FIN

that IRN's a

C.F.R. § 310.3(b).

3. IRN neither admits nor denies any of the allegations in the Complaint, except as

to establish jurisdiction.

4. IRN waives any cl that it may have under the Equal Access to Justice Act, 28 U.S.C. § 2412, concerning the prosecution of this action through the date of this Order, and agrees to bear its own costs and attorney fees.

5. IRN and the Commission waive all

C. "Chargeback" means a procedure whereby an issuing bank or other financial institution charges

D. "Chargeback Rate

used to charge or debit accounts through the use of

otherwise, Pass Payment Processing includes, among other things: (a) reviewing and approving

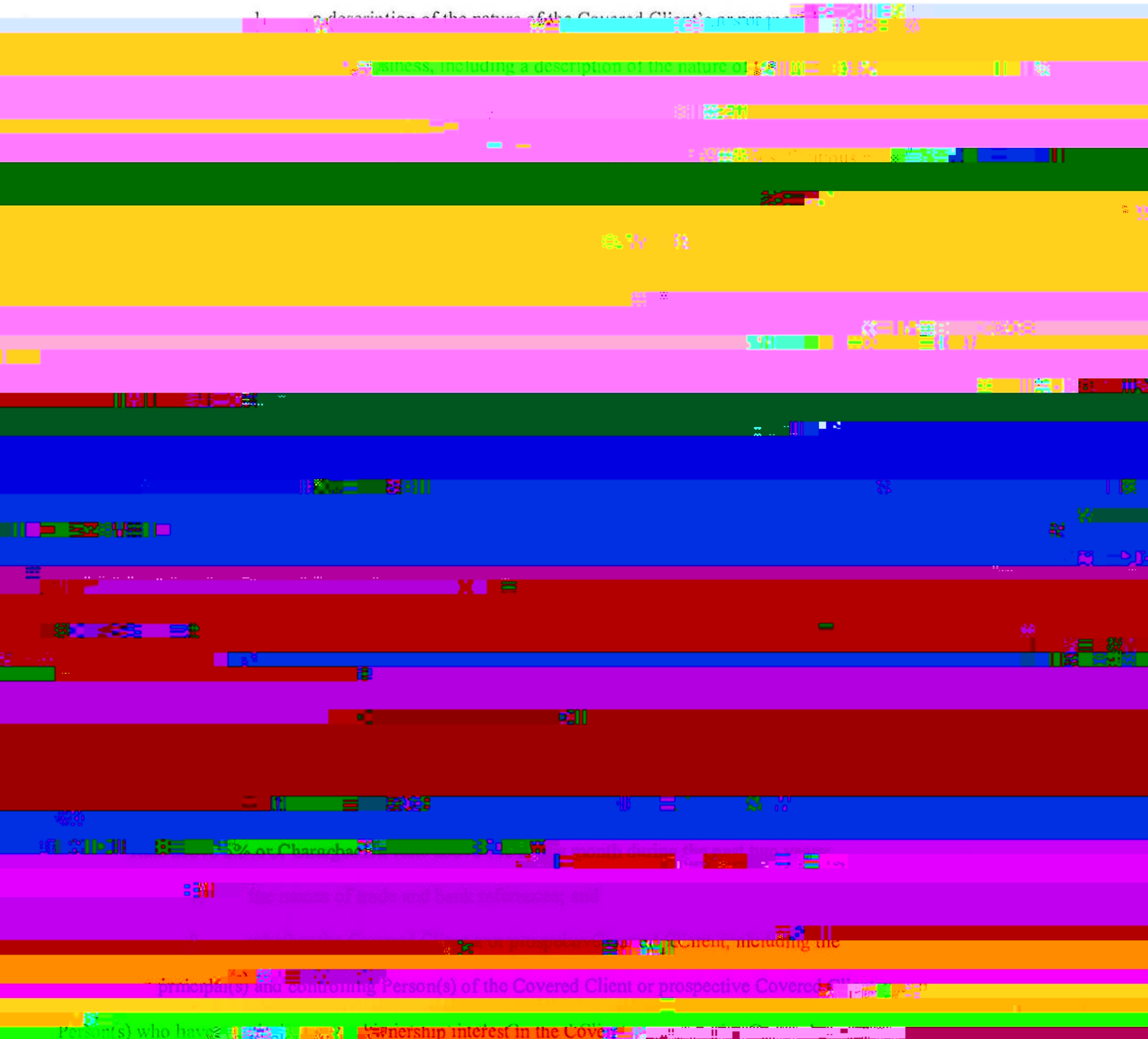
merchant applications for payment processing services

eferred to as a "demand

draft." "

