/k/a Carl Jenkins

Assigned Attorneys: Anna M. Burns (SER)
Steven S. Elg

Alleged Conduct: Unfair and deceptive practices, violation of Section 5 of the FTC Act in
connection with the sale of business directories.

CIVIL PENALTY AND ENFORCEMENT CASES *

(A) Consumer Protection

FTC v. ABERNATHY MOTOR COMPANY No. 3:14-cv-00063 (E.D. Ark.)

Parties: Abernathy Motor Company
 Wesley Abernathy
 David Abernathy

Assigned Attorneys: Eric N. Roberson (SWR)
 Reid Abram Tepfer

Alleged Conduct: Violations of Section 5 of the Magnuson-Moss Act and the Used Car Rule for failure to display Buyers Guide providing warranty and other information on used vehicles for sale.

Status: Complaint filed 3/12/14.

FTC v. BILLION AUTO, INC., No. 5:14-cv-04118 (N.D. Iowa)

Parties: Billion Auto, Inc.
 Billion SC, Inc.
 Billion NSC, Inc.

Peter Lamberton
James W. Harlow (DOJ/CPB)
John Vagelatos (AUSA)

Alleged Conduct: Violations of Section 5(a) of the FTC Act and the FDCPA regarding unfair, abusive, or deceptive debt collection practices.

Status: Complaint filed 8/5/14.
Government's motion to approve consent judgment for permanent injunction and civil penalty judgment filed 8/7/14.
Stipulated order for permanent injunction and civil penalty judgment entered 9/22/14.
Motion to alter judgment by CreditSmart, LLC filed 3/30/15; granted 3/31/15.

UNITED STATES v. DANIEL CHAPTER ONE, No. 10-5370 (D.C. Cir.); No. 1:10-CV-01362 (D.D.C.)

Parties: Daniel Chapter One
James Feijo

Assigned Attorneys: Laura Kim (BCP/ENF)
Brad Winter
Jessica R. Gunder (DOJ/CPB)

Alleged Conduct: Violation of an FTC cease and desist order in connection with defendants' continued deceptive advertising promotion, and sale of supposed cancer-cure products and failure to send required notification to prior purchasers of such products.

Status: Complaint filed 8/13/10.
United States' motion for preliminary injunction filed 8/25/10.
Defendants' motion to dismiss filed 9/1/10.
Order denying United States' and defendants' motions, and staying case pending resolution of defendants' appeal of the Commission's cease and desist order entered 9/14/10.
Notice of appeal by United States filed 11/12/10. United States' motion to dismiss appeal voluntarily by United States filed 1/3/11.
Stay lifted 3/7/11.
United States' motion for preliminary injunction filed 3/11/11; opposition filed 3/25/11; reply filed 4/1/11.
Defendants' motion for stay filed 3/25/11; opposition filed 4/1/11; reply filed 4/8/11; motion denied 5/10/11.
Order granting United States' motion for preliminary injunction entered 6/22/11.

United States' motion for order to show cause by Daniel Chapter One, James Feijo, and Patricia Feijo should not be held in contempt of 6/22/11 order filed 7/29/11.

United States' motion for summary judgment on liability filed 9/30/11; opposition filed 10/21/11; reply filed 11/30/11.

Defendants' motion for partial summary judgment filed 9/6/12; United States' opposition filed 12/14/12.
United States' motion for partial summary judgment filed 3/1/13.
United States' second motion for partial summary judgment filed 5/17/13; opposition filed 7/19/13; reply filed 7/30/13.
Hearing on motions for partial summary judgment held 1/16/14.
United States' supplemental memorandum regarding motion for summary judgment filed 2/14/14; defendants' reply to supplemental memorandum filed 3/7/14.
Order granting in part and denying part defendants' motion for partial summary judgment and granting in part and denying in part United States' motion for partial summary judgment entered 3/31/15.

FTC v. LARRY S. GLICKER, No. 3:15-cv-00019 (S.D. Ohio)

Parties: Larry S. Glickler d/b/a Burford-Connelly & Glickler Funeral Home

Assigned Attorneys: Kerala T. Cowart (DOJ)

Alleged Conduct: Violations of the Trade Regulation Rule Concerning Funeral Industry Practices in connection with the deceptive advertising of caskets.

Status: Complaint filed 1/20/15.
Consent decree entered 1/23/15.

FTC v. LENTINE, No. 1:15-cv-0033 (E.D. Tenn.)

Parties: Lou Lentine
Viatek Consumer Products Group, Inc.

Assigned Attorneys: Susan E. Arthur (SWR)

Alleged Conduct: Violations of Section 5(a) of the FTC Act in connection with the deceptive promotion or offering for sale of Viatek Mosquito Shield Bands.

Status: Complaint filed 2/17/15.

FTC v. RAMEY MOTORS, INC., No. 1:14-cv-29603 (S.D.W.V.)

Parties: Ramey Motors, Inc.
Ramey Automotive Group, Inc.
Ramey Automotive, Inc.
Ramey Chevrolet, Inc.