efinition, an RCC

originates as a paper-based transaction



Client, and any corporate

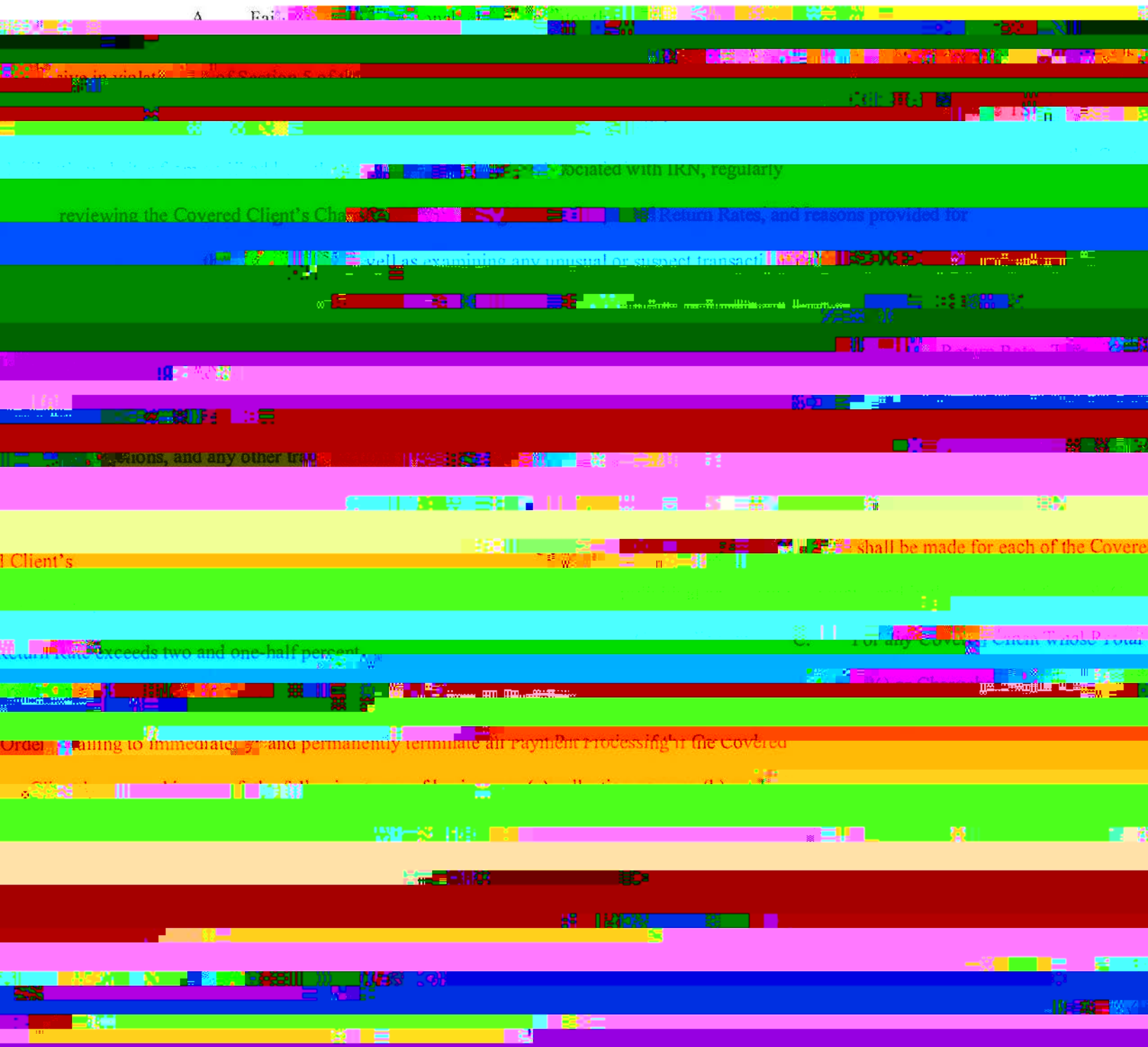
of Section 5 of the FTC Act, the TSR, or this Order.

III.

MONITORING OF COVERED CLIENT

IT IS FURTHER ORDERED that

an



engaging in:

A. Misrepresenting, directly or by implication, any [illegible] the performance, efficacy, nature, or central characteristics of any goods and services;

B. Misrepresenting, directly or by implication, any material aspect of the nature or terms of any refund, cancellation, exchange, or repurchase policy;

IT IS FURTHER ORDERED that:

[illegible] Thousand Five

[illegible] ($400,000) which is as [illegible] indersigned counsel it holds in escrow

namely:

1. The letter from IRN's [illegible] Commission counsel S. Spe[illegible]dge signed by Linda A. Golds[illegible]n on August 6, 2013, including the following attachments:

(a) Declaration of IRN Payment Systems by James E. Marchese, Vice [illegible] Financ[illegible] Agreement between Independant Resources Network and Global Payment Systems, LLC, including amendments and exhibits;

(b) [illegible] Credit Line Agreement from Merrick Bank [illegible] LLC [Bates IRN 00141-00142];

(c) The Financial Report of Independant Resources Network from August 20[illegible]09 through December 2012 [Bates IRN 00147-00149];