Assigned Attorneys: ~~Len~~ W. Dowdy (BCP/ENF)

Alleged Conduct: Violations of Section ~~of~~ the FTC Act and the Truth in Lending Act regarding car financing and leasing.

Status: Complaint filed 12/11/14.

FTC v. ROSS-CLAYTON FUNERAL HOME, INC., No. 2:13-cv-851 (M.D. Ala.)

Parties: Ross-Clayton Funeral Home, Inc.
David C. Ross
Eleanor Lewis Dawkins

Assigned Attorneys: P. Connell McNulty (BCP/MP)
Patricia Hsue

Alleged Conduct: Violations of the Commission's Trade Regulation Rule Concerning Funeral Industry Practices by failing to show ~~people~~ a printed or typewritten casket price list.

Status: Complaint filed 11/21/13.

(B) Competition

(None pending)

Hearing on merits held 12/09/11.
Order denying Commission's petition as financial analysis documents and ordering Boehringer to redact and produce the remaining records entered 9/27/12.
Order holding that Boehringer failed to conduct adequate search of its electronically stored information, and ordering Boehringer to run additional searches entered 10/16/12.
Commission's notice of appeal filed 12/11/12.
Boehringer's motion to dismiss appeal filed 1/28/13; Commission's response in opposition filed 2/11/13; Boehringer's reply filed 2/22/13; order denying motion to dismiss entered 4/12/13.
Commission's initial brief filed 6/28/13; appellees' brief filed 8/28/13; Commission's reply brief filed 9/11/13; appellee's final brief filed 10/3/13.
Argument held 10/14/14.
Opinion reversing and remanding to district court entered 2/20/14.

FTC v. PAGLIA,

Commission's motion to enforce ~~D~~ filed 11/24/14; Reckitt's brief in opposition filed 12/8/14; Commission's reply brief filed 12/15/14. Memorandum Opinion directing Reckitt to produce documents for camera review by Special Master entered 3/10/15.

FTC v. THE WESTERN UNION CO.,

SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION

AYUDA INC. ET AL. v. FTC, No. 1:13-CV-1266 (D.D.C)

Parties: Ayuda, Inc.
Catholic Charities of the Archdiocese of Washington DC
Catholic Legal Immigration Network, Inc.
Legal Aid Justice Center

Assigned Attorneys: Michelle Lo (AUSA)
Jack Metzler (OGC)

Nature of Action: Action alleging violation of the Freedom of Information Act.

Status: Complaint filed 8/20/13
Amended complaint filed 12/2/13.
Commission's motion for summary judgment filed on 2/12/14; Ayuda's
opposition and cross-motion for summary judgment filed 4/8/14;
Commission's reply/cross opposition due 7/17/14; Ayuda's reply to
opposition to cross-motion for partial summary judgment filed
7/31/14.
Order granting in part and denying in part the Commission's motion for
summary judgment and denying Ayuda's cross-motion for partial
summary judgment entered 9/30/14.
Order referring case to mediation entered 3/10/15.

BASIC RESEARCH v. FTC No. 15-4014 (10th Cir.); No. 2:09-CV-00779 (D. Utah)

Parties: Basic Research
A.G. Waterhouse
Sovage Dermalogic Laboratories
Carter-Reed Company, LLC
Dynakor Pharmacal
Dennis Gay
Mitchell K. Friedlander

Assigned Attorneys: Lemuel Dowdy (BCP/ENF)
Frank Gorman
Mark Hegedus (OGC)
Gerald Kell (DOJ/CPB)
Jeannette Swent (AUSA)

Nature of Action: Declaratory judgment action cl

weight loss products.

Status:

Complaint filed 8/31/09.
Motion to dismiss complaint filed 10/09; plaintiffs' response in
opposition filed 12/23/09; Commission's reply filed 1/22/10;
plaintiffs' sur-reply filed 4/1/10.

Appellant's brief filed 5/6/14; Commission's answering brief filed 8/6/14;
appellant's reply brief filed 9/24/14.
Oral argument held 1/13/15.

CENTER FOR DIGITAL DEMOCRACY v. FTC, No. 1:14-cv-02084 (D.D.C.)

Parties: Center for Digital Democracy

Assigned Attorneys: Marian L. Borum (AUSA)
Bradley Grossman (OGC)

Nature of the Action: Freedom of Information Act action regarding the release of records.

Status: Complaint filed 12/11/14.
Commission's motion for summary judgment filed 3/23/15.

COMPASSION OVER KILLING v. FTC, No. 15-15107 (9th Cir.), No. 3:13-cv-1385 (N.D.

Commission's reply brief filed 10/27/14.
Order denying plaintiff's motion for summary judgment and granting the
Commission's motion for summary judgment entered 12/23/14.
Notice of Appeal filed 1/20/15.
Appellants' opening brief due 6/15; government's brief due 7/16/15.

Status: Complaint and motion for preliminary injunction by LabMD filed 3/20/14.
Commission's motion to dismiss filed 4/7/14; LabMD's response filed 4/11/14.
Order granting Commission's motion to dismiss entered 5/12/14.
Notice of appeal by LabMD filed 5/14/14.
LabMD's emergency motion for injunction pending appeal filed 5/15/14;
Commission's opposition filed 5/19/14; motion denied 5/19/14.
LabMD's opening brief filed 6/24/14; Commission's responsive brief due 7/28/14; LabMD's reply brief filed 8/11/14.
Oral argument held 12/9/14.
Opinion affirming district court entered 1/21/15.

PHARMACEUTICAL RESEARCH AND MANUFACTURERS OF AMERICA v. FTC, No. 14-5182 (D.C. Cir.); No. 13-cv-01974 (D.D.C)

Parties: Pharmaceutical Research and Manufacturers of America

Assigned Attorney: Michele Arington (OGC)

Nature of Action: Action for injunctive and declaratory relief under the Administrative Procedure Act challenging the FTC's issuance of a rule that addresses when a transaction involving the transfer of rights to a patent in the pharmaceutical industry is reportable under the HSR Act.

Status: Complaint filed 12/12/13.
Motion for Summary Judgment filed by PhRMA 2/7/14; Commission's opposition and cross-motion for summary judgment filed 3/10/14; PhRMA's reply and opposition to cross-motion filed 3/24/14; Commission's reply brief filed 3/31/14.
Memorandum Opinion denying PhRMA's motion for summary judgment and granting Commission's cross-motion for summary judgment entered 5/30/14.
Notice of appeal filed 7/25/14.
PhRMA's brief due 11/10/14; Commission's brief filed 12/10/14; reply brief filed 12/24/2014.
Oral argument held 3/24/15.

AMICUS CURIAE BRIEFS or PARTIAL INTERVENTIONS

BATMAN v. FACEBOOK, No. 13-16819 (9th Cir.)

Assigned Attorneys: Imad Abyad (OGC)

Nature of Action: Private action concerning Facebook's use of users' names and images for advertisements without their consent.

IN RE LAMICTAL DIRECT PURCHASER ANTITRUST LITIGATION, No. 14-1243 (3rd Cir.);
No.2:12-CV-00995 (D.N.J.)

Assigned Attorneys: Markus Meier (BC)
Jamie R. Towey
Melanie J. Brown
Mark S. Hegedus (OGC)

Nature of Action: Private action involving antitrust claims that an exclusive license that effectively prevents a branded company from launching an authorized generic constitutes a payment-for-delay in restraint of trade.

Status: Brief of the FTC as amicus curiae, opposing defendants' motion to dismiss, filed 10/5/12.
Order granting motion to dismiss filed 12/6/12.
Notice of appeal filed 12/21/12.
Order, staying appeal pending U.S. Supreme Court's decision in FTC v. Actavis, Inc. entered 2/26/13.
Defendants motion to remand case back to district court filed 6/20/13; appellants' response filed 6/25/13.
Court of appeals order remanding the case to the district court for further proceedings entered 7/2/13.
District court order reaffirming order of dismissal entered 1/24/14.
Notice of appeal docketed 1/30/14.
Commission's brief as amicus curiae in support of appellants filed 4/28/14.
Commission's motion for leave to participate in oral argument filed 7/16/14.
Oral argument held 11/19/14.

MORAN v. THE SCREENING PROS No. 12-57246 (9th Cir.)

Assigned Attorney: Jack Metzler (OGC)

Nature of Action: Private action involving Fair Credit and Reporting Act provision limiting the time period for listing misdemeanors on a report.

Status: Brief of the Consumer Financial Protection Bureau and the Federal Trade Commission as amicus curiae filed in support of plaintiff's Section 605(a) claim filed on 10/7/13.
Argument held 2/2/15.

MOTOROLA MOBILITY, LLC V. AU OPTRONICS CORP. No. 14-8003 (7th Cir.);
No. 1:09-cv-06610 (E.D. Ill.)

Assigned Attorneys: Mark S. Hegedus (OGC)

Nature of Action: DOJ action involving the standard for assessing effects on U.S. commerce in applying the Foreign Trade Antitrust Improvements Act.

Status: Brief of the United States and the Federal Trade Commission as amicus curiae in support of petition for rehearing en banc filed 6/27/14.
Order granting panel rehearing entered 7/1/14.
Brief of the United States and the Federal Trade Commission as amicus curiae on the merits of the case filed 9/5/14.
Oral argument held 11/13/14.
Opinion affirming district court entered 11/26/14.
Motorola Mobility's petition for rehearing en banc filed 12/17/14.
Order denying Motorola Mobility's petition for rehearing en banc entered 1/12/15.
Petition for writ of certiorari filed 3/16/15.

MYLAN PHARMACEUTICALS, INC v. CELGENE CORP.No. 2:14-cv-02094 (D.N.J.)

Assigned Attorneys: Kara L. Monahan (BC)

Nature of Action: Private action addressing the question of whether, and to what extent, antitrust law places limits on a private company's ability to block generic

Order denying motion to hold appeal in abeyance entered 1/16/15.
Opinion affirming judgment of the district court entered 2/10/15.
Appellants' petitions for rehearing en banc filed 2/24/15.