(e) The Microsoft Excel file relating to IRN's clients with char

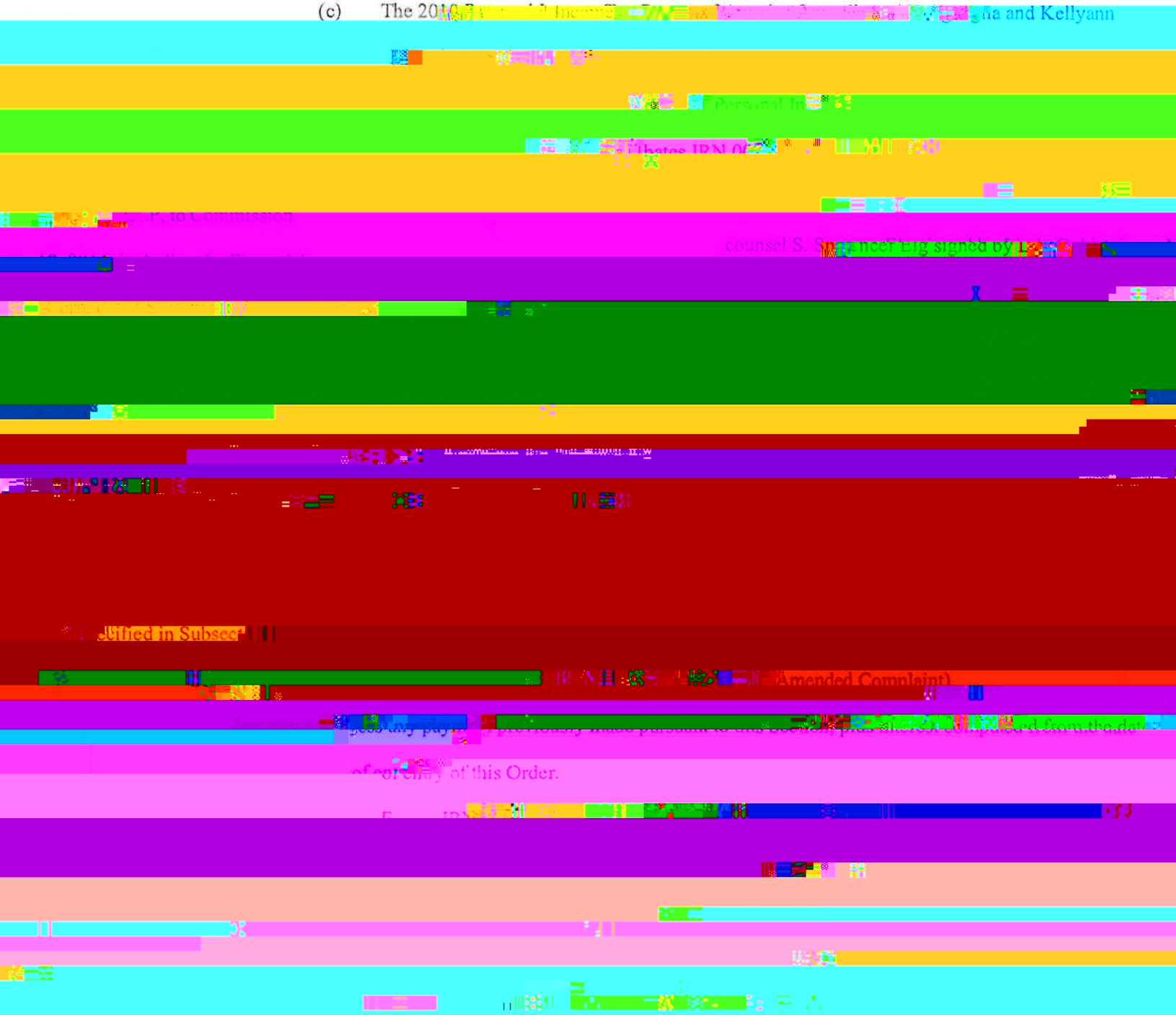
(f) The spreadsheet of payment ap is relating to cash advances by IRN Payment Systems, LLC to Innovative Wealth [bates IRN 00151];

[bates IRN 00153];

4

November 8, 2013 at 5:00 pm EDT to S Spencer Flo

[bates IRN 00430];


(c)
and Kellyann
Amended Complaint)
of this Order.

H. The facts alleged in the Complaint will be taken as true, without further proof, in any subsequent civil litigation by or on behalf of the Commission in a proceeding to enforce its rights to any payment or money judgment pursuant to this Order, including the nondischargeability complaint to be filed in accordance with Bankruptcy Code § 523(a)(2)(A), and this Order will have collateral estoppel effect for such purposes.

J. IRN acknowledges that its Taxpayer Identification Number may be used for purposes of collecting and reporting on any delinquent amount arising out of this Order, in accordance with 31 U.S.C. § 7701.

K. All money paid to the Commission pursuant to this Order may be deposited into a fund administered by the Commission or its designee to be used for equitable relief, including consumer redress and any attendant expenses for the administration of any redress fund. If a representative of the Commission decides that direct redress to consumers is wholly or partially impracticable or money remains after redress is completed, the Commission may apply any remaining money for such other equitable relief (including consumer information remedies) as it determines to be reasonably related to IRN's practices alleged in the Complaint. Any money not used for such equitable relief is to be deposited to the U.S. Treasury as disgorgement. IRN has no right to challenge any actions the Commission or its representatives may take pursuant to this Subsection.